

**WATER UTILITY TARIFF
FOR**

Northern Hills Development Company, Inc.
(Utility Name)

21306 Park Royale Dr.
(Business Address)

Katy, TX 77450
(City, State, Zip Code)

(281) 578-2667
(Area Code/Telephone)

This tariff is effective for utility operations under the following Certificate of Convenience and Necessity:

11996

This tariff is effective in the following county (ies):

Grayson

This tariff is effective in the following cities or unincorporated towns (if any):

N/A

This tariff is effective in the following subdivision or systems:

Northern Hills Water Service: PWS #0910126

TABLE OF CONTENTS

The above utility lists the following sections of its tariff (if additional pages are needed for a section, all pages should be numbered consecutively):

SECTION 1.0 – RATE SCHEDULE.....	2
SECTION 2.0 – SERVICE RULES AND POLICIES.....	4
SECTION 3.0 – EXTENSION POLICY.....	12
SECTION 4.0 – DROUGHT CONTINGENCY PLAN.....	17
APPENDIX A – SAMPLE SERVICE AGREEMENT	
APPENDIX B – APPLICATION FOR SERVICE	

SECTION 1.0 -- RATE SCHEDULE

Section 1.01 Rates

<u>Meter Size</u>	<u>Monthly Minimum Charge</u>	<u>Gallonge Charge</u>
5/8" or 3/4"	\$35.00 (includes 0 gallons)	\$6.53 per 1000 gallons

* City of Denison purchased water rate increase for Commercial/Industrial Users. See Ordinance Number 4312 of the City Council of the City of Denison.

FORM OF PAYMENT: The utility will accept the following forms of payment: Cash X, Check X, Money Order X, Credit Card ____, Other (specify) ____ THE UTILITY MAY REQUIRE EXACT CHANGE FOR PAYMENTS AND MAY REFUSE TO ACCEPT PAYMENTS MADE USING MORE THAN \$1.00 IN SMALL COINS. A WRITTEN RECEIPT WILL BE GIVEN FOR CASH PAYMENTS.

REGULATORY ASSESSMENT 1.0% TCEQ RULES REQUIRE THE UTILITY TO COLLECT A FEE OF ONE PERCENT OF THE RETAIL MONTHLY BILL.

Section 1.02 - Miscellaneous Fees

TAP FEE \$500.00 TAP FEE COVERS THE UTILITY'S COSTS FOR MATERIALS AND LABOR TO INSTALL A STANDARD RESIDENTIAL 5/8" or 3/4" METER. AN ADDITIONAL FEE TO COVER UNIQUE COSTS IS PERMITTED IF LISTED ON THIS TARIFF.

TAP FEE (Unique costs) Actual Cost FOR EXAMPLE, A ROAD BORE FOR CUSTOMERS OUTSIDE OF SUBDIVISIONS OR RESIDENTIAL AREAS.

TAP FEE (Large meter)..... Actual Cost TAP FEE IS THE UTILITY'S ACTUAL COST FOR MATERIALS AND LABOR FOR METER SIZE INSTALLED.

METER RELOCATION FEE Actual Relocation Cost, Not to Exceed Tap Fee THIS FEE MAY BE CHARGED IF A CUSTOMER REQUESTS THAT AN EXISTING METER BE RELOCATED.

METER TEST FEE \$ 25.00 THIS FEE WHICH SHOULD REFLECT THE UTILITY'S COST MAY BE CHARGED IF A CUSTOMER REQUESTS A SECOND METER TEST WITHIN A TWO-YEAR PERIOD AND THE TEST INDICATES THAT THE METER IS RECORDING ACCURATELY. THE FEE MAY NOT EXCEED \$25.

SECTION 1.0 – RATE SCHEDULE (Continued)

RECONNECTION FEE

THE RECONNECT FEE MUST BE PAID BEFORE SERVICE CAN BE RESTORED TO A CUSTOMER WHO HAS BEEN DISCONNECTED FOR THE FOLLOWING REASONS (OR OTHER REASONS LISTED UNDER SECTION 2.0 OF THIS TARIFF):

- a) Non payment of bill (Maximum \$25.00) \$25.00
- b) Customer’s request that service be disconnected \$20.00

TRANSFER FEE..... \$35.00

THE TRANSFER FEE WILL BE CHARGED FOR CHANGING AN ACCOUNT NAME AT THE SAME SERVICE LOCATION WHEN THE SERVICE IS NOT DISCONNECTED

LATE CHARGE (EITHER \$5.00 OR 10% OF THE BILL)..... 10%

TCEQ RULES ALLOW A ONE-TIME PENALTY TO BE CHARGED ON DELINQUENT BILLS. A LATE CHARGE MAY NOT BE APPLIED TO ANY BALANCE TO WHICH THE PENALTY WAS APPLIED IN A PREVIOUS BILLING.

RETURNED CHECK CHARGE \$25.00

RETURNED CHECK CHARGES MUST BE BASED ON THE UTILITY’S DOCUMENTABLE COST.

CUSTOMER DEPOSIT RESIDENTIAL (Maximum \$50)..... \$0.00

COMMERCIAL & NON-RESIDENTIAL DEPOSIT 1/6TH OF ESTIMATED ANNUAL BILL

GOVERNMENTAL TESTING, INSPECTION AND COSTS SURCHARGE:

WHEN AUTHORIZED IN WRITING BY TCEQ AND AFTER NOTICE TO CUSTOMERS, THE UTILITY MAY INCREASE RATES TO RECOVER INCREASED COSTS FOR INSPECTION FEES AND WATER TESTING. [30 TAC 291.21(K)(2)]

LINE EXTENSION AND CONSTRUCTION CHARGES:

REFER TO SECTION 3.0--EXTENSION POLICY FOR TERMS, CONDITIONS, AND CHARGES WHEN NEW CONSTRUCTION IS NECESSARY TO PROVIDE SERVICE.

