

## **RULES, RATES AND REGULATIONS**

March 19, 1991	Accepted Rules, Rate, Regulations
June 20, 1993	<b>Section 2 Change:</b> A reconnect fee of \$50 will be charged to those customers whose water was shut off for any reason.
June 20, 1993	<b>Section 4 Change:</b> Service line may be covered without EJ Water inspection.
June 21, 1994	<b>Section 7-C Addition:</b> Water Leak Adjustment.
March 20, 1995	<b>Section 8 Change:</b> First 1,000 gal (minimum) \$20.00; next 14,000 gal \$4.00 per 1,000; all over 15,000 gal \$3.00 per 1,000 gal.
September 17, 1996	<b>Section 2 Change:</b> A connect (reconnect) fee of \$75.00 will be charged to those customers whose water was shut off for any reason.
October 21, 1997	<b>Section 2 Change:</b> In order to guarantee payment of water bills...a \$100.00 deposit shall be made by any user who does not on real estate to which the water service is provided.
November 18, 1997	<b>Section 8 Change:</b> First 1,000 gal (minimum) \$20.00; all over 1,000 gal \$4.25 per 1,000 gal.
March 18, 2003	<b>Section 8 Change:</b> First 1000 gal (minimum) \$20.00; all over 1,000 gal \$4.35 per 1,000 gal.
March 16, 2004	<b>Section 8 Change:</b> The 1000 gal (minimum) changed to 750 gal; all over 750 gal \$4.35 per gal.
March 15, 2005	<b>Section 8 Change:</b> First 750 gal (minimum) \$20.00; all over 1,000 gal \$4.45 per 1,000 gal.
April 1, 2006	<b>Section 8 Change:</b> First 750 gal (minimum) \$20.00; all over 1,000 gal \$4.60 per 1,000 gal.
April 1, 2007	<b>Section 8 Change:</b> First 750 gal (minimum) \$20.00; all over 1000 gal. \$4.75 per 1000 gal.
April, 2007	<b>Section 7 Change:</b> Billing Cycle added.
August 1, 2007	<b>Section 8 Change:</b> The minimum monthly water rate be increased from \$20 to \$22.

May 1, 2008	<b>Section 8 Change:</b> The minimum water rate will be increased to \$22.65 per month for 750 gallons and \$4.90 for every 1000 gallons used over this amount.
May 1, 2009	<b>Section 8 Change:</b> The minimum water rate will be Increased to \$23.35 per month for 750 gallons and \$5.05 for every 1000 gallons used over this amount.
May 1, 2010	<b>Section 8 Change:</b> The minimum water rate will be Increased to \$24.05 per month for 750 gallons and \$5.21 for every 1000 gallons used over this amount
May 1, 2011	<b>Section 8 Change:</b> The minimum water rate will be Increased to \$24.41 per month for 750 gallons and \$5.29 for every 1000 gallons used over this amount
May 1, 2012	<b>Section 8 Change:</b> The minimum water rate will be Increased to \$25.12 per month for 750 gallons and \$5.45 for every 1000 gallons used over this amount
May 1, 2013	<b>Section 8 Change:</b> The minimum water rate will be Increased to \$25.60 per month for 750 gallons and \$5.56 for every 1000 gallons used over this amount
May 1, 2014	<b>Section 8 Change:</b> The minimum water rate will be Increased to \$26.09 per month for 750 gallons and \$5.67 for every 1000 gallons used over this amount
May 1, 2015	<b>Section 8 Change:</b> The minimum water rate will be Increased to \$26.59 per month for 750 gallons and \$5.78 for every 1000 gallons used over this amount
July 21, 2015	<b>Section 8 Change:</b> The minimum water rate will be Increased to \$27.39 per month for 750 gallons and \$6.13 for every 1000 gallons used over this amount.
May 17, 2016	<b>Section 8 Change:</b> The minimum water rate will be Increased to \$27.94 per month for 750 gallons and \$6.26 for every 1000 gallons used over this amount.
September 1, 2017	<b>Section 8 Change:</b> The minimum water rate will be Increased to \$28.50 per month for 750 gallons and \$6.39 for every 1000 gallons used over this amount.

**EJ WATER CORPORATION**  
**RULES, RATES AND REGULATIONS**  
**Accepted by Board March 19, 1991**

This is a true and current copy of the By-Laws of EJ Water

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Diane Aherin, President

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FOR THE OPERATION OF  
E J WATER CORPORATION SYSTEM

BE IT RESOLVED, By the Board of Directors, E J WATER CORPORATION, as follows:

**SECTION 1. Application for Service:**

Water service shall be furnished only to Corporation's users upon filling of an application and water user's agreement with the Secretary of the Corporation upon a form to be supplied by the Corporation.

