

**ARTICLE 925**  
**Water**

**925.01 Rates.****925.02 Billings.**

CROSS REFERENCES

Power to collect charges - see WV Code 8-12-5(32), Art. 8-19

Discontinuance for nonpayment - see WV Code 8-19-13

Review by Public Service Commission - see WV Code 24-2-4(b)

Deposit limitations - see WV Code 24-3-8

**925.01 RATES.**

- (a) Applicability. Applicable within the entire territory served.
- (b) Availability. Available for general domestic, commercial, and industrial service.
- (c) Rate.

First	2,000 gallons used per month	\$11.06 per 1,000 gallon
Next	3,000 gallons used per month	10.33 per 1,000 gallon
Next	15,000 gallons used per month	7.57 per 1,000 gallon
All Over	20,000 gallons used per month	6.64 per 1,000 gallon

- (d) Minimum charge. No bill will be rendered for less than the following amounts, according to the size of the meter, to-wit:

5/8 x 3/4	inch meter	\$ 22.12	per month
3/4	inch meter	33.20	per month
1	inch meter	55.33	per month
1-1/2	inch meter	110.63	per month
2	inch meter	176.99	per month
3	inch meter	331.88	per month
4	inch meter	553.12	per month
6	inch meter	1106.23	per month

(Passed 6-16-14)

- (e) 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.
- (f) Reconnection - \$25.00. To be charged whenever the supply of water is turned off for violation of rules, non-payment of bills, or fraudulent use of water.
- (g) Tap fee. The following charges are to be made whenever the utility installs a new tap to serve an applicant. A tap fee of \$500.00 or the actual cost of the tap (solely determined by the Town of Nutter Fort), whichever is greater, will be charged to all customers who apply for service outside a certificate proceeding before the Commission for each new tap to the system. (Amended 04-09-2013)
- (h) Returned check charge. A service charge equal to the actual bank assessed to the Utility or a maximum of \$25.00 will be imposed upon any customer whose check for payment of charges is returned by their bank due to insufficient funds.
- (i) Security deposits. Customer deposits for municipalities are now \$50.00 or two months of average annual usage of applicant's specific customer class, whichever is greater. This deposit is returned after twelve (12) consecutive timely payments, provided that where the customer is a tenant, the municipality or governing body is not required to return the deposit until the time the tenant discontinues service with the municipality.
- (j) Leak adjustment. \$3.13 per 1,000 gallons is to be used where a bill reflects unusual consumption which can be attributed to eligible leakage on the customer's side of the meter. This rate shall be applied to all such consumption above the customer's historical average usage.
- (k) Resident's responsibility. A fee of \$25.00 will be charged to customers for call outs after working hours or on holidays for problems other than the Towns' responsibility. This charge will be assessed, if the problem is the residents and is so determined at the time of the call out by the maintenance department.
- (l) Resale customers. \$4.80 per 1,000 gallons used per month (includes \$0.465 per 1,000 gallons transportation charge).  
(Passed 6-10-08)

The provisions of this ordinance are severable and if any provisions or parts thereof shall be protested, declared invalid or unconstitutional, or inapplicable to any customer, such invalidity, unconstitutionality, or inapplicability shall not affect or impair the remaining provisions of this ordinance.

(Passed 06-16-2014)

**925.02 BILLINGS.**

(a) Rates. All persons using or consuming water taken from Town mains shall pay for such service in accordance with the tariff from time to time fixed by the Public Service Commission.

(b) Discontinuance of Service upon Nonpayment of Water Bill. The Town is hereby authorized to discontinue the supply of water to any customer who fails to pay water bills as required; provided that the Town shall not discontinue the water supply of any consumer for failure to pay bills without the Town Treasurer first having diligently tried to induce the consumer to pay such bills.

(c) Refusal of Service to Property When Bill Remains Unpaid for Another Property Under Same Ownership. Any person owning or occupying property in the Town on which water taken from Town mains has been used or consumed for which there are unpaid water bills outstanding may, at the discretion of Council, be refused future water service at any other location served by Town water until such bills are paid.

(Passed 12-28-04)