

**AMENDED ORDER ESTABLISHING DISTRICT FACILITY CHARGES, WATER AND
WASTEWATER SERVICE RATES, TAP FEES, SOLID WASTE AND RECYCLING
FEES, AND ADOPTING CERTAIN GENERAL POLICIES WITH RESPECT TO THE
DISTRICT'S WATER, WASTEWATER, AND DRAINAGE SYSTEMS
(Service Rate Order)**

January 22, 2020

THE STATE OF TEXAS §
COUNTY OF DENTON §
DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 1-E §

The Board of Directors of Denton County Fresh Water Supply District No. 1-E (hereinafter sometimes designated the "District" or "District 1-E"), met in regular session, open to the public, after due notice; whereupon, the roll was called of the members of the Board of Directors, to-wit:

Seth Higgins	President
Steven Minear	Vice President
Susan Austin	Secretary
Jack Wrigley	Treasurer/Asst. Secretary
Randal Winkler	Assistant Secretary

All members of the Board were present except DIRECTOR MINEAR.

WHEREUPON, among other business conducted by the Board, Director HIGGINS introduced the Order set out below and moved for its adoption, which motion was seconded by Director WINKLER and after a full discussion and the question being put to the Board of Directors, said motion was carried by the following vote:

"Aye" 4 "No" 0

The Order thus adopted is as follows:

WHEREAS, pursuant to Section 49.212, Texas Water Code, as amended, the Board of Directors (the "Board") of the District is authorized to adopt and enforce all necessary rates, charges, fees, rentals, and deposits for providing any district facility or service; and

WHEREAS, pursuant to the Amended Joint Utility Contracts and the Amended Operating Agreements between the Districts (all as defined below) and District 1-A, and pursuant to this Order, District 1-A is authorized to collect the fees and charges described herein on behalf of the Districts, including District 1-E; and

IT IS, THEREFORE, ORDERED BY THE BOARD OF DIRECTORS OF DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 1-E AS FOLLOWS:

I. General Policies

A. Definitions. For purposes of this Order, the following terms shall have the meanings indicated:

1. "Connection" shall mean and refer to each residential unit occupied by a separate family, including separate apartments located within a single building, and each business unit occupied by a separate business, including separate establishments within a single building.
2. "Commercial Service Provider" shall mean a commercial business with the purpose of collection and disposal of Commercial Waste from Commercial Units, including School Sites and Construction and Demolition Debris.
3. "District's Representative" shall mean and refer to any employee or agent of Denton County Fresh Water Supply District No. 1-A ("District 1-A") acting under authority of District 1-A.
4. "District" shall mean individually, and "Districts" shall mean collectively, Denton County Fresh Water Supply District No. 1-B, Denton County Fresh Water Supply District No. 1-C, Denton County Fresh Water Supply District No. 1-D, Denton County Fresh Water Supply District No. 1-E, Denton County Fresh Water Supply District No. 1-F, Denton County Fresh Water Supply District No. 1-G, and Denton County Fresh Water Supply District No. 1-H.
5. "Master District" shall mean Denton County Fresh Water Supply District No. 1-A, which acts as the managing District ("District 1-A" or "District's Representative").
6. "Rules" shall mean and refer to such Rules and Regulations as the Districts may adopt pursuant to Chapter 51 or Chapter 49, Texas Water Code, as amended.
7. "System" or "Systems" shall mean and refer to the water, wastewater, and drainage systems located within the boundaries of the Districts and subject to current Amended Joint Utility Contracts between District No. 1-A, the City of Lewisville, and each of the separate Districts - Denton County Fresh Water Supply District No. 1-B, Denton County Fresh Water Supply District No. 1-C, Denton County Fresh Water Supply District No. 1-D, Denton County Fresh Water Supply District No. 1-E, Denton County Fresh Water Supply District No. 1-F, Denton County Fresh Water Supply District No. 1-G, Denton County Fresh Water Supply District No. 1-H (the "Joint Utility Contracts").
8. "Building Permit" shall mean a permit for any facility or equipment being constructed or built within the Districts (i.e., single family dwellings or additions to single family dwellings, separate building, apartment complexes, non-single-family buildings, swimming pools, fences, or any other building, facility, or structure being constructed or installed within the Districts).
9. "Operating Agreement" means the agreements between each of the Districts and District 1-A regarding the supervision of the provision of potable, non-potable, and raw water by the City of Lewisville and the Upper Trinity Regional Water District.

