

ADOPTION OF RULES AND REGULATIONS

A RESOLUTION ADOPTING THE RULES AND REGULATIONS AS OUTLINED HEREIN PERTAIN TO THE WATER FACILITIES AND WATER SERVICES. THE BOARD OF DIRECTORS CAN AUTHORIZE THE RULES TO BE AMENDED, CHANGED, CLARIFIED, RENEWED OR CANCELLED AT THEIR DISCRETION.

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF PUBLIC WATER SUPPLY DISTRICT NO. 2 OF CASS COUNTY, MISSOURI, AS FOLLOWS:

BE IT FURTHER RESOLVED, Public Water Supply District No. 2 of Cass County, Missouri conducted a regular monthly meeting on the 9th day of April, 2024 and adopted the Rules and Regulations herein. Said Rules and Regulations will remain in force until such time that the Board resolves to amend said Rules and Regulations. The clerk of the Board of Directors is hereby authorized and directed to attest to the execution by the President of the Board of Directors and affix the seal of the District to said Resolution.

PASSED by the Board of Directors of Public Water Supply District No. 2 of Cass County, Missouri, this 9th day of April, 2024.

AYES: 5 Namely: Ronald Wood, John Dula, Doug DeLozier, Paul Marshall and John Pritchett

NAYS: 0 Namely: n/a

ATTEST:


President of the Board of Directors


Clerk of the Board of Directors



District Seal

PWSD No. 2 of Cass County, Missouri

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RULES AND REGULATIONS

THESE RULES AND REGULATIONS HAVE BEEN ADOPTED BY THE BOARD OF DIRECTORS OF THE PUBLIC WATER SUPPLY DISTRICT NO. 2 OF CASS COUNTY, MISSOURI. THEY AMEND, CHANGE, CLARIFY, RENEW AND/OR CANCEL ANY CONFLICTING PREVIOUSLY ADOPTED PREVIOUS RULES AND REGULATIONS OF THE DISTRICT PERTAINING TO WATER FACILITIES AND WATER SERVICE PROVIDED BY THE DISTRICT.

1. GENERAL:

1.1 These Rules and Regulations have been adopted to govern the water services furnished by the District in a uniform manner for the benefit of the District and its water users and are subject to change as herein provided without notice to any water user or any other person. Any amendment or change to these Rules and Regulations shall be effective on the date such amendment or change is passed by the Board of Directors, as herein provided, or on such other date as the Board of Directors may by resolution designate. If any portion of these Rules and Regulations shall be declared invalid by competent authority, such invalidity shall not affect the validity of the remaining portion. In the event the total water supply shall be insufficient to meet all of the needs of the water users, or in the event there is a shortage of water, the District may prorate the water available among the various users on such basis as is deemed equitable by the District and may also prescribe a schedule of hours covering the use of water for purposes specified and required adherence thereto, or prohibit the use of water for certain specified purposes if at any time the total water supply shall be insufficient to meet all of the needs of all of the water users for domestic, livestock, garden and other purposes. The District must first satisfy all the needs of water users for domestic purposes before supplying any water for livestock purposes and must satisfy the needs of all the water users for domestic and livestock purposes before supplying water for other purposes.

1.2 Anyone that needs a water main located must notify Missouri 811 at **811**.

1.3 It is the intent of the District to at all times deliver a quality of water that meets the standards of the US and Missouri regulatory authorities. It is an inherent characteristic of a water distribution system, however, that over a period of time deposits will accumulate due to corrosion and sedimentation, and that these deposits will “slough-off” and be discharged to the water user’s connections. This discharge will be particularly evident following shut-down periods and reversals of flow of water due to emergency repairs and improvements being made to the distribution system. The District shall take reasonable safeguards to prevent, and or minimize this disturbance, but shall not be responsible for damages resulting wherefrom, to water user’s property, nor for waste of water by the water user in his efforts to “clear-up” the situation. Upon discovery of such a condition,

the water user is requested to notify the District of such condition, and a District Employee shall be dispatched to investigate the trouble.

1.4 Any landowner that desires to do any grading of banks or ditches that cause a main to be less than 42" below ground, shall lower the line and pay all costs. Lowering the main shall be inspected and approved by a District Employee and may require a hydraulic analysis by the District's Engineer.

