

**PSC No. 5 - WATER****COMPANY: NEW YORK AMERICAN WATER COMPANY, INC.****INITIAL EFFECTIVE DATE: MAY 29, 2016****LEAF NO.: 38****REVISION: 0****SUPERSEDING REVISION:****VII. INSTALLATION OF SERVICES (CONTINUED)**

- 3.4. For developers who are subdividing or preparing real estate for residential or commercial occupancy, who require the installation of utility plant in advance of occupancy, the Company may retain as a deposit the cost of the entire extension, subject to annual refunds without interest determined as the proportion of the number of customers connected directly to the extension that year multiplied by the distance specified in subsection J, subparagraph 4.3 herein, related to the total extension length.
- 3.5. In the event the estimated cost (deposit) is greater than 120% of the actual cost, or the refund is not made within sixty (60) days, the refund shall receive interest at a rate of the greater of the unadjusted deposit rate or the applicable late payment rate, beginning from the date the job is completed and/or actual costs are known.

**B. Private Streets - All Applicants**

1. At the applicant's expense, upon receipt of an application for water service to any premises located on a private street, together with an executed job order application and deposit, the Company will furnish, place or construct a service pipe and service connections from the main to a curb box, to be set at a point which in the judgment of the Company is on a line comparable to the property line of a public street. The amount of the deposit required will be the estimated cost of constructing the service line and connections. Upon completion of the construction work, if the deposit exceeds the actual cost, the excess over actual cost will be refunded to the applicant; if the actual cost exceeds the deposit, the applicant shall reimburse the Company the excess of such actual cost over the amount of the jobbing deposit.
2. Private Streets - One Premise
  - 2.1. Whenever an applicant makes written application for water service to one premise located on a private street, the Company may elect to extend its main in accordance with the terms and conditions in this tariff, or to consider the extension as a service line. If the latter election is made, the applicant is to install the service line to his property line and the Company will set a meter at the beginning of the extension to measure all water used. Title to the service will be vested in the customer, who will be responsible for maintenance and replacement, when necessary.
3. Private Streets - More Than One Premise
  - 3.1. Whenever an applicant makes written application for water service to more than one premise located on a private street, the Company will extend its mains in accordance with the terms and conditions in this tariff and as required under the laws, rules and regulations of the Public Service Commission.
4. Easements on Private Streets
  - 4.1. Applicants for service shall execute and deliver without cost to the Company, permanent easements or rights-of way over the property owned by the applicants when necessary for the installation and maintenance of the extension or subsequent additions thereto.

Issued by: Brian K. Bruce, President, 60 Brooklyn Avenue, Merrick, New York 11566