Pass Through Provision

For Utilities subject to changes in costs imposed by any non-affiliated provider of purchased water or sewer or a groundwater conservation district having jurisdiction over the Utility, these increases (decreases) shall be passed through as an adjustment to the gallonage charge according to the formula:

Adjusted Gallonage Rate:

$$AG = G + B/(1-L), \text{ Where:}$$

AG = adjusted gallonage charge, rounded to nearest one cent

G = approved gallonage charge, per 1,000 gallons

B = change in fee (per 1,000 gallons)

L = water or sewer line loss for preceding 12 months, not to exceed 0.15 (15%)

SECTION 2.0 -- SERVICE RULES AND POLICIES

The utility will have the most current Texas Commission on Environmental Quality Rules, Chapter 291, Water Utility Regulation, available at its office for reference purposes. The Rules and this tariff shall be available for public inspection and reproduction at a reasonable cost. The latest Rules or Commission approved changes to the Rules supersede any rules or requirements in this tariff.

Section 2.01 - Application for Water Service

All applications for service will be made on the utility's standard application or contract form (attached in the Appendix to this tariff), will be signed by the applicant, any required fees (deposits, reconnect, tap, extension fees, etc. as applicable) will be paid and easements, if required, will be granted before service is provided by the utility. A separate application or contract will be made for each service location.

Section 2.02 - Refusal of Service

The utility may decline to serve an applicant until the applicant has complied with the regulations of the regulatory agencies (state and municipal regulations) and for the reasons outlined in the TCEQ Rules. In the event that the utility refuses to serve an applicant, the utility will inform the applicant in writing of the basis of its refusal. The utility is also required to inform the applicant that a complaint may be filed with the Commission.

Section 2.03 - Fees and Charges & Easements Required Before Service Can Be Connected

(A) Customer Deposits

If a residential applicant cannot establish credit to the satisfaction of the utility, the applicant may be required to pay a deposit as provided for in Section 1.02 - Miscellaneous Fees of this tariff. The utility will keep records of the deposit and credit interest in accordance with TCEQ Rules.

Residential applicants 65 years of age or older may not be required to pay deposits unless the applicant has an outstanding account balance with the utility or another water or sewer utility which accrued within the last two years.

Nonresidential applicants who cannot establish credit to the satisfaction of the utility may be required to make a deposit that does not exceed an amount equivalent to one-sixth of the estimated annual billings.

Refund of deposit - If service is not connected, or after disconnection of service, the utility will promptly refund the customer's deposit plus accrued interest or the balance, if any, in excess of the unpaid bills for service furnished. The utility may refund the deposit at any time prior to termination of utility service but must refund the deposit plus interest for any residential customer who has paid 18 consecutive billings without being delinquent.

SECTION 2.0 -- SERVICE RULES AND POLICIES (Continued)

(B) Tap or Reconnect Fees

A new customer requesting service at a location where service has not previously been provided must pay a tap fee as provided in Section 1. A customer requesting service where service has previously been provided must pay a reconnect fee as provided in Section 1. Any applicant or existing customer required to pay for any costs not specifically set forth in the rate schedule pages of this tariff shall be given a written explanation of such costs prior to request for payment and/or commencement of construction. If the applicant or existing customer does not believe that these costs are reasonable or necessary, the applicant or existing customer shall be informed of their right to appeal such costs to the TCEQ or such other regulatory authority having jurisdiction over the utility's rates in that portion of the utility's service area in which the applicant's or existing customer's property(ies) is located.

Fees in addition to the regular tap fee may be charged if listed specifically in Section 1 to cover unique costs not normally incurred as permitted by 30 T. A. C. 291.86(a)(1)(C). For example, a road bore for customers outside a subdivision or residential area could be considered a unique cost.

(C) Easement Requirement

Where recorded public utility easements on the service applicant's property do not exist or public road right-of-way easements are not available to access the applicant's property, the Utility may require the applicant to provide it with a permanent recorded public utility easement on and across the applicant's real property sufficient to provide service to that applicant. Such easement(s) shall not be used for the construction of production, storage, transmission or pressure facilities unless they are needed for adequate service to that applicant.

Section 2.04 - Utility Response to Applications for Service

After the applicant has met all the requirements, conditions and regulations for service, the utility will install tap, meter and utility cut-off valve and/or take all necessary actions to initiate service. The utility will serve each qualified applicant for service within 5 working days unless line extensions or new facilities are required. If construction is required to fill the order and if it cannot be completed within 30 days, the utility will provide the applicant with a written explanation of the construction required and an expected date of service.

Except for good cause where service has previously been provided, service will be reconnected within one working day after the applicant has met the requirements for reconnection.

Section 2.05 - Customer Responsibility

The customer will be responsible for furnishing and laying the necessary customer service pipe from the meter location to the place of consumption. Customers will not be allowed to use the utility's cutoff valve on the utility's side of the meter. Existing customers may install cutoff valves on their side of the meter and are encouraged to do so. All new customers may be required to install and maintain a cutoff valve on their side of the meter.

SECTION 2.0 -- SERVICE RULES AND POLICIES (Continued)

No direct connection between a public water supply system and any potential source of contamination or between a public water supply system and a private water source (ex. private well) will be allowed. A customer shall not connect, or allow any other person or party to connect, onto any water lines on his premises.

