

..DID: 2007  
..TXT: PSC NO: 8 GAS LEAF: 100  
COMPANY: NATIONAL FUEL GAS DISTRIBUTION CORPORATION REVISION: 0  
INITIAL EFFECTIVE DATE: 04/01/98 SUPERSEDING REVISION:  
STAMPS:  
RECEIVED: 01/05/98 STATUS: Effective EFFECTIVE: 04/01/98  
GENERAL INFORMATION (Cont\*d)

II. 20.f. CONTINUED

4) Compliance Procedures

- a) In areas where there is no local building code authority, upon a complaint by a dwelling owner or tenants concerning noncompliance with the provisions of Section II.20.f.(6)(b)1) above, the Company will perform an on-site inspection to determine conformance with the standards concerning roofs, walls, foundation walls, floors, windows, and doors. The result of this inspection will be provided in writing to the owner (and tenant when applicable) of the building.
- b) Whenever the Company finds, as a result of such inspection or notification by the local building code authority, more than one outstanding complaint against any particular contractor wherein a dwelling constructed by such contractor or builder was found to be in noncompliance with the applicable standards, the Company shall refuse to provide gas service to any construction site of that contractor or builder until all existing violations are corrected. The Company shall undertake random inspections of the future construction work of a past noncomplying contractor or builder until such time as the Company is satisfied that the applicable standards are being met.

5) Penalties for Noncompliance

- a) In the event the Company finds that any dwelling fails to comply with Sections II.20.f.(6)(b)1)a) or b), the Company shall impose a 25 percent surcharge on any bill for gas service to the customer until such violations are corrected. The effective date of the surcharge rate shall be:
  - i. Immediately after notice, in the event the owner is directly responsible for the noncompliance.
  - ii. Ninety days after notice, in the event the owner has not contributed to the deficiencies. No surcharge shall be applied if the owner brings the building into compliance within 90 days.
- b) In the event the owner is not billed for the provision of utility service, no surcharges will be applied to the bills of the non-owner occupants of the dwelling. Instead, after notification to the owner that the building is not in compliance, a surcharge will be billed to the owner. The surcharge will be 25 percent of the gas bills for the dwelling that is not in compliance.

Issued by P.C. Ackerman, President, 10 Lafayette Square, Buffalo NY 14203  
(Name of Officer, Title, Address)