**SECTION 2. Initial and Minimum Charges Whether Water Used or Not:**

The rates as shown in the rate schedule in Section 8 of these Rules, Rates and Regulations shall be paid by each customer who has signed a User's Contract beginning at the time the Corporation makes the service available to the customer.

There shall be a membership tap-on fee for service to each property in which an application and water user's agreement has been filled.

By resolution, the Board of Directors may establish a different fee for a limited time to encourage sign up prior to an extension of the water distribution mains.

For meters larger than  $\frac{3}{4}$ " , the tap-on fee will be the actual cost of installing the meter and appurtenances.

A reconnect fee of \$100.00 **(07/21/15)** will be charged to those customers whose water was shut off due to nonpayment of water bills.

In order to guarantee payment of water bills, in addition to the above charges, a \$100 deposit **(10/21/97)** plus a \$25 transfer fee **(10/01/05)**, **SPP#31** shall be paid by any user who does not own the real estate to which the water service is provided. The deposit shall be returned to user without interest upon termination of water service and all accounts of that user being paid in full. Where the user owns the real estate to which water is supplied, the deposit shall be waived if the User's Contract grants the District a lien on said real estate for unpaid water bills.

**SECTION 3. Corporation's Responsibility and Liability:**

- A. **Ownership, Installation and Maintenance.** The Corporation shall install, own and maintain the complete water system, water mains, and service lines to the meter, and the meter, which shall be located at or near the property line or a mutually agreed upon point subject to the Board of Director's determination that a particular service is economically feasible to install. The Corporation shall furnish, install and maintain a meter and appurtenances including a shutoff valve. The shutoff valve shall be installed on the user's property line or such other point determined by a duly authorized representative of the Corporation. The meter may be located near the shutoff valve or within the user's premises as determined by the Corporation representative. The meter and shutoff valve must be located at a point where it is readily accessible.

- B. **Refusal of Service.** The Corporation may at any time refuse additional service(s) to any applicant if in the judgment of the Board of Directors the capacity of the system will not permit such use.
- C. **Liability.** All water service supplied by the Corporation shall be upon the express condition that the Corporation shall not be liable nor shall any claim be made against it for damages or injury caused by reason of shutting off of water for repair, relocation, or expansion of any part of the system or failure of any part of the system or for concentration of water for such purposes as fire-fighting or restricted use of water.
- D. **Use of Water on User's Premises.** The Corporation shall reserve the right to use the water from the user's facilities at any time deemed necessary. No charge shall be made by the user for the use of his facilities, and no charge shall be made by the Corporation for the water used by the Corporation. By applying for service, a user grants to the Corporation the right to enter upon the premises and obtain water for sampling and testing purposes, for inspections with regard to cross connections, and for compliance with other applicable laws, rules and regulations.

#### **SECTION 4. User Responsibility for:**

- A. **Installing and Maintaining Service Lines.** The user shall be responsible for installation and maintenance of service lines between the meter and the residence or business. Such service lines must be at least  $\frac{3}{4}$ " in diameter and must be installed at a minimum depth of 3 feet. Service lines must have a minimum working pressure rating of 160 psi at 73.4 F and must be constructed of one of the following types of materials: Copper (Type K), polyvinyl chloride (PVC). Service lines may be covered without E J Water inspection **(6/20/93)**. The user will not connect any service line or any plumbing connected with the service line to any other water source. The service line must meet any requirements of the State of Illinois Environmental Protection Agency.
- B. **Provisions for Location of Meter.** The user shall permit the meter to be located upon his property.
- C. **Easements.** The user shall give such easements and rights-of-way as necessary to the Corporation and allow access for the purposes of construction, repair, testing, maintenance, meter reading, relocation or expansion of the water system. The Board of Directors shall determine the necessity.
- D. **Damage to Corporation Property.** No user shall tamper, adjust, damage, or in any manner interfere with the components or operations of the water system owned by the Corporation. The shutoff valve shall be opened only by a duly authorized representative of the Corporation. Penalty for

tampering, damaging, adjusting, or in any manner interfering with the components or operation of the system shall be up to \$500, payable to the Corporation. If the penalty is not paid within 30 days after the amount is determined, the Corporation shall discontinue the water service. The Board of Directors shall determine the amount of penalty.

In addition to the penalty, the user responsible shall reimburse the Corporation for the actual cost of repairing any damage arising from the user's act. Users shall report any known evidence of tampering, adjusting, damaging, or interference with the operation of the system owned by the Corporation to the President of the Board of Directors. Any malicious act or damage to the system that is not appropriately punishable by the foregoing shall be prosecuted through a court of law.

