Atlantic City

Municipal Utilities Authority

2021
RULES, RATES AND REGULATIONS

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ATLANTIC CITY MUNICIPAL UTILITIES AUTHORITY

RULES, RATES & REGULATIONS

TABLE OF CONTENTS

SECTION 1. APPLICATION FOR CONNECTION 2

SECTION 2. CONNECTION FEES 4

SECTION 3. PLUMBING AND STREET SERVICE 8

SECTION 4. FIRE SERVICES 15

SECTION 5. METER INSTALLATION 18

SECTION 6. WATER METERS 20

SECTION 7. CROSS CONNECTION CONTROL 23

SECTION 8. WATER SERVICE CHARGES 25

SECTION 9. USE OF FIRE HYDRANTS AND FEES 29

SECTION 10. ELECTRONIC FILE TRANSFERS 31

SECTION 11. RESTRICTION TO USE AND WASTE OF WATER 32

SECTION 12. PENALTY TO BE IMPOSED BY AUTHORITY 34

SECTION 13. RESERVATION, RIGHT TO MODIFY 34

SECTION 14. SEVERABILITY 34

SECTION 15. INCONSISTENT RESOLUTIONS 34

Revised 12/08/2020

Effective Date 1/1/2021

SECTION 1. APPLICATION FOR CONNECTION

A. Applicant must be a responsible owner. The applicant must provide proof of ownership. A copy of the property deed, tax bill, or settlement sheet accompanied by a photo ID of the owner, or in the case of an owner's authorized agent, the authorized agent must produce a photo ID and proof that they represent the owner. Application for a supply of water must be made and signed by the applicant, who shall be the owner or the authorized agent of the property to be supplied, and such owner will be held responsible for the cost of making the connection and the payment of all water rents touching the said supply. The applicant must state fully and truly all purposes for which water is required, and no different or additional use will be allowed except upon application to and by the written assent of the Authority.

B. An application must be made out on proper blank. All applications for permits for the introduction of increased use of water shall be made on printed blanks furnished for that purpose by the Authority. The blanks to be specifically and properly filled in and signed by the owner or duly authorized agent of the owner, and the permit granted before work is begun. (This restriction shall not prevent licensed plumbers or other persons from rendering assistance in case of an accident to a water service pipe requiring prompt attention, provided the work done on such occasions be reported to the Authority within forty-eight (48) hours).

C. The permit from Atlantic City Engineering Department is required. The application must be accompanied by a permit from the Engineering Department of the City of Atlantic City when making the necessary opening in the street, the charge for which covers the cost to the Engineering Department of processing the permit application.

D. The application must be signed and payment made. A copy of these rules and regulations will be furnished to each person making an application for a supply of water, and before the water is turned on, an application for the use of water shall be signed by the party as provided for in paragraph B of this section, and a payment made for, in addition to the charges for the water service, if installed by the Authority, and other charges as specified in these Rules, Rates and Regulations.

E. The Authority will not guarantee service to any property until the Authority has performed an inspection of the site, including but not limited to the location of the service line (either existing or proposed) and the house plumbing (either existing or proposed). The Authority reserves the right to deny service to any property where the service line (after the meter) cannot be placed completely within the metes and bounds of the property to be served, or where any portion of the water system to be served crosses any public right of way (street), or where the meter setting extends more than 10' past the curb line of the street in which the Authority main is located.

F. All use of water other than by the applicant, or for any purpose or upon any premises not stated or described in the application, must be presented by the applicant. No owner or tenant of any premises supplied with water by the Authority shall supply other premises or families of other premises, except as may be stated in the application. The applicant shall be liable for the amount of water used in conformity with the schedule of rates of the Authority.

G. No application for a connection, meter installation, or any other service to be performed by the AUTHORITY shall be accepted from any property owner that has not paid all past due amounts, including all lien amounts, on all accounts that the property owner has any ownership.

H. The property shall be considered no longer connected to the AUTHORITY's system if the meter has been removed, and there is at least one (1) quarter where no quarterly service charge has been placed on the account by the AUTHORITY.

SECTION 2. CONNECTION FEES

A. The connection fee shall apply to all connections to the Atlantic City distribution system, where new or additional facilities are installed or constructed, which will result in additional water use. The fee shall be based upon a daily water supply supplied by the Customer's licensed Engineer/Architect and agreed upon by the Authority.

B. The connection fee shall be an amount representing the connector's fair share of the construction costs, theretofore paid by prior users. It shall be calculated as follows:

1. The amount representing all debt service, including but not limited to sinking funds, reserve funds, the principal and interest on bonds, and the amount of any loans and interest thereof, paid by the Municipal Utilities Authority and its predecessor in title, the Water Department of the City of Atlantic City, subsequent to 1950, to defray the incurred capital cost of continuing to develop the system as of the end of the immediately preceding fiscal year of the Authority shall be added to all capital expenditures made by the Authority not funded by a bond ordinance or debt excluding interest earned on bond proceeds and any gifts, contributions or subsidies received by the Authority from any Federal, State, County or Municipal Government or agency or any private person for the development of the system as of the end of the immediately preceding fiscal year of the Authority, for fiscal years 1980 and beyond.
2. The Sum shall be divided by the average amount of billable gallons per day served by the Authority at the end of the immediately preceding fiscal year to establish a connection fee rate per gallon per day for the current fiscal year.
3. The rate per gallon per day shall then be apportioned to each user, subject to a connection fee under this section, according to the estimated number of gallons per day attributed to the new construction, to produce the user's contribution to the cost of the system.

C. The Connection fee shall be paid at the commencement of construction or installation of facilities. (Foundation work shall not be considered construction). In cases where the fee exceeds $100,000, the fee may be paid in two (2) parts, providing that the first payment is at least fifty percent (50%) of the total fee, that the second payment be made in less than 180 days after the first payment and that both payments are made during the same calendar year.

D. In compliance with NJSA 40:14B-22.3 Utility authorities, reduced fees for certain affordable housing projects: there shall be a 50% reduction in the connection fee or tapping fee assessed pursuant to section 21 of P.L.1957, c.183 (C.40:14B-21) for new connections to the water system which are to be charged to public housing authorities and to non-profit organizations building affordable housing projects.

1. For units previously connected to the Authority's system that were demolished or refurbished to allow for new affordable housing units and for which a connection fee was previously paid, the proposed project shall receive a credit

against the connection fee or tapping fee to be assessed for connection with the water system to public housing authorities and non-profit organizations building affordable housing projects. The credit shall be the connection fee or tapping fee previously assessed and paid for connection with the water system for units previously connected to the Authority's system.

2. The connection fee or tapping fee assessable against a public housing authority or non-profit organization, for units previously connected to the Authority's system that were demolished or refurbished to allow for new affordable housing units, shall be the lesser of the reduced rate provided for in subsection a. of this section, or the current non-reduced rate applicable to other types of housing developments minus the credit provided under subsection b. of this section for units for which a connection fee or tapping fee was previously paid, provided that said public housing authority or non-profit organization can establish the connection fee or tapping fee was previously assessed and paid for connection with the system. If the same cannot be established, the reduced rate provided for in subsection a. of this section shall be assessed.