1.5 No person shall turn the water off or on at any valve or disconnect or remove any meter without the consent of the District.

1.6 No employee or agent of the District shall have the right or authority to bind any promise, agreement or representation contrary to the intent of these Rules and Regulations or of the By-Laws of the District or laws of Missouri.

2. DEFINITIONS: The following expressions, words and terms when used herein shall have the meaning stated below:

2.1 District: Public Water Supply District No. 2, of Cass County, Missouri, acting through its Board, officers, or other duly authorized employees or agents.

2.2 Applicant: Any individual, firm, partnership, corporation, the Federal or State government, or any unit, agency, political corporation or subdivision of either the Federal or State government, or other agency.

2.3 Board: The 5-person Board of Directors who sets policies for Public Water Supply District No. 2, of Cass County, Missouri.

2.4 Water User: Anyone to whom water services are made available from the District's facilities pursuant to a written or oral water user's agreement.

2.5 Point of Delivery: The point of delivery shall be at the meter, unless otherwise specified in the water user's agreement or in any other agreement where it shall be mentioned.

2.6 Service: The term service when used in connection with the supplying of water shall mean the availability for use by the water user of water adequate to meet the water user's requirement, subject to these Rules and Regulations shall be considered as available when the District maintains the water supply at a minimum of twenty (20) psi at the point of delivery in readiness for the water user's use, regardless of whether or not the water user makes use of it.

2.7 Landowner (owner): *Shall mean any person or person's holding title to a property according to the Recorder of Deeds of Cass County, Missouri served by the water system of the District, or who has a leasehold interest therein with more than a year to run. The term "owner" shall also include, life tenants, but the Board may at its discretion require remainder men to enter into any agreement required with the property owner under*

these Rules and Regulations, and the remainder men shall be bound by these Rules and Regulations in all respects.

2.8 Water User's Agreement: Any written agreement or contract between the water user and the District, pursuant to which water service is supplied or made available.

2.9 Water Service: The Water Service shall consist of facilities for supplying water to one residence, business establishment or other location on land within the District.

3. RATE SCHEDULE: Rates for water and services are fixed by the Board of Directors. The Rate Schedule is subject to change by action of the Board. If a provision of the Rules and Regulations conflicts with the provision of the Rate Schedule, the provision of the Rate Schedule shall prevail. If the total amount of revenue and income derived from the collection of the water rates is insufficient to meet the payment of the costs of operation, maintenance, administrative expenses, depreciation, necessary extensions and enlargements, and payment of the principal and interest on any general and special obligation bonds, then outstanding with their attendant obligations pursuant to the terms of the bonds and the authorizing resolutions, the Board shall increase the water rates for the first month thereafter in an amount sufficient to meet these costs and obligations. Current Schedule is included as Attachment A.

4. APPLICATIONS: Each customer applying for water service shall make an application at the District's Office. Application shall be in writing and such application shall be subject to the approval of the District. One application must be completed for each Water Service desired.

5. SERVICE:

5.1 Readiness to Accept: Before installing a service extension and providing water, the District may require the applicant to pipe his home and be in readiness to accept the service.

5.2 Service for Sole Use of the Water User: The standard Water Service connection is for the sole use of the Water User and does not permit the extension of pipes to transfer water from one property to any other consumer. If an emergency or specific situation should make such an arrangement advisable, it shall be done only with specific written permission of the Board of Directors for the duration of the emergency. No more than one residence shall be served by one Water Service connection. A farm residence shall be served by one Water Service connection. A farm containing one residence and other buildings for use in the farming operation shall be considered as one residence and the Water User may use water from one meter for all such buildings, provided that in the event that a farm contains two or more residences, a meter shall be required for each residence, unless the Board shall find such to be an unusual hardship upon the Water User, in which case a special agreement may be made concerning such additional residence, and the rules for a multiple-unit dwelling

as set forth in these Rules and Regulations shall be applied to determine the rate for such farm containing two residences.

