

**ORDINANCE 2025-01
CITY OF OAK GROVE, KENTUCKY
PUBLICATION SUMMARY**

AN ORDINANCE ENACTING A SEWER AND WATER ORDINANCE FOR THE CITY OF OAK GROVE, KENTUCKY, PROVIDING SCHEDULES FOR SEWER AND WATER RATES, CHARGES, FEES FOR NEW AND EXISTING CUSTOMERS.

SECTION I – APPLICABILITY OF STANDARD WATER CONTRACT

Any customer/developer/builder extending water lines within the City of Oak Grove shall, before extending said water lines, enter into and comply with the terms of the Water Contract for Public and Private Water Lines, the terms of which are incorporated by reference herein (a copy of said contract is attached hereto and is labeled "Exhibit A").

SECTION III – SCHEDULE OF RATES, CHARGES, AND FEES

Water service from the Oak Grove system shall include an access fee/system development fee deposited to the Utility System Tap Reserve Fund, an installation fee, and a monthly service fee based on the quantity used. The minimum access fee/system development fee and the minimum monthly bill for a single-family structure or each unit of a duplex, triplex, multi-unit residential structure or shopping center and a single-unit nonresidential structure, such as a stand-alone commercial structure shall be determined by the following schedule based on meter size requested by the customer and approved by the city. The access fee and minimum monthly bill for a multi-unit structure shall be calculated individually per the total number of units.

(A) Water and Sewer access fees are set up as follows:

RATES, CHARGES, AND FEES		
	WATER	SEWER
Meter Size	Access Fee	Access Fee
5/8" or 3/4"	\$500.00	\$2,000.00
1"	\$1,200.00	\$2,250.00
1 1/2"	\$1,400.00	\$2,500.00
2"	\$1,600.00	\$3,000.00
3"	\$2,500.00	\$3,500.00
4"	\$3,200.00	\$4,000.00
6"	\$4,000.00	\$6,000.00

(B) All water and sewer access fees referred to in this chapter must be paid in full prior to services being set, and said fees are not transferable to any other location..

(C) Any property located within one-hundred fifty (150) feet of the public water utility that is not connected to the City of Oak Grove Water System within ninety (90) days after notification to do so shall be charged a monthly minimum bill. Upon connection, the current water system access fee will apply, and

(D) The City of Oak Grove may waive the above water access fees for business development/inducement or charitable purposes at its discretion.

SECTION IV – INSTALLATION FEE

(A) The customer/builder/developer shall pay all installation fees, including the actual cost of service assembly, such as tapping the line, furnishing, and installing the service line, meter, meter box, yoke, and other fittings, highway crossings, or other restorative work, such as pavement repair, etc.

(B) The customer/builder/developer shall install, at no cost to the city, all necessary extensions to the city's water system in newly dedicated public road rights-of-way or utility easements.

(C) The customer/builder/developer shall transfer to the city before installation of the title and all necessary easements for those extensions at no cost to the city.

(D) The customer/builder/developer shall agree to immediately repair or cause to be repaired at no cost to the city all breaks, leaks, or defects of any type whatsoever arising from any cause whatsoever occurring within one (1) year from the date such extensions are accepted in writing by the city.

SECTION VII – WATER RATES BASED ON METER MEASUREMENTS

Each residential and commercial customer shall pay monthly by the rates established in the city's annual budget ordinance effective July 1 of each year:

	<u>Monthly Customer Charge</u>	<u>Rate per 1,000 gallons</u>
<u>Residential Customers</u>	\$16.00	\$5.43
<u>Residential Commercial Customers</u>		

<u>¾ inch meter</u>	\$25.40	\$6.63
<u>1-inch meter</u>	\$60.50	\$6.63
<u>1 ½ inch meter</u>	\$89.75	\$6.63
<u>2-inch meter</u>	\$236.00	\$6.63
<u>3-inch meter</u>	\$587.00	\$6.63
<u>4 inch and larger meter</u>	\$879.50	\$6.63

	<u>Monthly Customer Charge</u>	<u>Rate per 1,000 gallons</u>
<u>Non-Residential Customers</u>	\$20.00	\$6.79
<u>Non-Residential Commercial Customers</u>		
<u>¾ inch meter</u>	\$31.75	\$8.29
<u>1-inch meter</u>	\$75.63	\$8.29
<u>1 ½ inch meter</u>	\$112.19	\$8.29
<u>2-inch meter</u>	\$295.00	\$8.29
<u>3-inch meter</u>	\$733.75	\$8.29
<u>4 inch and larger meter</u>	\$1099.38	\$8.29

(A) Water service will be provided to customers outside the Oak Grove city Limits who execute the Consent to Annexation Agreement, the terms of which are incorporated by reference herein (a copy of said agreement is attached hereto and is labeled Exhibit D. This requirement applies to new and existing accounts being changed to a new customer. Failure to execute the Consent to Annexation agreement by the property owner(s) will result in the denial of water service to that property. County Residential and Commercial customers serviced by the city shall pay the prevailing Christian County Water District Rate plus a monthly service charge of five dollars (\$5.00).