Section 2.06 - Customer Service Inspections

Applicants for new service connections or facilities which have undergone extensive plumbing modifications are required to furnish the utility a completed customer service inspection certificate. The inspection certificate shall certify that the establishment is in compliance with the Texas Commission on Environmental Quality Rules and Regulations for Public Water Systems, Section 290.46(j). The Utility is not required to perform these inspections for the applicant/customer, but will assist the applicant/customer in locating and obtaining the services of a certified inspector.

Section 2.07 - Back Flow Prevention Devices

No water connection shall be allowed to any residence or establishment where an actual or potential contamination hazard exists unless the public water facilities are protected from contamination by either an approved air gap, backflow prevention assembly, or other approved device. The type of device or backflow prevention assembly required shall be determined by the specific potential hazard identified in §290.47(i) Appendix I, Assessment of Hazards and Selection of Assemblies of the TCEQ Rules and Regulations for Public Water Systems.

The use of a backflow prevention assembly at the service connection shall be considered as additional backflow protection and shall not negate the use of backflow protection on internal hazards as outlined and enforced by local plumbing codes. When a customer service inspection certificate indicates that an adequate internal cross-connection control program is in effect, backflow protection at the water service entrance or meter is not required.

At any residence or establishment where it has been determined by a customer service inspection, that there is no actual or potential contamination hazard, as referenced in Section 290.47(i) Appendix I, Assessment of Hazards and Selection of Assemblies of the TCEQ Rules and Regulations for Public Water Systems, then a backflow prevention assembly or device is not required. Outside hose bibs do require, at a minimum, the installation and maintenance of a working atmospheric vacuum breaker.

All backflow prevention assemblies or devices shall be tested upon installation by a TCEQ certified backflow prevention assembly tester and certified to be operating within specifications. Backflow prevention assemblies which are installed to provide protection against health hazards must also be tested and certified to be operating within specifications at least annually by a certified backflow prevention assembly tester.

SECTION 2.0 -- SERVICE RULES AND POLICIES (Continued)

If the utility determines that a backflow prevention assembly or device is required, the utility will provide the customer or applicant with a list of TCEQ certified backflow prevention assembly testers. The customer will be responsible for the cost of installation and testing, if any, of backflow prevention assembly or device. The customer should contact several qualified installers to compare prices before installation. The customer must pay for any required maintenance and annual testing and must furnish a copy of the test results demonstrating that the assembly is functioning properly to the utility within 30 days after the anniversary date of the installation unless a different date is agreed upon.

Section 2.08 - Access to Customer's Premises

The utility will have the right of access to the customer's premises at all reasonable times for the purpose of installing, testing, inspecting or repairing water mains or other equipment used in connection with its provision of water service, or for the purpose of removing its property and disconnecting lines, and for all other purposes necessary to the operation of the utility system including inspecting the customer's plumbing for code, plumbing or tariff violations. The customer shall allow the utility and its personnel access to the customer's property to conduct any water quality tests or inspections required by law. Unless necessary to respond to equipment failure, leak or other condition creating an immediate threat to public health and safety or the continued provision of adequate utility service to others, such entry upon the customer's property shall be during normal business hours and the utility personnel will attempt to notify the customer that they will be working on the customer's property. The customer may require any utility representative, employee, contractor, or agent seeking to make such entry identify themselves, their affiliation with the utility, and the purpose of their entry.

All customers or service applicants shall provide access to meters and utility cutoff valves at all times reasonably necessary to conduct ordinary utility business and after normal business hours as needed to protect and preserve the integrity of the public drinking water supply.

Section 2.09 - Meter Requirements, Readings, and Testing

One meter is required for each residential, commercial, or industrial connection. All water sold by the utility will be billed based on meter measurements. The utility will provide, install, own and maintain meters to measure amounts of water consumed by its customers.

Meters will be read at monthly intervals and as nearly as possible on the corresponding day of each monthly meter reading period unless otherwise authorized by the Commission.

Meter tests. The utility will, upon the request of a customer, and, if the customer so desires, in his or her presence or in that of his or her authorized representative, make without charge a test of the accuracy of the customer's meter. If the customer asks to observe the test, the test will be made during the utility's normal working hours at a time convenient to the customer. Whenever possible,

SECTION 2.0 -- SERVICE RULES AND POLICIES (Continued)

the test will be made on the customer's premises, but may, at the utility's discretion, be made at the utility's testing facility. If within a period of two years the customer requests a new test, the utility will make the test, but if the meter is found to be within the accuracy standards established by the American Water Works Association, the utility will charge the customer a fee which reflects the cost to test the meter up to a maximum \$25 for a residential customer. Following the completion of any requested test, the utility will promptly advise the customer of the date of removal of the meter, the date of the test, the result of the test, and who made the test.

Section 2.10 - Billing

(A) Regular Billing

Bills from the utility will be mailed monthly unless otherwise authorized by the Commission. The due date of bills for utility service will be at least sixteen (16) days from the date of issuance. The postmark on the bill or, if there is no postmark on the bill, the recorded date of mailing by the utility will constitute proof of the date of issuance. Payment for utility service is delinquent if full payment, including late fees and the regulatory assessment, is not received at the utility or the utility's authorized payment agency by 5:00 p.m. on the due date. If the due date falls on a holiday or weekend, the due date for payment purposes will be the next workday after the due date.

(B) Late Fees

A late penalty of either \$5.00 or 10.0% will be charged on bills received after the due date. The penalty on delinquent bills will not be applied to any balance to which the penalty was applied in a previous billing. The utility must maintain a record of the date of mailing to charge the late penalty.