5.3 Continuity of Service: The District will make all reasonable efforts to supply continuous, uninterrupted service. However, it shall have the right to interrupt service for the purpose of making repairs, connections, and extensions or for other necessary work. Efforts will be made to notify Water Users whenever possible who may be affected by such interruptions, but the District is not responsible for losses which might occur due to such necessary interruptions. The District is not responsible and shall not be liable for losses which might occur due to interruptions to Service for any cause and is not responsible for losses due to failure of the District to notify Water User of any such interruption.

5.4 Service: The Applicant shall hire a licensed plumber to install all water service pipes from the District's main to the meter on property abutting the right of way along which the main is installed insofar as its current financial responsibilities, obligations, and conditions will permit, and insofar as adequate water pressure is available at the point of delivery requested by the Applicant or Water User. The service pipe shall not be less than 3/4 inch K Copper or PEX (services running under State highways will be encased in metal.) The meter will be set in front of the premises to be served or at the closest point on the Water User's premises as designated by the District.

5.5 Right to Inspect: Representatives of the District shall have the right at all times to enter upon the Water User's premises to read and test meters, inspect piping, and to perform other duties for the maintenance and operation of Service, or to remove its meters and equipment upon discontinuance of Service by the Water User.

5.6 Piping Work Inspection: All plumbing work done in connection with pipe and services connected to the District's main shall be submitted to the inspection of the District before such underground work is covered up. Whenever the District determines that a job of plumbing is obviously defective, although not in direct violation of these Rules and Regulations, the District may insist and require that it be corrected before the water will be turned on. The District may prescribe the type of materials and standard of workmanship to be followed in enforcing this section.

5.7 Intercepting Tank Required for Large Customers: Service pipes shall not be connected to the suction side of pumps. The supply for use of a customer requiring a large quantity of water within a short period will not be permitted except through intercepting or intermediate storage tanks.

5.8 Check Valves, Flush Valves, and Vacuum Breakers: Water Users having boilers or hot water systems connected with mains of the District must have a check valve in the supply pipe to the boilers and hot water heating systems, together with a release valve at some point between the check valve and the heating system. All Water Users are hereby cautioned against danger of collapse of boilers since it is sometimes necessary to

shut off the supply of water without notice, and for this reason, a vacuum valve should be installed in the steam lines to prevent collapse in case the water supply is interrupted. The District, however, is not responsible for accidents or damages resulting from the imperfect action or failure of said valves. Flush valves or direct flushing closets should not be installed on premises where the service pipe supplying such premises is connected to a main two (2) inches or less in diameter. All flush valves shall be equipped with approved type vacuum breakers.

5.9 Cross-Connection Control Policy and Interconnections: The District will not allow to be made any physical connection in its water supply system to that of any other pipe system or equipment, where such other pipe system or equipment in any manner receives all or any part of its supply of water directly or indirectly from wells, streams, or any source other than that of the water system of the District.

No interconnection or cross-connection, as defined below, shall be permitted. The making, causing or permitting of the installation or existence of an interconnection or cross-connection shall constitute a violation of the Rules and Regulations of the District, and such prohibited connection shall be removed forthwith in a manner acceptable to the District and the duly constituted public health officials. Failure to do so within two (2) days from and after date of notification by the District may result in discontinuance of water service without further notice unless the District has reason to believe that connection could cause adverse health effects, then the connection will be removed immediately. When used in these Rules and Regulations, the following words and phrases shall have the meaning herein provided:

- i. Cross Connection: A cross-connection is any pipe, valve or other arrangement or device, connecting the pipelines of the District or facilities directly or indirectly connected therewith to and with pipes or fixtures supplied with water from any source other than the lines of the District.
- ii. Interconnection: An interconnection is a plumbing arrangement, other than a cross-connection, by which contamination might be admitted or drawn into the distribution system of the District, or into lines connected therewith, which are used for the conveyance of potable water. Representatives of the District shall have the right at all hours to enter upon water user's premises for the purpose of inspection and enforcement of this provision.

5.10 Applicants Having Excessive Requirements: In the event of an applicant whose water requirements exceed the District's ability to supply it from the existing plant without adversely affecting service to other Water Users to an unreasonable extent will be required to make arrangements to cover necessary upgrades to existing facilities.