E. In cases where service to a location has been temporarily abandoned, and all of the following conditions exist, the property owner shall have the option of paying either the connection fee or the total of minimum charges that would have accrued had the meter not been removed:

1. The existing water service lateral (or replacement lateral) complies with all other requirements of these Rules, Rates, and Regulations; and
2. The existing water service lateral (or replacement lateral) is the same size or smaller; and
3. The meter to be installed is the same size or smaller than the last meter to serve the location; and
4. The time duration between the date of meter removal and the date of application for a new service is less than ten (10) years.
5. Locations, where service has been temporarily disconnected as a result of "House Lifting" for the purpose of storm water prevention, shall be eligible for an abatement of a portion of the minimum charges set forth above. Abatement approval is limited to twelve calendar months of service disconnection. Service disconnections during any portion of the period prior to January 1, 2018, are ineligible. Abatement requests shall require proof of participation in the New Jersey Department of Community Affairs, Flood Relief programs, and certification from the customer's building contractor. An $800 refundable deposit is required for the disconnection fee. Upon the completion of house lifting, the deposit is refundable, or it will be used as a credit against reconnection fee (if the house lifting is not completed within twelve calendar months) or any damage around the meter pit caused by the owner's contractor during the construction period.

In all other cases, a connection fee must be paid to receive service.

F. The Authority will give no commitments for water service unless there exists a signed service agreement between the potential customer and the Authority, and all connection fees are paid.

G. No commitments for service shall stand for more than 180 days unless the connection fee has been paid in full.

H. A new, single-family dwelling of eight (8) rooms or less shall be considered to have an average daily flow of 225 gallons per day. The connection fees shall be as follows:

YEAR	RATE PER GPD		YEAR	RATE PER GPD
1983	$ 0.4292		1984	$ 0.5889
1985	$ 0.7113		1986	$ 0.8396
1987	$ 1.1780		1988	$ 1.4915
1989	$ 1.7768		1990	$ 2.0182
1991	$ 2.3062		1992	$ 2.5412
1993	$ 2.9216		1994	$ 3.2916
1995	$ 3.5576		1996	$ 3.8331
1997	$ 4.4770		1998	$ 4.9785
1999	$ 5.5448		2000	$ 5.8266
2001	$ 6.6559		2002	$ 6.5107
2003	$ 6,5810		2004	$ 6.7512
2005	$ 7.6473		2006	$ 8.0405
2007	$ 8.1358		2008	$ 8.7145
2009	$ 9.6700		2010	$10.1302
2011	$10.9377		2012	$11.5877
2013	$11.6516		2014	$12.1279
2015	$12.9597		2016	$14.2784
2017	$15.4352		2018	$15.4352
2019	$19.9722		2020	$20.6188
2021	$20.6188			

I. Condemnation Exemption: Under the following limited circumstances, a new connection to the system shall be exempt from the connection fee, provided that <u>all</u> of the following criteria apply:

1. The original property was acquired by a governmental entity, through either condemnation or simple purchase, for the purposes of a redevelopment or any other appropriate governmental purpose.
2. The original structure is demolished.
3. Anything constructed on the original site must pay a connection fee unless the new construction meets the criteria specified in the agreement between the AUTHORITY and the City of Atlantic City or this section.
4. The new connection is identical to the original connection in terms of purpose. For example, a single-family structure replaces a single family structure, or a restaurant replaces a restaurant.
5. The water usage at the new structure is equal to or less than the water usage at the old structure based upon the average daily use over the greatest six (6) month period during the prior ten (10) years. For the purposes of this section, the new structure will be considered for adjustment if the water usage during

the first twelve (12) months is greater than the prior usage. The adjustment shall only be for the additional use of water.

6. At the time of the condemnation or purchase by the governmental agency, the property must have an active connection with the AUTHORITY system, and the AUTHORITY must be fully paid for all charges, including those assigned to liens or bankruptcies.
7. Service must be continuous. Payment of fees as provided under Section 2.D. (including compliance with all criteria) maybe used to demonstrate continuous service.

SECTION 3. PLUMBING AND STREET SERVICE

A. The Street Main to be tapped by Authority. The tapping of the street main, including the furnishing of the corporation stop, copper service pipe to the curb, the curb stop, meter and meter pit with lid and the placing and connection of same, together with the excavating and backfilling necessary shall be planned and executed by the Authority at a price dependent upon the width of the street in accordance with the following schedule of charges. The Authority shall determine in all cases whether work listed hereunder shall be done by the said Authority or by the applicant. The Charges listed herein apply to a street service as a new installation. If done by the Authority, the following charges paid in advance by the applicant for new connections, invoiced to existing service accounts with the same payment provisions as are afforded the annual Water Service bill in that payment shall be within thirty (30) days. If unpaid after thirty (30) days, four and one-half percent (4½%) penalty shall be added to the total bill remaining unpaid and further, an additional four and one-half percent (4½%) penalty shall be added per quarter for each successive billing quarter the charges remain outstanding, and any invoice remaining unpaid after sixty (60) days will be disconnected, shall be made:

1. Street Services, if installed by the Authority:
   (a) Water and fire service laterals shall be paid in advance based on the size and length of the service pipe in accordance with the Authority's current contract for service installations and the purchase price of all materials provided by the Authority plus 15%.
   (b) When it is found the size of the street main after excavation varies from the size indicated on the official maps and thus requires a revision in the street service as originally contemplated; the applicant shall pay such additional charges or have refunded such overpayment as shall result from doing the work required by such revision.
   (c) The following is a listing of tapping fees for taps made into the Authority water distribution system:

SIZE	TAPPING FEE
4"	$677
6"	$734
8"	$790

2. Replacement of Curb Stop or Valve:
   (a) The charge for replacing a curb stop shall be paid in advance at the following rates:

SIZE	**INSTALLED BY OWNER'S CONTRACTOR**	**INSTALLED BY AUTHORITY INCLUDES $500 FOR PAVING**
¾"-	$438	$1315
1"	$465	$1315
1½"	$630	$1945
2"	$675	$2055

(b) Valves controlling Service Lines larger than 2" shall be replaced for the cost of labor, equipment, and materials. A deposit, satisfactory in an amount to the Authority, shall be paid in advance for such replacement. Any additional sum due for such replacement shall be billed to the owner of the property when work is completed.

B. All service pipes and fittings used in conveying water from the street main to the street curb line shall be of such size and material as shall be determined to be satisfactory to the Authority.

C. If the applicant's contractor approved by the Authority installs the Street Service (branch tap), the applicant shall furnish all labor, equipment, and materials required for installing such service at his own expense and in a manner satisfactory to the Authority; all upon payment of fees, therefore, set forth in this Resolution. The Authority will supply a meter box, lid, meter stop, couplings, meter and meter reading device (MTU) at the following prices:

Size	*Fire service*	*Domestic service*
1" service/5/8" meter	*$630*	*$525*
1 ½" service/ 3/4" meter	*$650*	*$525*
1" service/ 1" meter	*$700*	*$525*
1 ½" service/1" meter	*$975*	*$805*
2" service/ 1" meter	*$1,017*	*$845*

The Authority may, if it so elects, furnish all the labor, material, and equipment to completely install street service 2" or smaller in size, upon the payment of the fees, therefore, set forth in this Resolution.

All material used by the applicant shall be in accordance with the requirements of the standard specifications of the American Water Works Association.

The street service pipe shall be no less than 30" below the surface of the ground, preferably 36".

The trench shall be of such width and depth as the Authority shall require. The applicant shall make such provisions as are necessary for barricading, guarding, lighting, and hauling away of excess materials. Backfill after completion shall consist of clean sand, properly compacted.

