

P.S.C. No. 1 – Water
SUEZ Water New York Inc.
Initial Effective Date: February 1, 2017

Leaf No. 30
Revision: 0
Superseding Revision:

GENERAL INFORMATION

C. Except as to the liability, if any, imposed by law in case of loss or damage resulting from gross negligence or willful misconduct on the part of the Company, its agents or employees, the Company shall not in any way or under any circumstances be held liable or responsible to any party for any losses or damage resulting from fire or water or other causes which may occur due to the installation or presence of a private fire service connection or any pipe or fixture connected therewith; or for any losses or damage resulting from any leakage or other flow of water from said private fire service connection or any of the pipes or fixtures connected therewith; or for any losses or damage resulting from any excess or deficiency in pressure or supply of water due to any cause whatsoever.

5.8 Private Fire Hydrants

Private unmetered fire protection shall be available only through hydrants owned by the Company, adjacent to mains of the Company installed within easements granted to and accepted by the Company within private streets or in other privately owned areas. Such private fire protection shall be subject to the provisions of the preceding paragraph and to the same usage restrictions as are listed for public fire hydrants in Section 6.1. Charges are made in accordance with Service Classification No. 3.

5.9 Interest on Customer Overpayments

- A. The Company shall provide interest on Customer overpayments in accordance with 16 NYCRR 534.
- B. A Customer overpayment is defined as payment by the Customer to the Company in excess of the correct charge for water service supplied to the Customer which was caused by erroneous billing by the Company due to its own mistake.
- C. The rate of interest on such amounts shall be the greater of the unadjusted Customer deposit rate or the applicable late payment rate, if any, for the service classification under which the Customer was billed. Interest shall be paid from the date when the Customer overpayment was made, adjusted for any changes in the deposit rate or late payment rate, if any, and compounded monthly, until the date when the overpayment was refunded.
- D. The Company shall be required to pay interest on any Customer refunds that occurred on or after August 24, 1992. The Company shall not be required to pay interest on Customer overpayments that are refunded within 30 days of overpayment.

Issued in compliance with the Commission Order 16-W-0130 dated January 24, 2017

Issued by: Christopher J. Graziano, V.P. & Gen Mgr., 360 West Nyack Road, West Nyack, NY 10994