

CLARKSBURG WATER BOARD,
a municipal corporation

OF

Clarksburg, West Virginia

RATES, RULES, AND REGULATIONS FOR FURNISHING
WATER

at Clarksburg and vicinity, Harrison County, West Virginia

Filed with **THE PUBLIC SERVICE COMMISSION**
of
WEST VIRGINIA

Issued _____

Effective for bills rendered on
and after January 13, 2023, except
as otherwise provided herein

Adopted by Clarksburg Water Board
on November 29, 2022.

Issued by the Clarksburg Water Board,
a municipal corporation

By _____

Paul J. Howe

President

Title

RULES AND REGULATIONS

- (N) I. Establishment, for the payment of the proper and reasonable expense of operation, repair, replacement, improvements, additions, betterments, extensions, and maintenance of the water system and for the payment of the sums required to pay the principal and interest of all water revenue bonds as the same become due, there is hereby established a schedule of just and equitable rates or charges for the use of and services rendered by the water system and works of the Clarksburg Water Board, a West Virginia public utility, which schedule of rates or charges, based upon the metered amount of water supplied the premises.
- II. Rules and Regulations for the Government of Water 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 are hereby adopted by reference.

(N) Indicates new rates or regulations.

PHASE I – Rates effective for bills rendered on or after January 13, 2023, through October 14, 2023**SCHEDULE NO. 1****APPLICABILITY**

Applicable to entire territory serviced.

AVAILABILITY OF SERVICE

Available for general domestic, commercial, industrial, and public authorities.

(C) (I) RATES

GALLONS METERED			
First	15,000 gallons used per month	\$.827 per 100 gallons	\$8.27 per 1,000 gallons
Next	210,000 gallons used per month	\$.555 per 100 gallons	\$5.55 per 1,000 gallons
All Over	225,000 gallons used per month	\$.378 per 100 gallons	\$3.78 per 1,000 gallons

Customers shall be billed at 100-gallon unit increments or 1,000-gallon unit increments. The Clarksburg Water Board will make this determination by meter type and/or size.

(I) MINIMUM CHARGES

No bill will be rendered for less than the following amounts according to the size of the meter installed, to wit:

METER SIZE	MINIMUM CHARGE
5/8" Meter	\$24.81 per month
1" Meter	\$46.32 per month
1-1/2" Meter	\$91.81 per month
2" Meter	\$146.84 per month
3" Meter	\$275.67 per month
4" Meter	\$460.05 per month
6" Meter	\$920.97 per month
8" Meter	\$1,474.76 per month

(I) Indicates an increase in rates.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)**SCHEDULE NO. 1 (Continued)**(C) (I) TEMPORARY SERVICE RATE**

The minimum water charge for water for temporary uses shall be \$5.00 per 1,000 gallons, plus the actual cost of making service available.

DELAYED PAYMENT PENALTY

The above tariff is net. On all current billings not paid within twenty (20) days, 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 for each bill where it is appropriate.

RECONNECTION CHARGE

When water service has been disconnected for nonpayment of a bill, fraudulent use of water, or at the request of a customer with seasonal usage, water service shall not be restored until all past due water bills and penalties have been paid in full and a reconnection charge in the amount of fifty dollars (\$50.00) has been paid.

(C) RETURNED CHECK CHARGE

When a check has been returned unpaid by the bank for any reason, the customer will be charged a fee equal to the actual charges incurred by the Clarksburg Water Board up to a maximum of twenty-five dollars (\$25.00).

(C) (I) CUSTOMER DEPOSIT

When a new customer applies for water service, the customer must pay a deposit of forty-five dollars (\$45.00). In the event that the customer terminates service, or the Clarksburg Water Board terminates service for nonpayment, any deposit held by the Clarksburg Water Board shall be applied to any outstanding amount owed by the customer.

COLLECTION FEE

In the event that the Clarksburg Water Board employs a collection agency to collect overdue water bills, the customer shall be charged the amount billed to the Clarksburg Water Board by the collection agency for its services.

(C) Indicates a change in the text of regulations.