The applicant shall notify the Authority before pipe joints, or fittings joints are poured or concrete is placed so that an inspector may be present when such work is performed. All work shall be left open and properly safeguarded until inspected, tested and approved the Authority.

Work shall be done only between the hours of 8:00 A.M. and 4:00 P.M. unless the Authority shall approve other hours in writing.

D. The applicant shall pay for all materials provided by the AUTHORITY at cost plus 15%.

E. Valves on Domestic Service: Water service pipes shall have a suitable valve placed outside the building under the exclusive control of the Authority, which valve shall be in addition to the service tapping valve. This valve, unless otherwise specially permitted, shall be connected with the service pipe, within the sidewalk at or near the curb line, and shall be enclosed in and protected by a valve box or cover of a design approved by the Authority.

The connection of any form of fire suppression system after this valve shall be expressly prohibited. An exception shall be made for storage areas, providing all of the following criteria are met:

1. A maximum of five (5) total sprinkler heads per service shall be allowed;
2. The property owner provides a certified statement from a licensed design professional that the system meets all criteria of the National Fire Protection Association (NFPA), and the New Jersey Construction Code; and
3. Has been approved by the Atlantic City Fire Department.

F. The size of tap permitted on all water mains are subject to the authority's approval, and a stainless steel tapping sleeve of proper size shall be used. All taps shall be at least one (1) size smaller than the diameter of the main to which it is attached. However, taps onto a 4" main shall be limited to existing customers or for infill housing. New developments, defined as five (5) or more properties on the same block, constructed within a five year period, shall be prohibited from connecting to a 4" main and will be required to replace the main at a size defined by the Authority.

G. That each and every water service must be provided with a suitable valve or stop installed at the expense of the owner of the premises; place within the building at the point of entrance to the building of the water supply or such other location as to meet with the approval of the Authority. The valve must be located to be easily accessible and beyond danger from frost damage. Said installation to be at the expense of the owner of the premises served. The Authority may approve a different arrangement, provided that shut off valves of an appropriate size are installed both before and after the meter.

H. A water service forty (40) years old or older shall in no case be repaired, but shall be replaced with new water service. The Authority shall determine whether a new water service is required in the case of less than forty (40) years old needing repair.

I. A water service made of any material except copper, shall in no case be repaired, but shall be replaced with new water service. The Authority shall determine whether a new water service is required in the case of a water service made of copper needing repair.

J. There shall be a minimum distance of 3' clear between sewer connection pipes and water service pipes. Sewer pipes shall be at a lower elevation than water service pipes where practicable.

K. Work performed by the Authority, for which rates of charge are not specifically set forth herein, shall be charged to the property owner at the cost of labor,

equipment, and materials, plus 15%, and the Authority may require deposit in advance for such work, billing the property owner for any additional amount due after the work is completed and refunding any overpayment.

L. A service pipe or water service is defined as that portion of the water pipe and appurtenances extending from the public water main to the curb line of the street in which the public main exists, which pipe is owned by and the maintenance and repair of said service pipe is the responsibility of the property owner receiving service from said service pipe.

M. No plumbing to be done without a permit. No person or persons shall lay and service pipe or do any kind of plumbing or other work connected with the introduction and supply of water from the public water mains, or make an attachment to any water pipe, or make alterations, extensions or repairs without first obtaining a permit from the Authority specifying the particular work to be done, change or addition to be made. After getting such permit, he shall report the name of the owner and all alterations to or additions to pipe or fixtures within forty-eight (48) hours after completing the work, and upon failure to fulfill this requirement will be liable as printed under section 1 herein.

N. Plumbers must leave the water turned off. Plumbers or others, after completing the work of introducing the water into a property and testing a pipe and fixture, shall turn off the water at the curb line. On failure to do so, they are liable to a fine in accordance with provisions for penalties for violation of Authority rules and regulations, as more specifically noted in section 9 (penalties) par. a. Herein.

O. Plumbers must retain possession of Key. No Plumber shall part with the possession of a key for turning the water on or off except to an employee of the Authority. Violations of this provision shall subject to provisions for violation of Authority rules and regulations as contained in section 9. (Penalties) par. a. herein.

P. Kind of service pipe to be used: All service pipes leading from the main to the building line shall be laid as far as practicable at the level of said water main. Service pipes less than 4" shall be Type "K" Soft Temper Copper Pipe; fittings shall be compression type and constructed of copper or brass (all fittings and pipe must meet or exceed NSF (National Science Foundation) Standard 61). The service pipe is to be laid in such a manner as to prevent breakage or rupture by settlement. All service pipes 4" or larger must be Ductile Iron, and design drawings must have prior approval of the Authority.

Q. Disruption, relocation or injury to mains, services, or fixtures: Any disruption, relocation, or injury to service pipes, street mains, valves, hydrants, or other fixtures or damage by leakage occasioned thereby shall be made good by the person or entity responsible for such disruption, relocation or injury.

R. Services to be independent: Every property located upon a street, alley, or by-way through which a water main is laid into which water from the public supply is introduced shall be provided with an independent service pipe from said water main unless otherwise directed by the Authority.

S. Curb Stops and Boxes: Curb Stops, unless otherwise specially permitted, shall be connected with service pipe within the sidewalk at or near the curb line and shall be enclosed in and protected by a valve box or cover of a design approved by the Authority.

T. Maintenance of Services: The curb stop boxes and service pipe must be kept in repair by the owner of the same, and any expense incurred by the Authority in turning off the water on account of leakage or nonpayment of rents or in repairing of same, must be refunded to the Authority before the water will be turned on again.

U. Separate Curb Stop for Each Property: Whenever two (2) or more separate or distinct buildings or premises are to receive water by means of branch or sub-service pipe supplied by one pipe from the main, each branch must be independently arranged with stops cocks, box and meter in the manner to be designated by the Authority; all stop cocks used upon service shall be of the kind known as "round water ways."

V. Permit Required for Disconnection: No service pipe shall be disconnected ahead of a water meter by any person without a special permit from the Authority.

1. A street service will be permanently disconnected by the Authority only after the following requirements have been met:
   (a) All prior water bills have been paid to date, including excess water used over the minimum rate paid in advance for the current billing period.
   (b) All assessable outlets and fixtures have been removed from the property served by the street service.
   (c) The necessary disconnection request form has been properly completed and signed. The said form furnished by the Authority states that the person signing the request is the owner or agent for the owner of the property in question, the address of the property in question, that as the owner or agent, the party request the Authority to discontinue water service at the street main; that they agree to pay all bills now due in accordance with this ordinance; and that they further agree to pay for all water used over the advance minimum paid for current billing period.
   (d) All fees for disconnection have been paid to the Authority. The Authority may allow a property owner to disconnect service at their own expense provided that the owner pays the Authority the appropriate inspection fees, and the service is disconnected as close to the main in the street as specified by Authority personnel.
2. Disconnection of service:
   (a) Whenever a potable water use in Atlantic City is terminated (either through demolition or abandonment), the customer shall be required to also properly disconnect the service laterals in the street as close to the water main as practical. The specific location of the disconnection shall be as specified by Authority staff, shall comply with AWWA (American Water Works Association) Standards, and disconnection must be observed by Authority staff.

(b) Failure to have the disconnection observed by Authority staff will require the AUTHORITY to excavate the location to be assured of the proper disconnection, and the property owner will be obligated to pay all costs on a time and material basis of the Authority's excavation.