- B. All Services Required. Except as otherwise expressly authorized in the Rules and Regulations, by the District's Representative, or by the Board, no service shall be provided by and through the Systems unless the applicant agrees to take both water and wastewater service, with the exception of builder accounts for houses under construction.
- C. All Services Charged. At no time, shall the District render water and/or sewer services without charge to any person, firm, corporation, organization, or entity.
- D. Other Utilities. Prior to installing underground cables in the area of water supply and sanitary sewer collection lines located within the Districts, representatives of utility companies shall meet with the Districts' Representative to file such companies' construction plans and schedules with the Districts' Representative to pay any fees, if applicable, and to review the engineering plans illustrating the location of the District's lines.
- E. Public Safety Services. The District or its Representative may bill the recipients of such services any and all pass-through costs and/or fees, as charged to the Districts, related to alarms, Police, Fire, and/or EMS costs and/or fees for Public Safety Services.
- F. All Charges. Any and all charges required per this Order shall be collected by District 1-A on behalf of District 1-E.

II. Connections to the District's Systems

- A. Applications for Connections.
1. Any party desiring to make a connection to the Systems shall first make an application to the Districts' Representative in the form approved by the District's Representative. The applicant shall, upon request, furnish the Districts' Representative with evidence that the party who will actually install the tap and connecting line has comprehensive general liability insurance in the minimum amounts of \$300,000.00 bodily injury and \$50,000.00 property damage, with an underground rider and a completed operations rider.
 2. The District's Representative shall review all applications for connection to the Systems. In the event that the Districts' Representative finds that the materials to be used and the procedures and methods to be followed in laying the line and making the connection are (i) equal to or better than the standards established by the International Plumbing Code as amended and supplemented by the City of Lewisville International Plumbing Ordinance for water service, any and all applicable water standard service details promulgated by the City of Lewisville International Plumbing Ordinance for water service, any and all applicable water standard service details promulgated by the City of Lewisville Water Utility and any and all applicable wastewater standard service details promulgated by the City of Lewisville Wastewater Utility, as amended from time to time, and (ii) in compliance with all terms and conditions of the Rules, then the Districts' Representative may approve the application and the proposed connection, subject to such terms or conditions as the Districts' Representative deems necessary or convenient to accomplish the purposes and objectives of the Rules.

B. Payment of Charges and Fees. Any party desiring to make a connection to the System shall pay any and all appropriate District facility charges and water and wastewater service fees to the Districts' Representative at the time the application for such connection for said property is made. Any party desiring that water or wastewater service be initiated for a new customer account, at an existing connection, shall pay any applicable connection fees and service deposits at the time the application for such service initiation is made. No connection shall be made until all such connection fees are paid.

C. District Facility Charges. Prior to any connection being made to the system, the following District Facility Charges will be imposed to all District customers, except for public school district customers or other governmental units, as determined by the District Representative. The 5/8" and 3/4" meter size is authorized for residential lots under 6,000 square feet and commercial use only.

<u>Meter Size</u>	<u>Water & Irrigation Only</u>	<u>Sewer</u>	<u>Total Water & Sewer</u>
Residential			
5/8" & 3/4"	\$ 2,614.00	\$ 2,724.00	\$ 5,338.00
1"	\$ 4,444.00	\$ 4,631.00	\$ 9,075.00
Commercial			
5/8" & 3/4"	\$ 2,002.00	\$ 1,580.00	\$ 3,582.00
1"	\$ 3,403.40	\$ 2,686.00	\$ 6,089.40
1 1/2"	\$ 6,606.60	\$ 5,214.00	\$ 11,820.60
2"	\$ 13,413.40	\$ 10,586.00	\$ 23,999.40
3"	\$ 32,032.00	\$ 25,280.00	\$ 57,312.00
4"	\$ 56,056.00	\$ 44,240.00	\$100,296.00
6"	\$122,722.60	\$ 96,854.00	\$219,576.60
8"	\$213,613.40	\$168,586.00	\$382,199.40
10"	\$333,733.40	\$263,386.00	\$597,119.40

A. Building Service Fees.

1. **Commercial Building Permit.** Based on total valuation of construction, plus plan review fee:

- a) \$0.01 - \$1,000.00 - \$40.00 (minimum).
- b) \$1,001.00 - \$2,000.00 - \$40.00 for the first \$1,000.00, plus \$2.00 for each additional \$100.00 or fraction thereof, up to and including \$2,000.00.
- c) \$2,001.00 - \$25,000.00 - \$75.00 for the first \$2,000.00, plus \$6.00 for each additional \$1,000.00 or fraction thereof, up to and including \$25,000.00.
- d) \$25,001.00 - \$50,000.00 - \$303.00 for the first \$25,000.00, plus \$5.00 for each additional \$1,000.00 or fraction thereof, up to and including \$50,000.00.
- e) \$50,001.00 - \$100,000.00 - \$453.00 for first \$50,000.00, plus \$3.00 for each additional \$1,000.00 or fraction thereof, up to and including \$100,000.00.
- f) \$100,001.00 and Up - \$625.00 for the first \$100,000.00, plus \$2.00 for each additional \$1,000.00 or fraction thereof.
- g) Commercial Electrical - \$0.022 per square foot of floor area (minimum \$55.00).
- h) Commercial Mechanical - \$0.022 per square foot of floor area (minimum \$55.00).
- i) Commercial Plumbing - \$0.022 per square foot of floor area (minimum \$55.00).

2. **Residential Dwelling Permit (New)** - \$0.56 per square foot, plus plan review fee. Includes Mechanical, Electrical, and Plumbing.

3. **Residential Alteration/Addition Permit** - \$0.56 per square foot, plus plan review fee. Includes Mechanical, Electrical, and Plumbing.

4. **Residential Accessory Building Permit** - \$100.00, plus plan review fee.

5. **Residential Deck (> 30" above grade)** - \$45.00, plus plan review fee.

6. **Residential Driveway/Flatwork** - \$50.00, plus plan review fee.

7. **Residential Foundation Repair** - \$45.00, plus plan review fee.

8. **Residential Stand-Alone Miscellaneous Permits - One trade only:**

- a) Residential Electrical - \$50.00
- b) Residential Mechanical - \$50.00
- c) Residential Plumbing - \$50.00.

B. **Residential Carport/Canopy/ Cover** - \$100.00, plus plan review fee.

C. **Residential Siding** - \$45.00.

D. **Residential Solar Panels** - \$70.00, plus plan review fee.

E. **Residential Window Replacement.** \$45.00 flat fee.

F. Sign Permit. Based on total sign area, plus plan review fee. Illuminated signs are subject to Commercial Electrical fees:

1.	0 - 50/sq ft	\$ 38.75
2.	51-100/sq ft	\$ 48.50
3.	101-200/sq ft	\$ 68.00
4.	201-300/sq ft	\$ 87.25
5.	301-400/sq ft	\$106.50
6.	401-500/sq ft	\$135.50

G. Plan Review. Permits may be charged a Plan Review fee of fifty percent (50%) of the total permit fees. If additional plan review is required, applicant will be charged as follows:

1. \$100.00 for the first re-submittal;
2. \$ 75.00 for the second re-submittal;
3. \$ 50.00 for the third re-submittal; and
4. \$ 50.00 for each re-submittal thereafter.

H. Roofing Permit. Commercial - Based on total valuation of construction and charges are the same as for building permits.

1. Residential. \$50.00
2. Commercial. (\$40.00 minimum)

I. Commercial Miscellaneous Permit. - Based on total valuation of construction and charges are the same as for building permits (\$55.00 minimum), plus plan review fee.

J. Demolition Permit (Interior/Complete/Pool). Commercial - Based on total valuation of demolition work performed:

1. Residential \$50.00
2. Commercial (\$50.00 minimum)

K. Retaining Wall (> 48" tall). Commercial - Based on total valuation of construction and charges are the same as for building permits. Plus, plan review fee:

1. Residential \$45.00
2. Commercial (\$45.00 minimum)

L. Fence and/or Column Permit (New/Repair). Commercial - Based on total valuation of construction and charges are the same as for building permits. Plus, plan review fee:

1. Residential \$50.00
2. Commercial - (\$50.00 minimum)

M. Pool Permit. Commercial - Based on total valuation of construction and charges are the same as for building permits. Plus, plan review fee. Includes Mechanical, Electrical, and Plumbing:

1. Residential - \$300.00
2. Commercial - (\$100.00 minimum)

N. Irrigation Permit. Commercial - based on total valuation of construction, plus plan review fee. No plan review fee for Residential Irrigation Permits.