E. **Specified Uses of Water.** Water purchased from the Corporation may be used for ordinary domestic, industrial or farm use upon the premises of the user provided:

- (1) No user shall resell or permit the resale of water purchased from the Corporation.
- (2) Each dwelling, apartment, business, and farm located outside and separate from a single-family living unit is a separate unit. The user must make application for service for each unit, and each unit shall have a separate cutoff valve, meter and service line, and user shall pay the minimum monthly rate and other rates and fees herein established for each unit.

For purposes of this section, the following definitions apply:

- a. *Dwelling* – Single family living unit.
- b. *Apartment* – Single family living unit that may be an individual living unit or part of a multiple family living complex.
- c. *Business* – Business outside and separate from a single-family living unit.
- d. *Farm* – Consists of one single-family dwelling and all related farm enterprises served by that meter and service line.

F. **Cross-Connections.**

- (1) **Definitions.** For the purpose of this subsection, the following definitions shall apply:

- a. "Backflow" shall mean water of questionable quality, tastes or other contaminants entering a public water supply system due to a reversal of flow.
- b. "Cross-connection" shall mean a connection or arrangement of piping or appurtenance through which a backflow could occur.
- c. "Safe air gap" shall mean minimum distance of a water inlet or opening above the maximum high water level or overflow rim in a fixture, device or container to which public water is furnished which shall be at least to times the inside diameter of the water inlet pipe; but shall not be less than one inch and need not be more than 12 inches
- d. "Secondary water supply" shall mean a water supply system maintained in addition to a public water supply, including but not limited to, water systems from ground or surface sources not meeting the requirements of Act. No. 98 of the Public Acts of 1913, as amended being Sections 325.201 to 325.214 of the Compiled Laws of 1948, or water from a public water supply which in any way has been treated, processed or exposed to any possible contaminant or stored in other than an approved storage facility.
- e. "Submerged inlet" shall mean a water pipe or extension thereto from a public water supply terminating in a tank, vessel, fixture or appliance which may contain water of questionable quality, waste or other contaminant and which is unprotected against backflow.
- f. "Water Utility" shall mean the Corporation.

**(2) Cross-Connection Prohibited.** Cross-connections of public water supply systems and any other supply system or source including, but not limited to, the following are prohibited:

- a. Between a public water supply system and a secondary water supply.
- b. By submerged inlet.
- c. Between a lawn sprinkling system and the public water supply system.



- d. Between a public water supply and piping which contain sanitary waste or chemical contaminant.
- e. Between a public water supply system and piping immersed in a tank or vessel which may contain a contaminant.

- (3) **Cross-Connection Control Program.** The water utility shall develop a comprehensive control program for the elimination and prevention of all cross-connections, and removal of all existing cross-connections and prevention of all future cross-connections.
- (4) **Corrections and Protection Devices.** Any user of the water utility water shall obtain written approval from the water utility of any proposed corrective action or protective device before using or installing it. The total time allowed for completion of the necessary corrections shall be contingent upon the degree of hazard involved and include the time required to obtain and install equipment. If the cross-connection has not been removed within the time as hereinafter specified, the water utility shall physically separate the water system from the on-site piping system in such manner that the two systems cannot be connected by any unauthorized person.
- (5) **Piping Identification.** When a secondary water source is used in addition to the water supply, exposed water utility water and secondary water piping shall be identified by distinguishing colors or tags and so maintained that each pipe may be traced readily in its entirety, it will be necessary to protect the water utility water supply at the service connection in a manner acceptable to the water utility.
- (6) **Private Water Storage Tanks.** A private water storage tank supplied from the utility water supply system shall be deemed a secondary water supply unless it is designed and approved for portable water usage.
- (7) **Elimination of Existing Cross-Connections.** Within one year from the effective date of this Section all existing cross-connections to the water utility water supply systems shall be eliminated. The expenses of such elimination shall be that of the owner of the property on which such cross-connection exists.
- (8) **Inspection.** The water utility or any representative thereof shall have the authority to inspect any premises to determine the presence of any existing cross-connection and to order the elimination of such cross-connection.

(9) **Discontinuance of Water Service.** The water utility shall discontinue water service after a reasonable notice to any person owning any property where a cross-connection in violation of this Code exists or where the user refuses to allow an inspection to determine the presence of a cross-connection. The water utility may take such other precautionary measures as necessary to eliminate any danger of the contamination of the water utility water supply system. Water service to such property shall not be restored until such cross-connection has been eliminated.

