

SECTION B: DEFINITIONS

ACTIVE SERVICE - Service status of any Customer receiving authorized water service under the provisions of this Policy.

AWWA - AMERICAN WATER WORKS ASSOCIATION – Sets certain standards for the water utility industry that are adopted by the Texas Commission on Environmental Quality Regulations or this District.

APPLICANT - Person, partnership, corporation, agency, public or private organization of any character applying for service with East Central Special Utility District.

BOARD OF DIRECTORS - The persons elected by the qualified voters of the District.

BYLAWS - The rules pertaining to the governing of the District, adopted by the Directors.

CAPITAL RECOVERY FEE - A fee assessed of new Applicants for water service for the purpose of re-acquiring capital to defray costs of expanding the system facilities in order to meet the Customer growth needs of the District. This fee is charged for each meter equivalent or service unit for which service is requested.

CERTIFICATE OF CONVENIENCE AND NECESSITY (“CCN”) - The authorization granted under Chapter 13 of the Texas Water Code for the District to provide water utility service within a defined territory. The District has Certificate Number 10646, dated November 1, 1979, as amended.

CODE - The Texas Water Code or other Texas Codes. (See also his Section under “Texas Water Code.”)

CUSTOMER - Any Applicant that has qualified for service in accordance with the District Policy.

DEMAND MANAGEMENT PLAN – A conservation plan as required by the Edward's Aquifer Authority, the Texas Commission on Environmental Quality (“TCEQ”) or the Texas Water Development Board (“TWDB”).

DEPOSIT - An amount of money held by the District as a pledge for payment of water bills. (TWC Chap. 65.204(b)).

DISCONNECTION OF SERVICE - The locking or removal of a water meter to prevent the use of water. (30 TAC 291.88)

DISTRICT - The East Central Special Utility District.

EASEMENT - A private perpetual dedicated right of way upon real property for the installation of water pipelines and necessary facilities which allows District personnel legal access to property for future operation, maintenance, facility replacement, and/or installation of additional pipelines.

FINAL PLAT - A complete plan for the subdivision of a tract of land into lots for municipal approval for marketing, which has been approved by all regulatory agencies having jurisdiction over approval of the design, planning, and specifications of the facilities of such subdivision. The District shall determine if a plat submitted for the purposes of this Policy shall qualify as a final plat. (TWC Chap.13.2502)

HAZARDOUS CONDITION - A condition which jeopardizes the health and welfare of the Customers of the District as determined by the District or regulatory authority.

***IMPACT FEE** – Upon approval by TCEQ and the Board, a fee that provides capital funds for future system development.*

INDICATION OF INTEREST FEE - A fee paid by a potential Customer or an Applicant for Temporary Service, for the purpose of determining the feasibility of a construction and/or expansion project. The fee may be converted to a Deposit upon determination that service to the Applicant is feasible and available.

***MASTER METER** – A single meter providing water service for a complex serving two or more residential dwelling units or businesses. Certain qualifying provisions of the TWC shall apply.*

MINIMUM MONTHLY CHARGE - (Also known as “Service Availability Charge” or the “base rate”). The monthly charge assessed each Customer for the opportunity of receiving water service. A fixed rate is based upon the meter size, service size or equivalent dwelling units.

PERSON - Any natural person, partnership, corporation, association, private corporation, agency, or public or private organization of any character without regard to sex or gender.

RENTER - A consumer who rents property from a Customer who has a deposit with the District.

RE-SERVICE - Providing service to an Applicant at a location for which service previously existed, but where the Deposit fee has been liquidated and now requires the fitting of a metering device into an existing setting in order to restore service. Costs of such re-servicing shall be based on justifiable *costs or* expenses to the District for restoration of service.

RESERVED SERVICE CHARGE - A monthly charge assessed for each property where service is being reserved in behalf of a Customer or future Customer. The purpose of this fee is to reserve service capacity at a specified location pending installation of a tap by the District. This fee is paid monthly in lieu of the Minimum Monthly Charge until such time as a lot may be sold and tap is provided as requested. The Reserved Service Charge shall be cost-based to defray

the actual costs of service to the property for which service has been requested. The amount determined is specifically tied to the parcel of land for which service may be desired.

SERVICE APPLICATION AND AGREEMENT - A written agreement between the Customer and the District defining the specific type of service requirements requested on the current service application and agreement form and the responsibilities of each party required before service is furnished.

SERVICE CLASSIFICATION - A type of service which warrants a specific charge for service based on specific criteria such as usage, meter size, demand, type of application, etc. as determined by the District upon evaluation of the service requirements of the Applicant.

SERVICE INVESTIGATION FEE – A fee unique for each project to cover the expenses of the District in making a determination of service availability.

SERVICE UNIT - The base unit of service used in facilities design and rate making, according to the standards of the American Water Works Association. For the purposes of this Policy, a standard service unit is the ¾” x 5/8” water meter.

Texas Administrative Code (“TAC”) - usually referring to regulations adopted by the TCEQ or the TWDB applicable to the District.

TARIFF - The published rates, fees and conditions of service incorporated or referenced in this Operating Policy.

Texas Commission on Environmental Quality (“TCEQ”) - State regulatory agency having jurisdiction of water utilities. Includes successor agencies or name changes.

TEMPORARY SERVICE - The classification assigned an Applicant that is in the process of construction or for uses other than permanent (agricultural, road construction, drilling, livestock, etc.). The Temporary Service shall extend for up to six (6) months and the service will then either be removed or the requirements of permanent service will have been met, including the payment of the required fees, less any prior payment for installation.

Texas Water Code – State Regulations for the performance of water utility operations.