

Fishertown Water Association
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RULES AND REGULATIONS
TABLE OF CONTENTS

SECTION ONE DEFINITIONS

SECTION TWO REQUIREMENTS OF PRIVATE WATER SUPPLY

SECTION THREE CONDITIONS AND PROCEDURES FOR INITIAL SERVICE

SECTION FOUR RIGHT OF INSPECTION

SECTION FIVE SPECIFICATIONS AND STANDARDS

SECTION SIX EXTENSIONS OF WATER SYSTEM

SECTION SEVEN MAINTENANCE AND REPAIR

SECTION EIGHT UNLAWFUL USE OF WATER SYSTEMS

SECTION NINE CROSS CONNECTIONS

SECTION TEN WATER SUPPLY

SECTION ELEVEN GENERAL PROVISIONS

SECTION TWELVE BILLING

SECTION THIRTEEN LATE PAYMENTS

SECTION FOURTEEN DISCONTINUANCE OF SERVICE

SECTION FIFTEEN CHANGING RULES, REGULATIONS, AND RATES

SECTION SIXTEEN SERVICE CHARGES

SECTION SEVENTEEN MISCELLANEOUS CHARGES

SECTION EIGHTEEN RATES

Fishertown Water Association

RULES AND REGULATIONS

1. SECTION ONEDEFINITIONS

1.1. Unless the context specifically indicates otherwise, the meaning of the terms shall be as follows:

- 1.1.1. Application: Form used by an Owner to apply for service from the Water System. To be considered complete, the form will be accompanied by the appropriate Service Charges, a schedule for installation of required facilities, and registration of the contractor who is to perform the installation.
- 1.1.2. Building: Each single-family dwelling unit, Multiple Dwelling Unit, Multiple Use Unit, store, shop, office, business, institution, commercial, or industrial unit, contained within any structure, erected and intended for continuous or periodic habitation, occupancy, or use by humans or animals for which water is or may be used.
- 1.1.3. Connection: The attachment of an Owner's Service Line to the Associations Water Main for the purpose of providing Owner's Building or property with water service.
- 1.1.4. Developer: Any person who desires to construct, at their own expense and cost, a water main extension to serve any one or more Buildings or other uses and to connect said extension to the existing Water System.
- 1.1.5. Engineer: A registered professional engineer who is retained by the Association, including any authorized member of the staff of such engineer.
- 1.1.6. Inspector: The person or persons appointed by the Association to inspect Existing or proposed facilities of the Water System, Service Lines, Meters, and Building piping and fixtures.
- 1.1.7. May: is permissive
- 1.1.8. Multiple Dwelling Unit: A building with individual apartments, Mobile Home Park with individual units, a multi-family or multi-unit dwelling project. Does not include motels or hotels which contract for occupancy terms of less than one month.

Fishertown Water Association

RULES AND REGULATIONS

- 1.1.9. Multiple Use Unit: A combination of single-family dwelling, store, shop, office, business, institutional, commercial, and/or industrial units contained within one Building for which the Association has determined that more than one use exists.
- 1.1.10. Meter: The part of the Water System which registers and records the consumption of water.
- 1.1.11. Owner: Any and all persons vested with title, legal or equitable, sole or partial, of a Building or other real estate.
- 1.1.12. Person: An individual, firm, company, association, society, corporation, partnership, or other group or entity.
- 1.1.13. Service Line:

Fishertown Water Association owned & maintained that part of the system including the Saddle, Corporation Stop, Curb Stop, and piping extending from the water main to the customer's property line. The Meter, whether located within the structure or in a Pit exterior of the Structure is the property of the Association.

Owner owned & Maintained: that part of the piping extending from the curb box or meter pit to the structure wall being served. All interior piping is the responsibility of the owner.

- 1.1.14. Shall: Is mandatory
- 1.1.15. Water Main: A pipe or conduit that carries water.
- 1.1.16. Water System: The pipe, fittings, and appurtenances Owned and operated by the Association, including Water Mains, Meters, and defined portions of the Service Line.

2. SECTION TWO REQUIREMENTS OF PRIVATE WATER SUPPLY

2.1. The maintenance of private water systems by Persons receiving water service from the Association represents a significant public health hazard due to potential cross connection. It shall be unlawful for any Owner or other Person receiving water service from the Association to construct or maintain any private or other water supply without the knowledge and written consent of the Association. No such private water supply is to be connected to any building plumbing system or to any facility allowing human consumption.