(c) The property owner shall have the option of having their demolition contractor make the disconnection at the main either prior to or at the time of demolition or paying the AUTHORITY for the disconnection. The rate to be paid to the Authority will be $1,250.00 per service for 2" and smaller service lines. For services larger than 2" the rate shall be set by quotes as allowed by the Local Public Contracts law plus fifteen (15%) percent overhead.

(d) In cases where the property owner desires to build facilities on the property that can reuse the service (except where prohibited: see Sections 3H and 3I), the Authority will accept a letter from the property owner indicating that they plan to commence construction within twenty-four (24) months, <u>in addition to the payment for disconnection</u>. In those cases, the AUTHORITY will not disconnect the service for twenty-four (24) months. Upon reconnection of the service, the disconnection fee previously paid will be used as a credit against the cost for reestablishing service with the AUTHORITY.

(e) If the property owner has not commenced any construction prior to the end of the twenty-four (24) month period, the property owner may apply to the AUTHORITY for an extension by providing a letter detailing their plans and paying the difference between the current rate for disconnection and the amount previously paid. In no cases shall any extension be for greater than twenty-four (24) months. However, the property owner may apply for as many extensions as needed.

(f) Not with standing any of the above clauses, if the AUTHORITY needs to disconnect the service from the main because of major reconstruction in the roadway, the service at the main will be disconnected, and the resultant charges will be placed on the account and the property owner will no longer have the ability to reconnect that service but will be required to install a new service at the Authority's standard rate.

W. Provisions where Street Mains are Inaccessible: Where there is no main in the street opposite the premises desiring connection, the Authority shall deny service to the property. The property owner shall have the right to install, at their own expense, a properly sized water main, as approved by the Authority that connects at both ends to Authority mains. The new water main may only be constructed provided that the property owner has signed an agreement for the installation of the water main, agreed to pay all associated fees and costs of the Authority, agreed to comply with all rules and regulations of all responsible governing bodies and agreed to turn over the main to the Authority for maintenance and operations. The property owner shall warranty the water main to be free of defects in material and construction for a period of 10 years and shall be responsible for all costs of repair within the 10 year warranty period.

X. Alterations in Plumbing Require Permit: Whenever any material change is to be made in the plumbing work beyond that specified in the permit, the plumber is

required to first present the permit at the office of the Authority for correction and recording.

Y. Refilling Trench: In refilling any trench excavated for laying service pipe or for repairs, care must be taken to have the sand or gravel rammed under the main and the trench rammed or puddled in such a manner as to prevent settlement. This work, together with the replacing of the sidewalk, must be in a workmanlike manner as far as practicable and the street and sidewalk left in as good condition as before the service was laid, or the repairs are done, and in accordance with all of the provisions of Ordinance No. 66 of 1998 of the City of Atlantic City, New Jersey and any ordinances and amendments thereof.

Z. Plumbing Subject to Approval of Authority: All work of plumbers in connection with the public water supply must be approved by the Authority, and any work not so approved must be removed or reconstructed as the Authority may direct.

SECTION 4. FIRE SERVICES

A. Application for Fire Service: Standpipes or other pipes to be used solely for fire protection may be installed on receipt of a special permit from the Authority. Applications for such permits must be accompanied by a plan of the proposed pipe system, which will be subject to the approval of the Authority, and no alterations or additional fixtures shall be afterward introduced without their approval.

B. Valves on Fire Services: Fire Services pipes shall have a suitable valve placed outside the building under the exclusive control of the Authority which valve shall be in addition to the service tapping valve, and a by-pass, with valve, on the main line of fire service pipe suitably arranged for the insertion of a meter. Also, in the case of standpipes, a valve must be provided and placed at the bottom of the standpipe. This valve, unless otherwise specially permitted, shall be connected with the service pipe, within the sidewalk at or near the curb line, and shall be enclosed in and protected by a valve box or cover of a design approved by the Authority.

C. Maintenance of Fire Services: The owner of the premises supplied with fire service shall maintain such service pipes and fixtures their entire length from the street main, and they shall be held responsible for any damage caused by any leak, or by the fracture of such pipes or fixtures unless caused by the fault of the Authority.

D. Each fire service shall be provided with a meter satisfactory to and installed in accordance with plans approved by the Authority. The owner shall, at his own expense, furnish and install the meter and construct the meter vault to meet the requirements of the Authority. The metering room must have a ground-level exterior door, and the meter must be set within 20 feet of where the water service enters the building. Meter shall be sealed, checked, read and repaired by the Authority. The Authority may charge for any repairs as it may deem proper. Each fire service shall be provided with an appropriate backflow prevention device as required by the City of Atlantic City or State of New Jersey.

1. The following is a listing of the quarterly private fire service charge for water service to the standpipe and/or sprinkler systems, which charges shall be in addition to any water registered on the service meter. A 2" Residential Fire Service shall be defined as any fire service 2" or less in diameter serving a single-family residence. A 2" fire service shall be defined as any fire service 2" or less in diameter, not meeting the criteria for a 2" Residential Fire Service.
   (a)

DIAMETER	CHARGE PER QUARTER	USER CODES
2" RESIDENTIAL	$0.00	161
2"	$60.00	162
4"	$ 200.00	164, 174
6"	$ 300.00	165, 166
6" (WITH PUMP)	$ 500.00	167, 175
8"	$ 900.00	168, 176
10"	$1,500.00	170, 177
12"	$2,000.00	172, 178

(b) Water Charge (Meter Rate) for all water used: $3.762 per 100 cubic feet.

2. Testing of Fire suppression systems:
   (a) The charges for water used in fire service equipment tests shall be in accordance with the water charge (meter rate established for commercial water service accounts in Section 8.F.2 (b).) All testing of fire services, fire lines, and fire pumps shall have prior approval by the Authority.
   (b) The applicant shall submit in writing the details of the proposed tests, including existing pump discharge capacity, maximum test flow required in gallons per minute, and duration of the pump test. The applicant shall submit all required flow information following completion of the test to the Authority.
   (c) The Authority shall base the usage of water used upon the following formula: 50% of the peak rate multiplied by the duration of the test in minutes or the quantity of water as determined by flow rate and time.
   (d) The inspection charge for each Fire suppression system shall be billed to the owner of the system in their regular quarterly or monthly bills. One and two-family homes are exempt from testing requirements, and since no inspection is required are exempt from these fees.
   (e) Dry fire suppression systems that are pressure tested (the test uses no water) are exempt from the notice and fee requirements of this section, provided that a licensed fire suppression system installer certifies that the system is a dry system and that no water is used in any test.
   (f) The charge for inspection of fire suppression system tests shall be $30 per quarter.
   (g) Testing systems without recirculators shall be prohibited between June 15 and September 15 of each year. Testing of any system is prohibited on Fridays, Saturdays, and Sundays year-round.

3. The rate for each Fire Service shall be determined by the size of the valve immediately before the backflow preventer.
4. All fire service customers that meet the following criteria shall qualify for a fifty (50%) percent reduction in the fire service fee.
   (a) The fire service does not need and does not have a pump.
   (b) The property has an active domestic service connection to the AUTHORITY's distribution system (defined as a meter installed and all related valves are open) and that the largest meter connected to the property is three (3) inches or less.
   (c) The fire service is six (6) inches in diameter or less.
   (d) All billings from the AUTHORITY for service to the property are paid in full. Any property owner that complies with all of the above criteria may apply for the reduction in fire service fees. No application for a reduction shall be approved unless all AUTHORITY charges, including liens, for all properties either owned by the applicant or where the applicant has any ownership interest have been paid in full.
   (e) The reduced rate shall begin in the first quarter following approval of the application. All accounts receiving this reduced rate shall be reviewed annually for compliance with the criteria (a through d). Those accounts failing to comply with a, b, or c above shall have the fee reduction terminated immediately. Those accounts failing to comply with d above shall be given thirty (30) day notice to comply or have the fee reduction

terminated. Once the reduction has been terminated, it shall not be reinstated unless the owner reapplies for the reduced rate and proceeds through the normal application process.