1. Residential - \$100.00
2. Commercial - (\$125.00 minimum)

O. Utility Rights-of-Way Permit. Permit fees for utility line construction with actual construction costs in excess of \$5,000.00 will be the greater of (a) \$5.00 per lineal foot; or (b) Two (2%) percent of actual construction costs, plus plan review fee of:

1. Without franchise agreement \$250.00
2. With franchise agreement No cost

P. Temporary Sales Office/Construction Trailer/Container. \$75.00 per unit flat rate.

Q. Commercial Site Permit/Plan Review - Payable upon submittal.

1. Permit fee - \$500.00 plus \$15.00 per acre, or fraction thereof
2. Plan Review fee - fifty (50) percent of all permit fees
3. Inspection fee - 3.5% of the value of construction
4. If additional Site Plan Review is required, applicant will be charged as follows, payable upon submittal:
 - a) \$100.00 for the first re-submittal;
 - b) \$ 75.00 for the second re-submittal;
 - c) \$ 50.00 for the third re-submittal; and
 - d) \$ 50.00 for each re-submittal.

R. Commercial Environmental Maintenance Fee. \$1,000.00 per acre, or fraction thereof (\$1,000.00 minimum).

S. Commercial Sidewalk Connectivity Fee. Upon the issuance of a new construction permit, a fee shall be paid and held in escrow by District 1-A to be utilized for future pedestrian hike and bike trail connectivity projects. \$800.00 per acre, or fraction thereof (\$800.00 minimum).

T. Inspection and Re-Inspection Fees. Same day and/or outside normal business hour inspections and re-inspections are subject to the following fees:

1. Same day inspection \$250.00
2. Inspection outside normal hours \$250.00

3. Re-inspections of same item:
 - a) First re-inspection - Residential \$ 50.00
 - b) First re-inspection - Commercial \$ 50.00
 - c) Second re-inspection - Residential \$ 75.00
 - d) Second re-inspection - Commercial \$100.00
 - e) Third & all subsequent re-inspections - Res. \$100.00
 - f) Third & all subsequent re-inspections - Comm. \$200.00

U. Contractor and/or Service Provider Registration Fee (Annual):

1. General Contractor \$80.00
2. Sign Contractor \$80.00
3. Irrigation Contractor \$80.00
4. Mechanical Contractor \$80.00
5. Electrical Contractor NO FEE
6. Plumbing Contractor NO FEE
7. Customer Service Inspector \$80.00
8. *Backflow Tester \$100.00
9. Commercial Waste/Recycling Service \$100.00

V. Temporary Certificate of Occupancy. Per issuance, per unit - \$250.00.

III. District Material and Labor Charges

	Plastic / each	Traffic / each	Plastic Lid / each	Traffic Lid / each
1" water meter box	\$ 100.00	\$120.00	\$ 50.00	\$ 60.00
2" water meter box	\$ 130.00	\$250.00	\$ 80.00	\$125.00

	Copper / per foot	Poly / per foot
3/4" service line	\$ 5.00	\$ 0.31
1" service line	\$ 7.00	\$ 0.51
2" service line	\$ 15.00	\$ 1.82

Equipment / Labor Fees

Supervisor/Hour	\$ 40.00 (1hr min)	Skill Labor/Hour	\$ 30.00 (1hr min)
Labor/Hour	\$ 22.00 (1hr min)	Service Truck/Hour	\$ 30.00 (1hr min)
Bobcat/Hour	\$ 75.00 (1hr min)	Back Hoe/Hour	\$ 75.00 (1hr min)
Sweeper/Hour	\$ 75.00 (1hr min)	Water truck/Hour	\$ 75.00 (1hr min)
Sewer jet/Hour	\$ 75.00 (1hr min)	Vac machine/Hour	\$100.00 (1hr min)
Dump truck/Hour	\$ 75.00 (1hr min)	Tractor/Hour	\$ 75.00 (1hr min)
Heavy equipment rental	Cost plus 25%	Sod per yard of sod	\$ 3.25
Sewer line cleanout/Hour	\$ 50.00 during working hours	\$100.00 after working hours	

Meter Fees

3/4" or 5/8" water meter	\$300.00	3" water meter	\$850.00
1" water meter	\$300.00	4" water meter	\$1,245.00
1 1/2" water meter	\$475.00	6" water meter	\$2,200.00
2" water meter	\$475.00	over 6" water meter	Meter cost + 25%

Miscellaneous Fees

Miscellaneous Fittings/Materials	Cost plus 25%
Administrative Fee	Cost plus 25% of materials and labor

IV. Special Events and Other Charges

A. Special Event Permit. Includes use of public parks and athletic areas/fields. The District and Developer events shall be exempt from all Special Event fees. No waiver of fees may be granted except by the District.