(I) Indicates an increase in rates.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)**SCHEDULE NO. 1 (Continued)**(C) PAYMENT COLLECTION FEE**

In the event that an employee of the Clarksburg Water Board collects a payment from the customer at the customer's residence to avoid termination of water service, the customer shall be charged a fee of thirty-five dollars (\$35.00), in addition to the amount of any delinquency.

AFTER-HOURS RECONNECTION FEE

The Clarksburg Water Board intends to reconnect any customer terminated for nonpayment during the next business day after full payment of outstanding water bills and reconnection charges. In the event that the customer requests reconnection after the normal business hours of the Clarksburg Water Board, and the Clarksburg Water Board is able to make the connection as requested, the customer shall be charged an after-hours reconnection fee of fifty dollars (\$50.00), in addition to all other reconnection charges.

METER RE-READING FEE

The customer may request that the Clarksburg Water Board re-read the customer's water meter if the customer does not believe the meter reading was accurately performed. The customer may request a re-read of his/her meter every twelve (12) months at no charge to the customer. If the customer requests additional readings within any twelve (12) month period, and the reading or readings determine that the initial reading was accurate, the customer shall be charged twenty-five dollars (\$25.00) for each additional reading. The customer shall not be charged if the initial reading was inaccurate by more than 5%.

(C) LEAK INSPECTION FEE

The customer may request that the Clarksburg Water Board inspect the customer's service for leaks if the customer believes that he/she is entitled to a leak adjustment. The customer may request an inspection every twelve months at no charge to the customer. If the customer requests additional service inspections within any twelve (12) month period, the customer shall be charged twenty-five dollars (\$25.00) for each additional inspection.

(C) Indicates a change in the text of regulations.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)**

SCHEDULE NO. 1 (Continued)

METER TEST FEE

The customer may request that the Clarksburg Water Board test the customer's water meter if the customer does not believe the meter is recording accurately. The customer may request a test of his/her meter every twelve (12) months at no charge to the customer. If the customer requests additional tests within any twelve (12) month period, and the test determines that the meter was recording accurately, the customer shall be charged twenty-five dollars (\$25.00) for each additional test. The customer shall not be charged if the meter was inaccurate by more than 5%.

FEE FOR RE-INSTALLATION OF REMOVED METER

If a water meter is removed by the Clarksburg Water Board to prevent a customer from illegally obtaining water after the customer's service has been disconnected for nonpayment, the customer shall pay a meter re-installation fee of one hundred dollars (\$100.00) before the meter is re-installed and water service is reinstated. This fee is in addition to any reconnection fees.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)**

SCHEDULE NO. 2

AVAILABILITY OF SERVICE

Available for all water delivered to water utilities for resale.

(I) RATE

Gallons Metered

\$3.57 per 1,000 gallons

DELAYED PAYMENT PENALTY

The above tariff is net. On all current billings not paid within twenty (20) days, 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 for each bill where it is appropriate.

(I) Indicates an increase in rates.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)****SCHEDULE NO. 3****APPLICABILITY**

Applicable in the entire area serviced.

(C) CHARGES FOR TAPPING MAINS

The person or corporation making an application for a service connection shall pay in advance to the Clarksburg Water Board for the permit and the furnishing of labor and material for (1) the service connection and pipe complete from the water main to the curb line, including the curb stop and box, or valve box, and (2) the meter installation, including the meter vault.

The charges for these items shall be as follows:

SIZE OF TAP	TOTAL CHARGE
3/4"	\$700.00 or the actual cost; whichever is greater.
1"	\$900.00 or the actual cost; whichever is greater.

For sizes larger than 1 inch, the charges will be equal to the actual cost of the installation. Upon receipt of an application for a service connection of a size larger than 1 inch, the Clarksburg Water Board will provide an estimate of the actual cost which amount must be deposited by the applicant in advance of the installation. Upon completion of the installation, a final statement of the actual installation cost will be prepared and submitted for payment to the applicant. The amount of payment due will be reduced by the amount of the advance deposit. In the event of an excess in the amount deposited over the actual cost, the amount of the excess will be refunded to the applicant.

(C) Indicates a change in the text of regulations.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)**SCHEDULE NO. 4APPLICABILITY

Applicable in the entire territory serviced.