**SECTION 5. Extension of Mains:**

A. **Determination of Who Pays Expense of Extension.** The Board of Directors shall first determine if an extension of water main is economically feasible based on the estimated cost of the extension and the number of existing potential users that will use water along the extension. If the extension is economically feasible, the Corporation may install and pay the cost of the extension at the discretion of the Board of Directors. If the Corporation elects not to pay the cost of extending the water main, the person or persons desiring water service shall install the extension at their own personal expense. The Corporation shall not pay for any extensions to an undeveloped area such as a subdivision being developed unless there are sufficient existing residents or businesses to make the extension economically feasible.

B. **Requirements if Extension is Installed by Someone Other than the Corporation.**

- (1) The Corporation must approve all plans and specifications for any extensions.
- (2) Before any extensions are installed, the plans and specifications must be reviewed and approved by the State of Illinois, Environmental Protection Agency.
- (3) Ownership, rights-of-way, and title must be conveyed to the Corporation for all extensions installed by anyone other than the Corporation. The Corporation will maintain the mains thereafter.
- (4) No extension will be permitted if in the opinion of the Board of Directors, the System does not have the necessary capacity to serve the proposed extension.

C. **Extension of Main not Allowed.** The Corporation may determine that a requested extension will encourage undesired farmland conversion, destroy wetlands or create other unwanted environmental effects. Upon such a determination, the Corporation will not allow the construction of the extension.

## SECTION 6. Change in Occupancy:

- A. **Notice to Corporation.** Any user requesting a termination of service shall give notification prior to the time such termination of service is desired. The Corporation shall read the meter, and the user will be billed.
- B. **Responsibility for Payment of Services Already Consumed.** Responsibility for payment for water consumed prior to the date of termination shall be with the property owners as well as the user.
- C. **Charges for Change.** There shall be \$20 charge for transferring the water service to the subsequent user. **(SPP #31)**

## SECTION 7. Payment of Bills:

- A. **Date Due.** The meters will be read by the Corporation each month. If weather conditions or other circumstances prevent the reading of meters, each water bill will be estimated by the Corporation. Bills will be mailed by the 1<sup>st</sup> day of each month and will be delinquent 15 days after mailing. Billing Cycle 2, which was added on **4/2007**, is mailed on the 15<sup>th</sup> of the month and payment due on the 28<sup>th</sup> of the month. Bills will be paid to the Corporation.
- B. **Penalties for Late Payment.** There will be a ten percent (10%) penalty added to each bill that is unpaid 15 days after mailing. If any bills remain unpaid 30 days after mailing, the water supply to the property affected may be shut off by the Corporation, and the service will not be restored until the delinquency and penalty is paid in full. In addition, a \$100.00 **(07/21/15)** service fee will be added to cover the cost of restoring services. Bills remaining unpaid 30 days after rendition shall constitute a lien upon the real estate to which the service has been rendered. The Secretary is hereby authorized and directed to file a notice of such lien in the office of \_\_\_\_\_ County, Illinois and to pursue such legal action as is necessary to collect the delinquent charges. (If a non-public body) (If after 60 days from the date of mailing, the account remains unpaid, all services under that membership shall be shut off and the membership canceled.)
- C. **Water Leak Adjustment.** E J Water Corporation shall grant a one-time water leak adjustment **(6/21/94)** for each service on the system. The adjustment will be calculated at the rate of the customer's average bill plus the wholesale cost of each 1,000 gallon over the average bill.

**SECTION 8. Rate Schedule:**

***The following shall be the rates for water supplied by the Corporation:***

The minimum monthly bill will be as follows:

5/8" or 3/4" outlet meter:

EJ Water Service Area:	\$28.50 (750 gallons)
LP Water Service Area:	\$28.88 (750 gallons)
Mason Service Area:	\$23.15 (750 gallons)
RE Water Service Area:	\$28.50 (750 gallons)
SangChris Service Area 1:	\$35.00 (no gallons)

The minimum monthly bill will be payable irrespective of use.

The monthly bill will be computed on the following rate schedule:

First 750 gallons per month for Service Area Minimum (EJ, LP, Mason & RE Service Areas)

Next <u>1,000</u> gallons per month	\$ <u>6.39</u> per 1,000 gallons
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No gallons per month for Service Area Minimum (SangChris Service Area 1)

Next <u>1,000</u> gallons per month	\$ <u>10.20</u> per 1,000 gallons
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Bulk water	\$ 7.26 per 1,000 gallons
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Fire Hydrant Rental per hydrant per year	n/a
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