

RIVER ROAD UTILITY DISTRICT

RULES AND REGULATIONS

REWRITTEN June 27, 2007

The following rules and regulations were offered for the approval of the Board and upon motion duly made and seconded, were unanimously adopted. Said rules and regulations are as follows, to-wit:

1

Water will be furnished subject to rules and regulations of the Board of Commissioners of the River Road Utility District of Cheatham County, Tennessee, which rules and regulations as well as any rules and regulations hereinafter amended, modified or promulgated, are made a part of every application, contract and agreement entered into between the property owner or customer and the District.

2

Definitions:

A. District: The word "District" means River Road Utility District

B. Customer: The word "customer" will be used in these rules and regulations to designate a person, firm or corporation contracting with the District for the furnishing of water to property, classified as follows:

C. Property: The word "Property" shall mean, except where otherwise specified:

- (1) A building under one roof and ownership and occupied by one business or as one residence.***
- (2) One or more buildings on a single tract of land, all under one ownership and occupied by one family or business.***
- (3) One side of a double house having a solid vertical partition wall.***
- (4) A building under one roof and one ownership, but which contains a number of apartments or offices.***
- (5) A private line owned and maintained by a customer for his individual use only.***
- (6) Trailer Court: A "Trailer Court" consists of three (3) or more families or three (3) or more households.***
- (7) Apartment House: An "Apartment House" is a building housing three (3) or more families or three (3) or more households.***

D. Service Connection: The words “service connection” will be used in these Rules and Regulations to designate the tap on the main together with that portion of the line extending from the tap to the meter; in those installations where the meter is set at or near the property line on the street, highway or right-of-way on which the main is located, only that portion of the line extending from the tap to and including the meter shall be included as part of the service connection.

- (1) In cases where it is necessary to set the meter on the private property of the customer, an easement will be obtained, together with the right of ingress and egress to the meter for the purpose of reading or servicing the same.***
- (2) All water lines shall be of sufficient size to be compatible with the service needed, in the opinion of the District, for the furnishing of ample water to said customers.***
- (3) The meter and cut-off valves shall at all times be owned by the District***
- (4) A maximum of 100 ft. will be completed by the District. Anything over 100 ft. the customer will pay the additional cost at the time of installation.***

3

Any applicant for water shall file with the District a written application requesting water service, together with all required fees and proof of ownership or lease. If the service is not available for some reason or other, all fees will be refunded, and if service is available the applicant will be so notified and he shall pay the required tap fee prior to the installation of a meter.

4

The District will have a minimum charge as designated in the schedule of Rates and Charges.

5

The District shall be responsible for installing and maintaining all meters and all service lines running from the main water line to the meter.

6

The District shall have the right to refuse water service resulting from any causes whatsoever beyond the control of the District and the District shall not be liable for damages for failure to furnish water for any cause or causes beyond its control or for any breach of contract in the event of interruption in service or otherwise unsatisfactory service, Whether or not caused by negligence or for any loss, injury or damage to person(s) or property resulting from interruptions in service, or otherwise unsatisfactory service.

2

7

The District shall have the right in the case of emergency, water shortage or for any other reason the District may deem proper, to allocate the amount of water used by each customer.

8

The customer shall be responsible for and bear the expense of installing and maintaining the service line from the meter to the house or point of use.

9

When it is necessary, the customer will provide, at no cost, a suitable place for the location of a meter upon customer's property and will give a reasonable easement to the District for any property of the District located upon customer's property. Any obstruction(s) to the District's property, such as, debris, trash, junk, fences, etc. or a lack of a reasonable ingress and egress shall be removed at the customer's expense.

10

The customer shall be liable for any damage incurred to the District's property resulting from customer's negligence or willful damage.

11

The District shall, in its discretion, specify how and what uses may be made of water purchased by customer; and if the customer fails to comply with the uses so specified, customer shall be subject to having his water service forthwith terminated.

12

The District shall, at all times, have the right to place discretionary limitations on the extension or extensions of any water main within the System. All extensions shall be made only after approval of the Board of Commissioners. All extensions shall require plans prepared under the direction of the District and approved by the Tennessee Department of Environment and Conservation. Extensions shall be installed, disinfected, pressure tested, and bacteriological analysis completed according to AWWA and TDEC standards. The installer shall provide a (1) year warranty from the time the bacteriological analysis is completed. The installer shall be responsible for repairs due to defects in workmanship and/or materials. All repairs shall be completed in a timely fashion according to AWWA and TDEC standards, failure to do so will result in a fine determined by the Board of Commissioners.

13

In the event the District shall see fit to extend any mainline of its water works, the District shall, upon considering all circumstances, determine whether the District or the Customer(s)/ Developer or both shall bear the expense of this extension. Such extensions will become the property of the District after the warranty period.

14

In the event a customer removes himself from a metered location at which he is receiving water, he shall, if at all possible, give the District ten days notice of his intention to move. The customer shall be responsible for payment of water consumed up to the date his service is terminated and his water deposit may be applied against his water bill (if applicable). In the event a customer desires to move to a new location within the District that does not have a tap, he shall pay the normal tap and application fee. If that customer has a meter deposit, the meter deposit will be refunded. If a customer has previously paid an application fee he will not be charged another application fee.

If customer has a meter deposit and request service at a location with an existing tap, he will pay an application fee and the meter deposit will be refunded.