AVAILABILITY OF SERVICE

Available for private fire protection service

(I) RATES

SIZE OF SERVICE	CHARGE PER MONTH
4"	\$7.22
6"	\$21.66
8"	\$43.08

DELAYED PAYMENT PENALTY

The above tariff is net. On all current billings not paid within twenty (20) days, 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 for each bill where it is appropriate.

(I) Indicates an increase in rates.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)**

SCHEDULE NO. 5

APPLICABILITY

Applicable in the entire territory serviced.

AVAILABILITY OF SERVICE

Available for public fire protection.

(I) RATE

For each public fire hydrant, an annual charge of two-hundred-sixty-five dollars (\$265.00) per hydrant will be billed to the applicable public entity in equal monthly increments.

- (C) Revenues from these charges will go toward the maintenance, repair, and replacement of fire hydrants, and for the availability and/or usage of water to fight fires.

DELAYED PAYMENT PENALTY

The above tariff is net. On all current billings not paid within twenty (20) days, 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 for each bill where it is appropriate.

- (C) Indicates a change in the text of regulations.
(I) Indicates an increase in rates.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)**

SCHEDULE NO. 6

(I) LEAK ADJUSTMENT RATE

\$3.78 per 1,000 gallons. To be used when the bill reflects unusual consumption, which can be attributed to eligible leakage on the customer's side of the meter. This rate is to be applied to the excess consumption above the customer's historical average usage.

(I) Indicates an increase in rates.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)**

SCHEDULE NO. 7

APPLICABILITY

Applicable in the entire area served.

AVAILABILITY OF SERVICE

Available for Sewer Utilities who have entered an Inter-Governmental Agreement for the termination of delinquent sewer customers, customers who are Clarksburg Water Board water customers. The sewer utility will follow the notification guidelines for termination of service, as required by the West Virginia Public Service Commission and the inter-governmental agreement.

RATES

The sewer utility will be charged the following fee:

\$20.00 for termination, and

\$20.00 for reconnection following payment and/or notification from the sewer utility that an appropriate payment arrangement has been reached.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)**

SCHEDULE NO. 8

(N) APPLICABILITY

Applicable in the entire territory serviced.

(N) BULK RATE FROM FIRE HYDRANT

Metered or Unmetered \$5.00 per 1,000 gallons

(N) HYDRANT METER DEPOSIT

Customers requiring the issuance of a hydrant meter will be required to pay a deposit for an amount equal to the replacement value of said hydrant meter. Once the hydrant meter is returned and inspected by staff to be in good condition, the deposit will be refunded to the customer.

(N) DELAYED PAYMENT PENALTY

The above tariff is net. On all current billings not paid within twenty (20) days, 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 for each bill where it is appropriate.

(N) Indicates new rates or regulations.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)**

SCHEDULE NO. 9

APPLICABILITY

Applicable in the entire territory served under this tariff, at the sole discretion of the Clarksburg Water Board, except in those service areas that do not meet the requirements set forth in Item 4 of “Availability” below.

AVAILABILITY OF SERVICE

This tariff is available at the sole discretion of the Clarksburg Water Board to an existing customer that currently purchases water from the Clarksburg Water Board for resale and to a new applicant that produces a significant portion of the water that it provides to its customers and that:

- (1) enters into a Service Agreement;
- (2) during the original and any renewal terms of the Service Agreement, agrees to maintain a daily load factor satisfactory to the Clarksburg Water Board;
- (3) has a viable competitive alternative to service from the Clarksburg Water Board or for the water that it produces and intends to select that alternative to the detriment of the Clarksburg Water Board and its other customers;
- (4) seeks service in a service area of the Clarksburg Water Board in which Clarksburg Water Board has sufficient available treatment plant, transmission, and distribution capacity to (i) meet the agreed upon service under the Service Agreement and (ii) meet the Clarksburg Water Board’s peak requirement in that area as well;
- (5) agrees to take or pay for a specific level of monthly usage under this tariff as provided in the Service Agreement.