Fishertown Water Association

RULES AND REGULATIONS

3. SECTION THREE CONDITIONS AND PROCEDURES FOR INITIAL SERVICE

- 3.1. No person shall make or cause to be made any Connection with the Water System until they have fulfilled all of the following conditions and procedures:
 - 3.1.1. Any Owner desiring the introduction of service and/or Connection to the Water System of the Association must first make a written Application on the form furnished by the Association, at least two (2) weeks before the service is required.
 - 3.1.2. The Application shall state the address; the name of the Owner; the purpose for which service will be used; and the size of service line, connection, and meter desired.
 - 3.1.3. The Application must be signed by the Owner or his duly authorized agent. The Application together with the rules and regulations of the Association shall regulate and control the service of water to the Building.
 - 3.1.4. The Application must be accompanied by the required Services Charges and any other fees established by the Association.
 - 3.1.5. The Application must contain a proposed date when the Service Line will be ready for inspection and making Connection. (See item 3.9)
- 3.2. When an Application has been made for a new service or for reinstatement or change in an existing service, it is assumed that the piping and fixtures which the service will supply are in order to receive the service. The Association shall not be liable in any case for any accident, breaks, or leakage arising in any way in connection with the supply of water or failure to supply water, or the freezing of pipes or fixtures, nor for any damage to the Building which may result from the usage or non-usage of water supplied to the Building.
- 3.3. The Owner shall notify the Association, at least seventy two (72) hours prior to the time when Connection will be made, in order that an Inspector can be present to inspect and approve the Service Line work and Connection.
- 3.4. At the time of the inspection of the Service Line and Connection, the Owner shall permit the inspector full and complete access to all pipes and appurtenances in each Building and in and about all parts of the property. No portion of the work shall be covered over, or in any manner concealed, until after it is inspected and approved by the Inspector.
- 3.5. No water Service Line shall be laid in the same trench with a sewer or gas pipe or with any facility of a public service company, or within three feet of any excavation or vault, without written approval of the Association.
- 3.6. The Owner will provide, free of charge and expense to the Association, a location for installation of a Meter Pit.

Fishertown Water Association

RULES AND REGULATIONS

- 3.7. At the discretion of the Board, the Meter may be located in an outside pit. This will particularly apply to mobile homes. It is to have a suitable iron cover. In general, the pit is to be located at the property line. Installation will generally be by the Association.
- 3.8. The inspector shall signify his approval of the connection by endorsing his name and date of approval on the application form.
- 3.9. The Association shall install an isolation gate valve on the inlet side of the Meter and a dual check backflow preventer on the outlet side of the Meter.

4. SECTION FOUR..... RIGHT OF INSPECTION

- 4.1. The Association and its duly authorized representatives and employees, bearing the proper credentials and identification, shall be permitted to enter upon all property for the purpose of inspection, observation, testing and retesting of the Meter, Service Line, and Connection, at all reasonable hours.
- 4.2. The Association and its duly authorized representatives and employees, bearing proper credentials and identification, shall be permitted to enter upon all property at all reasonable hours for the purpose of conducting surveys and investigations of water use practices to determine whether there are actual or potential cross connections through which contaminants could backflow to the Water System.

5. SECTION FIVE..... SPECIFICATIONS AND STANDARDS

- 5.1. A separate Meter and Connection will be required for each Building, whether constructed as a detached unit or as one of a pair or row. A single Connection will be permitted to serve a school, factory, or other permanent Multiple Dwelling Unit or Multiple Use Unit structure whose individual units may not be subject to separate ownership. A single Connection will be permitted for an apartment or mobile home park, as long as each apartment unit or mobile home park unit is individually metered by and at the expense of the owner. Existing apartments and mobile home park will be required to meter individually only in the event of substantial expansion or renovation.
- 5.2. No repairs, alterations or additions to any Service Line or Connection shall be made unless the Owner first receives permission from the Association.