If customer has paid a application fee the customer will not be charged another application fee.

15

In the event utility service is being furnished to an occupant of a premises under a contract not in occupants name, that occupant may request a contract at not cost due to divorce, death of a spouse or a cohabitant of residence over six months. The District reserves the right to require proof of such request.

16

An additional charge will be made if a customer request that the water be turned on after regular business hours, to cover overtime expenses.

17

The meters in the District shall be read between the 24th and 30th day of each month. The customer shall be required to pay his bill no later than the 10th of the month, if not, a penalty of 10% will be added to the bill. The customer's failure to pay by the 20th day of the month for the previous month shall constitute a termination of service. His initial water deposit, (if applicable), shall also be forfeited and applied to his delinquent water bill. The District shall reserve the right to retain any excess portion of the water deposit after satisfaction of the bill. In the event the delinquent customer wishes to be reinstated as a water customer, he shall pay the past due bill and a reconnection fee.

18

In the event service to a customer has been terminated because of non-payment and the customer continues to receive water through unauthorized means, the System shall terminate the service line at the main and take legal action.

19

Any customer, contractor, developer, equipment operator or other utility which damages or causes to damage any water line or other part of the System's property due to negligence: This includes digging, without notification of Tennessee One Call or covering over the System's property, can be charged for the repair or replacement of said property, according to the Underground Utility Prevention Act, Tennessee Annotated 65-31-101.

20

All water charges begin when the meter is installed or when service is requested by application from a new customer

21

If the customer desired the District to suspend his water service, he shall give notice to the District in writing.

22

Upon involuntary suspension of water service by the District for any reasons herein before mentioned, the water deposit, (if applicable), shall be used to satisfy any unpaid water bill.

23

The District shall have the discretionary power to prorate or restrict the amount of water each customer receives. The District shall also have the discretionary right to place any reasonable restrictions it may see fit upon customer's uses of water and the District shall have the discretionary power to set a schedule of hours in which water shall be made available for customer uses.

24

Any two of the Commissioners of the District may hear any complaints or requests for rate adjustments by a customer or customers and if said majority of the Commissioners render an opinion unfavorable to a customer or customers, the customer shall have his further remedy at law.

25

No customer served by the District will be permitted to cross-connect the water service supplied by the District to any other water supplier. No physical connections can be made by the customer to any other distribution system or source other than that furnished by the District.

26

The District shall have the right to discontinue service for the purpose of making any repairs that may be necessary to the main line, service line, or cut-off valves and meters.

27

The System has adopted the following fire hydrant classification in accordance with Tennessee Code Annotated 1200-5-1-17 (18).

| <i>Hydrant Class</i> | <i>Flow</i> | <i>Color</i> |
|----------------------|--|---------------|
| <i>Class AA</i> | <i>1500 gpm or more @ 20 psi Residual</i> | <i>Blue</i> |
| <i>Class A</i> | <i>1000 – 1499 gpm @ 20 psi Residual</i> | <i>Green</i> |
| <i>Class B</i> | <i>500 – 999 gpm @ 20 psi Residual</i> | <i>Orange</i> |
| <i>Class C</i> | <i>499 – gpm or less @ 20 psi Residual</i> | <i>Red</i> |

Class D – Hydrants which have a flowing capacity of less than 500 gpm at 20 psi , and if operated, may cause potential damage to the piping and plumbing systems of the utility districts and/or district’s customer’s property. Class D hydrants may be operated only by River Road Utility District’s employees. Class D hydrant bonnets and nozzle caps shall be painted black.

The water system must provide notification by certified mail at least once every five years beginning January 1, 2008, to each fire department that may have reason to utilized the hydrants, that fire hydrant tops painted red(Class C hydrants) cannot be connected directly to a pumper fire truck. Fire Departments may be allowed to fill the booster tanks on any fire apparatus from an available hydrant by using the water system’s available pressure only. (fire pumps shall not be engaged during refill operations from a Class C hydrant). A hydrant color coded Black or has a Black shroud will never be operated by anyone other than River Road Utility District personnel.

28

Right of Inspection

Backflow Prevention Devices and Cross Connection

The District reserves the right to make an inspection of the plumbing installations on the customer’s premises upon giving reasonable notice to the customer. Customer requiring backflow prevention devices will be required to purchase and install such devices. Devices must meet District specifications. Any customer(s) not complying with the State law, will have their service

terminated. The customer shall have backflow devices inspected annually by a state certified inspector and a compliance letter shall be furnished to the District.

Testing

All cost of testing will be the customer's responsibility. The System has the right to test such devices as deemed necessary by the System. Any repairs to these devices are the responsibility of the customer

29

"Section 7-82-401 Publication of annual statement..."

Within ninety (90) days after the close of the fiscal year of each District organized and operating under the provisions of this law, the Commissioners of the District shall publish in a newspaper of general circulation, published in the county in which the District is situated, a statement showing (a) the financial condition of the District at the end of the fiscal year (b) the earnings of the District during the fiscal year just ended; (c) a statement of the water rates then being charged by the District and a brief statement of the method used in arriving at such rates."

30

The foregoing rules and regulations may be amended, modified, enlarged upon or otherwise changed at any time a majority of the Commissioners deem same necessary.

31

The District has, by proper resolution adopted the foregoing as the rules and regulations for the River Road Utility District of Cheatham County, Tennessee.

President

Vice president

Secretary