PHASE I – Rates effective for bills rendered on or after January 13, 2023, through October 14, 2023 (Continued)**SCHEDULE NO. 9 (Continued)****DOCUMENTATION AND SUPPORT FOR ELIGIBILITY FOR TARIFF**

The Clarksburg Water Board will require documentation and support, to the Clarksburg Water Board's satisfaction, to establish eligibility for this tariff based on the existence of a competitive alternative to the Clarksburg Water Board's service. Such documentation and support must include, but is not limited to, an affidavit of the customer or new applicant or, if the customer or new applicant is a corporation, an affidavit of one or more of its officers, satisfactory accounting and engineering data or information from any contractor supporting the bona fide nature of the competitive alternative, or if the competitive alternative is another water supplier, evidence of the other supplier's capacity to provide water service and its commitment to provide water service at a specific contract or established tariff rate.

RATES

The rate(s) to be charged a qualifying customer or new applicant under this tariff will be as set forth in the Service Agreement, provided, however, that such rate(s): (1) shall not exceed the Maximum Rate of the Clarksburg Water Board's then-current Sale for Resale ("SFR") tariff as amended from time to time by the Clarksburg Water Board; (2) shall not be less than the Minimum Rate; and (3) shall be subject to an Escalation Clause, as hereafter defined.

Maximum Rate: The Maximum Rate shall be the charges specified in the Clarksburg Water Board's SFR Rate Schedule.

Minimum Rate: The Minimum Rate shall be sufficient to recover: (1) the Production Cost of Water as defined herein; (2) the fixed costs (depreciation and pre-tax return), associated with all new facilities added to serve the customer; and (3) some portion of the fixed costs of the Clarksburg Water Board's other facilities. For purposes of this rider, the Production Cost of Water shall be the variable cost the Clarksburg Water Board incurs to produce additional treated water, which consists of expenses for electric power, chemicals, waste disposal, and purchased water.

Escalation Clause: The rate set forth in the Service Agreement shall be subject to an Escalation Clause, during the original and any renewal terms of the Service Agreement, based upon changes in published price indices as measured every two years under the Service Agreement as reflected in the published Consumer Price Index as set forth in the publication Value Line.

**PHASE I – Rates effective for bills rendered on or after January 13, 2023, through
October 14, 2023 (Continued)**

SCHEDULE NO. 9 (Continued)

FILING OF THE SERVICE AGREEMENT

The Service Agreement entered into between the Clarksburg Water Board and a qualifying existing customer or new applicant under this tariff shall be filed with the Commission pursuant within fifteen (15) days of its execution and shall become effective forty-five days thereafter if no order of the Commission is entered disapproving said Agreement. If the Commission alters or amends the Service Agreement, the Clarksburg Water Board and the existing customer or new applicant shall not be required to perform thereunder unless the Clarksburg Water Board and the existing customer or new applicant each specifically agree to the altered or amended version of the Service Agreement.

PHASE II – Rates effective for bills rendered on or after October 15, 2023**SCHEDULE NO. 1****APPLICABILITY**

Applicable to entire territory serviced.

AVAILABILITY OF SERVICE

Available for general domestic, commercial, industrial, and public authorities.

(C) (I) RATES

GALLONS METERED			
First	15,000 gallons used per month	\$.916 per 100 gallons	\$9.16 per 1,000 gallons
Next	210,000 gallons used per month	\$.615 per 100 gallons	\$6.15 per 1,000 gallons
All Over	225,000 gallons used per month	\$.419 per 100 gallons	\$4.19 per 1,000 gallons

Customers shall be billed at 100-gallon unit increments or 1,000-gallon unit increments. The Clarksburg Water Board will make this determination by meter type and/or size.

(I) MINIMUM CHARGES

No bill will be rendered for less than the following amounts according to the size of the meter installed, to wit:

METER SIZE	MINIMUM CHARGE
5/8" Meter	\$27.48 per month
1" Meter	\$51.30 per month
1-1/2" Meter	\$101.69 per month
2" Meter	\$162.64 per month
3" Meter	\$305.34 per month
4" Meter	\$509.56 per month
6" Meter	\$1,020.08 per month
8" Meter	\$1,633.47 per month

(I) Indicates an increase in rates.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)**SCHEDULE NO. 1 (Continued)**(C) (I) TEMPORARY SERVICE RATE**

The minimum water charge for water for temporary uses shall be \$5.25 per 1,000 gallons, plus the actual cost of making service available.