Fishertown Water Association

RULES AND REGULATIONS

- 5.3. No person shall be allowed to permit any other Persons or Buildings to use his Connection, or connect with his Service Line, piping or fixtures, except upon written permission of the Association.
- 5.4. The minimum size Service Line and connection for any Building shall be three quarters (3/4) inch diameter pipe where the distance from the Water Main to the Building is not more than one hundred (100) feet. Where the distance from the Water Main to the Building is greater than one hundred (100) feet but less than four hundred (400) feet, the minimum size Service Line and Connection shall be one (1) inch diameter pipe. The size of the Connection for Large customers, fire protection systems, and Buildings more than four hundred (400) feet from the water main shall be considered on an individual basis by the Association.
- 5.5. A Service Line and Connection shall not be installed so as to pass through property of Persons other than the Owner of the Building to be supplied, unless the Owner of the Building to be supplied obtains a right-of-way from the Person whose property the Service Line and Connection will pass through. Such right-of-way shall be recorded with Recorder of Deeds at the Bedford County Courthouse.
- 5.6. When an owner desires water service to a Building which does not have an existing Water Main (or an existing main of adequate size) in the roadway abutting the Building, the Owner shall be required to extend the Water Main at his sole cost. The size and length of the Water Main extension shall be determined by the Association.
- 5.7. All Service Line and Connection pipe shall be placed on a three (3) inch deep limestone dust aggregate base and backfilled with limestone dust aggregate to at least six (6) inches above the top of the pipe. Where rock is encountered on the trench bottom, over excavate six inches and backfill with limestone dust. All pipes shall have at least 36-48 inches of cover. All pipes are to be laid in a straight grade, avoiding summits and depressions which could collect air and sediment. The pipe is to be "snaked" in the trench to allow at least an additional three (3) inches per one hundred (100) feet of length for thermal expansion and contraction of the pipe.
- 5.8. All connections to the Water Main of less than two (2) inches in diameter shall utilize a corporation stop. All connections to polyvinyl chloride (PVC) Water Main of any size and ductile iron pipe of less than six (6) inches in diameter shall also utilize a saddle. The saddle shall have a single strap and be of bronze construction with corporation stop threads, Mueller H - 13400 or H - 16000 series or equal. Mueller H - 15008 or equal for three quarters (3/4) inch and one (1) inch corporation stops; Mueller H - 15013 or equal for one and one half (1-1/2) inch stops. If the connection is two inches or greater in diameter; a tee and gate valve shall be used.

Fishertown Water Association

RULES AND REGULATIONS

- 5.9. All Service Lines less than 2 inches in diameter shall be equipped with a curb stop and box located at the property line and with the top mounted flush with the ground surface. The curb stop shall be of bronze construction, with check without drain, and be equipped with compression connections for copper service tubing or CTS black poly, (black poly must have SS stiffening insert): Mueller H -1504-2 Oriseal III or equal for three quarters (3/4) inch and one(1)inch curb stops for cooper tube service outside diameter both ends; Mueller H-15172 Mark II Oriseal or equal for three quarters (3/4) inch and one (1) inch curb stops for copper tube service outside diameter tubing one end/ inside iron pipe thread other end. The curb boxes shall be Mueller H- 10314 complete with stationary rod and #87081 lid or equal.
- 5.10. Service Lines and Connections may be type CTS Black Poly Tubing with Compression connections.
- 5.11. All Service Lines and Connection pipe and appurtenances may be subject to a hydrostatic pressure test of 135 psi for fifteen (15) minutes with no appreciable water leakage (less than one (1) fluid ounce per one hundred (100) feet of pipe at the sole cost of the Owner.
- 5.12. Consumers using water for fire protection systems, steam generation or heat systems are warned not to depend upon the hydraulic or hydrostatic pressure of the water system. Steam and hot water heating plants and hot water generators and storage tanks shall in all cases be provided with a check valve in the water supply piping and other proper devices to prevent damage or collapse if the water supply should be shut off or fail for any reason. The Association in no case will be responsible for accident or damage resulting from the imperfect installation or action of check valves or other devices or from the omission of such installation.

6. SECTION SIX..... EXTENSIONS OF WATER SYSTEM

- 6.1. Any Developer shall comply with the provisions of this section.
- 6.2. In a newly constructed apartment building, each unit shall have a separate meter and curb box.
- 6.3. In accordance with state recommendations, no service will be granted in situations where water pressure cannot be maintained above 20 PSI. A request for service which would require the Association to operate and maintain additional pumping and water storage facilities (which would be an additional operation and maintenance cost for the Association), will not be permitted.

