

Ordinance #129

P.S.C. W.Va. No. 12
Canceling P.S.C. W.Va. No. 11

TOWN OF FRANKLIN, a municipal corporation

of

Franklin, West Virginia

RATES, RULES AND REGULATIONS FOR FURNISHING

SEWERAGE AND SEWAGE DISPOSAL SERVICE

at Franklin, Pendleton County, West Virginia

Filed with THE PUBLIC SERVICE COMMISSION
of
WEST VIRGINIA

Issued
rendered on or after

Effective for all services

or as otherwise provided herein

Adopted by Town Council

Issued by TOWN OF FRANKLIN, a municipal corporation

By _____

Title

TOWN OF FRANKLIN - SEWER
Original Sheet No.1

P.S.C. W.Va. Tariff No. 12

RULES AND REGULATIONS

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

(STEP 1 – EFF: 45 DAYS FROM PASSAGE OF ORDINANCE)

SCHEDULE 1

(C) APPLICABILITY
Applicable within the entire territory served.

(C) AVAILABILITY OF SERVICE
Available for domestic, commercial and industrial (except unusual industrial waste) sewer service.

(I) RATES
First 1,000 gallons used per month \$21.00 per 1,000 gallons
All Over 1,000 gallons used per month \$13.00 per 1,000 gallons

(C,I) MINIMUM CHARGE (Customers with non-metered water supply)
Each customer shall pay a minimum charge of \$21.00 per month
(Equivalent to 1,000 gallons of water usage)

(STEP 2 – EFF: DECEMBER 1, 2025)

SCHEDULE 1

APPLICABILITY
Applicable within the entire territory served.

AVAILABILITY OF SERVICE
Available for domestic, commercial and industrial (except unusual industrial waste) sewer service.

(I) RATES
First 1,000 gallons used per month \$25.00 per 1,000 gallons
All Over 1,000 gallons used per month \$15.00 per 1,000 gallons

(I) MINIMUM CHARGE (Customers with non-metered water supply)
Each customer shall pay a minimum charge of \$25.00 per month
(Equivalent to 1,000 gallons of water usage)

(STEP 3 – EFF: JUNE 1, 2026)

SCHEDULE 1

APPLICABILITY
Applicable within the entire territory served.

AVAILABILITY OF SERVICE
Available for domestic, commercial and industrial (except unusual industrial waste) sewer service.

(I) RATES
First 1,000 gallons used per month \$26.40 per 1,000 gallons
All Over 1,000 gallons used per month \$15.84 per 1,000 gallons

(I) MINIMUM CHARGE (Customers with non-metered water supply)
Each customer shall pay a minimum charge of \$26.40 per month
(Equivalent to 1,000 gallons of water usage)

(STEP 4 - EFF: UPON SUBSTANTIAL PROJECT COMPLETION
OR COMMENCEMENT OF PROJECT DEBT SERVICE)

SCHEDULE 1

APPLICABILITY
Applicable within the entire territory served.

AVAILABILITY OF SERVICE
Available for domestic, commercial and industrial (except unusual industrial waste) sewer service.

(I) RATES
First 1,000 gallons used per month \$32.00 per 1,000 gallons
All Over 1,000 gallons used per month \$19.20 per 1,000 gallons

(I) MINIMUM CHARGE (Customers with non-metered water supply)
Each customer shall pay a minimum charge of \$32.00 per month
(Equivalent to 1,000 gallons of water usage)

(STEP 5 – EFF: 6 MONTHS FROM IMPLEMENTATION OF STEP 4))

SCHEDULE 1

APPLICABILITY
Applicable within the entire territory served.

AVAILABILITY OF SERVICE
Available for domestic, commercial and industrial (except unusual industrial waste) sewer service.

(I) RATES
First 1,000 gallons used per month \$39.60 per 1,000 gallons
All Over 1,000 gallons used per month \$23.76 per 1,000 gallons

(I) MINIMUM CHARGE (Customers with non-metered water supply)
Each customer shall pay a minimum charge of \$39.60 per month
(Equivalent to 1,000 gallons of water usage)

(Incidental Charges – EFF: 45 DAYS FROM PASSAGE OF ORDINANCE)

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

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

RETURNED CHECK CHARGE \$ 25.00
A service charge equal to the actual bank fee assessed to the Town or a maximum of \$25.00 will be imposed upon any customer whose check for payment of charges is returned by the bank due to insufficient funds.

MUNICIPAL EXCISE TAX SURCHARGE
The municipality listed below, having imposed public utility tax computed on the basis of 2.0 percent of the revenues from water sales by the Franklin Municipal Sewer Department within the corporate limits of such municipality, shall be billed as a “Utility Tax” to the customers receiving service within said corporate limits.

The water utility is required to collect the utility tax pursuant to West Virginia Code 8-13-5a.

Customers receiving sewer service within the corporate limits of the specified municipality shall pay a surcharge based on the following surcharge rate:

Utility Excise Tax		
Municipality	Local Tax Rate	
Town of Franklin	2.00%	

CALL OUT CHARGES
A fee of \$50.00 will be charged to customers for call outs after working hours or on holidays for problems Other than the Town's responsibility. This charge will be assessed if the problem originates in an area beyond the utility's point of service is so determined at the time of the call out by the Town.

SECURITY DEPOSIT

Not to exceed fifth dollars (\$50) or two-twelfths (2/12) of the average annual usage of the applicant's specific customer class, whichever is greater.

LEAK ADJUSTMENTS
Upon the incidence of unusual water consumption which can be attributed to eligible leakage on the customer's side of the meter, an adjustment to the bill will be applied equal to the amount over and above the customer's historical average usage.

(STEP 1 – EFF: 45 DAYS FROM PASSAGE OF ORDINANCE)

SCHEDULE II

SURFACE OR GROUND WATER SURCHARGE

Wherever the Town has discovered that a customer's roof drain, downspout, storm sewer or other similar facilities conducting surface water have been connected to the Town's sewer system, and such customer has failed to take appropriate action, within thirty (30) days of receipt of a demand by the Town in accordance with the Rules and Regulations of the Public Service Commission, to eliminate such connection, a surcharge will be imposed upon the customer calculated on the basis of the following formula:

S = A x R x .0006233 x C

S - The surcharge in dollars

A - The area under roof and/or the area of any other water collection surface connected to the sanitary sewer, in square feet

R - The measured monthly rainfall, in inches

.0006233 - A conversion factor to change inches of rain x square feet of surface to thousands of gallons of water

C - The Town’s approved rate per thousand gallons of metered water usage

The Utility shall not impose the surcharge unless and until the customer has been notified by certified mail, return receipt requested, or by hand delivery, that it has been established by smoke testing, dye testing, or on-site inspection that rain or other surface water is being introduced into the sanitary sewer system at the customer’s location, and that the customer has not acted within thirty (30) days from receipt of such notice to divert the water from the sanitary sewer system.

Said surcharge shall be calculated and imposed for each month that said condition continues to exist. Failure to pay the surcharge and/or correct the situation shall give rise to the possible termination of water service in accordance with the Rules and Regulations of the Public Service Commission of West Virginia.

(C)

The above ordinance will come before the Town Council of the Municipality of Franklin on June 24, 2025 at 10:00am at the Town Hall for a final vote. Copies of the amendment can be requested at the Town Office Monday-Friday 8:00am-4:30pm. Interested parties may appear at the meeting and be heard with respect to the proposed ordinance.