- 1. Application fee (required for all permits) \$ 25.00
- 2. Carnival/Circus fee \$250.00
- 3. Park Event/Parade \$ 50.00
- 4. 1st & 2nd barricade \$ 25.00
- 5. Each additional barricade \$ 15.00
- 6. On site District staff. One (1) hour minimum per man/per hour:
 - a) Laborer \$ 20.00
 - b) Supervisor \$ 40.00
- 7. Traffic cones - each cone \$ 1.50

B. Fishing Permit. No temporary or guest permits will be issued.

- 1. Resident:
 - a) Per child - under 21 Free
 - b) Per adult - 21 and over \$ 1.00
- 2. Non-resident:
 - a) Per child - under 21 \$ 250.00
 - b) Per adult - 21 and over \$ 500.00

C. Tree Preservation. Charged per size of tree caliper for previously developed sites:

- 1. Over 5" up to 10" \$ 500.00
- 2. Over 10" up to 15" \$1,000.00
- 3. Over 15" up to 24" \$1,500.00
- 4. Over 24" \$2,000.00

D. Itinerant Merchants/Solicitors. Permits are valid for six (6) consecutive months.

- 1. Base fee for first person \$ 40.00
- 2. Plus, each additional person \$ 10.00

E. Administrative Charges. Additional page sizes, disks, recordings, etc. shall be charged at additional rates. Each side of paper that has recorded information is considered a page.

- 1. Copies - per 8 1/2" x 11" size page:
 - a) black & white \$0.10
 - b) color \$0.25

V. Out-of-District or Annexation Requests

A. Each application to a District Board for approval of an out-of-district service or annexation request, filed pursuant to the District's policy relating to the same, shall be accompanied by a filing fee as calculated below:

1.	0.01 - 24.99 acres	\$ 500.00
2.	25.00 - 49.99 acres	\$ 750.00
3.	50.00 - 99.99 acres	\$1,000.00
4.	100 acres or more	\$1,500.00

B. Any costs to the District, including legal fees, or incurred by the District to review and prepare documents pertaining to the request, shall be the sole responsibility of the applicant and shall be payable to the District upon demand.

VI. Water, Wastewater, and Solid Waste Service

A. Applications for Service. Any party desiring to receive service from the System shall make an application for such service to the Districts' Representative in the form approved by the District' Representative. All applications shall be made by the record owner or lessee of the property for which service is being requested. Proof of ownership or rental/lease agreement shall be furnished to the Districts' Representative upon request.

B. Security Deposits and Fees. With the exception of temporary service for builders of residential and/or commercial property in the Districts, security deposits for each water and sewer connection and a service fee for new billing accounts will be paid by each customer to the Districts' Representative prior to the time that service is provided in the following amounts:

Meter Size	Security Deposits		Service Fee/Meter Deposit
	Water	Sewer	
Fire Hydrant Meter	\$1,000.00	N/A	N/A
Residential			
5/8" to 3/4"	\$ 25.00	\$ 15.00	\$ 75.00
1"	\$..25.00	\$ 15.00	\$100.00
Commercial			
Up to 1"	\$ 50.00	\$ 25.00	\$ 25.00
1 1/2"	\$ 200.00	\$ 25.00	\$ 25.00
2"	\$ 250.00	\$ 25.00	\$ 25.00
3"	\$ 550.00	\$ 25.00	\$ 25.00
Over 3"	Established by a Districts' Representative on a case by case basis.		

C. Security deposits shall not be transferable and shall be held by the Districts' Representative to assure the prompt payment of all bills for water, wastewater, recycling, and garbage services to the customer. In the event that service is disconnected more than three (3) times per twelve (12) month period for non-payment, an additional Security Deposit of \$250.00 will be required to restore service, in addition to any outstanding amounts due on the account, to satisfy the minimum amount due. In order to restore disconnected service, the customer shall pay any outstanding amounts due, including disconnection fees, and if the existing security deposit had been used to offset amounts due or if no security deposit had been paid by the customer, a security deposit of \$250.00 shall be paid by the customer prior to service being restored. The security deposit shall be held and applied to the customers' final bill. At its option, the Districts' Representative may apply all or any part of a customer's security deposit against any delinquent bill of the customer. Upon discontinuation of service, the deposit shall be applied against amounts due, including any disconnection fees. In no event, shall the security deposit accrue or bear interest for the benefit of the customer.