Fishertown Water Association

RULES AND REGULATIONS

- 6.4. The Developer shall submit two (2) copies of plans for any proposed Extension of the Water System to the Association for review, comments, recommendations and approval. Plans shall be drawn on 24"x 36" sheets. Plan views shall be shown at a scale of 1" = 50' and include a north point, a suitable title block, date, and the name of the Developer's surveyor and imprint of his registration seal.
- 6.5. Prior to final acceptance to any Water System extension by the Association, the Developer shall furnish to the Association "Record Drawings" showing the location of all Water Mains, valves, and curb boxes relative to permanent Landmarks such as buildings, trees, utility poles, or property corners.
- 6.6. Easements for Water Mains to be constructed outside of dedicated street right-of-ways shall be recorded in the name of the Association. Highway occupancy permit for Water Mains constructed within dedicated street right-of-ways shall be obtained in the name of the Association.
- 6.7. All pipe used for the water main extensions where the static pressure is less than 100 PSI shall either be AWWA DR-18 PVC. Where static pressures greater than 100 PSI are encountered, Class 150, AWWA C900 DR14 PVC pipe will be used. Mains shall have push-on joints for flexibility, expansion, and contraction. The PVC pipe shall conform to AWWA C-900. The minimum depth of cover shall be forty-eight. (48) inches.
- 6.8. All Water Mains and Service Lines shall be placed on a three (3) inch deep aggregate base and backfilled with limestone dust to at least six (6) inches above the top of the pipe. Where rock is encountered on the trench bottom, over excavate six inches and backfill with limestone dust. All pipe shall have at least forty-eight (48) inches of cover mechanically tamped in layers not to exceed twelve (12) inches. All pipe is to be laid in a straight grade; avoiding summits and depressions which could collect air and sediment. Where Water Mains or Service Lines are installed in traveled portions of roadways, including shoulders, berms, median strips, etc., the pipe shall be backfilled with Limestone dust to the surface.
- 6.9. Main line valves shall be non-rising stem gate valves with mechanical Joint ends and conform to AWWA C-500.
- 6.10. All proposed developments shall include provisions for fire protection. The maximum distance from any portion of a building in the development to a fire hydrant shall be 600 feet.
- 6.11. No water Main smaller than four (4) inches shall be used. No Water Mains smaller six (6) inches diameter shall provide flow to a fire Hydrant. Dead ends are to be avoided. Any dead ends which are absolutely necessary, shall be equipped with a blow off.

Fishertown Water Association

RULES AND REGULATIONS

- 6.12. Depending on the layout of the existing Water System and /or the Potential for future development beyond the area in question, the size of a Water Main extension could vary, based upon review and recommendations of the Association.
- 6.13. All fire hydrants shall be traffic type with 5-1/4 inch main valve opening. All hydrants shall conform to AWWA C-502 and be equipped with one 4-1/2 inch pumper nozzle and two 2-1/2 inch hose nozzles. The Developer shall verify nozzle thread dimensions with the local fire company chief prior to purchasing the hydrant.
- 6.14. Fire hydrants shall be American Darling Fire hydrant, catalog number B50B Quick Fix Ground Line and equal. Hydrants shall have a six (6) inch mechanical joint inlet connection with Positive automatic drain, National Standard 1-1/2 inch pentagon operating Nut and open left (counterclockwise).
- 6.15. All Water Mains shall be subject to a 150psi hydrostatic pressure test. The duration of the test shall be two hours. The allowable leakage shall not exceed 10 gallons per inch of pipe diameter per mile of pipe per 24 hours. The Developer shall provide the pump, pipe connection and all necessary apparatus for testing.
- 6.16. All Water Mains shall be disinfected in accordance with AWWA C-65 to Association Acceptance.
- 6.17. Service Lines shall be installed while Water Main extension is being constructed.
- 6.18. The Association will supervise the connection of the Water Main extension to the Water System. The Developer shall furnish the necessary labor, equipment, fittings, and/or valve to make the connection.
- 6.19. Installation of the Water Mains and all appurtenances shall be subject to full time inspection by the Association's Inspector at the sole cost of the Developer. If the installation of the Water Mains or appurtenances has been properly made, written approval will be furnished to the Developer or his designated representative. If the work is not satisfactory, the Inspector shall advise what must be done to meet the Associations requirements.
- 6.20. No Water Main extension constructed by a Developer will be Approved for use and acceptance by the Association until the scope of the Water Main project is formally approved by the Association, all connection and inspection fees have been paid, the Association has been reimbursed in full for all inspection costs incurred by the inspector during construction, testing, and approval, and the Water Main extension has been dedicated to the Association.