(C) Information on Bill

Each bill will provide all information required by the TCEQ Rules. For each of the systems it operates, the utility will maintain and note on the monthly bill a local or toll-free telephone number (or numbers) to which customers can direct questions about their utility service.

(D) Prorated Bills - If service is interrupted or seriously impaired for 24 consecutive hours or more, the utility will prorate the monthly base bill in proportion to the time service was not available to reflect this loss of service.

Section 2.11 - Payments

All payments for utility service shall be delivered or mailed to the utility's business office. If the business office fails to receive payment prior to the time of noticed disconnection for non-payment of a delinquent account, service will be terminated as scheduled. Utility service crews shall not be allowed to collect payments on customer accounts in the field.

Payment of an account by any means that has been dishonored and returned by the payor or payee's bank, shall be deemed to be delinquent. All returned payments must be redeemed with cash or valid

SECTION 2.0 -- SERVICE RULES AND POLICIES (Continued)

money order. If a customer has two returned payments within a twelve month period, the customer shall be required to pay a deposit if one has not already been paid.

Section 2.12 - Service Disconnection

(A) With Notice

Utility service may be disconnected if the bill has not been paid in full by the date listed on the termination notice. The termination date must be at least 10 days after the notice is mailed or hand delivered.

The utility is encouraged to offer a deferred payment plan to a customer who cannot pay an outstanding bill in full and is willing to pay the balance in reasonable installments. However, a customer's utility service may be disconnected if a bill has not been paid or a deferred payment agreement entered into within 26 days from the date of issuance of a bill and if proper notice of termination has been given.

Notice of termination must be a separate mailing or hand delivery in accordance with the TCEQ Rules.

(B) Without Notice

Utility service may also be disconnected without notice for reasons as described in the TCEQ Rules.

Section 2.13 - Reconnection of Service

Utility personnel must be available during normal business hours to accept payments on the day service is disconnected and the following day unless service was disconnected at the customer's request or due to a hazardous condition.

Service will be reconnected within 36 hours after the past due bill, reconnect fees and any other outstanding charges are paid or the conditions which caused service to be disconnected are corrected.

Section 2.14 - Service Interruptions

The utility will make all reasonable efforts to prevent interruptions of service. If interruptions occur, the utility will re-establish service within the shortest possible time. Except for momentary interruptions due to automatic equipment operations, the utility will keep a complete record of all interruptions, both emergency and scheduled and will notify the Commission in writing of any service interruptions affecting the entire system or any major division of the system lasting more than four hours. The notice will explain the cause of the interruptions.

SECTION 2.0 -- SERVICE RULES AND POLICIES (Continued)

Section 2.15 - Quality of Service

The utility will plan, furnish, and maintain production, treatment, storage, transmission, and distribution facilities of sufficient size and capacity to provide a continuous and adequate supply of water for all reasonable consumer uses. Unless otherwise authorized by the Commission, the utility will maintain facilities as described in the Texas Commission on Environmental Quality Rules and Regulations for Public Water Systems.

Section 2.16 - Customer Complaints and Disputes

If a customer or applicant for service lodges a complaint, the utility will promptly make a suitable investigation and advise the complainant of the results. Service will not be disconnected pending completion of the investigation. If the complainant is dissatisfied with the utility's response, the utility must advise the complainant that he has recourse through the Texas Commission on Environmental Quality complaint process. Pending resolution of a complaint, the commission may require continuation or restoration of service.

The utility will maintain a record of all complaints which shows the name and address of the complainant, the date and nature of the complaint and the adjustment or disposition thereof, for a period of two years after the final settlement of the complaint.

In the event of a dispute between a customer and a utility regarding any bill for utility service, the utility will conduct an investigation and report the results to the customer. If the dispute is not resolved, the utility will inform the customer that a complaint may be filed with the Commission.

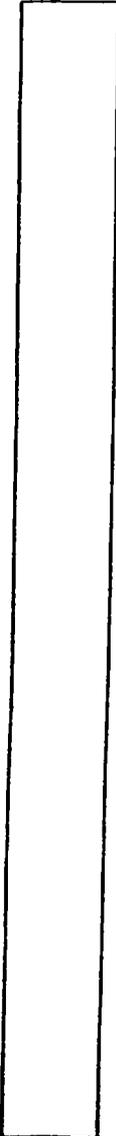
Section 2.17 - Customer Liability

Customer shall be liable for any damage or injury to utility-owned property shown to be caused by the customer.

SECTION C EXTENSION POLICY

No contribution in aid of construction may be required of any customer except as provided for in the following extension policy, which must be a consistent, non-discriminatory policy which is subject to the approval of the Commission.

The Northern Hills Development Co., has no present policy, past policy or future policy for extension of lines. All customers who request the privilege of tapping the water line are required to lay their own extension lines to the present utility service and the company, pursuant to the uniform tap fees previously mentioned, will tap the line and place the meter in service,



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To revise a tariff on file with the Commission, use the proper initial in the right-hand column, as follows:

NC-No Change; C-Regulation Change; D-Discontinued; I-Increase; R-Rate; R-Rate Reduction; ...

Mail the tariff to the Commission for approval. List the Revision Number _____ . The Commission will review it, stamp and return it, or request additional information.

PUBLIC UTILITY COMMISSION OF TEXAS	
APPROVED	
NOV 27 1986	DOCKET 5837
FILE W-19-5	BY.....
TARIFF CLERK	

SECTION _____

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NC-No Change; C-Regulation Change; D-Discontinued; I-Increase; B-Stay; R-Rate Reduction; P-Change in Cost, but no change in rate or regulation

Mail the tariff to the Commission for approval. List the Revision Number _____ will review it, stamp and return it, or request additional information if needed.