5.11 Customer's Duty Regarding Water Service Lines: The Water User's Water Service pipe and all connections and fixtures attached thereto shall be subject to the inspection of the District before the water will

be turned on, if the District so elects, and all properties receiving a supply of water and all Water Service pipes, meters, and fixtures, including any and all fixtures within any improvements or buildings on said properties, shall at all reasonable hours be subject to inspection by any authorized Representative of the District. All service pipes shall be laid in conformity with the Specifications for Water Meter Connections. No fixture shall be attached to, or any branch made in, the Water Service pipe between the main of the District and the meter. Any repairs or maintenance necessary to the Water Service pipe or on any pipe or fixtures in or upon the Water User's premises shall be performed by the Water User at his sole expense and risk. Water Service pipes must be kept and maintained in good condition and free from all leaks, and for failure to do so the water supply may be discontinued. The District is not liable for any damage done or inconvenience caused by reason of any break, leak or defect in, or by water escaping from Water Service pipes, or from fixtures on the premises of the owner or Water User. The Water User shall be billed in the usual manner for the cost of all such water in accordance with the District's current adjustment policy.

5.12 No One But District Employee May Turn Water Off or On: No one but a District employee or a person authorized by District staff, shall turn on water or shut off water from the District meter to any Water User or to any property served by any such meter. The only exception will be in the case of excessively escaping water.

5.13 Water Users Requiring Uninterrupted Supply: The District will endeavor to give reasonable service, but does not guarantee a sufficient or uniform pressure, or an uninterrupted supply of water, and Water Users are cautioned to provide sufficient storage of water where an uninterrupted supply must be assured, such as for steam boilers, hot water heating systems, gas engines, and so forth. Fixtures or devices taking a supply of water directly from the service pipes, depending upon the hydraulic pressure of the pipe system of the District for supplying same under working pressure, shall be at the risk of the parties making such attachments, as the District will not be responsible for any accidents or damages to which such fixtures or devices are subject.

6. FIRE HYDRANTS: Water mains are not designated to carry fire flows and shall not have fire hydrants connected to them unless engineers have studied the hydraulics and approve the installation. Mains designed to provide fire protection shall be sized after a hydraulic analysis based on flow demand requirements has been completed. The system shall be designed to maintain a minimum pressure of 20 psi at ground level throughout the distribution system under all conditions of flow. The District may require mains larger than 8" to allow withdrawal of the required fire flow while maintaining the minimum residual pressure specified.

No private fire hydrants shall be installed without a written agreement with the District, provided that the District shall take into account all possible cost to the District and charge an equitable price therefore, all cost factors considered. All hydraulic studies, engineering studies, labor and material on any approved hydrant installed shall be at the expense of the homeowner or developer. Public fire hydrants may be installed by special

agreement with the state, municipality, political subdivision, or political corporation. The District shall take into consideration the same factors when entering into such a contract.

It is the intent of the District to install a fire hydrant on every 1,000 feet of pipe 6" in diameter or larger as water lines are upgraded.

In the event that the District undertakes to furnish fire hydrants as a part of the service to the water users of the District, then all water users of the District shall be furnished with substantially the same degree of fire protection and in the event that this is impossible, then those receiving a higher degree of benefits may be required to pay additional charges above the rates for water herein provided for, which shall be for such additional fire protection. Such rates shall be equitable to all water users and shall depend upon cost studies made by the District's employees or consultants.

7. METERS:

7.1 Meter Deposit: All Water Users of the District shall make a service deposit according to the current rate schedule before connecting any Water Service lines to the water mains and meters of said District.

It is further provided that all such meter deposits shall be held by the District as a guarantee that the bills of the water user making such deposit shall be fully paid and that no damage will be done to the water meter, water main or any property of the District by the Water User; such deposit shall be returned to the Water User at such time said user discontinues service and ceases to be a Water User of the District. The District shall be entitled to first deduct the amount of any unpaid water bills and any such damage done by the Water User to the meter, water Main or any other property of the District, and if the amount of such unpaid bills and damage exceeds the amount of the deposit, to apply the entire deposit against such unpaid bills and damage. Such deposits shall not bear interest, and no interest will be paid upon refund. The District has the authority to increase the deposit for Water Users who continue to pay their bill late or for Water Users who have been disconnected due to non-payment.