DELAYED PAYMENT PENALTY

The above tariff is net. On all current billings not paid within twenty (20) days, 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 for each bill where it is appropriate.

RECONNECTION CHARGE

When water service has been disconnected for nonpayment of a bill, fraudulent use of water, or at the request of a customer with seasonal usage, water service shall not be restored until all past due water bills and penalties have been paid in full and a reconnection charge in the amount of fifty dollars (\$50.00) has been paid.

(C) RETURNED CHECK CHARGE

When a check has been returned unpaid by the bank for any reason, the customer will be charged a fee equal to the actual charges incurred by the Clarksburg Water Board up to a maximum of twenty-five dollars (\$25.00).

(C) (I) CUSTOMER DEPOSIT

When a new customer applies for water service, the customer must pay a deposit of fifty dollars (\$50.00). In the event that the customer terminates service, or the Clarksburg Water Board terminates service for nonpayment, any deposit held by the Clarksburg Water Board shall be applied to any outstanding amount owed by the customer.

COLLECTION FEE

In the event that the Clarksburg Water Board employs a collection agency to collect overdue water bills, the customer shall be charged the amount billed to the Clarksburg Water Board by the collection agency for its services.

(C) Indicates a change in the text of regulations.

(I) Indicates an increase in rates.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)**SCHEDULE NO. 1 (Continued)**(C) PAYMENT COLLECTION FEE**

In the event that an employee of the Clarksburg Water Board collects a payment from the customer at the customer's residence to avoid termination of water service, the customer shall be charged a fee of thirty-five dollars (\$35.00), in addition to the amount of any delinquency.

AFTER-HOURS RECONNECTION FEE

The Clarksburg Water Board intends to reconnect any customer terminated for nonpayment during the next business day after full payment of outstanding water bills and reconnection charges. In the event that the customer requests reconnection after the normal business hours of the Clarksburg Water Board, and the Clarksburg Water Board is able to make the connection as requested, the customer shall be charged an after-hours reconnection fee of fifty dollars (\$50.00), in addition to all other reconnection charges.

METER RE-READING FEE

The customer may request that the Clarksburg Water Board re-read the customer's water meter if the customer does not believe the meter reading was accurately performed. The customer may request a re-read of his/her meter every twelve (12) months at no charge to the customer. If the customer requests additional readings within any twelve (12) month period, and the reading or readings determine that the initial reading was accurate, the customer shall be charged twenty-five dollars (\$25.00) for each additional reading. The customer shall not be charged if the initial reading was inaccurate by more than 5%.

(C) LEAK INSPECTION FEE

The customer may request that the Clarksburg Water Board inspect the customer's service for leaks if the customer believes that he/she is entitled to a leak adjustment. The customer may request an inspection every twelve months at no charge to the customer. If the customer requests additional service inspections within any twelve (12) month period, the customer shall be charged twenty-five dollars (\$25.00) for each additional inspection.

(C) Indicates a change in the text of regulations.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)**

SCHEDULE NO. 1 (Continued)

METER TEST FEE

The customer may request that the Clarksburg Water Board test the customer's water meter if the customer does not believe the meter is recording accurately. The customer may request a test of his/her meter every twelve (12) months at no charge to the customer. If the customer requests additional tests within any twelve (12) month period, and the test determines that the meter was recording accurately, the customer shall be charged twenty-five dollars (\$25.00) for each additional test. The customer shall not be charged if the meter was inaccurate by more than 5%.

FEE FOR RE-INSTALLATION OF REMOVED METER

If a water meter is removed by the Clarksburg Water Board to prevent a customer from illegally obtaining water after the customer's service has been disconnected for nonpayment, the customer shall pay a meter re-installation fee of one hundred dollars (\$100.00) before the meter is re-installed and water service is reinstated. This fee is in addition to any reconnection fees.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)**

SCHEDULE NO. 2

AVAILABILITY OF SERVICE

Available for all water delivered to water utilities for resale.