Fishertown Water Association

RULES AND REGULATIONS

7. SECTION SEVEN..... MAINTENANCE AND REPAIR

- 7.1. The Association shall have the ultimate responsibility for the use, operation, Maintenance and repair of the Water System from the source of supply up to and including the individual curb stop.
- 7.2. Connections to the Main, including tapping saddle, corporation stop, Service Line and curb stop, inclusive, shall be maintained and repaired by the Association. Surface restorations shall be limited to those improvements made by the state, township or borough in their right of way. The Association shall not be responsible for replacing any driveways, walks, or other surface property placed in the right of way by the property owner.
- 7.3. The Owner shall maintain the curb box at grade, in good alignment and keep it Clear of obstructions and replace broken or missing covers so that the curb stop can be operated whenever necessary. Curb boxes shall not be fenced in, paved Over, or otherwise made inaccessible. If the curb stop is not accessible and the Association finds it necessary to excavate or align the curb box, clear it of Obstructions, or make any other repairs to the curb box, the Association will bill any associated costs to the Owner.
- 7.4. The Association reserves the sole right to turn the curb stop on or off. Should repairs to the Service Line or other piping and fixtures be required, a plumber shall obtain written approval from the Association to operate the curb stop to facilitate repairs. The Association is authorized as a condition of service to operate the curb stop as required and shall have the right to test service lines for leakage at any time. When operating curb stops the Association will take all reasonable precautions to avoid damages to the service line, but will not assume the costs of the repairs that may be required due to operation of the curb stop.
- 7.5. The maintenance and protection of meter pits and appurtenances, including maintaining the meter pit at grade, is the responsibility of the Owner. Meter pits shall not be fenced in, paved over, or otherwise made inaccessible. If the meter pit is not accessible for Association use, the Association has the right to make it accessible and/or operate and bill any associated costs to the Owner.
- 7.6. All Service Lines downstream from the curb stop or meter pit, including the outlet coupling; as well as all building piping and fixtures, are the responsibility of the Owner and shall be maintained and repaired by the Owner at his own cost. Repairs to Service Lines upstream of the Meter shall be subject to the direction, approval and inspection of the Association.
 - 7.6.1. The Association shall in no event be responsible for maintenance or damage done by water escaping from the Service Line or any other pipe or fixture downstream of the curb stop or meter pit.

Fishertown Water Association

RULES AND REGULATIONS

- 7.6.2. If a leak develops in a customer Service Line or customer owned service Connection, the Owner shall repair it without delay. If such repair work is not Completed within a reasonable period (normally 48 hours) as specified by the Association (by telephone, in person or in writing to the Owner), the Association may discontinue service without notice until such time as the condition is corrected.
- 7.6.3. When there is a leak in any Service Line from the curb stop or meter pit to the Owner's premises and the Owner cannot be readily found or shall refuse to make the necessary repairs, the Association shall have the right, but not the duty, to make the necessary repairs. Any cost incurred by the Association in repairing or controlling leaks which are determined to be the Owners responsibility will be charged to the Owner.
- 7.7. All meters are the property of the Association and will be maintained and repaired by the Association. The Association will assume the cost associated with ordinary wear and tear. However, should damage to the Meter occur due to freezing, hot water, carelessness, or negligence, the repairs shall be at the expense of the Owner.
 - 7.7.1. The Owner shall notify the Association of any damage to or any stop in the registration of the Meter, as it comes to his knowledge or the knowledge of any user of his Connection.
 - 7.7.2. No seal placed by the Association shall be tampered with or defaced. It shall not be broken except upon authorization of the Association. Where the seal is broken, the Association reserves the right to remove the Meter for test at the expense of the Owner. It is a violation of Clause 6, Section 34, Act of 1974 of the Laws of Pennsylvania or break of deface the seal.
 - 7.7.3. The Association reserves the sole right to remove a Meter from its setting. Owners shall provide the Association, when required, unimpeded and non-hazardous access to the Meter at reasonable times. Should it be necessary to remove a Meter from its setting, notice shall immediately be given to the Association.
 - 7.7.4. The Owner is responsible for maintaining piping on either side of an indoor Meter in good condition and valved on both sides of the meter so that the Meter may be removed or replaced conveniently and without damaging such piping. If a problem should develop subsequent to meter removal or replacement due to poor condition of the piping or valves, the Owner shall be responsible for any necessary repairs and associated costs.
 - 7.7.5. In the event of a Service Line leak, the Association will shut off the water at the Curb stop and/or Meter Pit. If the leak stops by that action, it shall be deemed the responsibility of the Owner. If the leak is not stopped by that action, it shall be the responsibility of the Association.

Fishertown Water Association

RULES AND REGULATIONS

- 7.7.6. If the Curb Stop is inaccessible, the Owner shall be required to reimburse The Association for labor and machinery costs incurred in making the Curb Stop accessible and, if required, Curb Box replacement. The Owner shall make and assume the costs of any required surface restorations. If the Curb Stop is inoperable, the Association will excavate to the Curb stop and repair or replace it as necessary. The Association shall also make and assume the costs for required surface restorations. The Association will then shut off water at the Curb Stop. If the leak is not stopped by that action, it shall be the responsibility of the Association.
- 7.7.7. It shall be the responsibility of the Association to effect repairs on the Service line between the Main and the Curb stop and/or Meter Pit. Leaks discovered on the Customer Service Line, before, during or after the Association's repair actions remain the responsibility of the Owner. Unless the Owner has made a prior agreement with the Association to use on site Association assets to effect leak repairs on a Customer Service Line and pay any associated costs, the Association will not make Customer Service Line repairs.
- 7.7.8. The Association will not normally conduct exploratory excavations unless it is clearly evident that a problem is the responsibility of the Association. However, the Association may make exploratory excavations at the Owner's request if the Owner agrees to pay all costs if either no leak is discovered or the leak is the Owner's responsibility. If the Association's excavation discovers a leak on the Customer Service Line, work will cease, if practical. Unless the Owner has made a prior agreement with the Association to use on site Association assets to effect leak repairs on a Customer Service Line and pay any associated costs, the Association will not make Customer Service Line repairs.
- 7.7.9. If the Association is not able to immediately notify the Owner and determines that the Association's water supply is threatened or in the interest of public safety and welfare that any leak on a Customer Service Line requires immediate repair, the Association is authorized to affect such repair and the reasonable costs of repair shall be assessed against the owner.
- 7.7.10. Service Line repair work performed by the Association, for whatever reason, does not alter any responsibility of the Owner in any manner with respect to future maintenance or repairs.
- 7.7.11. The Association may at any time require the Owner to install in connection with his service pipes, such valves, pressure regulators, tank or other apparatus as may be, in the opinion of the Association, required for the safeguarding and protection of the Association's property or water supply.

