

WASTEWATER CHARGES AND FEES

Policy for the Establishment of Charges and Fees Associated with Wastewater Service

Pursuant to Section XI of the Rules and Regulations of the Wastewater Division, these Wastewater Charges and Fees are established. These Charges and Fees may be amended, supplemented, or otherwise changed from time to time without notice with prior approval by the President and CEO. Such changes shall become effective on the date they are adopted by the President and CEO of KUB.

NONREFUNDABLE CHARGES

All charges and *fees* listed are nonrefundable, unless otherwise determined by *KUB* in its sole discretion.

LATE FEES

Bills will be rendered on a regular billing cycle. In the event a current bill is not paid by the specified due date, an additional five percent (5%) shall apply to any unpaid amount of the bill.

COLLECTION FEES

In the event a *Customer's* utility account, which shall include but not be limited to bills for utility consumption, plus charges, fees, and civil penalties provided for herein and in the *Wastewater Rules and Regulations*, is overdue and enters the collection process, the *Customer* will bear the cost of collection-related expenses, including but not limited to collection agency fees and reasonable attorney fees, as applicable.

KUB reserves the right, at its sole discretion, to waive the cost of collection-related expenses, including but not limited to collection agency fees and reasonable attorney fees, as applicable.

CREDITS

The following guidelines will be used when applying adjustments in cases of consumption or charges above a *customer's* average usage. Exceptions to these guidelines may be permitted on a case by case basis at *KUB's* sole discretion.

1. Leak adjustments-*Wastewater* charges

- a. Outside Leaks -In the event of an outside/invisible *water* leak, all *customers*, residential, commercial, or industrial, may qualify for an adjustment to their *wastewater* charges in accordance with the following guidelines:
- i. Applies to residential *customers* with at least six months of service
 - ii. Eligible *customers* must request this adjustment to be applied, either by phone, e-mail or web request
 - iii. Applies for *water* leaks that may remain undetected for a period of time and do not enter the *wastewater* system such as inside a wall or in a yard
 - iv. *Customers* providing documented proof of repair within ninety (90) days from the date of the repair will be eligible to receive a credit for 100% of the *wastewater* charges associated with *water* consumption that exceeds the six month average
 - v. *Customers* not providing sufficient proof of repair within ninety (90) days from the date of the repair will be eligible to receive a credit for 50% of the *wastewater* charges associated with *water* consumption that exceeds the six month average
 - vi. Average consumption is based on a minimum six month time period preceding the leak
 - vii. *Wastewater* charges can be adjusted for up to two consecutive months.
 - viii. *Customers* are only eligible for one credit of this type per 12 months
- b. Inside Leaks- In the event of an inside/visible water leak, all *customers*, residential, commercial, or industrial, may qualify for an adjustment to their *wastewater* charges in accordance with the following guidelines:
- i. Applies to residential *customers* with at least six months of service
 - ii. Eligible *customers* must request this adjustment to be applied, either by phone, e-mail or web request
 - iii. Applies for *water* leaks that enter the sanitary sewer system such as, but not limited to, commodes, sinks, showers, etc.
 - iv. *Customers* with a *water* leak on *premises* that enters the sanitary sewer system are eligible for a credit of 50% of the *wastewater* charges associated with *water* consumption that exceeds the six month average
 - v. Average consumption is based on a minimum six month time period preceding the leak
 - vi. *Wastewater* charges can be adjusted for up to two consecutive months
 - vii. *Customers* are only eligible for one credit of this type per 12 months

2. General *wastewater* credits – Applies to *wastewater* credits outside of the Automatic Summer Watering Credit period

a. Residential *customers* with seasonal or non-standard *water* usage that does not enter the sanitary sewer system are eligible for a credit of 100% of the *wastewater* charges associated with *water* consumption that exceeds the six month average in accordance with the following guidelines:

- i. Applies to residential *customers* with at least six months of service
- ii. Eligible *customers* must request this adjustment to be applied, either by phone, e-mail or web request
- iii. This applies to, but is not limited to, filling of swimming pools, landscape watering, pressure washing, etc.
- iv. Average consumption is based on a minimum six month time period preceding the usage
- v. Residential *wastewater* charges can be adjusted for up to two consecutive months
- vi. *Customers* are only eligible for one credit of this type per 12 months

3. Automatic Summer Watering Credits

a. Residential *customers* with seasonal or non-standard *water* usage which is a minimum of 50 percent above their average winter usage automatically receive a credit for the excess *wastewater* charges.

- i. Automatically applies to June-October billing statements
- ii. To be eligible residential *customers* must have continuous service at the same *premise* from October 1 of the previous year.
- iii. The Automatic Summer Watering Credit applies only for May, June, July, August, and September usage. Credits will be automatically applied to the following month's bill (June, July, August, September, and October).

4. Commercial Wastewater Credit Program

a. KUB, at its sole discretion, may offer wastewater credits to non-residential customers installing new equipment including, but not limited to, cooling towers and chilling units. Credits may be considered only when KUB has determined that a wastewater meter is not feasible. Credits are limited to installed equipment where water use is measured by a secondary watermeter. KUB may require verification of eligibility annually or as needed.

SPECIAL WASTE IMPACT CHARGE

The component used to recover the impact to the KUB treatment facilities from handling of leachate, calculated by KUB using the cost of service study for the Wastewater Division and applied per thousand gallons to special waste volumes discharged at the treatment facility.

Special Waste Impact Charge - Leachate. \$28.85 per 1,000 gallons

SERVICE ORDER CHARGES AND FEES

Returned payment fee\$25.00

TAP FEES

Minimum tap fee is \$1700. Charges may be more than the minimum due to additional costs related to long-side services or other factors necessary to provide service to the *customer*.

REVENUE PROTECTION AND RECOVERY CHARGES*

Unauthorized *Wastewater* Use

Tamper Fee (per event, if applicable).....\$375.00

Damages Fees.....Yes

Cost of repairs or replacement (sewer mains, manholes, etc. damaged as a result of unauthorized *connection*)

Estimated Usage.....Yes

*KUB will assess Revenue Protection and Recovery Charges against any *person* who tampers with or damages any *wastewater system* property, including but not limited to *wastewater* mains or any device used to measure flow from a *premise*.

Tennessee state law (TCA 6-35-101 et. seq.) addresses fraud, theft, or destruction of property of public utilities in the state. TCA 65-35-104 provides that any *person* violating the provisions of TCA 65-35-102 (“Prohibited Acts”) is liable civilly for damages resulting from such violation, including actual, compensatory, incidental and punitive damages, which is three (3) times *KUB*’s estimated loss of *wastewater* revenue plus reasonable attorneys’ fees and costs associated with such loss. In the event *KUB* brings a civil action in any court of appropriate jurisdiction against any *person* violating any of the acts prohibited by TCA 65-35-102, and upon a finding by the court that said *person* violated TCA 65-35-102, *KUB* shall also assess against said *person* the level of damages determined by the court.

Wastewater Fees and Charges Effective November 2022