The District shall pay any amount of such water deposit due to the Water User when water service is discontinued and after the District has a reasonable time to compute the final water bill and to determine if any damage has been done by the Water User. Final billing will be deducted from the Water User's deposit and the remaining deposit, if any, will be refunded to the Water User. The District shall keep such deposits in a separate bank account or accounts, and the Board at its discretion may invest such funds in savings accounts or certificates of deposit in the bank or banks in which such funds are held, provided that a reasonable sum is held in a demand account to meet the anticipated refunding requirements. Any interest accruing on such deposit accounts or certificates shall become the sole property of the District and no Water User shall have any claim for or to such interest or any portion thereof for any reason. Such interest shall be used by the District in the

same manner as income received from the sale of water by the District. The investment of such meter deposit fund is discretionary with the Board and shall not under any circumstances be regarded as mandatory. The General Manager has the authority to increase or require additional funds for Water Users deposit.

In the case of multiple-unit dwellings and trailer courts, (mobile home courts) and meters larger than ¾" x 5/8" the amount of deposit shall be determined by the current rate schedule. In the case of Water Users who use in excess of 15,000 gallons per month, the District may, at its discretion, require a larger deposit at any time from any such Water User.

7.2 Meters Furnished by the District: Meters will be furnished, installed, owned, inspected, tested and kept in proper operating condition by the District, without cost to the water user, except that such water user shall pay a connection fee as set forth in these Rules and Regulations, which shall not be refundable. The complete record of tests and histories of meters will be kept if deemed necessary by the District. Meter tests will be made according to methods of the American Water Works Association by the District as often as deemed necessary by the Board.

7.3 Meter Accuracy: Service meter errors which do not exceed two percent (2%) fast or slow shall be considered as being within the allowable limits of accuracy for billing purposes.

7.4 Meter Location: Meters shall be set in an accessible place outside of the constructed project, except where otherwise directed by the District. All meters shall be set horizontally and never connected into a vertical pipe. Meters outside of buildings shall be placed in meter pits furnished by the District. The standard size meter is 5/8 x 3/4. The meter pit will be located approximately 7-10 feet onto the Water Users property. The District will have final approval of placement.

7.5 Requested Meter Tests: Meter testing requested by a Water User shall be performed without cost to the Water User one time per year only if the meter is found to be more than two percent (2%) fast. Otherwise, the Water User for whom the requested test was made will be charged the cost of making the test.

7.6 Water User's Responsibility: The Water User shall be responsible for any damage to the setter, meter pit, ring, lid, AMR device, meter antenna or other items associated with meter installed for his service, for any cause other than normal wear and tear.

8. WATER USER'S BILL:

8.1 Bills will be rendered for service monthly following the close of the period for which the service was rendered as set forth in the rate schedule. Service bills not paid by the designated date on the bill shall be charged a 10% late charge. Failure of the District to submit a service bill shall not excuse the water user from his obligation to pay for the water used. Failure to pay a bill by the designated day following the close of the

period for which service was rendered shall result in disconnection of the service and such disconnection shall be made without the necessity of notice to the Water User. Any damage resulting to the water user or any property of the water user or of the owner of the property occupied by the water user shall not be the responsibility of the District, its agents or employees. The District, its agents and employees shall not be liable to the Water User or the owner of any property used, held occupied, rented or leased by the water user for any such damage when disconnection is made according to these Rules and Regulations and it shall be immaterial that no notice of such disconnection was given to the Water User or to said property owner.

8.2 In the event that meters cannot be read at the close of the period for which billing is made because of inclement weather or the condition of the earth around the meters, which in the opinion of the General Manager makes reading unusually difficult, costly or impossible, then the bills may be estimated by using, at the discretion of the General Manager, either the amount of water used by the water user in the previous billing period, or in the same billing period in the previous year, and the bill for such period shall be based upon such amount of water used. The meter reading and the bill rendered for any period subsequent to a period for which the bill of any customer shall be based upon such estimates shall take into account such estimates and such estimates shall be considered the actual amount of water consumed for the period or periods estimated. Estimates may be made in the case of one or more water user's or for all water users of the District at the discretion of the General Manager, and it shall not be required that all bills be estimated in the event any one or more water user's bills are estimated as herein set forth.

8.3 Bills may be submitted on a monthly, bimonthly, or quarterly basis as the District may provide and direct in its resolution establishing a rate schedule.