- (I) RATE
Gallons Metered \$3.72 per 1,000 gallons

DELAYED PAYMENT PENALTY

The above tariff is net. On all current billings not paid within twenty (20) days, 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 for each bill where it is appropriate.

- (I) Indicates an increase in rates.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)****SCHEDULE NO. 3****APPLICABILITY**

Applicable in the entire area serviced.

(C) CHARGES FOR TAPPING MAINS

The person or corporation making an application for a service connection shall pay in advance to the Clarksburg Water Board for the permit and the furnishing of labor and material for (1) the service connection and pipe complete from the water main to the curb line, including the curb stop and box, or valve box, and (2) the meter installation, including the meter vault.

The charges for these items shall be as follows:

SIZE OF TAP	TOTAL CHARGE
3/4"	\$700.00 or the actual cost; whichever is greater.
1"	\$900.00 or the actual cost; whichever is greater.

For sizes larger than 1 inch, the charges will be equal to the actual cost of the installation. Upon receipt of an application for a service connection of a size larger than 1 inch, the Clarksburg Water Board will provide an estimate of the actual cost which amount must be deposited by the applicant in advance of the installation. Upon completion of the installation, a final statement of the actual installation cost will be prepared and submitted for payment to the applicant. The amount of payment due will be reduced by the amount of the advance deposit. In the event of an excess in the amount deposited over the actual cost, the amount of the excess will be refunded to the applicant.

(C) Indicates a change in the text of regulations.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)****SCHEDULE NO. 4****APPLICABILITY**

Applicable in the entire territory serviced.

AVAILABILITY OF SERVICE

Available for private fire protection service

(I) RATES

SIZE OF SERVICE	CHARGE PER MONTH
4"	\$8.00
6"	\$23.99
8"	\$47.72

DELAYED PAYMENT PENALTY

The above tariff is net. On all current billings not paid within twenty (20) days, 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 for each bill where it is appropriate.

(I) Indicates an increase in rates.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)**

SCHEDULE NO. 5

APPLICABILITY

Applicable in the entire territory serviced.

AVAILABILITY OF SERVICE

Available for public fire protection.

(I) RATE

For each public fire hydrant, an annual charge of two-hundred-seventy-five dollars (\$275.00) per hydrant will be billed to the applicable public entity in equal monthly increments.

- (C) Revenues from these charges will go toward the maintenance, repair, and replacement of fire hydrants, and for the availability and/or usage of water to fight fires.

DELAYED PAYMENT PENALTY

The above tariff is net. On all current billings not paid within twenty (20) days, 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 for each bill where it is appropriate.

(C) Indicates a change in the text of regulations.

(I) Indicates an increase in rates.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)**

SCHEDULE NO. 6

(I) LEAK ADJUSTMENT RATE

\$4.19 per 1,000 gallons. To be used when the bill reflects unusual consumption, which can be attributed to eligible leakage on the customer's side of the meter. This rate is to be applied to the excess consumption above the customer's historical average usage.

(I) Indicates an increase in rates.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)**

SCHEDULE NO. 7

APPLICABILITY

Applicable in the entire area served.

AVAILABILITY OF SERVICE

Available for Sewer Utilities who have entered an Inter-Governmental Agreement for the termination of delinquent sewer customers, customers who are Clarksburg Water Board water customers. The sewer utility will follow the notification guidelines for termination of service, as required by the West Virginia Public Service Commission and the inter-governmental agreement.

RATES

The sewer utility will be charged the following fee:

\$20.00 for termination, and

\$20.00 for reconnection following payment and/or notification from the sewer utility that an appropriate payment arrangement has been reached.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)**

SCHEDULE NO. 8

(N) APPLICABILITY

Applicable in the entire territory serviced.

(N) BULK RATE FROM FIRE HYDRANT

Metered or Unmetered \$5.25 per 1,000 gallons

(N) HYDRANT METER DEPOSIT

Customers requiring the issuance of a hydrant meter will be required to pay a deposit for an amount equal to the replacement value of said hydrant meter. Once the hydrant meter is returned and inspected by staff to be in good condition, the deposit will be refunded to the customer.

