

CHAPTER 50: ELECTRIC

Section

- 50.01 [Residential service](#)
- 50.02 [Commercial and industrial](#)
- 50.03 [Meter reading and billing](#)
- 50.04 [When payment due](#)
- 50.05 [Delinquent payment](#)
- 50.06 [\[Reserved\]](#)
- 50.07 [Deposit for installing meter and connections](#)
- 50.08 [Rear yard service](#)
- 50.09 [Purchased power adjustment](#)
- 50.10 [Cost options for extending electric service into subdivisions](#)
- 50.11 [Medical hardship exemption](#)

Connections; Turn-ons

- 50.15 [Definitions](#)
- 50.16 [Prohibitions](#)
- 50.17 [Control over utility services](#)
  
- 50.99 [Penalty](#)

Cross-reference:

- Electrical Code, see Ch. 150
- Franchises, see Tables of Special Ordinances, Table V

§ 50.01 RESIDENTIAL SERVICE.

(A) Availability. Available in all territory served by the electrical distribution system of the city where facilities of suitable voltage and adequate capacity are adjacent to the premises to be served.

(B) Applicability.

(1) Applicable to electrical service for all domestic purposes in private residences and single-occupancy apartments.

(2) Residences where not more than two rooms are used for rental purposes will also be included.

(3) Where a portion of a residential unit is used for purposes of a commercial or public character, the appropriate commercial rate shall be applicable to all service, provided that if the wiring is so arranged that service for residential purposes can be metered separately, this rate and its various subdivisions will be applied to the residential service, if the service qualifies hereunder.

(C) Type of service. Alternating current 60 Hz single phase at the city's standard secondary voltage.

(D) Net monthly bill.

(1) Computed in accordance with the following charges:

(a) Residential rate.

|                 |               |
|-----------------|---------------|
| Customer charge | \$10.00/month |
| All kwh         | @\$0.0909/kwh |

This rate is applicable only to meters or delivery points located at residential (i.e. non-commercial) premises.

All customer and energy charges are applicable to each installed meter or delivery point.

(c) Residential rate A-H (2). Electrical energy used for electrical water heating equipment as shown by separate meter connected to water heating equipment only.

|          |                        |
|----------|------------------------|
|          | Monthly minimum \$3.36 |
| All kwh. | \$0.0580 per kwh       |

(d) Residential rate A-E. Available only to mobile homes and other residential units with only one electrical meter in which all heating is by electrical energy, provided that where heating is by electric heat pump additional heating may be supplied by alternate heating fuels when the exterior temperature is below 20oF. and provided that provisions of standby heating with other fuels may be made.

Monthly minimum \$3.36

All kwh of the electric energy base computed in accordance with § 50.01(D)2) shall be billed in accordance with the rates provided in Residential Rates A-1. All additional kwh in excess of the electric energy base \$0.0580 per kwh

This rate shall be effective only during the meter reading period of October 15 through April 14 (billing dates December 1 through May 1) of each year. During all other meter reading periods residential rate A above shall apply.

(2) Computation of base kwh for residential rate A-E.

(a) Existing subscribers or residential units. The City Clerk-Treasurer will, on written application of the owner or occupant of any all-electric mobile home or other qualified residential unit, compute the base kwh, to be applied under residential rate A-E, for

such all electric mobile home or other qualified residential unit by determining average monthly kwh used therein for the twelve-month period ending with the billing period prior to the application, rounded to the nearest 100 kwh. Such average kwh consumption shall constitute the base kwh for that all-electric mobile home or other residential unit, provided however, that such base kwh shall not be less than 900 kwh or more than 1,500 kwh, per meter reading period.

(b) New home construction.