(B) To initiate said water service, each customer shall execute the water contract of water service, the terms of which are incorporated by reference herein (a copy of said contract is attached hereto and is labeled Exhibit B and Exhibit C. Each customer shall adhere to the items contained in the Important Information fact sheet, provided by Oak Grove Utility Department personnel when the new account is opened.

(C) To initiate water service, each residential customer will pay a deposit of \$150 (\$150.00) and a new service connection fee of \$50 (\$50.00).

(D) A deposit of two hundred and fifty dollars (\$250.00) and a new service connection fee of fifty dollars (\$50.00) will be paid by each commercial customer to initiate water service.

(E) Delinquent Bills/Reprocessing Fee: Should any customer fail to pay their bill by the termination date, services are subject to be disconnected. Delinquent bills received on or after the termination date must be paid in cash, money order, MasterCard, or Visa. Payment must include the total bill amount, the reprocessing fee of \$50.00, plus all other applicable fees (as defined below). Water service will not be restored until full payment is received. Once the account is delinquent, Oak Grove Utility will only accept money orders for payment through an overnight drop box. Checks will not be accepted as payment for a delinquent bill (only cash, money order, MasterCard, or Visa). Cash payments are not accepted through the overnight drop box at any time.

(F) Trip Fees: The customer shall be charged a trip fee of \$50.00 per each additional trip made to accomplish or perform a service. This is in addition to any/all other applicable fees incurred during the task's completion.

(G) Labor Fees: A fee of \$50.00 per hour per technician shall apply when any repair or field work/services are performed. In addition, a cost of \$65.00 per hour per vehicle shall apply for the use of light-duty equipment (ex., small backhoe, service trucks, etc.) and \$85.00 per hour for heavy-duty equipment (ex., large backhoe, dump truck, etc.) If contractor rental services are required, the cost for such services plus 15% administrative fees will be applied (see Item O, this section).

(H) Overtime Service Charge: Any services performed, or callouts made after hours shall result in an Overtime Service Charge fee of \$50.00. This is in addition to the \$50.00 trip fee plus all applicable fees incurred for labor, parts, supplies, or the use of equipment.

(I) Reconnection Fee/Connection Fee: Should services be discontinued due to a problem with a customer's action (example, bad ck), a Reconnection Fee of \$50.00 shall be due, in addition to all monies owed to Utility. For services connected after hours, full bill payment is due by noon the following workday, including any applicable fees plus an overtime service charge. Services will be

immediately discontinued again if payment is not received in the allotted time. Services will not be reinstated until the account is paid in full to include an additional trip fee.

(J) Returned Check Fee: A Returned Check service fee of \$50.00 shall apply should the Utility receive notification of a customer's "Insufficient Funds" check or electronic payment. The fee plus all balances due are payable in cash, by money order, or by credit/debit card only. The Utility shall notify and allow the customer three business days to pick up the returned check and pay in full all monies owed. The customer's service will be discontinued if the balance due is not paid within the allotted time. Should the Utility receive two (2) Insufficient Fund notices on a customer, said customer is placed on the "No Checks List" for one (1) year. After a year, the customer may resume writing checks. Should the Utility receive any notices of additional insufficient funds from the customer, the customer shall be permanently placed on the "No Checks List."

(K) Tampering Fee: Should any equipment or hardware within the meter pit area be damaged, disturbed, or tampered with, the water account holder/property owner shall be subject to an additional \$100.00 Tamper Fee for the first occurrence. A second occurrence of tampering at the same address by the same account holder/property owner will be subject to an additional \$250.00 Tamper Fee. The third occurrence of tampering at the same address by the same account holder/property owner will be subject to an additional \$500.00 Tamper Fee, with the fourth occurrence subject to an additional \$750.00 Tamper Fee. (Any theft of utility service that totals more than \$1,000.00 is subject to Class D felony charges under KRS 514.060). The tamper fee shall not apply if the equipment was accessed in an emergency, such as a water leak that may only be shut off by accessing the meter. Notwithstanding this, any person who damages the city's equipment or hardware may still be held liable for the damages done. This fee shall be paid in conjunction with all other costs incurred by the customer due to delinquency, necessary repairs, and equipment replacement. Should services be disconnected due to non-payment of said items, water service will not be restored to the customer until all fees and associated costs are paid in full. The water meter box and the equipment therein are the property of Oak Grove Utility. The customer has the right to open the box and read the meter. All other actions will be subject to possible tampering charges. Meter boxes will not open when temperatures are below forty (40) degrees Fahrenheit.

(L) Meter Testing: Water meters will be tested upon the customer's request. This will be done at the customer's expense unless the meter is overcharging the customer outside of allowable tolerances defined by the American Water Works Association (AWWA). The customer will be responsible for all costs associated with the testing process. Those costs include the actual meter testing, shipping fees, a fifteen (15%) percent administration fee, and all trip and labor fees defined in this ordinance.

