

RESOLUTION OF THE REGIONAL WATER RESOURCE AGENCY PROPOSING WASTEWATER RATES, RENTALS, CHARGES AND POLICIES PURSUANT TO KRS CHAPTER 76 FOR THE FACILITIES/COMPLIANCE PLAN

WHEREAS, the Regional Water Resource Agency (RWRA) has been issued an Agreed Order DOW-19-3-0105 and an Amended Agreed Order DOW-20-3-0189 by the Commonwealth of Kentucky Energy and Environmental Cabinet Division of Enforcement (DOW) requiring RWRA to, among other action items, upgrade "...Aeration capabilities and control to enhance biological treatment efficiency." To bring the David Hawes Plant (DHP) and the Max Rhoads Plant (MRP) into compliance with its current Kentucky Pollutant Discharge Elimination System Permits (Permit); and

WHEREAS, RWRA recognizes the need for additional capacity at both DHP and MRP for anticipated future growth; and

WHEREAS, RWRA recognizes both the DHP and MRP plants are currently operating with aging equipment susceptible to sudden and catastrophic failure; and

WHEREAS, RWRA anticipates the imminent nutrient limits being placed on future Permits by the DOW; and

WHEREAS, the RWRA published, pursuant to Chapters 76 and 424 of the Kentucky Revised Statutes, the Facilities/Compliance Plan (FCP) Rates, Rentals, Charges and Policies set out below; and

WHEREAS, the FCP Rates, Rentals, Charges and Policies were open for inspection at the Administrative Offices of the Regional Water Resource Agency, 1722 Pleasant Valley Road, Owensboro, Kentucky, for thirty (30) days; and

WHEREAS, on the ninth day of December, 2022, by Resolution of its Board, the Regional Water Resource Agency authorized the Agency to borrow up to \$69,000,000.00 to construct upgrades to the RWRA facilities in connection with the Agreed Order and Amended Agreed Order;

WHEREAS, this borrowing will create debt service outside that scheduled to be served by RWRA's existing rates rentals and charges ("Debt Service");

WHEREAS, the Regional Water Resource Agency has proposed to its board the FCP Rates, Rentals, Charges and Policies to retire the Debt Service.

WHEREAS, on the ninth day of December, 2022, by Resolution of its Board, the Regional Water Resource Agency gave final approval for the FCP Rates, Rentals, Charges and Policies for its services set forth herein, to be recommended and forwarded to the Owensboro-Daviess County Rate Review Board for approval; and

WHEREAS, on the 15th day of December, 2022, the Owensboro-Daviess County Rate Review Board adopted the FCP Rates, Rentals, Charges and Policies set forth herein,

WHEREAS, the Board of RWRA has examined and heard all comments, and has established this final FCP Rates, Rentals, Charges and Policies,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REGIONAL WATER RESOURCE AGENCY:

That RWRA submits for approval or disapproval to the Owensboro Daviess County Rate Review Board the FCP Rates, Rentals, Charges and Policies set forth below:

FACILITIES/COMPLIANCE PLAN

The FCP rate, which shall be based on the comparison of the meter size to a typical 1" meter, with a minimum charge equal to that for a 1" meter, shall be established as follows:

5/8" Meter =	\$9.98
1" Meter =	\$9.98
1 1/2" Meter =	\$33.68
2" Meter =	\$79.84
3" Meter =	\$269.46
4" Meter =	\$638.72
5" Meter =	\$1,247.50
6" Meter and Larger =	\$2,155.68

MISCELLANEOUS RATES, RENTALS, AND CHARGES

For all Transported Waste delivered to any of the RWRA facilities, RWRA shall charge an additional FCP Transported Waste Fee to the following categories:

Description	FCP Fee Rate \$/Gallon
Domestic Waste Inside Daviess County	\$0.0328
Domestic Waste Outside Daviess County	\$0.0655
Brown Grease Inside Daviess County	\$0.0441
Brown Grease Outside Daviess County	\$0.0882
Yellow Grease Inside DC	\$0.0630
Yellow Grease Outside DC	\$0.1260
Industrial Waste Inside Daviess County	\$0.0090
Leachate Inside Daviess County	\$0.0090
Industrial Waste Outside Daviess County	\$0.0180
Leachate Outside Daviess County	\$0.0180

These FCP Rates, Rentals, Charges and Policies shall commence on July 1, 2023 and shall expire upon the retirement of the Debt Service.

PUBLICLY READ, ADOPTED, AND APPROVED this 15th day of December, 2022.