1. Subscribers constructing new residence may elect to install either one or two meters. New units with two meters qualifying under A-H (1) shall be billed in accordance with that schedule, and residential rate A-1. All other new residential construction qualifying under this schedule A-E shall be billed in accordance with the foregoing except that the City Clerk/Treasurer shall compute the base kwh in the following manner:

2. The City Clerk/Treasurer will select the billing of a residential unit of comparable size occupied by a family of the same size as the initial occupant of such new residential unit and will compute the base kwh for that residential unit in accordance with the formula set out above and the base kwh as so determined shall be the base kwh for such new all-electric mobile home or other qualified new residential unit. The city reserves the right to compute a new base kwh for any new all-electric mobile home or any new qualified residential unit based on the electrical energy used therein based on the average monthly electrical energy consumed therein during the meter reading period April 15 through October 15 after such use, provided however, that such base kwh shall not be less than 900 kwh or more than 1,500 kwh, per meter reading period.

(c) Residential rate AW-1. Available only to single-family residential units with only one electric meter and equipped with an electric water heater of 40 to 74 gallon capacity.

|   |                  |
|---|------------------|
| First 175 kwh shall be computed<br>in accordance with Residential<br>Rate A-1 as amended herein |                  |
| Next 250 kwh.   | \$0.0580 per kwh |
| All kwh in excess of 425 kwh.   | \$0.0753 per kwh |

(d) Residential rate A-W (2). Available only to single-family residential units with only one electrical meter and equipped with an electric water heater of 75 gallons or greater capacity.

|   |                  |
|---|------------------|
| First 175 kwh shall be computed<br>in accordance with Residential<br>Rate A-1 as amended herein |                  |
| Next 400 kwh.   | \$0.0580 per kwh |
| All kwh in excess of 575 kwh.   | \$0.0753 per kwh |

(3) Fuel cost adjustment. All billings set out in the foregoing residential classification shall be subject to an adjustment, plus or minus, per kwh whenever the monthly cost of fuel surcharge as set out in the billing to the city from Union Light, Heat and Power Company (or other supplier of electrical energy) is greater than or less than zero per kilowatt hour for that billing period. There shall be added to or subtracted from the monthly bill for each such meter unit an amount determined by multiplying the number of kilowatt hours consumed by such meter unit during the period for which such bill is rendered by such fuel surcharge.

(Ord. 79-188, passed 11-5-79; Am. Ord. 83-227, passed 2-7-83; Am. Ord. 1993-348, passed 7-13-93; Am. Ord. 1993-353, passed 10-25-93; Am. Ord. 1994-7, passed 5-12-94; Am. Ord. 2002-07, passed 9-17-02; Am. Ord. 2006-26, passed 11-21-06; Am. Ord. 2007-10, passed 7-26-07; Am. Ord. 2007-17, passed 11-27-07; Am. Ord. 2008-12, passed 7-7-08; Am. Ord. 2009-09, passed 7-6-09; Am. Ord. 2009-16, passed 11-23-09; Am. Ord. 2010-06, passed 6-15-10; Am. Ord. 2011-02, passed 2-22-11; Am. Ord. 2013-07, passed 4-1-13; Am. Ord. 2014-13, passed 12-1-14; Am. Ord. 2017-10, passed 8-7-17)

§ 50.02 COMMERCIAL AND INDUSTRIAL.

(A) Availability. Available to all territories served by the electrical distribution system of the city where facilities of suitable voltage and adequate capacity are adjacent to the premises to be served.

(B) Applicability. Applicable to all subscribers qualifying as provided in the several schedules set out below for commercial and industrial installations.

(C) Type of service.

(1) Alternating current 60 Hz single phase (or three phase where such service is adjacent to the premises to be served) at standard voltages not exceeding the voltage of the distribution line adjacent to the premises.

(2) General service rate B:

|                 |               |
|-----------------|---------------|
| Customer Charge | \$30.00/month |
| All kwh         | @\$0.0965/kwh |

One (1) or more meters located at the same address serving one (1) business shall pay one (1) customer charge for all meters.

Different businesses at the one (1) address will each pay the monthly customer charge.

This non-demand rate is applicable to all non-residential customers with estimated or actual demands less than 50 kilowatts ("kW") more than half of the previous concurrent twelve (12) month billing period. Non-residential customers qualify for the General Service C rate only if the estimated or actual demand is greater than or equal to 50 kW for at least half of the previous concurrent twelve (12) month billing period.