8.4 Leak Adjustment: Customer must submit request for adjustment in writing to the office. Adjustments shall not be made on inactive accounts. An adjustment may be made by the General Manager without approval from the Board, but all adjustments shall be reported to the Board. Customer will receive written approval of adjustment. The customer is responsible for presenting written documentation from a licensed plumber to verify that the service line has been repaired. The District recognizes that a high-water bill resulting from an accidental, unpreventable water release can present financial hardship to a customer.

9. DISCONTINUANCE OF WATER SERVICE: In the event that water service is discontinued for any reason all unpaid balances plus additional fees shall be paid before service is restored. The District may file a lien, with the recorder of deeds in the county where the land is located. The District must submit the legal description of the property on which water charges are thirty days or more delinquent, the name and address of the title owners and the amount due which includes an approved fee for said filing and releasing of document.

Upon receipt of delinquent amounts including recording fees and attorney fees the District shall file a lien release with said county in accordance with RSMo 247.110.3.

The property owner shall be held responsible for renter's unpaid charges up to 90-days (250.140).

In the event that an applicant for water service has purchased the property within the past thirty (30) days and holds title thereto, said applicant shall not be required to pay the reconnection charges as a result of the conduct or actions of the previous owner, but shall be required to pay a service activation fee plus the current water deposit amount required. In the case of a water user who has disconnected from the system or in the case of a landowner of such property desiring to restore service, then such water user or landowner shall pay, in addition to the charges above set forth, a reconnection charge for reconnecting said property to the system of the District. Where misrepresentation of water use is detected, or where the District's regulating or measuring equipment has been tampered with, or where a dangerous condition is found to exist on the water user's premises, service may be shut off without advance notice. Subject to the foregoing provisions, service rendered under any application, contract or agreement may be discontinued by the District for any of the following reasons:

- i. For willful or indifferent waste of water due to any cause.
- ii. For failure to protect from injury or damage the meter and connections, or for failure to protect and maintain the service pipe, or fixtures on the property of the Water User, or the property occupied by the Water User in a condition satisfactory to the District.
- iii. For molesting or tampering by the Water User, or others with the knowledge of the Water User, with any meter, connections, service pipe, curb cock, seal, valve, or any other appliance of the District controlling or regulating the water user's water supply.
- iv. For failure to provide the District's employees free and reasonable access to the property supplied, or for obstructing the way of ingress to the meter or other appliances controlling or regulating the Water User's water supply.
- v. For non-payment of any account for water supplied, for water service, or for meter or service maintenance, or for any other fee or charge accruing under these Rules and Regulations, the rate schedule of the District, or the By-Laws of the District. A disconnect charge for a meter subject to being locked for non-payment will be made after office procedure is complete and work assigned to field department. The total charge for a meter locked for non-payment to reestablish service shall be the amount shown on the rate schedule in force. To reconnect service for non-payment, Water User must come to the between the hours of 8:00 a.m. and 4:00 p.m. to pay all outstanding charges plus the disconnect fee.
- vi. In case of vacancy of the premises.

- vii. For violation of any rule, regulation, or bylaw of the District.
- viii. For any practice or act prohibited by the Missouri Division of Health.
- ix. In the event that property owner has more than one service connection within the District and one account becomes delinquent; all services may be discontinued until all accounts are current.
- x. In the event that property is owned by a party other than the current resident, the Property Owner is liable for any and all charges incurred for said account.

The discontinuance of the supply of water to a property for any reason shall not prevent the District from pursuing any lawful remedy by action at law or otherwise for the collection of monies due from the Water User or Property Owner.

Water will not be turned on to any property unless there is at least one adult person therein at such time to see that all water outlets in the premises are closed to prevent damage by escaping water. Only an employee, officer or agent of the District may turn on water and all applicants and Water Users are expressly forbidden to do so.

10. CHANGE OF OCCUPANCY: It shall be the Water User's responsibility to anticipate and notify the District of any change of occupancy. Until such notification is made to the District, the original Water User shall be responsible for payment of services.

If Water User currently does not have Water User's agreement on file, no account information shall be changed in the computer. An Application for Service must be signed by the owner or occupier along with the Sales Tax Determination Report.