D. Reconnect Fee. Charges for reconnecting service shall be calculated in the following prescribed manner: At the beginning of January in every even numbered calendar year, the utility account records, listing the number of field disconnections for non-payment, shall be reset to zero. During each ensuing maximum 12-month period, the following schedule for reconnect fees shall apply. Note that the homeowner or adult resident must be present at time of reconnect to sign consent form authorizing reconnection and acceptance of reconnect fee:

1.	First occurrence	\$ 30.00
2.	Second occurrence	\$ 45.00
3.	Third occurrence	\$ 65.00
4.	Fourth and each subsequent occurrences	\$ 85.00
5.	After-Hours - between 4:30 pm and 8:00 am	\$ 100.00

VII. Water and Sewer Service Rates

A. The following rates and charges for the sale of water and the collection and disposal of sewage shall be in effect for both residential and commercial customers of the Districts from the effective date of this Order and shall be payable to District 1-A. Water rates include expenses from Upper Trinity Regional Water District for potable and non-potable water and the City of Lewisville for potable water, pursuant to the Operating Agreements between the Districts and District 1-A.

1. Water Base Rate. The minimum monthly Base rate for retail Residential, Commercial, and Park Irrigation service furnished by the Districts are based on meter size and shall be as follows:

a)	Fire Hydrant Meter	\$ 50.00
b)	Up to 1"	\$ 34.75
c)	1 1/2"	\$ 115.72
d)	2"	\$ 185.22

e)	3"	\$ 405.53
f)	4"	\$ 729.75
g)	6"	\$1,621.78
h)	8"	\$2,780.00
i)	10"	\$4,401.78

2. **Water Volume Rate.** The monthly Volume rate for retail Residential, Commercial, and Park Irrigation service furnished by the Districts is based on consumption, per 1,000 gallons (g) over minimum and shall be as follows:

		<u>Residential</u>	<u>Commercial</u>
Tier 1	2,001 g - 15,000 g	\$ 3.74	\$ 4.00
Tier 2	15,001 g - 25,000 g	\$ 4.24	\$ 4.50
Tier 3	25,001 g - 35,000 g	\$ 5.06	\$ 5.71
Tier 4	35,001 g - 45,000 g	\$ 6.06	\$ 6.71
Tier 5	45,001 g - 55,000 g	\$ 7.06	\$ 7.71
Tier 6	55,001 g - and over	\$ 8.06	\$ 8.71

Fire Hydrant Meter Only - Per 1,000 gallons (g)

Tier 1	1,001 g - over	\$ 4.90
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Park Irrigation Only - Per 1,000 gallons (g) over minimum

Tier 1	2,001 g - over	\$ 4.90
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3. **Park Irrigation.** Water use for park irrigation shall be billed at the irrigation rates specified above.

4. **Builder Rates.** Accounts that are set up in the name of the builder, and are still under construction, will be billed at the residential monthly base rates above, based on meter size. However, these builder accounts will not be required to apply for sewer service or solid waste and recycling service.

5. **Sewer Rates.** Residential sewer rates shall be based upon the four-month winter average of monthly water consumption billed in the most recent November, December, January, and February for such dwelling, per 1,000 gallons. Commercial sewer rates shall be based upon 100 percent of each month's water consumption, per 1,000 gallons. Charged as follows:

a)	Single-family dwellings - Base Rate	\$ 10.70
b)	Single-family dwellings - Volume Rate	\$ 4.90
c)	Non-single family - Base Rate	\$ 16.45
d)	Non-single family - Volume Rate	\$ 5.38

6. **New Customers.** All new residential customers will be charged the monthly Flat Rate until a new winter average can be established at the new address.

Residential Flat Rate	\$ 54.35
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7. Sewer only customers. In instances where dwellings are not served by the District's waterworks system and for services furnished by City sanitary sewer system, per dwelling unit.

Monthly Flat Rate \$ 54.35

8. Industrial surcharge. Factors per 1,000 gallons for industrial / commercial customers whose sewage strengths exceed the maximum allowance of 240 mg/l:

- a) Per mg/l of BOD \$ 0.003235
- b) Per mg/l of TSS \$ 0.002008

B. Tampering Fee. In the event the user, or customer, or their agent restores the water, sewer, garbage, and/or recycling service after service has been disconnected by the District's Representative, or if the user, customer, or their agent tampers with the water meter and/or service line appurtenances in any manner, a tampering fee shall be collected, in addition to the reconnect fee, provided by this article. The tampering fee shall be a minimum of \$250.00 and/or an amount equal to the applicable reconnect fee, in accordance with provisions of this article.

C. Meter Check Fee. Any resident or property owner that requests more than two (2) meter checks in any twelve (12) month period will be charged a fee of \$35.00 for each meter check occurrence.

D. Meter Bench Testing Fee. Bench testing of meters by a third-party contractor shall be at the actual contractor charges, plus any labor, equipment, and/or administrative charges incurred by the District's Representative for meter removal and replacement per man, per hour.