All customer and energy charges are applicable to each installed meter or delivery point.

(3) General service rate C:

|                 |               |
|-----------------|---------------|
| Customer charge | \$250/month   |
| All kwh         | @\$0.0588/kwh |
| Demand          | @\$5.75/kwh   |

The demand for each billing period shall be taken as the average number of kilowatts derived from demand meter(s) installed by the city, for the fifteen (15) minute interval in which the consumption of electrical energy is greater than in any other fifteen (15) minute interval in the billing period.

This demand rate is applicable to all non-residential customers with estimated or actual demands greater than or equal to 50 kilowatts ("kW") for at least half of the previous concurrent 12-month billing period. Non-residential customers may be billed under the General Service B rate at any time their estimated or actual demand is less than 50 kW more than half of the previous concurrent 12-month billing period.

All customer, demand, and energy charges are applicable to each installed meter or delivery point.

The billing demand shall be:

(a) The actual demand for the billing period arrived from the city's demand meter;

(b) 95% of the kilovolt-ampere ("KVA") demand.

Other

Rate for Billable Unmetered Street and Security Lights (all rates are based upon installation on existing pole when 120 volts are available).

|  |                   |
|--|-------------------|
| 175 Watt Mercury Vapor "Area" Light        | \$8.00 per month  |
| 400 Watt Mercury Vapor "Area" Light        | \$16.20 per month |
| 100 Watt High Pressure Sodium "Area" Light | \$7.30 per month  |
| 250 Watt High Pressure Sodium "Area" Light | \$14.80 per month |
| 400 Watt High Pressure Sodium "Area" Light | \$17.30 per month |
| 150 Watt High Pressure Sodium "Floodlight" | \$13.50 per month |
| 250 Watt High Pressure Sodium "Floodlight" | \$15.80 per month |
| 400 Watt High Pressure Sodium "Floodlight" | \$18.30 per month |

\* The above pricing for lights will be utilized for billing purposes until such time all stock is depleted and the above will be replaced to a uniform lighting system that is listed below:

|  |                                  |
|--|----------------------------------|
| 100 Watt Metal Halide "Security" Light | \$8.00 per month                 |
| 250/400 Watt Metal Halide "Floodlight" | \$16.50 and \$20.50<br>per month |

If new poles are required or requested by property owner for personal use for secondary electric or for lighting, the property owner shall pay \$175 purchase price for each pole at the time paperwork is completed for the pole installation.

|                             |   |
|-----------------------------|---|
| Temporary transformer pads: | Installation \$150.00   |
| Usage:                      | \$35.00 per month flat rate for a maximum of six months. After six months, will require an additional installation fee with the same charges. |

(D) Special contract rates. All other electric energy tariffs or rate schedules previously adopted by the City Council of the City of Williamstown by whatever means adopted are hereby superseded by the tariff (rate schedule) set out above. The foregoing schedule of charges for sale of electrical energy by the city shall be designated as "City of Williamstown Electrical Energy Tariff".

(E) Fuel cost adjustment. All billings set out in the foregoing commercial and industrial classification shall be subject to an adjustment, plus or minus, per kwh whenever the monthly cost of fuel surcharge as set out in the billing to the city from Union Light, Heat and Power Company (or other supplier of electrical energy) is greater than or less than zero per kilowatt hour for that billing period.

There shall be added to or subtracted from the monthly bill for each such meter unit an amount determined by multiplying the number of kilowatt hours consumed by such meter unit during the period for which such bill is rendered by such fuel surcharge.