E. Pressure not guaranteed: The Authority assumes no responsibility for the quantity of supply or pressure other than that supplied to its other consumers under normal operating conditions.

F. Authority may refuse an application: The Authority reserves the right to refuse any or all applications for Fire Service at its discretion.

G. Fire Tests: All usage of water for testing purposes shall have prior approval by the Authority

H. Fines: Failure to receive prior written approval of the Authority for a fire suppression system test, which includes pumping equipment, shall be Two thousand Dollars ($2,000) per occurrence.

I. The hydrant flow test and certified report shall be Three Hundred Dollars $300.00 per occurrence.

J. The Authority reserves the right to limit the number of fire tests to five per day, per location.

SECTION 5. METER INSTALLATION

A. Reinstallation of Meters on Existing Services:

1. When a Street Service has been temporarily abandoned, and the owner requests the further use of such street service, the charge for installing a meter on such street service shall include all charges as specified in Section 2 and shall be at the following rates, provided the Authority deems such street service usable or it has not been disconnected at the main:

SIZE	CHARGE
5/8"	$115.00
3/4"	$115.00
1"	$115.00
1½"	$200.00
2"	$275.00

2. Meters larger than 2" shall be reinstalled under the same conditions as in 5.A. (1) (above) for the cost of labor, equipment, and materials plus 15%. A deposit, in the amount satisfactory to the Authority, shall be paid in advance of such work, and a final cost shall be billed to the owner of the property when the work is completed.
3. When a meter has been removed by the Authority for non-payment of a water bill or any infraction of the rules of the Authority, the charge for reinstalling the meter and turning on the service shall be:

SIZE	CHARGE
5/8"	$115.00
3/4"	$115.00
1"	$115.00
1½"	$200.00
2"	$275.00

4. A charge of Forty Dollars ($40.00) shall be paid for turning on a street service. This shall include a Street Service that has been shut off without removing the meter for any reason, including nonpayment of water bill or for any infraction of the rules of the Authority and meter installations described in 5.A.1 and 2 above. A charge of Forty Dollars ($40.00) shall also be paid for a work order for a turn on, regardless of whether the turn-on is actually accomplished unless the Authority is unable to turn the service on due to facilities under the Authority's control.
5. A service charge of Seventy-five Dollars ($75.00) during business hours and One hundred twenty-five dollars ($125.00) during non-business hours and weekends shall be invoiced at that water service account requiring any miscellaneous shut off of service due to the failure of the property owner to have an operable main house valve or owner negligence.

6. The reduction of a water meter size shall be completed by Authority Personnel at the following rates by meter size prior to reduction: The reduction in the size of meters larger than 2" shall be completed for the cost of labor, equipment

and materials plus 15%. A deposit, in the amount satisfactory to the Authority, shall be paid in advance of such work, and a final cost shall be billed to the owner of the property when the work is completed.

SIZE	RATE
2"	$275.00
1½	$220.00
1"	$150.00
3/4"	$150.00

7. Any increase in meter size shall be completed by Authority personnel on a time and material basis plus 15%.

B. The Authority shall determine the size, type, and make of the meter to be used for each street service and such sizing will be based on the information supplied by the applicant. When, because of incorrect information supplied by the applicant, a meter of larger size than originally installed is required, the applicant shall pay the cost of labor, equipment and materials required to install a meter of larger size.

C. For all meters greater than two inches (2") in size, the applicant shall provide a meter vault of reinforced concrete at the street curb of such dimensions and construction as shall be satisfactory to the Authority. In the meter, vault shall be installed two (2) non-rising stem gate valves and a by-pass line with two non-rising stem gate valves and a by-pass meter(for a total of four valves) properly placed and of the required size. If the meter does not have a test plug, a test tee must be installed to facilitate testing of the meter in place. The Authority will permit the applicant to have the water meter installed in a metering room or utility room where access is reasonable. The metering room must have a ground-level exterior door, and the meter must be set within 20 feet of where the water service enters the building. The installation of a meter shall be no higher than a maximum of three feet. All services and all by-pass lines must be metered.

D. The installed meter (furnished without cost for single family domestic service only when 3/4" in size and smaller) will be sized by the Authority according to the number and type of fixtures attached to the water service as enumerated on the water service application. The meter so placed shall remain the property of and under the control of the Authority.

E. All meters shall be set in the sidewalk at the curb unless the Authority deems it expedient to select another location, in which case the applicant may be required to furnish proper easements, releases, or other instruments deemed necessary to the Authority.

F. When more than one building is served by a single meter, the Authority may, if it deems it necessary, install a curb stop and/or water meter for each building served, placed at such a location, at the expense of the owner, as shall be satisfactory to the Authority.

SECTION 6. WATER METERS

A. Placing of and Charging for Meters: The Authority reserves the right to attach water meters together with the necessary connections to any service pipe whenever it may be deemed by it advisable to do so, notwithstanding the owner or user of the water may have paid for the use of the water in advance at a rate based on the customer class code for the service meter to be installed and whenever any meter is attached to any service pipe for which water rent has been paid in advance at the current rate; the owner or user shall be credited on his bill at customer class code rates for the amount paid in advance at the time of attaching the meter. The amount paid in advance shall be computed on the quarterly minimum rates. After any meter has been so attached, the owner or user shall be subject to all the conditions provided in these Rules, Rates, and Regulations.

B. Interference with Meter: Any person who shall cause to be removed, or in any way interfere with, the water meter or the valves or fittings connected therewith, or should install or have installed a fitting known as a "Jumper" or "Spacer", without a written permit from the Authority, will be liable for a fine according to the chart in section C (below).

C. No Continuous Flow Permitted Without Meter: No water closet or apparatus of any kind will be allowed to be connected to the water supply through which water will pass unless the water supply is recorded by the meter. All services and all by-pass lines must be metered. The fines for violation of this clause shall be as follows:

Size	Charge
1" service or smaller	$200 per day
1 ½" to 2" service	$500 per day
3" service	$1,000 per day
4" service	$2,000 per day
6" service	$5,000 per day
8" service	$10,000 per day
10" service	$15,000 per day
12" service	$20,000 per day
Larger than 12" service	$25,000 per day
Any size not specified above	$5,000 per day
Any instance where there is no service line shall be fined based upon the size of the AUTHORITY water main	

D. Testing Meters: Parties desiring to have their water meters tested by the Authority must pay the expense of such test in accordance with the following schedule:

5/8" to 1" Meters - $11.00
1½" to 2" - $30.00

If the meter is proved to be registering in an amount in excess of three percent (3%) fast or slow, the testing fee will be refunded and the water service bill reduced accordingly.

E. Readings of Meters: The Authority shall determine the number of meter readings per year that shall be required for its purpose, but that the required number of readings shall not be less than one (1) per year.

F. Charge for Meter Readings: The charge for meter readings made at the request of an owner or his agent shall be $30.00 for each separate reading. Meter readings for a public building or for buildings operated by a public agency may be made without charge.

