

TITLE 19**ELECTRICITY AND GAS****CHAPTER****1. GAS.****CHAPTER 1****GAS¹****SECTION**

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19-101. Application and scope. The provisions of this chapter are a part of all contracts for receiving gas service from the city and shall apply whether the service is based upon contract, agreement, signed application, or otherwise. (1982 Code, § 13-301)

19-102. Obtaining service. A formal application for either original or additional service must be made and be approved by the city before connection or meter installation orders will be issued and work performed. (1982 Code, § 13-302)

19-103. Application and contract for service. Each prospective customer desiring gas service will be required to sign a standard form of contract for service. An application/connection fee, in an amount as established by the city council by resolution, shall be paid at time of application for service. If, for any reason, the person, after signing a contract for service does not take

¹Municipal code reference
Gas code: title 12.

such service, he shall reimburse the city for the expense incurred by reason of its endeavor to furnish said service. The receipt of an application for service shall not obligate the city to render service.

19-104. Connection charges¹. Customers who apply for gas service will be charged sixty dollars (\$60.00) for the installation of any new service line up to one hundred feet (100'). In all cases that part of a service line in excess of this allowable distance to the meter installation shall be installed at the cost of the customer, but shall become the property of the municipal natural gas system. Service installation for old customers at new locations will be handled as a new connection; however, no charge will be made if a service connection at the new location exists. (1982 Code, § 13-305)

19-105. Access to facilities. The application for service shall include a permit from the customer allowing access to the meter, regulator, and service line by the officials or employees of the municipal natural gas system. All lines, regardless of how installed, up to and including the meter, shall be the property of the municipal natural gas system. (1982 Code, § 13-306)

19-106. Schedule of rates. All gas service shall be furnished under such rate schedules as the city council may adopt from time to time by appropriate ordinance or resolution.² (1982 Code, § 13-307)

19-107. Penalty for late payment. A ten percent (10%) penalty will be added to any bill which is not paid by the tenth day of the month following date of issuance of the bill. (1982 Code, § 13-308)

19-108. Discontinuance or refusal of service. The city shall have the right to discontinue gas service or to refuse to connect service for a violation of, or a failure to comply with, any of the following:

- (1) These rules and regulations;
- (2) The customer's application for service;
- (3) The customer's contract for service.

Such right to discontinue service shall apply to all service received through a single connection or service, even though more than one (1) customer or tenant is furnished service therefrom, and even though the delinquency or violation is limited to only one (1) such customer or tenant.

¹Schedule of rates (and all amendments) are of record in the recorder's office.

²Administrative ordinances and resolutions are of record in the recorder's office.

Discontinuance of service by the city for any cause stated in these rules and regulations shall not release the customer from liability for service already received or from liability for payments that thereafter become due under other provisions of the customer's contract.

No service shall be discontinued unless the customer is given reasonable notice in advance of such impending action and the reason therefor. The customer shall also be notified of his right to a hearing prior to such disconnection if he disputes the reason therefor and requests such hearing by the date specified in the notice. When a hearing is requested, the customer shall have the right to have a representative at such hearing and shall be entitled to testify and to present witnesses on his behalf. Also, when such hearing has been requested, the customer's service shall not be terminated until a final decision is reached by the hearing officer and the customer is notified of that decision. (1982 Code, § 13-309)

19-109. Re-connection charge. Customers who have their service discontinued for any reason and make application for reinstallation at the same location within twelve (12) months must pay a re-connection charge, in an amount as established by the city council by resolution, before service is restored. No one other than the gas inspector or his assistants shall be authorized to cut gas on and off.

19-110. Termination of service by customer. Customers who have fulfilled their contract terms and wish to discontinue service must give at least three (3) days' written notice to that effect unless the contract specifies otherwise. Notice to discontinue service prior to the expiration of a contract term will not relieve the customer from any minimum or guaranteed payment under such contract or applicable rate schedule.

When service is being furnished to an occupant of premises under a contract not in the occupant's name, the city reserves the right to impose the following conditions on the right of the customer to discontinue service under such a contract:

(1) Written notice of the customer's desire for such service to be discontinued may be required; and the city shall have the right to continue such service for a period of not to exceed ten (10) days after receipt of such written notice, during which time the customer shall be responsible for all charges for such service. If the city should continue service after such ten (10) day period subsequent to the receipt of the customer's written notice to discontinue service, the customer shall not be responsible for charges for any service furnished after the expiration of such ten (10) day period.

(2) During such ten (10) day period, or thereafter, the occupant of premises to which service has been ordered discontinued by a customer other than such occupant may be allowed by the city to enter into a contract for service in the occupant's own name upon the occupant's complying with these

rules and regulations with respect to a new application for service. (1982 Code, § 13-311)

19-111. Inspections. The city shall have the right, but shall not be obligated, to inspect any installation or piping system before gas service is furnished or at any later time. The city reserves the right to refuse service or to discontinue service to any premises not meeting standards fixed by municipal ordinances regulating building and plumbing, or not in accordance with any special contract, these rules and regulations, or other requirements of the city.

Any failure to inspect or reject a customer's installation or piping system shall not render the city liable or responsible for any loss or damage which might have been avoided had such inspection or rejection been made. (1982 Code, § 13-312)

19-112. Schedule of rates. All gas service shall be furnished under such rate schedules as the city council may from time to time adopt by ordinance.