E. Fire Hydrant Meter Fee. Sale of District water on a temporary basis, from fire hydrants, shall be applied for through the Districts' Representative. At the time application is made, for a fire hydrant meter, a security deposit shall be charged and collected for each fire hydrant meter in accordance with provisions of Section VI. All fire hydrant meters shall be charged a base fee per month, or any part of a month, plus a volume charge in accordance with provisions of Section VII. Such security deposit shall be refunded to the applicant at the time the meter is returned, in good working order, less amounts due for any unpaid balance and/or damage to the meter. In the event of theft or loss of the meter the deposit will be retained by the Districts' Representative as payment for the meter. Applicant is solely responsible for all remaining unpaid fees.

F. Rate Adjustments.

1. For Leaks. Once time per twelve (12) consecutive month period, a residential water customer may be allowed a consumption rate adjustment to one utility billing cycle for a documented water leak. The customer shall notify the Districts' Representative of the leak, in writing, prior to the 25th of the month that the high consumption is being billed and must provide sufficient documentation (paid contractor invoice, copy of cancelled check, etc.) that the leak has been repaired to be eligible for any such bill adjustment. An eligible water leak is defined as a leak that causes an increase in consumption:

- a) thirty percent (30%) greater than the average consumption of the previous three months; and
- b) the same month of the previous year.

2. For Pool Fills. A water customer may be allowed once in a twelve (12) consecutive month period, a consumption rate adjustment to one utility billing cycle for a pool fill. To obtain this adjustment, the customer must call the Districts' Representative prior to the pool being filled, and again after the fill is complete, so the District can read the meter to obtain consumption used for the pool fill. The monthly bill for the customer will be calculated in two parts and billed in accordance with this rate order:

- a) Pool fill consumption; and
- b) Regular consumption.

VIII. Solid Waste and Recycling Collection Service and Fees

A. Effective October 1, of each fiscal year, pursuant to an Agreement between District 1-A and Community Waste Disposal ("CWD") solid waste collection, recycling collection, hauling, and disposal services shall be provided to the Districts through District 1-A. Fuel and/or Consumer Pricing Index ("CPI") adjustments may be made annually, as applicable, as stated in Section 5. Modification to Rates, as set forth in the Solid Waste Collection and Disposal and Recyclable Material Collection and Processing Agreement effective October 1, 2018. District 1-A is obligated to pay for such services and bill the District's residential customers at monthly rates as follows, plus applicable sales tax:

- | | | |
|----|----------------------------|---------------|
| 1. | Twice per week collection | \$ 18.45; and |
| 2. | Each extra cart collection | \$ 6.00 |

B. Residential customers shall be required to pay the monthly service charges. In the event no waste container is present for the service address residents must purchase CWD's standard 95-gallon reusable containers from District 1-A for \$50.00 each. Once purchased, the container is the responsibility of the customer and if damaged, lost, or stolen will be the responsibility of the customer to replace with a similar container purchased from District 1-A for \$50.00 each. Residential customers will be provided with one initial recycling container. If the customer wishes to replace the original recycling container due to loss, damage, or theft or if they desire to have an additional recycling container, one may be purchased from District 1-A for \$50.00 each.

C. District 1-A has an open market for commercial customers to use any commercial service provider, which shall register with the Districts' Representative annually. It being understood that such commercial accounts will be billed, including a ten percent (10%) Franchise Fee (the "Commercial Franchise Fee") directly by the individual provider to the commercial customer and paid directly to the individual provider by the commercial customer.

D. Commercial Service Providers shall remit the Commercial Franchise Fee monthly, to District 1-A, as well as a complete list of commercial customers served within the Districts including, but not limited to, the customer name, service address, container size, number of collections billed, and all amounts collected.

E. Commercial service provider shall deliver solid waste collected to a disposal site operated in compliance with rules stipulated by the Texas Commission on Environmental Quality and/or the U.S. Environmental Protection Agency. Commercial service provider shall identify such disposal sites to be utilized, including whether leased or owned by provider.

F. Commercial collection of solid waste and/or recyclable material from commercial units shall begin no earlier than 7:00 a.m. and shall not extend beyond 7:00 p.m. Commercial collections may be conducted on Saturday and Sunday; provided, however, no Sunday collection shall commence before 9:00 a.m.

IX. Delinquent Accounts

A. **Billing.** District 1-A shall bill each residential customer monthly for all services rendered in the preceding month. All bills shall be due when sent and shall become delinquent if not paid by the date specified in the bill.