(Ord. 79-188, passed 11-5-70; Am. Ord. 84-238, passed 7-1-84; Am. Ord. 1993-348, passed 7-13-93; Am. Ord. 93-353, passed 10-25-93; Am. Ord. 1994-7, passed 5-12-94; Am. Ord. 1997-23, passed 7-24-97; Am. Ord. 2002-07, passed 9-17-02; Am. Ord. 2006-26, passed 11-21-06; Am. Ord. 2007-10, passed 7-26-07; Am. Ord. 2007-17, passed 11-27-07; Am. Ord. 2008-12, passed 7-7-08; Am. Ord. 2009-09, passed 7-6-09; Am. Ord. 2009-16, passed 11-23-09; Am. Ord. 2010-06, passed 6-15-10; Am. Ord. 2011-02, passed 2-22-11; Am. Ord. 2013-07, passed 4-1-13; Am. Ord. 2014-13, passed 12-1-14; Am. Ord. 2017-10, passed 8-7-17)

Cross-reference:

Electric service in Subdivisions, see § 50.10

§ 50.03 METER READING AND BILLING.

(A) The city through its appropriate personnel shall cause each electric meter connected to its electrical distribution system to be read on or about the fifteenth day of each month.

(B) In the event it is impractical or impossible to read a particular meter on or about the fifteenth day of a particular month, the City Clerk/Treasurer or one of the personnel under his supervision shall cause an estimate of the electrical energy consumed by such meter to be made, such estimate shall be made on the basis of previous consumption.

(C) The City Clerk/Treasurer shall compute the billing for each meter based on the foregoing rates and adjustments and the energy consumed during the period as shown by such meter reading or estimate and will cause a bill to be rendered to each customer on the first day of each month or as soon thereafter as is practical.

(Ord. 79-188, passed 11-5-79; Am. Ord. 83-226, passed 1-31-83; Am. Ord. 83-227, passed 2-7-83)

§ 50.04 WHEN PAYMENT DUE.

Each customer of the city electrical distribution system shall cause payment of the billing rendered on or about the first day of each month to be made on or before the twelfth (12th) day of that month at the office of the City Clerk/Treasurer or at such other place as the City Council may have heretofore designated or may hereafter designate.

(Ord. 79-188, passed 11-5-79; Am. Ord. 83-226, passed 1-31-83; Am. Ord. 83-227, passed 2-7-83)

§ 50.05 DELINQUENT PAYMENT.

(A) Should any subscriber fail to pay the billing rendered on or about the first day of the month, by the fifteenth (15th) day of that month, the City Clerk/Treasurer or one of his or her deputies or assistants shall notify such subscriber of his or her delinquency, and a late payment penalty of ten percent (10%) of such delinquency shall be assessed unless good cause be shown for such delinquency. If payment in full has not been made by the twentieth (20th) day of such month, the City Clerk/Treasurer, unless satisfactory arrangements have been made for payment otherwise, by the subscriber's or owner's address, or by hand delivery by the utility department or police department with receipt requested or with a door hanger notice hung in a conspicuous place and upon the front door of the billing address, each such delinquent subscriber and if such subscriber be a lessee of the improvements served, the owner of such property, of the fact of such delinquency, the total amount due for electrical energy and further notifying such delinquent subscriber and the owner of such property that if payment in full is not made by the thirtieth (30th) day of that month the electrical service to such delinquent meter will be disconnected as of the first day of the following month.

(B) Any person, firm, or corporation which believes it has just reason why such delinquency should not be paid shall on or before the twentieth (20th) day of the month in which such delinquent bill was rendered, file a written statement with the City Clerk/Treasurer setting out the basis of the protest of such charge or the reason why such charge should not be collected by the city, or, such person may file an action in the appropriate court of Grant County, on or before the twentieth (20th) day of the month in which such delinquent bill was rendered, to enjoin the city from collecting the sum or terminating such service.

(C) If any billing for electrical energy shall remain unpaid on the twentieth (20th) day of the month in which the bill was rendered an appropriate employee of the City Electrical Department at the direction of the City Clerk/Treasurer shall cause all electric service of the city to the property served by the meter on the reading of which the unpaid bill was based to be disconnected unless a written protest of the billing has been filed with the City Clerk/Treasurer or the termination of such electrical service has been enjoined by a judicial officer, on the first day of the following month or as soon thereafter as such work may be conveniently done. A disconnect fee of ten dollars (\$10.00) shall be added to such delinquent bill and late payment charge.