11. AGREEMENTS WITH GOVERNMENTAL AND PUBLIC BODIES: The Board may make specific water service contracts with the United States of America, and its agencies, the State of Missouri, and its agencies, school districts and municipal corporations, and all other political subdivisions of the State of Missouri and of the United States of America, different from stipulations set out in the rate schedule and Rules and Regulations.

12. FUTURE CONNECTIONS: In making a future connection for water service after the completion of the original water system of the District, the Board shall charge a fee. The current fee is shown on the attached rate schedule. Attachment A.

13. SUBDIVISION DEVELOPMENTS OR MAIN EXTENSIONS:

A subdivision is defined as a division of a lot, tract or parcel of land into two or more lots or other divisions of land for the purpose of transferring all or part of the ownership or development.

A developer of any land currently within the District boundaries or proposed for enlargement of District boundaries, shall be responsible for constructing a water system within the subdivision which shall connect onto the District's water system.

The Developer will be responsible for not only the construction of said water system but also for the design of same by a professional engineer registered to do business in the State of Missouri.

Proposed private water mains shall be installed only under the approval, direction and inspection of the District. The District shall not bear the expense of reconnecting customers from private mains to the District's mains; in all circumstances, the actual cost of labor, equipment and material, plus overhead, shall be charged to the customer.

All projects must be approved by the District and the Department of Natural Resources and built according to the District's current Specifications.

Before granting applicant the right to make such extension, or before entering into an agreement therefore, the District shall first determine that the extension will not materially affect in an adverse manner the service rendered to any existing customers of the District. In the event the District determines, based upon information furnished by its employees and consultants, that such extension would have a materially adverse affect upon existing water users of the District, the District shall not permit such extension.

14. MULTIPLE UNIT DWELLINGS: In the event that service is desired by an owner of a multiple-unit residence, said multiple-unit residence being herein defined as a dwelling unit housing more than one family, and such definition shall include duplex, triplex, fourplex, apartment and all similar structures and residences, then the owner shall be required to purchase a water meter permit for each unit, or in the alternative, to enter into a special written agreement with the District whereby all units of such residence are served by one water meter, that the total gallons used during each billing period, as determined by the rate schedule resolution of the District, by such multiple-unit residence shall be divided by the number of units in such residence and the Water User shall be charged for each individual unit within the multiple-unit residence on a pro-rata basis, as though such amount of water was used for such billing period by an individual user, and each water user in such unit shall pay the water rates as set forth in the rate resolution of the District for such Water User's proportionate share of the water as though such Water User were an individual user in a one family residence as though such amount of water was used for such billing period by an individual user and each Water User in such unit shall pay the water rates as set forth in the rate schedule, including a minimum charge; provided further, that the owner of the property shall be responsible for payment of all such bills of all units contained within any multiple-unit residence, and that the amount of the water meter deposit shall be determined by the Board of Directors as herein set forth. The Board of Directors shall be the sole judge and shall have full authority to determine how many units are contained in a residence and such determination shall be final and binding upon the owner of any such residence and upon any water user therein.

15. MULTI UNIT BUILDINGS: A charge for water service shall be based on the water meter readings and computed at the rates herein set out, whether single metered or master metered. Multi-Unit buildings that are master metered shall have minimum water bills computed based on the number of units served by the minimum rate per the rate schedule. The balance of the bill shall be computed on the remaining gallons of water used. Each motel, hotel, hospital, nursing home, campground, park or other similar structure and/or development shall have each unit or pad capable of separate overnight occupancy counted as one-third of a unit for the computation of minimum water bill due. The balance of the bill shall be computed on the remaining gallons of water used. Multiple businesses located inside one building will be required to purchase a separate meter tap for each business unless the Board enters into a special agreement.

16. TRAILER COURTS: In the event that a trailer court, also known as a mobile home court, desires service, then the owner shall be required to acquire a water meter for each trailer space, or in the alternative, to enter into a special agreement with the District whereby all units of such trailer court are served by one water meter, but the total gallons used during each billing period by the trailer court shall be divided by the number of units using water during such billing. The water used shall be charged to each individual unit on a prorate basis, as though such amount of water was used for such billing period by an individual user, and the owner of the trailer court shall pay as a bill for such billing the total of such bills computed as above set forth. The amount of the water meter deposit shall be determined by the Board of Directors as set forth in these Rules and Regulations.

