

ARTICLE XVI

APPLICATION OF THE WASTEWATER TREATMENT SYSTEM (WTS) SERVICE CHARGE

Section 1601 General Rule

Every person whose premises are served by a sewer connection that discharges wastewater either directly or indirectly into the wastewater treatment system under the management of the District shall be charged for the use of said system.

Section 1602 WTS Service Charge

The WTS service charge shall consist of a minimum charge and a commodity charge based on the size of the water meter(s) and the quantity of water used, as measured by the water meter(s). No other method of measurement of the quantity of water used/wastewater discharged shall be acceptable, unless pre-approved by the Director.

Where the agency supplying the water makes an adjustment in the metered usage, an adjustment in the WTS service charges/WTS surcharges shall automatically be made and in the same proportion as the adjustment made by the agency supplying the water.

Section 1603 Minimum Charges where Multiple Meters Occur

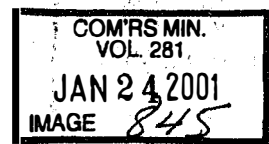
When a premise is served by more than one water meter, a minimum charge shall be made for each meter. The commodity charge shall be applied to the consolidated flow, above the minimums, for all meters, except as otherwise provided in Section 1604 & 1605. If, per Section 1602, a method of measurement other than a meter is pre-approved, a minimum charge shall be assessed.

Section 1604 Private Water Sources - Add Purposes

When a premise is supplied either in whole or in part with water from wells, groundwater, or any source other than a public water supply, the owner must submit a written application to the District for the installation of an auxiliary sewage meter. The Director shall have the authority to approve, deny, or adjust any such request.

If approved, the owner shall install meters on all such supplies, and maintain them at owner's expense. Homeowners may be exempted from installing a meter, but shall be billed the minimum charge based on the rate structure in effect at that time.

Except as noted above, the quantity of water used to determine the WTS service charge/WTS surcharge shall be the quantity of water actually entering the wastewater treatment system as metered.



If a premise is determined to be discharging unregistered water into the system from any source, such as from an unmetered well, previously exempted metered flow or stormwater, back-billing for the estimated duration of the discharge will be issued. Back-billing of the WTS service charge/WTS surcharge will be estimated from data provided by the property owner and investigative findings of the District. The District may certify unpaid WTS service charges to the County Auditor for collection in accordance with Section 6117.02 of the Ohio Revised Code.

All meters shall be installed in accordance with the standards, rules and regulations of the applicable public water works. Auxiliary meters must register in the same units as those used for billing purposes by the local water utility.

When the auxiliary meter is so located that it is not read by the Water Meter Reader, it shall be the responsibility of the User to make reports of meter readings for each billing period on or before the due day established by the District. If "Add" auxiliary meter readings have not been reported for three consecutive billing periods, and the User has been notified of two consecutive delinquencies, the Director may assess and add to the User's bill a penalty, calculated by multiplying ten dollars by the number of days elapsed from the due date of the report last due to its date of receipt.

Approved auxiliary meters, for "ADD" purposes, shall not be relocated, taken out of service, or put into a different service. These actions shall only be taken with prior written approval from the District. Failure to gain prior approval may result in enforcement action.

Replacement of broken or faulty meters previously approved by MSD must register in the same units as those used for billing purposes by the local water utility.

Section 1605 Auxiliary Sewage Meter(s) - Deduction Purposes

When a person can show to the satisfaction of the Director that a portion of the water as measured by the water meter(s) does not enter the wastewater treatment system, said person may submit a written application to the Director for the installation of an auxiliary sewage meter. The Director shall have the authority to approve, deny, or adjust any such request.

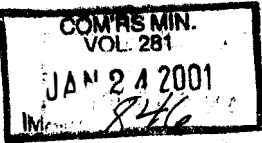
If approved, the owner shall install meters on all such supplies, and maintain them at owner's expense.

The quantity of water used to determine the WTS service charge/WTS surcharge shall be the quantity of water actually entering the wastewater treatment system as metered.

No refunds, credits, or allowances shall be given covering any period prior to the date an exemption from the WTS service charge/WTS surcharge is authorized in writing by the Director.

All meters shall be installed in accordance with the standards, rules and regulations of the applicable public water works. Auxiliary meters must register in the same units as those used for billing purposes by the local water utility.

When the auxiliary meter is so located that it is not read by the Water Meter Reader, it shall be the responsibility of the User to make reports of meter readings for each billing period on or before the due day established by the District. In the event a User fails to make timely reports of deduct meter readings



for three consecutive billing periods, and has been notified of two consecutive delinquencies, the Director may cancel the deduct auxiliary meter(s). For the billing period that no readings were received by the District, no billing adjustments will be made without a complete review of the account. The User may submit a written request, to the Director, for a complete review.

Approved auxiliary meters, for "DEDUCT" purposes, shall not be relocated, taken out of service, or put into a different service. These actions shall only be taken upon notification to the District. Failure to immediately report such changes may result in the cancellation of the Director's approval.

Replacement of broken or faulty meters previously approved by the District must register in the same units as those used for billing purposes by the local water utility.

Section 1606 Leaks

When a person has reason to believe that a reduction in or an exemption from the WTS service charge/WTS surcharge, due to a one-time event, is justified, that person shall submit a written request to the District and shall furnish such information as required in support of the request. The Director shall have the authority to approve, deny or adjust any such request.

Section 1607 Temporary Add Meters

When a well or wells are used as a "supplementary" water supply and are used for a period not exceeding six months in any calendar year, the minimum portion of the WTS service charge may be waived by the Director for the period of non-usage subject to such requirements as he may deem necessary.

Section 1608 Exemptions for Unused Service Branches

Exemptions from the WTS service minimum charges for unused service branches, standby service branches and new service branches for new construction shall be made upon evidence of meeting the following criteria.

If no water is consumed in a billing period then no wastewater treatment services shall be billed for the following:

- A. Unused service branches installed for vacant unimproved property in connection with highway improvements, which have not been extended for service and are properly plugged to prevent flow from entering the sewer system.
- B. New service connections installed for new construction, prior to the installation and inspection of a new water meter.

Section 1609 Fire Protection Service Branches

Properly used fire protection service branches shall be exempt from all WTS service charges/WTS surcharges.

Section 1610 Clean Water Deductions - Separate Sanitary & Storm Water Sewer System

During the first four (4) years of these regulations, commencing with the effective date, any users that have been allowed deductions based on standard deductions or once through cooling water deductions will continue to be allowed a pro-rated portion of the deduction. The pro-rating will be as follows:

Billing period	Percentage of the deduction allowed
1 st Year	80%
2 nd Year	60%
3 rd Year	40%
4 th Year	20%
Commencing with the 5 th Year from the effective date.	0%

Section 1611 Rate

The Board will set the specified rate to reflect costs of program elements, including but not limited to administration, inspection, and enforcement. From time to time as the Board deems necessary, the Board shall revise the specified rate to reflect conditions then current.

Section 1612 Compatibility Requirement

The Director shall have the authority to require changes to or replacement of auxiliary meters in order for the device to be compatible with the billing agency at that time. This may include, but is not limited to: automatic meters, telemetering, remote access meters, etc.