

FILLMORE CITY GENERAL UTILITY POLICY

ARTICLE I. UTILITY EXTENSIONS

- A. SERVICE EXTENSION AGREEMENT**
- B. SERVICE CHANGE**
- C. CONSTRUCTION**

ARTICLE II. USE OF SERVICES

- A. SERVICE CONNECTION**
- B. PAYMENT FOR SERVICES**
- C. METERS**
- D. REPAIRS**
- E. CUSTOMER OBLIGATIONS**
- F. VIOLATIONS**
- G. LIABILITY**
- H. UTILITY EXTENSION COST RECOVERY**

ARTICLE I. UTILITY EXTENSIONS

A. SERVICE EXTENSION AGREEMENT

Customers wishing to extend utility services to their property may make application to Fillmore City and agree to the following conditions:

- (1) Pay the cost of extending the service lines and meter installation. The cost for electrical extensions will be estimated by Fillmore City's electrical maintenance contractor. Fillmore City pays the contractor for the services and then bills the customer for reimbursement. Customers will pay for any expansion that requires upgrades of transformers, meters, etc. Water and sewer extensions are typically the sole responsibility of the customer who will hire and pay the contractor directly.
- (2) Relinquish ownership of the lines and meter to Fillmore City upon completion.
- (3) Comply with city installation standards and pass a city inspection prior to receiving services. Private contractors may perform the construction work for water and sewer extensions.

B. SERVICE CHANGE

Should Fillmore City elect to move or extend utility service lines, the city will bear all costs to make the change up to the customer property line.

C. CONSTRUCTION

No construction will be allowed over or under any city utility line; utility easements must remain free of obstruction for system maintenance and repairs.

ARTICLE II. USE OF SERVICES

A. SERVICE CONNECTION

A water service line shall be limited to one connection.

B. PAYMENT FOR SERVICES

- (1) Accounts using water for outside purposes only, will not be charged for sewer, garbage, or electric.
- (2) To equalize the burden of overhead for utilities, a surcharge of 10% (ten percent) is levied on all utilities supplied outside the city limits.
- (3)
 - (a.) Garbage – The garbage minimum shall be charged each month when the residence is occupied, whether on a full or part-time basis. If the home is vacant, for whatever reason, the garbage fee shall not be charged. When a new home is under construction, the homeowner shall be charged the garbage fee unless the builder or homeowner informs Fillmore City that the builder has contracted with Millard County for a dumpster. If a dumpster is delivered to the home site, the appropriate fees are paid directly to Millard County.
(03/21/06)
 - (b.) Electric – The electric minimum charge shall apply if the meter is on. If the electric service to the premises is terminated, no further charges will accrue and the applicable turn-off fee will be charged. When electric service is restored to the premises, the applicable turn-on fee will be charged. (03/21/06)
 - (c.) Water & Sewer – Water and sewer charges both shall apply if the water meter is on. If the water meter is on, the minimum for that meter shall be charged to the occupant or owner of the property. In the instance where there are multiple units per building, each unit shall be assessed the minimum fee if occupied. If a unit is vacant, the water and sewer for that particular unit shall not be charged. If an entire building is vacant and the meter is turned off, no water and sewer fees shall be charged to any of the units. For the water and sewer service to be terminated, the city shall shut the meter off and charge a one time shut-off fee. This fee will be for turning the meter off and subsequently on. (03/21/06)

C. METERS

- (1) Meters are to be outside and accessible to authorized representatives of Fillmore City.
- (2) Meters may be tested upon customer request; if the meter is found to be measuring service incorrectly, the billing will be adjusted as may be deemed equitable. A \$10.00 service charge for an electric meter test shall be assessed if the meter is found to be accurate. If the meter is faulty, no fee will be charged.
- (3) If a meter fails to register consumption during a given period for any reason, the bill will be based on the consumption for the same period in the preceding year.
- (4) Multi-family dwellings shall have separate electric meters for each self-contained living unit. *(12/07/10)* Multi-family dwellings may have a shared landlord water meter with a multiplier for the number of occupied units. Each tenant will be billed the monthly base rate and the landlord will be billed the overage when the meters are read. Landlords do not pay the monthly base rate.

D. REPAIRS

Customers are to maintain and keep their systems in good condition. (This does not give the customer the implicit right of encroachment on public right of way.)

Damage to service lines caused by the customer will result in repair costs being assessed to the customer.

E. CUSTOMER OBLIGATION

- (1) The customer must sign a utility service agreement and agree to the following:
 - (a) Pay all charges for usage, assessment, service, improvements to and extensions of the system necessary to meet the customer's requirements during the life of the contract.
 - (b) Pay a non-interest bearing security deposit as specified in the electric policy.
- (2) Customers must inform the city of any change of address. The contract will remain binding despite any change in the point of delivery of service within the city limits.

- (3) Requests for a change of service must be submitted to the Fillmore City Office on a Utility Service Change Request Form and signed by the customer, specifying the service(s) affected, the type of change, and the effective date of the change.

F. VIOLATIONS

- (1) Use of Fillmore City utility services without payment is unlawful.
- (2) A service turn on by a customer following disconnection by the city is unlawful.
- (3) Meter tampering is unlawful.
- (4) The use of service by another premise, or by an unauthorized person is unlawful. Unauthorized use of services is just cause for termination of such service.
- (5) Wasteful usage of utility services through faulty equipment or practices is unlawful.

G. LIABILITY

If the services are interrupted or curtailed due to circumstances beyond Fillmore City's control, Fillmore City is not liable for damages incurred due to the stoppage or curtailment.

H. UTILITY EXTENSION COST RECOVERY (Ordinance 05-11; 10/04/05)

The cost recovery program is addressed in Fillmore Municipal Code under the following:

Electric	3-4-214
Water	3-5-307
Sewer	3-6-207