(D) After electrical service to the improvements served by the meter for which the delinquent bill is unpaid such electrical service shall not be restored until all unpaid billing for such meter, late payment penalty, disconnect fee, and a reconnect fee of twenty-five dollars (\$25.00) has been paid to the City Clerk/Treasurer.



(E) The City Clerk/Treasurer, on written application therefor, for such reasons as to him may appear just and satisfactory, may waive the ten percent (10%) late payment penalty on any bill.

(F) On written application of any subscriber a deferment of all or part of any bill on such terms and conditions as to the City Clerk/Treasurer may appear just and equitable considering the financial resource of such subscriber, other expenses of such subscriber, and all other matters as may be called to his attention, provided, that such deferment of payment shall provide that the billing in question and all future bills shall be paid within a period of not more than six (6) months and it shall be reduced to writing and signed by the subscriber and the City Clerk/Treasurer and a copy delivered to the subscriber and a copy retained by the City Clerk/Treasurer.

(G) Should such subscriber fail to fully comply with such deferred payment agreement and any payment provided for therein or any subsequent bill become delinquent the City Clerk/Treasurer shall cause a written notice of delinquency to be forwarded to such subscriber and, if the subscriber be a lessee to the owner of the premises, by first notice appearing on the electric bill with second billing and thereafter by regular U.S. mail at the subscriber's or owner(s) address, or by hand delivery by the utility department or police department with receipt requested or with a door hanger notice hung in a conspicuous place and upon the front door of the billing address, stating the fact of such delinquency, the amount due and that if all over-due payments are not made within ten days the electrical service to the premises involved will be discontinued on that date.

(H) Should such subscriber or any one on his or her behalf fail to comply with such deferred payment agreement and cause all other delinquencies to be paid within such ten (10) day period, the electrical service to such premises shall be disconnected on the eleventh (11th) day after the posting of such notice.

(I) Any subscriber who believes he or she has been aggrieved by the action of the City Clerk/Treasurer in refusing to grant a deferment of payment or that the terms of such deferment of payment are unjust or inequitable may appeal from the decision of such City Clerk/Treasurer to the City Council.

(J) Such appeal and any protest of payment as provided in division (B) hereof shall be heard at the next regular meeting of the City Council at which time such aggrieved subscriber may present such evidence or statement as may be pertinent to the issue involved and the City Clerk/Treasurer may likewise present such evidence or statement as is pertinent to the issue.

(K) The City Council on hearing all evidence and statements shall by majority vote of the members present adopt a resolution resolving such controversy, and the terms, and conditions of such determination

including the amounts and dates of any payment to be made including the date of termination of service on the failure, if any, of the subscriber to comply with the terms adopted by the City Council, provided that any aggrieved subscriber shall be given a period of five days after the adoption of the resolution in which to enjoin the enforcement of such resolution in a court of competent jurisdiction prior to the termination of such service.

(Ord. 79-188, passed 11-5-79; Am. Ord. 1996-06, passed 4-1-96; Am. Ord. 1998-03, passed 2-2-98; Am. Ord. 2005-12, passed 6-21-05; Am. Ord. 2009-14, passed 11-23-09; Am. Ord. 2013-08, passed 4-1-13)

Cross-reference:

Garbage collection charges included in utility bill, see § 94.18

Lien on real estate, see § 94.20

Notification of delinquent bill, see § 94.19

§ 50.06 [RESERVED].

§ 50.07 DEPOSIT FOR INSTALLING METER AND CONNECTIONS.

(A) The City Council shall from time to time by municipal order fix the amount of deposit required prior to installing electric meters and making connection to the electrical distribution system of the city.

(B) Until such time as such deposit charges are fixed or changed by municipal order no electric meter shall be installed or service connected to the electric distribution system of the city until the subscriber has deposited with the City Clerk/Treasurer, a sum as set by the City Clerk/Treasurer, to guarantee the payment of future billings.

§ 50.08 REAR YARD SERVICE.

Electric service with an extra pole to the rear of the house is available, subject to the following charges:

(A) If for two houses or more and stub pole, no charge.

(B) If new pole, \$150, (two or more entrances).

(C) If good, used pole, \$50 to \$100.