The number of trailers using water during each billing period shall be the number of trailer locations served during such time and the District, its employees and agents shall determine how many such units are served, and such determination shall be final and binding upon the owner of the trailer court.

17. RATE FOR NON-CONSUMED SALES AND LINE FLUSHING: The Board has the exclusive power to authorize tank or bulk sales from such supply heads as it may designate at the rates to be determined by the Board.

The Board may prohibit the sale of water in bulk to any resident, landowner, or renter of the District when water service is available from the District.

Non-consumed water sold shall be monitored and approved by District personnel. All non-consumed water sold shall be metered, logged and reported to the office not later than the last day of each month. Water used for chlorinating lines, flushing lines and hydrants, sales to construction companies, etc. shall be charged at the current retail rate.

18. LIABILITY OF DISTRICT: The District shall not in any way or under any circumstances be held liable or responsible to any person or persons for any loss or damage from any excess or deficiency in the

pressure, volume, or supply of water due to any cause whatsoever. The District will undertake to use reasonable care and diligence to prevent and avoid interruptions and fluctuations in the service, but it cannot and does not guarantee that such will not occur.

The District shall not be held responsible for any claim made against it by reason of the breaking of any mains or service pipes, or by reason of any interruption of the supply of water caused by the breaking of machinery or stoppage for necessary repairs, and no persons shall be entitled to damages nor have any portion of a payment refunded for any interruption of service.

19. AMENDMENT OF RULES AND REGULATIONS: These Rules and Regulations may be amended at any regular meeting of the Board of Directors or at any special meeting thereof called for such purpose, provided that such resolution to amend receive not less than a majority of the votes of the total membership of the Board.

20. PUBLIC RECORDS: Public Water Supply District No. 2 of Cass County, Missouri shall comply with sections 610.010 to 610.030, RSMo, the Sunshine Law, as now existing or hereafter amended as adopted June 16, 1997.

ATTACHMENT A

CURRENT RATE SCHEDULE

Retail Water	<u>October 1, 2023</u>	
First 1,000 gallons	\$16.78	
Next 5,000 gallons	\$14.89	
Next 4,000 gallons	\$13.43	
Each 1,000 gal over 10,000	\$11.98	
Wholesale Water Rates – Class 1 (Effective October 1, 2023)		\$8.94 per thousand gallons
Wholesale Water Rates – Class 2 (Effective October 1, 2023)		\$8.08 per thousand gallons
Dishonored Check Fee	\$30.00	
Service Restoration Fee	\$75.00	
Retail Customer Deposit (homeowner and renter)	\$150.00	
Retail Business Customer Deposit	\$300.00	
Wholesale Customer Deposit	\$ As Determined by the Board	
Fire Hydrant Meter Deposit	\$1,000.00	
Fire Hydrant Monthly Minimum Charge	\$50.00	
Service Activation Fee	\$35.00	
Lien Recording Fee/Releasing Fee	\$100.00 + additional fees as required	
Meter Permit Fee ¾"	\$4,500.00	
Meter Permit Fee 1"	\$6,562.50	
Meter Permit Fee 1 ½"	\$13,125.00	
Meter Permit Fee 2"	\$21,000.00	
Meter Permit Fee Larger Than 2"	To be determined	
Construction Lot Fee	To be determined	
Water Feasibility Study	To be determined	

The Board, acting upon a motion made by Doug Delozier and duly seconded by John Pritchett, unanimously approved the Rules and Regulations contained herein.

AYES: 5 Namely: Ronald Wood, John Dula, Doug Delozier, Paul Marshall and John Pritchett

NAYS: 0 Namely: n/a

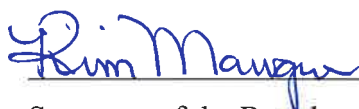
Approved by the Directors of Public Water Supply District No. 2 of Cass County, Missouri on this 9th day of April, 2024 said Rules and Regulations will remain in force until such time that the Board resolves to amend.



President of the Board

4/9/2024

Date



Secretary of the Board

4/9/2024

Date

District Seal