(N) DELAYED PAYMENT PENALTY

The above tariff is net. On all current billings not paid within twenty (20) days, 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 for each bill where it is appropriate.

(N) Indicates new rates or regulations.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)**

SCHEDULE NO. 9

APPLICABILITY

Applicable in the entire territory served under this tariff, at the sole discretion of the Clarksburg Water Board, except in those service areas that do not meet the requirements set forth in Item 4 of “Availability” below.

AVAILABILITY OF SERVICE

This tariff is available at the sole discretion of the Clarksburg Water Board to an existing customer that currently purchases water from the Clarksburg Water Board for resale and to a new applicant that produces a significant portion of the water that it provides to its customers and that:

- (1) enters into a Service Agreement;
- (2) during the original and any renewal terms of the Service Agreement, agrees to maintain a daily load factor satisfactory to the Clarksburg Water Board;
- (3) has a viable competitive alternative to service from the Clarksburg Water Board or for the water that it produces and intends to select that alternative to the detriment of the Clarksburg Water Board and its other customers:
- (4) seeks service in a service area of the Clarksburg Water Board in which Clarksburg Water Board has sufficient available treatment plant, transmission, and distribution capacity to (i) meet the agreed upon service under the Service Agreement and (ii) meet the Clarksburg Water Board’s peak requirement in that area as well;
- (5) agrees to take or pay for a specific level of monthly usage under this tariff as provided in the Service Agreement.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)**SCHEDULE NO. 9 (Continued)DOCUMENTATION AND SUPPORT FOR ELIGIBILITY FOR TARIFF

The Clarksburg Water Board will require documentation and support, to the Clarksburg Water Board's satisfaction, to establish eligibility for this tariff based on the existence of a competitive alternative to the Clarksburg Water Board's service. Such documentation and support must include, but is not limited to, an affidavit of the customer or new applicant or, if the customer or new applicant is a corporation, an affidavit of one or more of its officers, satisfactory accounting and engineering data or information from any contractor supporting the bona fide nature of the competitive alternative, or if the competitive alternative is another water supplier, evidence of the other supplier's capacity to provide water service and its commitment to provide water service at a specific contract or established tariff rate.

RATES

The rate(s) to be charged a qualifying customer or new applicant under this tariff will be as set forth in the Service Agreement, provided, however, that such rate(s): (1) shall not exceed the Maximum Rate of the Clarksburg Water Board's then-current Sale for Resale ("SFR") tariff as amended from time to time by the Clarksburg Water Board; (2) shall not be less than the Minimum Rate; and (3) shall be subject to an Escalation Clause, as hereafter defined.

Maximum Rate: The Maximum Rate shall be the charges specified in the Clarksburg Water Board's SFR Rate Schedule.

Minimum Rate: The Minimum Rate shall be sufficient to recover: (1) the Production Cost of Water as defined herein; (2) the fixed costs (depreciation and pre-tax return), associated with all new facilities added to serve the customer; and (3) some portion of the fixed costs of the Clarksburg Water Board's other facilities. For purposes of this rider, the Production Cost of Water shall be the variable cost the Clarksburg Water Board incurs to produce additional treated water, which consists of expenses for electric power, chemicals, waste disposal, and purchased water.

Escalation Clause: The rate set forth in the Service Agreement shall be subject to an Escalation Clause, during the original and any renewal terms of the Service Agreement, based upon changes in published price indices as measured every two years under the Service Agreement as reflected in the published Consumer Price Index as set forth in the publication Value Line.

**PHASE II – Rates effective for bills rendered on or after October 15, 2023
(Continued)**

SCHEDULE NO. 9 (Continued)

FILING OF THE SERVICE AGREEMENT

The Service Agreement entered into between the Clarksburg Water Board and a qualifying existing customer or new applicant under this tariff shall be filed with the Commission pursuant within fifteen (15) days of its execution and shall become effective forty-five days thereafter if no order of the Commission is entered disapproving said Agreement. If the Commission alters or amends the Service Agreement, the Clarksburg Water Board and the existing customer or new applicant shall not be required to perform thereunder unless the Clarksburg Water Board and the existing customer or new applicant each specifically agree to the altered or amended version of the Service Agreement.