Fishertown Water Association

RULES AND REGULATIONS

7.7.12. When it is necessary to renew an existing Connection, the Association will renew the connection at no cost to the Owner. This renewal is limited to items from the main to Curb Stop and/or Meter Pit of the same size and in the same location as the old one. If the Owner, for his own convenience, desires the New Service Line at some other location, he will be responsible for payment of all expenses. These include the cost of shutting off the old Service Line at the main, a new corporation stop and saddle, and additional pipe, excavation, and resurfacing.

7.7.13. When the Owner desires a change in location or size of an existing Service Line, the cost of the change shall be borne by the Owner.

8. SECTION EIGHT UNLAWFUL USE OF WATER SYSTEM

8.1. No person shall open a fire hydrant or use any water from a hydrant for recreation, sprinkling streets, construction, filling of swimming pools, or any other purpose without a permit from the Association, under the penalty prescribed by law. Use of fire hydrants by qualified fire company personnel is authorized in case of fire. Fire companies are also authorized to test the hydrants; if supervised by an authorized agent of the Association.

8.2. No person shall interfere with any fire hydrant. No person shall place any material of any description within eight (8) feet of any fire hydrant or over a valve box without written permission of the Association.

8.3. No outlet shall be permitted on the connection or service pipe supplying a Building, between the water main and the Meter.

8.4. No Owner or Person of a Connection shall be permitted to sell water to another Individual, whether metered or not; nor is any Owner permitted to meter water to another individual without consent of the Board.

9. SECTION NINE CROSS CONNECTIONS

9.1. Cross connections represent a serious health hazard and are subject to government regulation. No connection shall be made between pipes or containers carrying water supplied by the Association and pipes and containers carrying water from any other source, such as a private well.

Fishertown Water Association

RULES AND REGULATIONS

10. SECTION TEN.....WATER SUPPLY

- 10.1. The Association cannot guarantee the volume and/or pressure of water available from its system, and shall not be liable for a deficiency or failure in the supply for any reason. It is the duty of the Owner to protect his plumbing system and property from damage in the event water supply is reduced or shut off.
- 10.2. The Association has the right to reserve a sufficient supply of water at all times to provide for public health, fire protection and other emergencies. In the event of any accident or damage to any part of its work or equipment or breakdown of machinery, or bursting of any Water Main, or any other occurrence affecting its plant or equipment or operation; the Association shall not be liable to any person for any claim or damage arising from an interruption in service, inadequate supply or pressure, quality of water, or any cause beyond its control.
- 10.3. The Association shall prohibit the use of hoses for street, lawn, or garden sprinkling, or for any other purpose when, in its judgment, such action is necessary for the preservation of the water supply. In such event, due notice shall be given by publication in at least one newspaper of local circulation and/or by phone. Should any consumer fail to comply with the requirements of the notice, water service to that customer shall be terminated and service shall not be restored until all costs of terminating and initiating the water have been paid.
- 10.4. If at any time the total water supply shall be insufficient to meet all of the needs of all the users for domestic, commercial, and industrial purposes, the Association must first satisfy all the consumers for domestic purposes before supplying any water for any other purposes or uses.

11. SECTION ELEVENGENERAL PROVISIONS

- 11.1. If any section, paragraph, subsection, clause or provision of these rules and regulations is declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of these rules and regulations as a whole or any other part hereof.
- 11.2. No agent or employee of the Association shall have the right or authority to bind the Association by any promise, agreement or representation contrary to the letter or intent of these rules and regulations.