G. All requests where the Authority is requested to provide outstanding amounts due on a water account shall be charged $40. This service will include a special meter reading if there is a meter in place and the calculation of additional charges based upon that reading.

H. Furnishing of Water Meters: The Authority shall supply all water meters for services connected to the Authority's system to the owner/ applicant at the Authority's cost plus 15%. (See Section 5. D. for exceptions).

I. The Authority undertakes only to use reasonable care and diligence to provide a constant supply of water through its pipes but does not undertake to render any special service or to maintain any fixed or definite quantity of pressure, and in the event of the occurrence of any break, failure or accident, or injury by Act of God, or the public enemy, or unless caused by its negligence, the Authority shall not be liable for any damages resulting there from. The Authority, however, reserves the right at any time without notice, to shut off the water in its mains for the purpose of making repairs or extensions or for other purposes.

J. The Authority further reserves the right to replace water meters at any time during regular business hours for the purpose of maintaining an operating water meter on each water service with a reasonable degree of accuracy of registration. The Authority does not accept the responsibility for faulty curb valves or house service piping in a water meter pit, which would fail while a water meter is removed or reinstalled with reasonable care and craftsmanship being exercised by Authority employees.

K. The Authority prohibits the installation of facilities within the water meter pit and/or between the existing service from the main to the curb and such meter connections, couplings, etc., contained within the confinement of the water meter pit. The applicant (owner or customer) shall not connect or have their contractor connect any facilities within the meter pit without written approval from the Authority. The restrictions shall include but not be limited to support facilities for utility services other than the water supply received from the Authority for domestic or fire protection use.

L. All shut-off valves installed on either side of the meter shall remain in the open position unless approved by the Authority in writing. All valves installed on a bypass line shall be closed and may only be opened by Authority personnel. All valves installed as part of a meter setting (including bypass valving), shall be

sealed in the appropriate position by the Authority. If the seals are broken, the owner shall be fined in accordance with Section 6.C.

M. All bypass valving shall be metered.

SECTION 7. CROSS CONNECTION CONTROL

A. No cross-connection shall be permitted.

B. No interconnections shall be permitted except where all the following criteria are met:

1. (a) The interconnection was constructed prior to April 28, 1987. The interconnection may be repaired replaced, improved and/or otherwise modified after April 28, 1987, provided that the repairs, replacement, improvement and/or modification is in compliance with N.J.A.C.7:10-10.1 et seq.
   (b) Where the interconnection is with an "Unapproved Water Supply" all of the following conditions must additionally be met:
      (1) The interconnection shall comply with all of the provisions of N.J.A.C.7:10-10.1 et seq.
      (2) The interconnection shall be inspected by the Authority, which inspection shall be such as to permit the user to obtain all necessary permits.
2. The interconnection shall remain closed except for emergencies. An emergency shall be defined as failure of the user's water supply, well-casing, points, pumps, together with any and all such other devices needed in the maintenance and/or operation of the water supply; or where the demand exceeds the capacity of the supply (either due to pumping rates or diversion permit limitations).
3. The interconnection may be opened for scheduled maintenance, provided that the schedule is approved thirty (30) days in advance and that the maintenance be limited to twenty four (24) hours per month during the months of June, July, August and September. During the months of January, February, March, April, May, October, November and December, there will be no limit on the maintenance time, provided that it is performed between Monday and Thursday and does not occur on a State Holiday.
4. The interconnection may be opened for testing periods required by any and all regulatory agencies, provided that the testing is scheduled thirty (30) days in advance.

C. Backflow Prevention Devices: The Authority may require that commercial and industrial establishments furnish and install approved backflow preventers and/or antisiphon devices immediately following and adjacent to the meter when the Authority deems same advisable to protect the general health and welfare of the public or as directed by local or State health and/or environmental regulatory agencies. The Authority shall additionally require whenever pipes are connected with heaters or boilers, there shall be placed a check valve in such manner as to prevent the water leaving the heater or boiler in case the pressure in the street main is removed.

D. Where the physical connection is with a hazardous facility, which facility is defined as a hospital, sewerage or industrial waste treatment plant or pumping station, or is a commercial, industrial or manufacturing facility wherein liquids, vapors, gases or

chemicals of unsafe, unknown or questionable quality are handled, stored, used and/or manufactured in accordance with 7:10-10.1 et seq.

1. The physical connection shall comply with all of the provisions of N.J.A.C. 7:10-10.1 et seq.
2. The physical connection must have an approved backflow prevention device. The physical connection shall be inspected by the Authority, which inspection shall be such as to confirm compliance with physical connection inspection procedure.

SECTION 8. WATER SERVICE CHARGES

A. Bills for water service and minimum charges shall be due quarterly in advance of each successive billing quarter. The bills rendered shall show the amount of water consumed for the period for which bill is rendered as registered on the meter furnished by the Authority in gallons or cubic feet as the Authority shall decide. If a meter is out of service for any reason whatsoever between billing periods, the water consumption for the premises served for the period during which the meter is out of service shall be determined by such procedure as is satisfactory to the Authority.

B. The date on which the water consumption year shall start for each water service shall be determined by the Authority and the said Authority shall render a bill at least once each quarter of the year for the amount due. In cases where such starting date has been changed from the start of service quarter, the first bill rendered subsequent to such change of starting date may be for the period of the current billing quarter plus one (1) additional quarter in advance, but thereafter each bill rendered shall be for one (1) billing quarter unless conditions make this provision impractical.

C. The Authority shall not be responsible for the delivery of the quarterly water bill to the owner of the premises. It shall be the obligation of the owner to notify the Authority of his proper mailing address. In the absence of the proper mailing address, the Authority at its option may use the last address recorded on its books; or may mail the bill to "Owner" at the address being served with water. The failure of an owner to receive a bill shall not relieve him of the requirement to pay, when due, all water service charges against the premises having water service and shall not act as a deterrent in incurring such penalties as rules of the Authority prescribed. The owner shall complete and submit the Verification of Billing form and required documentation to update the billing address. The billing address and any other account information cannot be changed upon the tenant's request.

D. The Board of Directors by Resolution may approve the adjustment of bills rendered, the waiver of penalties and adjustment of such other charges as the Board of Directors may determine.

E. In the event that the bill for water charges due on the date of starting the service quarter for any property is not ready for mailing on that date, an extension of time for payment without penalties shall be allowed the property owner, equal to the delay beyond the date of starting the service quarter in the mailing of such bill.

F. One (1) dwelling unit in a multi-unit structure is considered to be a single living area which includes permanent cooking facilities and at least one bathroom (sink, toilet, and tub and/or shower) integral with the living quarters. In order to be defined as a dwelling unit in a multi-unit structure and classified as residential, the dwelling unit must be listed as such on the tax assessment rolls. (This rate does not apply to Hotels and Motels). All charitable organizations shall be considered to be single-family accounts. In order to be classified as a charitable organization proof of 501(C) (3) status is required.

G. The water service charge for each customer shall be the sum of the (1) Customer Charge and the (2) Water Charge (Meter Rate). The customer charge is the minimum charge except as provided for supplemental service.

The water service charge is based on the following classification of the property:

1. Residential

(a.) Customer Charge - Minimum

Customer Class	Dwelling Units	Rate Per Quarter	Water Allowance Per Quarter
R-1	One or Two	$ 62.25	2,500 cubic feet
R-2	Three or More	$ 62.25 per dwelling unit	1,250 cubic feet per dwelling unit

The quarterly customer charge for three or more dwelling units will be the product of the number of dwelling units times the $62.25 charge but in no case less than the customer charge for the meter size shown in the commercial schedule below.

