

**PSC No. 5 - WATER****COMPANY: NEW YORK AMERICAN WATER COMPANY, INC.****INITIAL EFFECTIVE DATE: JUNE 1, 2017****LEAF NO.: 9****REVISION: 1****SUPERSEDING REVISION:**

Issued in compliance with Commission Order issued May 18, 2017 in Case 16-W-0259

**II. DEFINITION OF TERMS (CONTINUED)**30. Utility Deficiency -

(a) Any action or inaction by the utility or one of its authorized agents that does not substantially conform to the rules and regulations of Title 16 NYCRR, the utility's tariff; or

(b) The failure of metering equipment to accurately record service, unless a customer's culpable conduct caused or contributed to such failure.

**The following words and terms when used in this tariff with respect to Extension of Mains shall have the following meanings:**

31. Advance or Deposit - Money advanced by the applicant to the utility subject to refund.32. Applicant - A person, developer, builder, partnership, association, corporation, or governmental agency requesting service to a specific location.33. Contribution - Money paid by the applicant to the utility, usually to pay for the cost of installing plant, which will not be refunded.34. Developer - A business or person who will subdivide or prepare real estate for residential or commercial occupancy, who requires the installation of utility plant in advance of occupancy, and whose success resulting in utility customers can be considered speculative since it is dependent upon the success of the real estate venture.35. Extension - The extension of water main including the pipe, elbows, tees, valves, reducers, service taps, and other appurtenances which may be part of the facilities extended to provide water service. See also Section VIII for further discussion.36. Extension costs - As used in this tariff, shall include the costs of labor, design, equipment and materials used in the extension installation, all paving charges for the repair or replacement of street or sidewalk which may be disturbed in the course of such installation, the costs of inspection, amounts paid to governmental authorities for permits to do the work required, and other costs or taxes that are legally imposed by any governmental authority.37. Gross annual utility revenue - The total of customer charges for utility service billed in one year.38. Any highway purposes - The Company will recognize any street, avenue, road or way as being for highway purposes under the jurisdiction of the legislative body of any village, town, city, county or the State of New York, if any one of the following three conditions is satisfied:

- 1) If the street has been dedicated and accepted by the legislative body, or
- 2) If the street has been condemned by the legislative body, or

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Cancelled by supplement No. 14 effective 04/01/2023