REV: 5-82

PUBLIC UTILITY COMMISSION OF TEXAS
APPROVED
DEC 15 1985 DOCKET 5837
FILE W-19-5 BY.....
TARIFF CLERK

SECTION 4.0 -- DROUGHT CONTINGENCY PLAN
(Utility must attach copy of TCEQ approved Drought Contingency Plan)

DROUGHT CONTINGENCY PLAN

for

NORTHERN HILL DEVELOPMENT COMPANY, INC.

**P. O. Box 1161
Denison, TX 75020**

CCN #11996

PWS #0910126

Section 1 Declaration of Policy, Purpose and Intent

In cases of extreme drought, periods of abnormally high usage, system contamination, or extended reduction in ability to supply water due to equipment failure, temporary restrictions may be instituted to limit non-essential water usage. The purpose of the Drought Contingency Plan is to encourage customer conservation in order to maintain supply, storage, or pressure or to comply with the requirements of a court, government agency or other authority.

Please note: Water restriction is not a legitimate alternative is a water system does not meet the Texas Natural Conservation Commission's (TNRCC) capacity requirements under normal conditions or if the utility fails to take all immediate and necessary steps to replace or repair malfunctioning equipment.

I, **Jo Ann Evans**, being the responsible official for the **Northern Hills Development Company, Inc.** (hereinafter referred to as the utility), request a minor tariff amendment to include the enclosed Drought Contingency Plan.

TEXAS COM. ON ENVIRONMENTAL QUALITY

CCN 11996 11/14/07
APPROVED TARIFF BY SP/SP
Jo Ann Evans

9/15/05
Date

Section 2 Public Involvement

Opportunity for the public to provide input into the preparation of the Plan was provided by a bill insert inviting comment (please see attached).

Section 3 Public Education

The Northern Hills Development Company, Inc. will periodically provide the public with information about the Plan, including information about the conditions under which each stage of the Plan is to be initiated or terminated and the drought response measures to be implemented in each stage.

Drought plan information will be provided by utility bill inserts.

Section 4 Coordination with Regional Water Planning Groups

The service area of the Northern Hill Development Company, Inc. is located with the North Texas Municipal Water District Regional Water Planning Group. A copy of this Plan has been mailed to them.

Section 5 Notice Requirements

Written notice will be provided to each customer **prior to implementation or termination of each stage of the water restriction program.** Mailed notice must be given to each customer 72 hours prior to the start of water restriction. If notice is hand delivered, the utility cannot enforce the provisions of the plan for 24 hours after notice is provided. The written notice to customers will contain the following information:

1. The date restrictions will begin;
2. The circumstances that triggered the restrictions;
3. The stages of response and explanation of the restrictions to be implemented; and
4. An explanation of the consequences for violations.

Section 6 Violations

1. First Violation: The customer will be notified by written notice of their specific violation.

TEXAS COMM. ON ENVIRONMENTAL QUALITY

CCN 1199E MAY 14 '07

APPROVED TARIFF BY SPK/P

2. Subsequent Violations:

- a. After written notice, the utility may install a flow restricting device in the line to limit the amount of water which will pass through the meter in a 24-hour period. The utility may charge the customer for the actual cost of installing and removing the flow restricting device, not to exceed \$50.00.
- b. After written notice, the utility may discontinue service at the meter for a period of seven (7) days, or until the end of the calendar month, whichever is less. The normal reconnect fee of the utility will apply for restoration of service.

Section 7 Exemptions or Variances

The utility may grant any customer an exemption or variance from the drought contingency plan for good cause **upon written request**. A customer who is refused an exemption or variance may appeal such action of the utility in writing to the Texas Natural Resource Conservation Commission. The utility will treat all customers equally concerning exemptions and variances, and shall not discriminate in granting exemptions and variances. No exemption or variance shall be retroactive or otherwise justify any violation of this Plan occurring prior to the issuance of the variance.

Section 8 Response Stages

Unless there is an immediate and extreme reduction in water production, or other absolute necessity to declare an emergency or severe condition, the utility declare Stage I restrictions. If, after a reasonable period of time, demand is not reduced enough to alleviate outages, reduce the risk of outages, or comply with restrictions required by a court, government agency or other authority, Stage II may be implemented with Stage III to follow if necessary.

STAGE I

Customer Awareness

Stage I will begin on April 1st of each year with a public announcement to all customers. No notice will be sent the TNRCC.

Stage I will end on September 30th of each year with a public announcement to all customers. No notice will be sent to the TNRCC.

TEXAS COM. ON ENVIRONMENTAL QUALITY

CCN 11990 MAY 14 '07

APPROVED TARIFF BY SP/SP

Utility Measures:

This announcement will be designed to increase customer awareness of water conservation and encourage the most efficient use of water. A copy of the current public announcement on water conservation awareness shall be kept on file available for inspection by the TNRCC.

Voluntary Water Use Restrictions:

Water customers are requested to voluntarily limit the use of water for non-essential purposes and to practice water conservation.

STAGE II

**Voluntary Water Conservation
(Goal: 10% Reduction in Use)**

The water utility will implement Stage II when the utility's wholesale supplier notifies the utility that it is operating on its Stage II restrictions and the distribution limitations of its supplier reaches 80% of its capacity.

Upon initiation and termination of Stage II, the utility will mail a public announcement to its customers. No notice to TNRCC will be sent.