B. **Late Charge.** A late charge of ten (10%) percent of the total bill amount shall be added the day after the billing due date. If an account is not paid by the due date, or is paid with a check which is dishonored, water service shall be terminated in accordance with this paragraph. Prior to termination, the customer shall be notified by regular mail. The notice shall state the amount due and the date upon which water service shall be terminated, which date shall be not less than ten (10) days from the date such notice is sent. Such notice shall also state the time and place at which the account may be paid and that any errors in the bill may be corrected by contacting the Districts' Representative, whose telephone number shall also be given in such notice. Provided, however, that in the event the customer contacts the Districts' Representative within such ten (10) day period, the Districts' Representative may, at his/her discretion, allow the customer to make arrangements to pay the delinquent amount in installments. If customer does not contact the Districts' Representative or pay the amount due by the termination date on the termination notice, the service shall be terminated without further notice to the customer.

C. **Suit for Collection.** The District reserves the right to institute suit for the collection of any amounts due and unpaid, together with interest thereon, at the maximum legal rate and including reasonable attorneys' fees.

D. **Dishonored Checks.** The District further reserves the right to charge a customer paying a bill with a check which is dishonored, an amount established from time to time by the Districts' Representative, which amount shall be based on the prevailing or usual charges made for dishonored checks and drafts by other vendors in the same general area as the District.

X. Violations.

A. Failure to adhere to the rules set forth in the Amended Order Adopting Rules and Regulations will occasion a fine of Two Hundred Fifty Dollars (\$250.00) for the first violation and Five Hundred Dollars (\$500.00) for the second and all subsequent violations, per day, to be paid by the builder, developer, corporation, or other entity or individual who violates the Amended Order Adopting Rules & Regulations to be paid to the District in care of its representative, with the exception of traffic violations, which will have fines consistent with City of Lewisville criteria and will be enforced pursuant to the Law Enforcement Services Agreement between the City and the District's Representative. In addition to the fines set forth herein, violation under other Sections herein will carry with it the cost of replacement of the public property or the cost associated with trash removal plus an administrative fee of twenty-five percent (25%) of such costs. In addition, the Board may seek further remedies available under Government Code, Section 27.031, as amended.

XI. Regulatory Assessment

A. Pursuant to Senate Bill No. 2, passed by the 72nd Texas Legislature, 2nd Special Session, a regulatory assessment charge of one-half of one percent of retail water and sewer charges will be added to the customer's monthly billing commencing with all billings rendered by the District on and after September 1, 1991. The assessments will be remitted by the District to the Texas Commission on Environmental Quality ("TCEQ") and are to be used by the TCEQ in performing its regulatory duties and in providing technical assistance and training to utilities.

XII. Effective Date

A. This Order shall be in force and effect from November 20, 2019 until amended by the Board of Directors.

XIII. Filing in Principal Office

A. The Secretary of the Board is hereby directed to file a copy of this Order in the principal office of the District.

{Signature page to follow}

IT IS, THEREFORE, APPROVED, ORDERED, AND ADOPTED this 22nd day of January 2020.



Seth Higgins, President
Denton County Fresh Water Supply District 1-E

ATTEST:



Susan Austin, Secretary
Denton County Fresh Water Supply District 1-E

(DISTRICT SEAL)

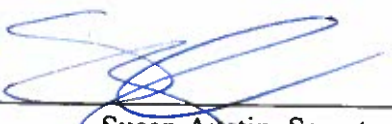
THE STATE OF TEXAS §

COUNTY OF DENTON §

DENTON COUNTY FRESH WATER SUPPLY DISTRICT NO. 1-E §

I, the undersigned Secretary of the Board of Directors of Denton County Fresh Water Supply District No. 1-E, certify that the attached and foregoing is a true and correct copy of the AMENDED ORDER ESTABLISHING DISTRICT FACILITY CHARGES, WATER AND WASTEWATER SERVICE RATES, TAP FEES, SOLID WASTE AND RECYCLING FEES, AND ADOPTING CERTAIN GENERAL POLICIES WITH RESPECT TO THE DISTRICT'S WATER, WASTEWATER, AND DRAINAGE SYSTEMS, dated January 22, 2020, said Board and an excerpt of the Minutes of the meeting of the Board of Directors showing adoption and passage thereof; the original of said Order and Minute entry is on file in the District's office.

WITNESS MY HAND AND THE OFFICIAL SEAL OF THE DISTRICT this 22nd day of January 2020.



Susan Austin, Secretary
Denton County Fresh Water Supply District 1-E

(DISTRICT SEAL)