(D) If new pole single entrance, \$200.

§ 50.09 PURCHASED POWER ADJUSTMENT.

(A) The city hereby establishes a purchased power adjustment of the charges for the sale of electrical energy sold by the city to customers both within and outside the city limits of the city.

(B) The city hereby establishes the following procedure for the purchased power adjustment of charges for electrical energy sold by the city to customers both within and outside the city limits of the city.

(C) In addition to the charges for electrical energy established in §§ 50.01 and 50.02, the rates charged for all energy (all kwh) will be increased or decreased by a purchased power adjustment (PPA). This PPA will be shown on the utility bill and will be solely related to the recovery of actual purchased power costs. The PPA will be determined on a monthly basis by comparing actual purchased power costs to recent historical power supply costs or the annual power supply forecast cost from the city's wholesale power supplier and budget for variations in the wholesale power market.

(D) The formula for determining the PPA is as follows:

PPA (current period) = Actual purchased power cost - (Recent historical power supply costs or the annual power supply forecast cost from the city's wholesale power supplier) - budget variations in the wholesale power market.

Recent historical power supply costs or the annual power supply forecast cost used to calculate the PPA will be periodically updated as necessary to reflect changes in the forecast from the city's wholesale power supplier. Also, the budget for variations in the wholesale power market will be periodically updated as necessary to reflect actual or anticipated variations in wholesale power markets to minimize monthly PPA costs to city retail customers to the extent practical.

(E) For the purposes of this section the following definitions shall apply unless the context clearly indicates or requires a different meaning.

"kwh." Total kwh purchased by the city during the previous period.

"LOSSES." Distribution losses, in percentage points, is defined as [(Purchases - Sales)/Purchases].

"PPA (CURRENT PERIOD)." This is the purchased power adjustment to the base electrical energy charge for each period.

"PP COSTS." This is the total cost of purchased power incurred by the city during the previous period, including Cinergy and MISO transmission charges.

(Ord. 2004-11, passed 5-3-04; Am. Ord. 2007-17, passed 11-27-07; Am. Ord. 2008-12, passed 7-7-08; Am. Ord. 2009-09, passed 7-6-09; Am. Ord. 2009-16, passed 11-23-09; Am. Ord. 2010-06, passed 6-15-10; Am. Ord. 2011-02, passed 2-22-11; Am. Ord. 2013-07, passed 4-1-13; Am. Ord. 2014-13, passed 12-1-14; Am. Ord. 2017-10, passed 8-7-17)

§ 50.10 COST OPTIONS FOR EXTENDING ELECTRIC SERVICE INTO SUBDIVISIONS.

(A) Standard overhead electric service.

(1) Developers pay the city to extend standard overhead electric service into a new subdivision.

(2) All costs are payable before construction of new electric service begins.

(3) The city may elect to refund the developer up to 50% of the cost to extend standard overhead electric service into a new subdivision.

(a) Amounts refunded will be scheduled over a five-year period and the total will not exceed the original amount paid by the developer.

(b) No refunds will be scheduled until after the subdivision is fully developed.

(c) Refunds to a developer may be forfeited if a subdivision is not completed within a five-year period from the developer's original payment for standard overhead electric service.

(4) The city has no obligation to extend electric service into a subdivision that is not being actively developed.

(B) Optional underground electric service.

(1) Developers pay the city to extend optional underground electric service into a new subdivision.

(2) All costs are payable before construction of new electric service begins.

(3) Additional cost to provide underground electric service is not refundable. The city may waive additional costs to provide underground service in the following circumstances:

(a) The developer provides all trenching and backfilling including installation of all conduit and appurtenances.

(b) The developer installs all appurtenances provided by the city including, but not limited to transformer ground sleeves, cabinets, and pedestals. The material costs of these appurtenances provided by the city may be reimbursed by the developer.

(c) Alternately, the cost for the developer to provide all trenching and backfilling including the installation of all conduit and appurtenances may be credited back to any other costs payable by the developer.

(d) All additional costs for rock trenching provided by the city is payable by the developer and is not refundable.