Requirements for Termination:

Stage II of the Plan may end when all of the conditions listed above have ceased to exist for a period of three (3) consecutive days. Upon termination of Stage II, Stage I becomes operative.

Utility Measures:

Visually inspect lines and repair leaks on a daily basis. Monthly review of customer use records and follow-up on any that have unusually high usage.

Voluntary Water Use Restrictions:

Restricted Days/Hours: Water customers are requested to voluntarily limit the irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems. Customers are requested to limit outdoor water to watering on odd or even days only. Those customers that have addresses ending with even numbers (0, 2, 4, 6, 8) shall water only on calendar days ending in even numbers. Those customers with addresses ending with odd numbers shall water only on calendar days ending with odd numbers (1, 3, 5, 6, 9). No customers shall water on week-ends (Saturday or Sunday). Watering is further limited to the hours of 12:00AM until 10:00AM and between 8:00PM and 12:00AM on designated watering days. However, watering is permitted at anytime if it is by means of a hand-held hose, a faucet filled bucket or a watering can of five (5) gallons or less, or by a drip irrigation system.

CCN 1199E MAY 14 '07
APPROVED TARIFF BY SP/SP

STATE III

Mandatory Water Use Restrictions (Goal: 20% Reduction in Use)

The water utility will implement Stage III when the utility's wholesale supplier notifies the utility that it is operating on its Stage III restrictions and the distribution limitations of its supplier reaches 90% of its capacity.

Upon initiation and termination of Stage III, the utility will mail a public announcement to its customers. No notice to TNRCC will be sent.

Requirements for Termination:

Stage III of the Plan may end when all of the conditions listed above have ceased to exist for a period of three (3) consecutive days. Upon termination of Stage III, Stage II becomes operative.

Utility Measures:

Visually inspect lines and repair leaks on a regular basis. Flushing is prohibited except for dead end mains.

Mandatory Water Use Restrictions:

1. **Restricted Days/Hours:** Water customers are requested to voluntarily limit the irrigation of landscaped areas with hose-end sprinklers or automatic irrigation systems. Customers are requested to limit outdoor water to watering on odd or even days only. Those customers that have addresses ending with even numbers (0, 2, 4, 6, 8) shall water only on calendar days ending in even numbers. Those customers with addresses ending with odd numbers shall water only on calendar days ending with odd numbers (1, 3, 5, 6, 9). No customers shall water on week-ends (Saturday or Sunday). Watering is further limited to the hours of 12:00AM until 10:00AM and between 8:00PM and 12:00AM on designated watering days. However, watering is permitted at anytime if it is by means of a hand-held hose, a faucet filled bucket or a watering can of five (5) gallons or less, or by a drip irrigation system.
2. Use of water to wash any motor vehicle, motorbike, boat trailer, airplane or other vehicle is prohibited except on designated watering days between 12:00AM and 10:00AM and between 8:00PM and 12:00AM. Such washing, when allowed, shall be done with a hand-held bucket or a hand-held hose equipped with a positive shutoff nozzle for quick rinses. Vehicle washing may be done at any time on the immediate premises of a commercial car wash or commercial service station. Further, such washing may be exempted from these regulations if the health, safety, and welfare of the public is contingent upon frequent vehicle cleansing, such as garbage trucks and vehicles used to transport food and perishables.
3. Use of water to fill, refill, or add to any indoor or outdoor swimming pools, wading pools, or "jacuzzi" type pools is prohibited except on designated watering days between the hours of 12:00AM and 10:00AM and 8:00PM and 12:00AM.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
CCN 11991-14-07
APPROVED TARIFF BY SP/SP

4. Operation of any ornamental fountain or pond for aesthetic or scenic purposes is prohibited except where necessary to support aquatic life or where such fountains or ponds are equipped with a recirculation system.
5. Use of water from hydrants or flush valves shall be limited to maintaining public health, safety, and welfare.
6. Use of water for the irrigation of golf courses, parks, and green belt areas is prohibited except by hand-held hose and only on designated watering days within the restricted hours as listed above.
7. The following uses of water are defined as non-essential and are prohibited:
 - a. The washing of sidewalks, walkways, driveways, parking lots, tennis courts, or other hard-surfaced areas;
 - b. The washing of buildings or structures for purposes other than immediate fire protection;
 - c. For dust control;
 - d. The flushing of gutters or permitting to run or accumulate in any gutter or street;
 - e. The failure to repair a controllable leak(s) within a reasonable period after having been given notice directing the repair of such leak(s); and
 - f. Any unnecessary waste of water.

STATE IV

Critical Water Use Restrictions (Goal: 25% Reduction in Use)

The water utility will implement Stage IV when the utility's wholesale supplier notifies the utility that it is operating on its Stage IV restrictions and the distribution limitations of its supplier reaches 95% of its capacity, contamination of the water supply or complete failure of water supplier.

Upon initiation and termination of Stage IV, the utility will mail a public announcement to its customers. No notice to TNRCC will be sent.

Requirements for Termination:

Stage IV of the Plan may end when all of the conditions listed above have ceased to exist for a period of three (3) consecutive days. Upon termination of Stage IV, the utility shall mail a public announcement to its customers.

Operational Measures:

The utility shall visually inspect lines and repair leaks on a regular basis. Flushing is prohibited except for dead end mains and only between the hours of 9:00PM and 3:00AM. Emergency interconnects or alternative supply arrangements shall be initiated. All meters shall be read as often as necessary to insure compliance with this program for the benefit of all the customers.

CCN 11996 IV 1 A '07

APPROVED: [Signature]

Mandatory Water Use Restrictions:

All outdoor use of water is prohibited.

