



**ACTS OF HINTON CITY COUNCIL
SPECIAL MEETING
Wednesday June 3, 2009
5:00 p.m. –Technology Building**

I. Call to Order:

The roll call showed Mayor Mathews, Pat Jordan, and Larry Meador, and Bob Basham. Tommy Oxley was absent. City Manager Cris Meadows was also in attendance.

II. Sewer Rate Increase

Council discussed the sewer rate ordinance. David Ziegler discussed that we need to readopt the sewer rate ordinance and republish it in the paper again to meet all of the guidelines set forth by the Public Service Commission and will make the new rates effective July 18,2009. Councilman Meador made a motion to waive the reading of the ordinance and adopt the rates as set forth in the new tariff. Councilman Jordan seconded the motion and the motion passed on a vote of 4-0.

P.S.C. W. Va. No. 9
Canceling No. 8

**CITY OF HINTON, a municipal corporation
OF
HINTON, WEST VIRGINIA
RATES, RULES AND REGULATIONS FOR FURNISHING
SEWERAGE AND SEWAGE DISPOSAL SERVICE
at HINTON and vicinity, Summers County, West Virginia
Filed with THE PUBLIC SERVICE COMMISSION
of
WEST VIRGINIA**

Issued May 19 2009 Effective for service rendered on or after July 19,2009
or as otherwise provided herein

Adopted by City Council

Issued by THE CITY OF HINTON, a municipal utility

By _____

Title

CITY OF HINTON (Sewer)

P.S.C. W.Va. Tariff No. 9

RULES AND REGULATIONS

I. Rules and Regulations for the Government of Sewerage Utilities, adopted by the Public Service Commission of West Virginia, and now in effect, and all amendments thereto and modifications thereof hereafter made by said Commission.

CITY OF HINTON (Sewer)

P.S.C. W. Va. No. 9

SCHEDULE I

(C) APPLICABILITY

Applicable within the entire territory served.

AVAILABILITY

Available for domestic, commercial, industrial (except unusual industrial waste) sewer service.

(C, I) RATES (Customers with a metered water supply)

Residential	\$ 7.65 per 1,000 gallons
Commercial and Industrial	\$ 9.25 per 1,000 gallons

(C, I) MINIMUM CHARGE (Customers with a metered water supply)

Each residential customer shall pay a minimum charge of \$ **15.30** per month (Equivalent to 2,000 gallons of water usage)

(C, I) MINIMUM CHARGE (Customers with a metered water supply)

Each commercial/industrial customer shall pay a minimum charge of \$ **18.50** per month (Equivalent to 2,000 gallons of water usage)

(C, I) FLAT-RATE CHARGE (Residential customers with non-metered water supply)

Each customer shall pay a minimum charge of \$ **34.43** per month (Equivalent to 4,500 gallons of water usage)

(C) DELAYED PAYMENT PENALTY

The above schedule is net. On all current usage billings not paid in full when due, ten percent (10%) will be added to the net current amount unpaid. This delayed payment penalty is not interest and is to be collected only once where it is appropriate.

(C, I) WATER SERVICE CONNECTION CHARGE \$ **350.00**

The following charges are to be made whenever the utility installs a new tap to serve an applicant:

A tap fee of **\$100** will be charged to customers applying for service before construction is completed adjacent to the customer's premises in connection with a certificate proceeding before the Commission. This pre-construction tap fee will be invalid after the completion of construction adjacent to an applicant's premises that is associated with a certificate proceeding.

A tap fee of **\$350.00**, or the *actual cost of the connection (solely determined by the Utility)*, whichever is greater, will be charged to all customers who apply for service outside of a certificate proceeding before the Commission for each new tap to the system.

(C) RETURNED CHECK CHARGE \$ **25.00**

A service charge of **\$25.00** will be imposed upon any customers whose check for payment of charges is returned by the bank for any reason.

C- Indicates Change I- Indicates Increase N- Indicates New

CITY OF HINTON (SEWER)

P.S.C. W. Va. No. 9

SCHEDULE I (Con't)

(C, I) DISCONNECT CHARGE/RECONNECTION CHARGE/ADMINISTRATIVE FEE
\$25.00 each

Water service will not be restored until all past due bills have been paid in full and all accrued penalties plus a disconnection charge of **\$25.00** have been paid.

There will be a **\$25.00** reconnection charge paid prior to restoration of water service which has been previously disconnected for any reason.

SURCHARGE FORMULA TO BE APPLIED IN THE CASE OF USERS PRODUCING UNUSUAL WASTE

The charge for the treatment of unusual waste will be calculated on the basis of the following formula:

$$C_i = V_o V_i + B_o B_i + S_o S_i$$

C_i = charge to unusual users per year

V_o = average unit cost of transport and treatment chargeable to volume, in dollars per gallon

V_i = volume of wastewater from unusual users in gallons per year

B_o = average unit cost of treatment, chargeable to Biochemical Oxygen Demand (BOD) in dollars per year

B_i = weight of BOD from unusual users in pounds per year

S_o = average unit cost of treatment (including sludge treatment) chargeable to total solids in dollars per pound

S_i = weight of total solids from unusual users in pounds per year

When an unusual user is to be served, a preliminary study of its wastes, and the cost of transport and treatment thereof, will be made. Waste containing materials which, in the judgment of the Utility, should not be introduced into the sewer system need not be handled by it. The results of this preliminary study will be used to determine the feasibility of the proposed sewer service and the charge therefore, based upon the formula set out above.

Thereafter, unusual sewage will be monitored on a regular basis and at the conclusion of each fiscal year, based on the investigation aforesaid and audit of the Utility records, new cost figures will be calculated for use in the above formula. The cost of establishing the monitoring facilities shall be paid by the unusual user. Based on these audited figures, additional billings covering the past fiscal year will be made for payment by each unusual user, or refund given by the Utility, as the case may be. Such audited figures will then be used for the preliminary billing for the next fiscal year, at the end of which an adjustment will be made as aforesaid.

CITY OF HINTON (SEWER)

P.S.C. W. Va. No. 9

SCHEDULE IV

APPLICABLE INSIDE AND OUTSIDE OF THE LIMITS OF THE UTILITY

Where the amount of sanitary sewage discharged into the Utility's wastewater collection and/or transmission and/or treatment system by certain industrial plant or plants cannot be accurately determined by the use of the plant's water meter or meters, and said plant cannot install a flow meter to measure such waste, a special formula will be used whereby such plant of plants will pay to the Utility a sewer charge calculated at fifty (50) gallons of water per each employee at the plant each working day.

SCHEDULE V

APPLICABILITY

Applicable within the entire territory served

AVAILABILITY OF SERVICE

Available for wastewater and leachate haulers

RATES

Commodity Charge – Each customer shall pay a commodity charge of **\$40.00** per 1,000 gallons per load. Load will be the **actual capacity** of the truck or other transport method delivering wastewater and leachate. Actual capacity shall be determined, or verified solely, by the Utility.

DELAYED PAYMENT PENALTY

The above schedule is net. On all current usage billings not paid when due, ten percent (10%) will be added to the net current amount unpaid.. This delayed payment penalty is not interest and is to be collected only once where it is appropriate.

RETURNED CHECK CHARGE **\$ 25.00**

A service charge of **\$25.00** will be imposed upon any customer whose check for payment of charges is returned by the bank for any reason

III. Adjournment.

Councilman Basham made a motion to adjourn. Councilman Jordan seconded the motion and the motion passed on a vote of all aye.

City Manager

Mayor