Fishertown Water Association

RULES AND REGULATIONS

12. SECTION TWELVE.....BILLING

- 12.1. The Owner of each Building or other property receiving service is ultimately responsible for the payment of all water bills.
- 12.2. Bills and notices relating to water service charges will be mailed or delivered to the most recent address specified in writing by the Owner. Failure to receive a water bill does not exempt the Owner from his responsibility to make prompt payment. The presentation of a bill to the Owner or his designated agent is only a matter of accommodation.
- 12.3. Billings will be rendered on a quarterly basis.
- 12.4. All Meters shall be read quarterly, insofar as possible. The quantities recorded by Meter shall be considered conclusive on both the Owner and the Association, except when the Meter has been found to register incorrectly or has ceased to register. In this event, the Association will estimate the bill; taking into consideration average past registrations. The finding thus determined shall be final and binding upon both parties.
- 12.5. Whenever ownership of a Building is transferred, the new Owner must file with the Association, and application for the continuation of the service. Failure to do so will result in the discontinuance of the water supply.
- 12.6. A bill for repairs or replacement of a damaged Meter due to neglect, abuse, or lack of standard protection, will be submitted to the Owner and shall be due within thirty (30) days.

13. SECTION THIRTEEN.....LATE PAYMENTS

- 13.1. A billing date is specified on each bill. Payment is due within thirty (30) days of the billing date. Payments mailed, as evidenced by the United States Postal Service on or prior to the end of the thirty (30) day period will be deemed to be a payment within time period. Payments for which no documentation of delivery exists (i.e. "lost in the mail") will receive no credit.
- 13.2. The water rates and charges imposed hereunder shall be paid not later than the due date, which is thirty (30) days after the billing date. If not paid within thirty (30) days after billing date, in addition to the regular billing charges, the owner or user shall pay as a penalty or surcharge the sum of Twenty-five (\$25.00) Dollars.

Fishertown Water Association

RULES AND REGULATIONS

13.3. If not paid within thirty (30) days after the billing date, the bills shall be deemed to be delinquent, and service to the Building may be discontinued until all delinquent bills, penalties, and charges against the Building have been paid.

14. SECTION FOURTEENDISCONTINUANCE OF SERVICE

14.1. An application for water service may be canceled or water service discontinued on forty-eight (48) hours' notice for violation of any of the following reasons:

- 14.1.1. Failure of the Owner to pay a water bill and/or other charges when due.
- 14.1.2. Tampering with any Meter, or with any Service Line, or curb stop, or box, or permitting tampering by others.
- 14.1.3. Use of water by a Person for any purpose other than as described in the Application.
- 14.1.4. Use of the water by a Person at any location other than as described in the Application.
- 14.1.5. Waste of water by a Person.
- 14.1.6. Vacancy of a Building.
- 14.1.7. Failure of the Owner to maintain the service line between the curb box and Meter in good order.
- 14.1.8. Refusal of access to property for purpose of inspecting Owner's Service Line, piping, and fixtures; as well as inspecting, reading, maintaining, or removing Meters.
- 14.1.9. Failure to comply with water use restrictions which may be imposed from time to time.
- 14.1.10. Violation by Owner of these rules and regulations.
- 14.1.11. Pursuant to any other laws of the Commonwealth of Pennsylvania.

Fishertown Water Association

RULES AND REGULATIONS

- 14.2. The Owner is responsible for construction activities on his property that may impact the Water System. Any damage to a Service Line or Water Main caused by careless undermining or by negligent excavating or backfilling of excavation such as for the installation of private drains, sewers, buried cable, or other purpose authorized by the Owner shall be chargeable to the Owner and/or the person causing damage. If the cost associated with repair of the Service Line and/or Water Main is not paid within thirty (30) days, the Association reserves the right to discontinue water service.
- 14.3. The Association shall have the right to interrupt water supply without notice in case of breakdowns or for unavoidable causes, or for the purpose of making necessary repair or connections. Reasonable notice will be given when practical. In no case shall the Association be liable for any damage or Inconvenience suffered.
- 14.4. When two or more Buildings are supplied through a single water service, any violation of the rules and regulations of the Association by any one Owner shall be deemed a violation by all, and the Association may enforce compliance with this rule by shutting off the entire service. Action shall not be taken until the non-violating Owner(s) have been given a reasonable notice and opportunity to install separate Connections.
- 14.5. In the event any water service charge or total of such charges and surcharges shall remain unpaid for a period of longer than thirty (30) days from the billing date, the Association may terminate and discontinue water service to the Owner to which the water and water service have been rendered. Upon such termination of service, the Association shall impose discontinuation charge. A service initiation will be charged when service is restored.

15. SECTION FIFTEEN..... CHANGING RULES, REGULATION, AND RATES

- 15.1. The Association reserves the right to change or amend from time to time these rules, regulations, and rates for the Water System, in manner provided by law.