(4) The city may provide all conduit for installation by the developer if the developer provides a final recorded plat approved by planning and zoning authorities of a subdivision with deed restrictions requiring an all-electric development.

(5) Underground service drops are installed, owned, and maintained by the homeowner.

(6) City has no obligation to extend electric service into a subdivision that is not being actively developed.

(7) The developer remains obligated to pay for the cost of standard overhead service.

(C) Other considerations.

(1) Any additional engineering or construction costs required by the city will be payable by the developer including, but not limited to all required upgrades of electric plant outside subdivision boundaries.

(2) All costs payable by the developer may be based on linear footage of overhead or underground line installed, the average cost per lot, or any other criteria used by the city.

(3) The developer does not acquire any ownership to any electric facilities of the city that the developer may have paid or contributed to in whole or in part.  
(Ord. 2006-26, passed 11-21-06)

Cross-reference:

Industrial and commercial service, see § 50.02  
Residential service, see § 50.01

#### § 50.11 MEDICAL HARDSHIP EXEMPTION.

(A) That the city, by and through the Mayor, may grant a medical hardship exemption for termination of electric service when requested by the electrical consumer. Said request shall be based upon a written medical opinion that a member of the residential household has a physical or mental condition which requires electric service and shall describe the condition(s) which necessitate(s) the continuation of electrical power and a time period for which the physical or mental condition shall reasonably continue.

(B) If granted, the residential customer shall enter into a Payment Plan Agreement as agreed to by the city, by and through the Mayor of the city and through the City Clerk's office consistent with its Payment Plan Agreement in use by the city and shall be reviewed on a specifically established time period by the parties.

(C) Should the residential customer default on the Payment Plan Agreement, electric power services shall be terminated consistent with this code.

(Ord. 2010-06, passed 6-15-10; Am. Ord. 2011-02, passed 2-22-11; Am. Ord. 2013-07, passed 4-1-13; Am. Ord. 2014-13, passed 12-1-14; Am. Ord. 2017-10, passed 8-7-17)

#### CONNECTIONS; TURN-ONS

##### § 50.15 DEFINITIONS.

As used herein, the following words and phrases have the meanings indicated therefor:

(A) "EVERYBODY." Every human being, and every organization or combination thereof in the form of a corporation, partnership, joint venture, unincorporated association or otherwise.

(B) "NOBODY." Every human being, or any organization or combination thereof, in the form of a corporation, partnership, joint venture, unincorporated association or otherwise.

(C) "UTILITY SERVICES." A public utility, including, but not limited to telephone, electricity, gas, water, sanitary sewer or other public service.

(Ord. 1997-16, passed 7-7-97)

##### § 50.16 PROHIBITIONS.

No city utility service shall be turned on and no connections with a city utility shall be made except by the city and/or its employees at the expense of the applicant. Tampering, altering or bypassing or pirating any facilities, equipment or other utility service property of the city by unauthorized persons is hereby prohibited.

(Ord. 1997-16, passed 7-7-97)

##### § 50.17 CONTROL OVER UTILITY SERVICES.

Nobody shall cause, promote, and assist, encourage, allow or engage in having control over utility services of the city or diverting the utility services to his own benefit or for the benefit of another not entitled thereto.

(Ord. 1997-16, passed 7-7-97)

§ 50.99 PENALTY.

Each violation and every other failure to comply with the provisions of this subchapter shall be a misdemeanor; and each day a violation continues to exist shall be a separate and distinct offense for which:

(A) Everybody convicted thereof in a court of competent jurisdiction shall be sentenced to pay a criminal fine not to exceed the maximum amount of \$500 as set forth in KRS 534.040(2)(a) or a term of imprisonment not to exceed the maximum of 12 months as set forth in KRS 532.090(1), or both; and

(B) The offender shall be subject to a civil penalty of \$100 for each offense, which shall be recovered by the city in a civil action in the nature of debt if not paid by the offender within 30 days after citation for the violation or other failure to comply with the provisions of this subchapter.

(Ord. 1997-16, passed 7-7-9)