(M) Hydrant Meters: A deposit of \$1,500.00 shall be charged for using a meter on a fire hydrant. This shall include the use of a backflow apparatus and a hydrant wrench. The Oak Grove Utility Office shall pay the deposit when requesting a

hydrant meter. The requesting company's representative shall complete and sign a rental contract and agreement (Exhibit E). The Utility shall install the backflow and meter on the hydrant at the requested time. A representative from the requesting company must be present during delivery to receive instructions on using the hydrant and equipment. The responsible party must remove all equipment from the hydrant and adequately reinstall it daily. The renting Company shall notify the Utility when the hydrant meter and equipment are finished. The Utility shall retrieve the hydrant meter and equipment immediately. The customer will be billed \$250.00 plus usage on the meter and trip fees if applicable. The remaining funds shall be returned to the renting company. Should the actual usage exceed the deposit, the renting company shall be billed and pay the balance due upon receipt.

(N) All rates in this section may be subject to an annual increase of at least 3% to compensate for inflation.

(O) All contract services, materials, equipment, and testing ordered by the Oak Grove Water Department at the request of the customer/developer/builder or due to actions from the customer/developer/builder are subject to a 15% administrative fee.

(P) A wholesale rate may be available to any large commercial, industrial, or water utility as established and approved by the city council.

SECTION XIII – PRIVATE FIRE PROTECTION SERVICE ACCESS FEES AND RATES

The Oak Grove Water Department may allow the installation of a private fire protection system to aid in fire protection and save on fire insurance premiums. The tap on the existing water main and all line work will be done at the customer's expense. A Resilient Wedge Gate Valve will be installed at the Customer's Property Line for all new construction. It will delineate the point of ownership between the Oak Grove Water Utility and the customer.

To account for water loss in private systems and guard against contamination from stagnant water in Private Fire Protection Lines, an appropriately sized Radio-Read Fire Service Meter and Check Valve will be required in a dry, in-ground vault immediately following the previously mentioned Gate Valve. The Fire Service Meter and Check Valve Vault will be sized adequately to accommodate the future installation of an appropriately sized dual-check valve. A Fire Service Access Fee will be charged for each application. The Oak Grove Water Department will provide the Tapping Sleeve and Tapping Valve and inspection of all publicly owned main extensions.

The Fire Service Access Fee is based on the following mainline sizes:

<u>Size of Main (being tapped)</u>	<u>Fee</u>
2"	\$1,200
4"	\$1,600
6"	\$1,800
8"	\$2,500
10"	\$2,500
12"	\$3,000
16"	\$7,000

The Oak Grove Water Department allows the installation of a gate valve, meter, check valve, and vault for existing customers with non-metered, Private Fire Protection Service connections. Fire Service Access Fees will not apply to customers who have established connections at the time of this ordinance's enactment.

Private Fire Protection Service Rate:

(Rates and Charges for existing and non-metered – Billed semi-annually in advance)

Through a 2" connection	\$65.00 per year
Through a 3" connection	\$65.00 per year
Through a 4" connection	\$140.00 per year
Through a 6" connection	\$400.00 per year
Through an 8" connection	\$850.00 per year
Through a 10" connection	\$1,525.00 per year
Through 12" connection	\$2,475.00 per year

For metered Private Fire Protection Services, water usage will be billed at the Commercial Rate defined in this ordinance. However, the standard minimum rate will not be applied if no water is used. Private Fire Protection Service Meters and the Check Valve will be subject to the exact testing requirements as Commercial Meters, as defined herein.

The undersigned City Attorney certifies he is licensed to practice law in the Commonwealth of Kentucky, and the foregoing summary of Ordinance 2024-23 was prepared in accordance with the provisions of KRS §83A.060(9).

/s/ Lee F. Wilson

A complete copy of this Ordinance is available at Oak Grove City Hall, (270) 439-4646, during normal business hours.

AFFP
2025-01 Ordinance

Affidavit of Publication

STATE OF KY)
COUNTY OF CHRISTIAN)

SS

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Melanie Miller, being duly sworn, says:

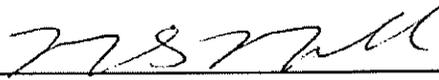
That she is Accounting Clerk of the Kentucky New Era, a newspaper of general circulation, printed and published in Hopkinsville, Christian County, KY; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

January 25, 2025

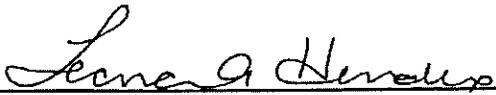
Publisher's Fee: \$ 716.93

That said newspaper was regularly issued and circulated on those dates.

SIGNED:



Subscribed to and sworn to me this 25th day of January 2025.





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LORELYNN FISHER
City of Oak Grove
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Oak Grove, KY 42262