1. Watering is absolutely prohibited.
2. Use of water to wash any motor vehicle, motorbike, boat trailer, airplane or other vehicle is absolutely prohibited.

Alternatives:

1. Haul water from an available source.
2. Buy bottled water.

TEXAS COM. ON ENVIRONMENTAL QUALITY

CCN 11998 11/14/07

APPROVED TARIFF BY

SP/SP

APPENDIX A -- SAMPLE SERVICE AGREEMENT

From 30 TAC Chapter 290.47(b), Appendix B

SERVICE AGREEMENT

- I. **PURPOSE.** The NAME OF WATER SYSTEM is responsible for protecting the drinking water supply from contamination or pollution which could result from improper private water distribution system construction or configuration. The purpose of this service agreement is to notify each customer of the restrictions which are in place to provide this protection. The utility enforces these restrictions to ensure the public health and welfare. Each customer must sign this agreement before the NAME OF WATER SYSTEM will begin service. In addition, when service to an existing connection has been suspended or terminated, the water system will not re-establish service unless it has a signed copy of this agreement.

- II. **RESTRICTIONS.** The following unacceptable practices are prohibited by State regulations.
 - A. No direct connection between the public drinking water supply and a potential source of contamination is permitted. Potential sources of contamination shall be isolated from the public water system by an air-gap or an appropriate backflow prevention device.

 - B. No cross-connection between the public drinking water supply and a private water system is permitted. These potential threats to the public drinking water supply shall be eliminated at the service connection by the installation of an air-gap or a reduced pressure-zone backflow prevention device.

 - C. No connection which allows water to be returned to the public drinking water supply is permitted.

 - D. No pipe or pipe fitting which contains more than 8.0% lead may be used for the installation or repair of plumbing at any connection which provides water for human use.

 - E. No solder or flux which contains more than 0.2% lead can be used for the installation or repair of plumbing at any connection which provides water for human use.

APPENDIX A -- SAMPLE SERVICE AGREEMENT (Continued)

- III. SERVICE AGREEMENT. The following are the terms of the service agreement between the NAME OF WATER SYSTEM (the Water System) and NAME OF CUSTOMER (the Customer).
- A. The Water System will maintain a copy of this agreement as long as the Customer and/or the premises is connected to the Water System.
 - B. The Customer shall allow his property to be inspected for possible cross-connections and other potential contamination hazards. These inspections shall be conducted by the Water System or its designated agent prior to initiating new water service; when there is reason to believe that cross-connections or other potential contamination hazards exist; or after any major changes to the private water distribution facilities. The inspections shall be conducted during the Water System's normal business hours.
 - C. The Water System shall notify the Customer in writing of any cross-connection or other potential contamination hazard which has been identified during the initial inspection or the periodic reinspection.
 - D. The Customer shall immediately remove or adequately isolate any potential cross-connections or other potential contamination hazards on his premises.
 - E. The Customer shall, at his expense, properly install, test, and maintain any backflow prevention device required by the Water System. Copies of all testing and maintenance records shall be provided to the Water System.
- IV. ENFORCEMENT. If the Customer fails to comply with the terms of the Service Agreement, the Water System shall, at its option, either terminate service or properly install, test, and maintain an appropriate backflow prevention device at the service connection. Any expenses associated with the enforcement of this agreement shall be billed to the Customer.

CUSTOMER'S SIGNATURE: _____

DATE: _____

APPENDIX B -- APPLICATION FOR SERVICE
(Utility Must Attach Blank Copy)



Water Rates...

Residential

Residential Users of less than 4,000 gallons per month:
 Minimum Charge, 1st 1,000 gallons \$16.60
 Per 1,000 additional gallons \$1.92

Residential Users exceeding 4,000 gallons per month
 Minimum Charge, 1st 1,000 gallons \$17.10
 Per 1,000 additional gallons \$1.92 $\times 2 = \$3.84$

* Rates for customers located outside the city limits are doubled.

per telephone conversation w/ Chelsey w/ R. B. Wilkins this rate for residential was double

Apartment Complexes

Each living unit in an apartment complex with three or more living units shall be charged a minimum of \$14.54 per month and be allowed a flow of 850 gallons of water per living unit.

All water consumption exceeding a volume of 850 gallons, multiplied by the number of units, shall be billed at the following rate
 Per 1,000 gallons \$1.92

Commercial

Commercial/Industrial Users, regardless of nature of water use
 Minimum Charge, 1st 1,000 gallons \$21.00
 Per 1,000 additional gallons \$2.48 $\times 2 = \$4.96$

* Rates for customers located outside the city limits are doubled *

Outside Water Providers

Outside water providers are also available. They may be contacted at the following numbers.

- Star Water - (903) 465-9135
- Oakridge Southgate - (903) 465-6403
- Thompson Heights - (903) 465-8785
- Northern Hills - (903) 465-3980

- Business Development
- City Administration
- City Attorney
- City Clerk
- City Council
- Code Enforcement
- Community Development
- Denison Library
- Fairview Cemetery
- Fire Department
- Government Events Calendar
- Historic Preservation
- Human Resources
- Inspections
- Keep Denison Beautiful
- Main Street
- Municipal Court
- Parks & Recreation
- Planning & Zoning
- Police Department
- Public Utilities
- Public Notices
- Storm Water
- Website Photo Album

ORDINANCE NUMBER 4312

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, PROVIDING NEW RATES AND CHARGES FOR WATER SERVICE INSIDE THE CITY LIMITS OF THE CITY OF DENISON, TEXAS; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE WAS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS:

SECTION 1. That the monthly rates and charges for water service inside the city limits of the City of Denison, Texas, established by Ordinance No. 4182, are hereby amended, said rates to be as follows.