(b)Water Charge (Meter Rate) for all water used in excess of the water allowance: $ 3.762 per 100 cubic feet.

2. Mixed Residential and Commercial

(a) Customer Charge

Customer Class	
M-1 (USER CODE: 21)	This charge will be $95.00 per meter per quarter plus $62.25 per dwelling unit (as defined Section 8 F)

(b) Water Charge (Meter Rate) for all water in excess of 1,250 cubic feet per dwelling unit per quarter, $3.762 per 100 cubic feet.

3. Commercial and Governmental

(a) Customer Charge - Minimum Charge

Customer Class	Meter Size	Per Quarter	USER CODES
C-1	5/8	$ 79.00	40, 41, 144, 191
C-2	3/4	$ 138.00	42, 39, 145, 192
C-3	1	$ 218.00	43, 31, 141, 193
C-5	1½	$ 441.00	45, 37, 142, 194
C-6	2	$ 756.00	46, 33, 143, 195
C-7	3	$ 1,751.00	47, 35, 146,196
C-8	4	$ 2,641.00	48, 34
C-9	6	$ 5,741.00	49, 36
C-10	8	$ 10,049.00	50, 38
C-11	10	$ 15,349.00	51, 30
C-12	12	$ 24,018.00	52, 32

The above charge applied to each meter installed.

(b) Water Charge (Meter Rate): for all water used: $ 3.762 per 100 cubic feet.

4. Bulk Users

(a) A Bulk User shall be defined as a customer that meets all of the following criteria:

(1) The customer is connected to the AUTHORITY's system on the AUTHORITY's Water Treatment Plant site in Pleasantville, New Jersey, bordered by North Main Street and California Avenue;

(2) The customer has constructed and paid for all improvements necessary to make the connection;

(3) The customer shall purchase or be billed for purchase of a minimum of 28 million gallons per month.

(b) Customer Charge: $75,436.36 per month (based upon 15 million gallons per month times the excess rate of $3.762 per 100 cubic feet).

(c) Allowance: 2,005,348 cubic feet (15,000,000 gallons)

(d) Water Charge:

(1) For all water used in excess of 2,005,348 cubic feet per month: $ 3.197 per 100 cubic feet

(2) For all water used in excess of 401,070 cubic feet per day (weekends and holidays only): $ 6.392 per 100 cubic feet.

(e) Customers who would otherwise qualify under this classification who purchase less than 28,000,000 million gallons per month shall be billed at the appropriate commercial rate including both the customer charge and meter charge.

H. The Authority shall furnish the water and make charges therefore on the basis of the number of cubic feet registered on the meter supplied by the Authority under the following rules and conditions: Each owner of a property shall pay, in advance, a minimum rate or charge, for water supplied, which minimum rate is the lowest amount which shall be accepted by the Authority for said water supply, for one billing quarter. The payment of this minimum rate and excess consumption shall be charged in accordance with the provision of paragraph F of this section.

I. The following interest shall be added to the fact amount of the bill rendered if the same is not paid when due:

1. The interest of four and one-half percent (4½%) of the amount of the bill rendered if the same is not paid by the due date shown on the water service bill.
2. Bills remaining unpaid beyond the current billing quarter shall have interest charges added at the rate of four and one-half percent (4½%) per quarter to the unpaid balance until such time as the charges are paid in their entirety.
3. Bills remaining unpaid in any property sixty (60) days after the same became due shall entitle the Authority to turn off the supply of water to said property.
4. Before water shall again be supplied or turned on to such property, all bills and interest against it shall be first paid.

J. The property with delinquent account balances shall be subject to a lien under the provisions of N.J.S.A 54:5.19 et seq, which governs the enforcement of the collection of all unpaid taxes. A water meter shall be removed from the property with outstanding municipal lien balances. The municipal lien balances and the current balances must be paid before the water can be supplied to such

property.

K. If there is a billing error due to property reclassification or inaccurate estimated readings, the Authority reserves the right to recalculate water charges and adjust accounts if warranted. The Authority shall adjust and back bill water charges for up to three years. Rates in effect at the time of the under billing will be applied. Interest-free payment plans, depending on the amount owed, are available for back billings.

L. The Board of Directors, by Resolution, may adjust existing water consumption charges if it is ascertained that such existing charges are due to improperly operating meters or other causes for which the property owner is not responsible.

M. Service charge for a check or other written instrument returned for insufficient funds shall be $20 per check or other written instrument.

SECTION 9. USE OF FIRE HYDRANTS AND FEES

A. Restrictions to Use of Private Hydrants: All private fire hydrants shall be metered. Any person or persons, to whom permission has been granted to introduce upon their premises a fire hydrant or other connection for protection to their property from fire, who shall use or permit the same to be used for other purposes whatsoever, shall pay a fine of Two Thousand ($2,000) Dollars for the first offense, and if repeated, said fire hydrant or connection shall be detached from the main, notwithstanding the cost of the introduction of the same was paid by the same person or persons.

B. Operation of Fire Hydrant and Valves: No fire hydrant valve or other appliance used in connection with the mains of the Authority shall be operated or caused to be operated by others than the Authority or Fire Department without a special permit from the Authority. Persons disregarding this rule will incur a penalty of Two Thousand ($2,000) dollars for each time a valve or hydrant is so opened.

C. No hydrant shall be operated by anyone without a permit except employees of the Authority and authorized City of Atlantic City Emergency Personnel under penalty of Two Thousand ($2,000) dollars per day for violation of this provision.

D. A permit for use of Authority fire hydrants may be obtained from the office of the Atlantic City Municipal Utilities Authority upon proper application and a deposit based on the schedule listed below for the security of a fire hydrant meter and associated apparatus, which meter is to be attached to the fire hydrant to be used in accordance with Authority requirements. The permit must be in the name of the property owner whenever possible. The property owner must fill out an application for service and acknowledge responsibility for payment of all charges. The said deposit shall be refunded upon the return of the fire hydrant meter in good order and payment of the fire hydrant rental fees.
   1. 2" or smaller: $1,500 (fifteen hundred dollars)
   2. 3" and larger: the AUTHORITY'S cost to purchase the meter plus a 15% restocking charge (non-refundable) plus $1,500 (fifteen hundred dollars) against water charges.

E. The following are the charges for the use of Authority fire hydrants.
   1. Base Charge. This charge shall be applied for every day or part of a day that the customer has the hydrant meter in their possession.
      (a) 2" or smaller: $30 per day
      (b) 3": $35 per day
      (c) 4": $45 per day
      (d) No other meter sizes shall be allowed.
   2. All water registered on the fire hydrant meter shall be charged at the current water charge meter rate (Section 8.F.2. (b))
   3. The base charge (under a) and the excess charge (under b) will be billed monthly. Payment is due by the 25th of the month. Failure to make payment will result in an interest charge (8H) on the unpaid balance and termination of service.

4. The Authority, at its discretion, may issue a one-day permit for the use of a hydrant without a meter. The charge shall be $100.00 per day, or any part of a day, and must be paid in advance.