16. SECTION SIXTEEN..... SERVICE CHARGES

- 16.1. A Connection Fee may be charged to the Owner for Connection of a Service Line. This fee is to cover the Association's actual cost if the Association is required to assume responsibility for the installation of a corporation, saddle, Service Line, curb stop and box and surface restoration; from an existing Water Main to the property line of Owner.

Fishertown Water Association

RULES AND REGULATIONS

- 16.2. For a Service Line other than the above, a customer's facilities fee in an amount equal to the actual cost of engineering review, Meter installation, and Service Line inspection work performed by the Association will be charged to the Owner. Upon making Application for the issuance of a permit for connection, the Association will prepare a written estimate of the cost of engineering review, Meter installation, and Service Line inspection.
- 16.3. A tapping fee of Fifteen hundred dollars plus parts and labor. (\$1,500 + parts/labor) is to be paid by the Owner for Connection of a three quarters (3/4) inch Service Line serving a single-family dwelling. This fee is to cover the Association's average cost of providing excess capacity to serve such future customers.

17. SECTION SEVENTEENMISCELLANEOUS CHARGES

- 17.1. Any owner who makes a late payment immediately prior to shut off will be subject to a Twenty-five Dollar (\$25.00) shut off fee.
- 17.2. Any Owner desiring a supply of water from a previously discontinued service and each new Owner of a Building already connected must submit with his Application for service a payment of Twenty-five dollars (\$25.00) for initiating service. No service shall be furnished by the Association to an Owner until all arrears for water service, repairs, or other charges then incurred or previously owed with respect to the Building shall have been paid, or satisfactory arrangement for payment has been made.
- 17.3. Any Owner desiring a temporary or permanent discontinuance of service shall notify the Association in writing of this desire along with a payment of Twenty-five dollars (\$25.00) for termination service. The Association, upon service, shall make a final Meter reading and the final bill shall be due and payable within ten (10) days of transfer.
- 17.4. Any Owner desiring to transfer ownership of property and water service shall Notify the Association of this desire and a final Meter reading and bill will be Prepared at no charge to the Owner. The bill shall be due and payable within Ten (10) days of transfer.
- 17.5. If requested in writing by Owner, the Association will conduct a test of the accuracy the Meter supplying his building. A deposit of fifty dollars (\$50.00) shall accompany the request. The Association shall record the actual labor and other expense involved. A minimum of twenty-five dollars (\$25.00) will be charged. If the Meter is found to be registering more than AWWA specifications allow, the Owner will not be billed, and his deposit will be returned. If the meter is within standards, the Owner will be billed for testing. The unused portion of the deposit will be refunded.

Fishertown Water Association

RULES AND REGULATIONS

- 17.6. The charge for the reinstallation or changing of a Meter when removed due to damage in any way due to the negligence of the Owner shall be equal to the cost of repair or replacement of the damaged Meter.
- 17.7. A temporary supply of water may be available from a fire hydrant; subject to the following. The person desiring such a service must make a written application to the Association and pay a fifty-dollar (\$50.00) Application Fee. The Association will provide the services of an attendant for operating the fire hydrant. The customer will be responsible for payment of the water obtained; at a charge of thirty-five dollars (\$35.00) per thousand gallons plus the cost of the attendant.
- 17.8. The Association will provide water from a fire hydrant at no charge for uses it defines as charitable. Water so used, including the routine filling of fire company equipment, will be at times and at locations approved by the Association.

18. SECTION EIGHTEEN RATES

18.1. The quarterly charges for water service shall be as follows:

RATES	METERED CONSUMPTION
\$93.00 minimum charge (per dwelling or use unit)	Up to 10,000 gallons per quarter

Each 1,000 gal in excess of 10,000 gallons per Quarter:

Residential: \$10.00 ea. 1,000 gallons or portion thereof over minimum

Commercial: \$10.00 ea. 1,000 gallons or portion thereof over minimum

- 18.2. The minimum quarterly charge applies to each Building, Multiple Dwelling Unit and Multiple Use Unit.
- 18.3. Where an apartment, townhouse, mobile home park or other Multiple Dwelling Unit receives water service through a single meter under contract with a single owner, the minimum quarterly charge for water service shall apply to each dwelling unit.
- 18.4. Where a Multiple Use Unit receives water service through a single meter under contract with a single Owner, the minimum quarterly charge for water service shall apply to each use unit.

Fishertown Water Association

RULES AND REGULATIONS

19. SECTION NINETEEN REPEALER

19.1. All prior laws and rules and regulations shall not be applicable after the effective date of these rules and regulations, and these rules and regulations should supersede the same.