SECTION 2. Inside City Limits:

(1) Apartment Complexes:

Each living unit in an apartment complex with three (3) or more living units shall be charged a minimum of Fourteen Dollars and Fifty-Four cents (\$14.54) per month and be allowed a flow of eight hundred and fifty (850) gallons of water per living unit. All water consumption exceeding a volume of 850 gallons, multiplied by the number of units, shall be billed at the following rate:

Per 1,000 gallons	\$ 1.92
(2) Residential Users of less than 4,000 gallons per month:	
Minimum Charge, 1st 1,000 gallons	16.60
Per 1,000 additional gallons	1.92
(3) Residential Users exceeding 4,000 gallons per month	
Minimum Charge, 1st 1,000 gallons	17.10
Per 1,000 additional gallons	1.92
(4) Commercial/Industrial Users, regardless of nature of water use:	
Minimum Charge, 1st 1,000 gallons	21.00
Per 1,000 additional gallons	2.48 x 2 = 4.96

SECTION 2. That these rates shall take effect with the passage of this ordinance and shall be reflected on all statements for water service rendered on or after October 1, 2005.

ORDINANCE NO. 4312

PAGE 2 OF TWO

SECTION 3. That it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required by law; and that public notice of the time, place, and purpose of said meeting was given, all as required by Article 551.041, Texas Government Code.

AND IT IS SO ORDERED.

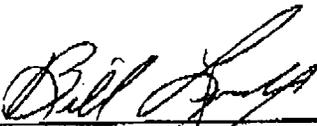
On motion by Councilman Mooney, seconded by Councilman Williams, the above and foregoing ordinance was passed and approved on this the 6th day of September, 2005, by the following vote:

Ayes: All Councilmembers present voted Aye.

Noes:

Absentions:

At regular meeting, September 6, 2005.



BILL LINDSAY, MAYOR

ATTEST:



Nina Jones, City Clerk

APPROVED:



Tom Akins, City Attorney

June 180

ORDINANCE NUMBER 2621

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS, AMENDING CHAPTER 27, ARTICLE 1, SECTION 27-15, OF THE CODE OF ORDINANCES OF THE CITY OF DENISON, TEXAS, BY REPEALING AND DELETING ALL OF SUBPARAGRAPH (a) OF SAID SECTION AND ADOPTING A NEW SUBPARAGRAPH (a) PROVIDING FOR RATES AND CHARGES FOR WATER SERVICE INSIDE THE CITY LIMITS OF THE CITY OF DENISON, TEXAS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DENISON, TEXAS:

SECTION 1. That Chapter 27, Article 1, Section 27-15(a) of the Code of Ordinances of the City of Denison, Texas, be, and is hereby, repealed in its entirety, so as to on longer be of any force and effect.

SECTION 2: That there is hereby adopted and enacted a new Section 27-15(a), providing for rates and charges for water services inside the city limits of the City of Denison, Texas, said Subsection 27-15(a) to read as follows:

(a) Inside City Limits

(1). Apartment Complexes

Each living unit in an apartment complex with three (3) or more living units shall be charged a minimum of Four Dollars and Sixty-eight Cents (\$4.68) per month and be allowed a flow of eight hundred and fifty (850) gallons of water per living unit. All water consumption exceeding a volume of 850 gallons, multiplied by the number of units, shall be billed at the following rate:

Per 1,000 gallons, up to the first 4,000 gallons per apartment..... \$1.11
After consumption of 4,000 gallons per apartment, rates as set forth in Section (2) below shall apply.

(2) All Other Residential Users:

First 1,000 gallons used, minimum charge..	\$5.50 - 11.00
Per 1,000 gallons, up to first 4,000 gallons.....	1.11 - 2.22
Beginning at 4,000 gallons, inclining rate to apply, rate increasing 10¢ per 1,000 gallons in 2,000 gallon increments, as below:	
4,000 to 6,000 gallons.....	1.21 - 2.42
6,000 to 8,000 gallons.....	1.31 - 2.62
8,000 to 10,000 gallons.....	1.41 - 2.82
All consumption over 10,000 gallons.....	1.41 - 2.82

2,481 gal. = 1 cu. ft.
1,000 gal. = 133 cu. ft.
old rate 1000 gal. 2.22 per 1000 gal.
1.70 per 1000 gal.
new rate 2.82 per 1000 gal.
2.15 per 1000 gal.

(3) All commercial/industrial users, regardless of nature of water use:

First 1,000 gallons used, minimum charge.. \$5.50
Over 1,000 gallons, per 1,000 gallons..... 1.11

48
2790

change 2-02

FILMED

DEC. 12 1986

SYSTEM 200

ORDINANCE NUMBER 621

SECTION 3. That this Ordinance shall be effective with all statements for water services rendered on or after June 1, 1983.

SECTION 4. That it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given, all as required by Article 6252-17, Vernon's Annotated Civil Statutes, as amended.

AND IT IS SO ORDERED.

On motion of Councilman Parker, seconded by Councilman Owens, the above and foregoing Ordinance was passed and approved on this the 23rd day of May, 1983, by the following vote:

Ayes: Councilmen Parker, Owens, Cole
Noes:
Abstentions: Councilmen Manis, Mooney

At special meeting May 23, 1983.



RONNIE COLE, MAYOR

ATTEST:

Barbara D. Forrest
Deputy City Clerk

APPROVED AS TO FORM AND CONTENT:

Tom Akins, City Attorney

FILMED
DEC 12 1986
SYSTEM 200