F. All customers renting hydrant meters shall have the option of being billed at the Authority's commercial rates for regular water service (Section 8.F.2 (a) and (b)) under the following conditions:
   1. Charges to initiate this type of account shall be equal to one (1) year's base charges (Section 8.F.2. (a)) by meter size and must be paid in addition to the deposit required in Section 10.1.1. An amount equal to one year's charges shall be placed on the account. These charges are non-refundable.
   2. The account shall be billed quarterly, and the customer shall be responsible for the full quarterly charge for any part of a quarter that the customer has use of a hydrant. The customer shall be required to maintain a credit balance on the account equal to the security deposit.

G. The customer shall be responsible for completely closing the valve on the fire hydrant after use. Allowing water to flow from the hydrant shall be considered a violation of section 6.C.

H. Obstructions to Access to Fire Hydrants: Any person or persons, who shall interfere with the free access to any fire hydrant by the placing of any obstruction, shall be subject to a fine of Two Hundred and Twenty Five Dollars ($225.00) and Fifteen Dollars ($15.00) additional for every two (2) hours after receiving notice from the Authority until such obstruction is removed.

SECTION 10. ELECTRONIC FILE TRANSFERS

A. The Atlantic City Municipal Utilities Authority will transfer electronic files to interested parties. Existing electronic files that consist of generic customer information such as; owner information, billing information, lien information, and outstanding balances will be charged one set fee for any or all of the above-mentioned information.

B. The charge for each electronic transfer of generic customer information as stated in A (above) is $30.00. Electronic files may be transferred on a weekly, monthly, quarterly, or annual basis. An annual charge of $1,430.00 will be assessed to parties that request files each week of the entire year. This charge is for the transfer only of information that is currently available in electronic form. Customers desiring information in a different form are responsible for all programming and development costs associated with the creation and transfer of files.

SECTION 11. RESTRICTION TO USE AND WASTE OF WATER

A. Owners and others controlling water draws who permit persons not designated in the permit issued to them by the Authority to use water shall incur a penalty of Four Hundred and Twenty-Five Dollars ($425.00) for each offense, and shall be held liable for the rent of such unassessed taker, and in default of payment may be deprived of water until the difficulty is adjusted and all charges paid.

B. Access to Premises: Upon presentation of an employee photo identification (ID) badge or other proper credentials, duly authorized agents of the Authority shall be granted access at reasonable hours of the day to all parts of the premises to which water is supplied in order to make the necessary examinations and perform such other duties as may be required by said Authority; and any person who may obstruct or oppose said agent of the Authority in making such examination or other work relative to the water service, shall have the supply cut off.

C. Right to Cut Off Supply if Wasted: The Executive Director or other duly authorized agents of the Authority shall be authorized to inquire at any dwelling or other places where water is being wasted into the cause of the waste, and if said waste is due to want or repair in the pipes or other fixtures, and if the owner or occupant of said dwelling place shall neglect or refuse, upon written notice being given, to have the necessary repairs made, the water leading to such place or dwelling shall be cut off, and any person who shall turn the same on, without a written permit from the Authority will be subject to a fine of Four Hundred and Twenty Five Dollars ($425.00).

D. Stop-cocks for Exclusive Use of Authority: Stop-cocks at the curb line and on branch services are for the exclusive use of the Authority, and all persons are forbidden to interfere. If any person shall turn the water on without a written permit from said Authority, such person shall be liable to a penalty of Four Hundred Twenty-Five Dollars ($425.00).

E. Main Service may be Cut Off on Default of Branch: No branch will be allowed to be inserted in any service pipe without a written permit from the Authority and this will only be issued on condition that a meter and stopcock be provided with a meter box and lid as furnished or approved by the Authority, that shall always be under the control of the Authority. Where branches exist, for default of payment of water rent from anyone consumer, the main service pipe may be cut off until the back charges are paid, and the Atlantic City Municipal Utilities Authority shall not be liable to damages from any other consumer who may be deprived of water in consequence of any such shutting off.

F. Water for Temporary Use Paid for in Advance: Contractors, builders, and others will be required to obtain a written permit from the Authority before using water for building purposes and make payment at that time for the amount in accordance with the terms of this schedule. For failure to comply with this requirement, they will be liable for fines in accordance with Section 6.C.

G. The Authority May Restrict Supply. The Authority may at any time restrict or regulate the quantity of water used by all consumers in case of scarcity if in its judgment

such restriction or regulations be necessary for the public good; and in case of necessity, the Authority shall be at liberty to shut off the general supply in order to make repairs.

H. The Authority may Cut Off for Other than Proper Use. The water must not be kept running at any time longer than the legitimate use of it requires; for willful or undue waste of water in any way, the supply may be cut off at the option of the Authority, and not turned on again until satisfactory assurances are given that a recurrence of the abuse will not take place.

I. Restrictions to Sprinkling: The use of water for sprinkling purposes, even if the water be supplied through a meter, shall be subject to the following restrictions: The sprinkling season shall be confined to six (6) months from April 1st to October 1st, and the use of water for this purpose is prohibited except between the hours 6 am and 9 am and 6 pm and 9 pm.

J. The Authority may Cut Off Supply. For the violation of any of the foregoing rules, the Authority reserves the right to turn off the water or remove the water meter without notice, in addition to the penalty prescribed therein and the water shall not be turned on until all charges and penalties are paid, together with the expense of turning on and off the water.

K. Extension or Increase in Size of Authority Mains: Adequacy of Developed Supply and Conditions of Pressures.

L. The Authority mains shall be extended in an area only where conditions of pressure in the distribution system in said area permit; and provided that the developed water supply is adequate to install new, or additional, service without detriment to existing service.

M. Extension of Mains Made Only on Public Streets and Highways.

N. The Authority mains shall be extended only on public streets and highways, the grades of which have been established by official action, and the grading completed.

O. Extension of Mains to New Building Developments;
1. Where extension of a City main to an area where no main exists is applied for by the owner of a building development and the installation of same is authorized by a service agreement, the terms of which shall be mutually agreed upon by the owner and the Authority, and the responsibility for the cost of such extension shall be more specifically assigned in the service agreement.
2. The Authority Determines Diameter and Location of Extension: The diameter of the extension; and other details, regarding the extensions shall be determined by the Authority.
3. The minimum diameter of an extension shall be eight (8") inches except if laid between existing mains of smaller diameter.

SECTION 12. PENALTY TO BE IMPOSED BY AUTHORITY

Moreover, any person or persons violating any of the above regulations governing the introduction, supply, and consumption of water for which no penalty has theretofore been provided for the distinct violation, shall be liable to a penalty of One Hundred and Twenty Five Dollars ($125.00) for the first offense and Two Hundred and Fifty Dollars ($250.00) for each succeeding offense. And whenever any person or persons has incurred any fine or penalty under the provision of these regulations, it shall be held to mean the sum therein designated, together with costs of prosecution, to any civil remedy which the Atlantic City Municipal Utilities Authority might have in an action of law against the party offending.

SECTION 13. RESERVATION, RIGHT TO MODIFY

The Board of Directors reserves the right to modify or change any of the foregoing rules or make such addition, by rules and regulation, as may be found essential for the more perfect protection of the public interests and the management of the Authority, and to impose such additional restrictions as may be deemed proper.

SECTION 14. SEVERABILITY

If any provision of this Resolution is declared or held to be unconstitutional or legally inoperative, no other portion of the Resolution shall be affected thereby, but the unconstitutional or inoperative provision shall be rescinded and the remaining provisions of this Resolution shall continue in full force.

SECTION 15. INCONSISTENT RESOLUTIONS

All Resolutions or parts of Resolutions inconsistent herewith shall be, and the same are hereby repealed to the extent of such inconsistencies.