RATE REVIEW BOARD:

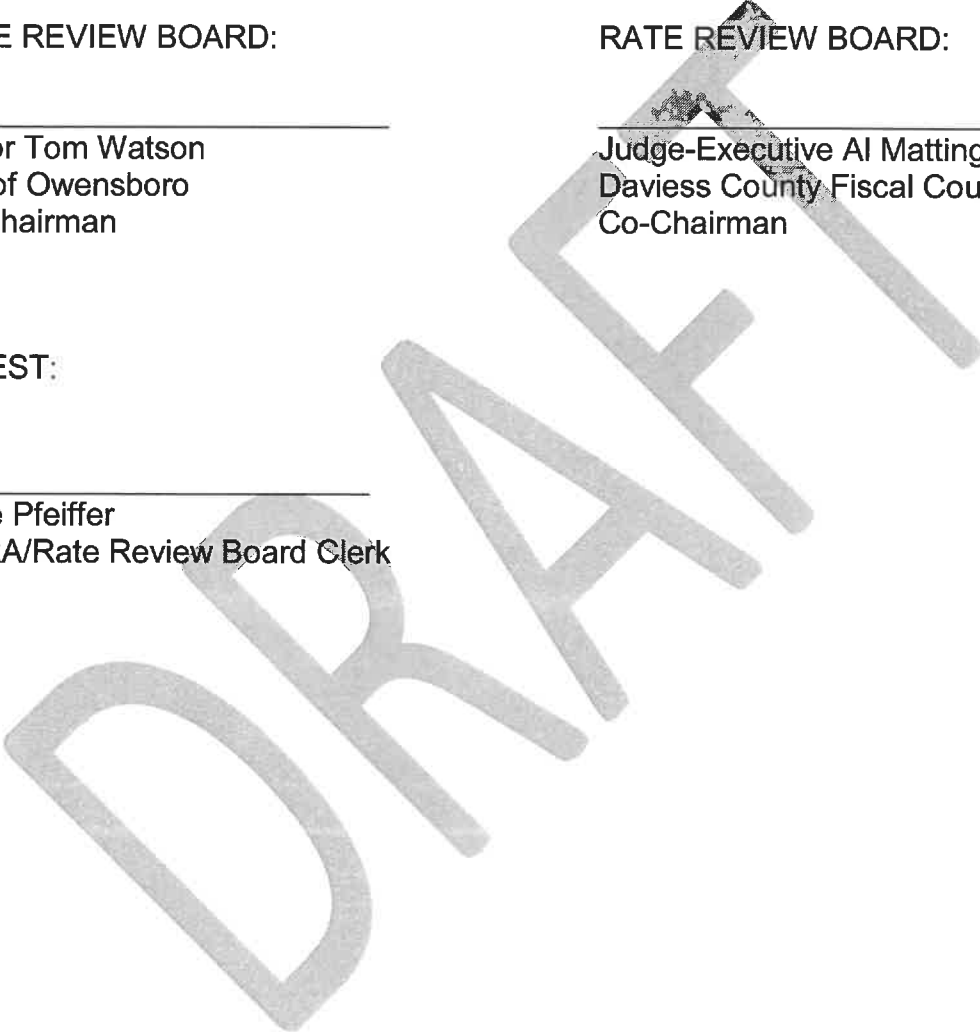
Mayor Tom Watson
City of Owensboro
Co-Chairman

RATE REVIEW BOARD:

Judge-Executive Al Mattingly
Daviness County Fiscal Court
Co-Chairman

ATTEST:

Kellie Pfeiffer
RWRA/Rate Review Board Clerk



**Facilities/Compliance Plan
Exhibit 1**

Schedule of Values

Type of Fee	Date	Proposed Rate	Description of Rate	Interest Rate Charge
Facilities/Compliance Fee	July 1, 2023	\$9.98 \$9.98 \$33.68 \$79.84 \$269.46 \$638.72 \$1,247.50 \$2,155.68	5/8" Meter 1" Meter 1 1/2" Meter 2" Meter 3" Meter 4" Meter 5" Meter 6" Meter and larger	NA
Transported Waste Fee	July 1, 2023	\$0.0328 \$0.0655 \$0.0441 \$0.0882 \$0.0630 \$0.1260 \$0.0090 \$0.0090 \$0.0180 \$0.0180	Domestic Waste Inside Daviess County Domestic Waste Outside Daviess County Brown Grease Inside Daviess County Brown Grease Outside Daviess County Yellow Grease Inside DC Yellow Grease Outside DC Industrial Waste Inside Daviess County Leachate Inside Daviess County Industrial Waste Outside Daviess County Leachate Outside Daviess County	NA