

ARTICLE X
Assessments and Water Charges

Section 1. General Assessments.

The Board of Directors, prior to the beginning of each calendar year, shall determine the amount necessary, if any, in addition to the amount collected during the year from water charges as hereinafter provided for, to pay in full the costs of construction, improvement, maintenance and operation, and for payment of any maturing indebtedness of the Association and to provide a reasonable reserve for contingencies and for replacement of capital items. If any such amount is necessary for that purpose, the Board shall make and levy such assessment against the members as may be necessary to provide the amount. Such assessment shall be levied and collected so that each share shall pay an equal portion of the total assessment.

[Bylaws, March 4, 1995]

Section 2. Notice of Assessments.

After the Board of Directors has ordered an assessment on members and within ten (10) days thereof, the Secretary shall give notice of the amount, and the time and place of payment, in writing by mail to each stockholder at the address shown on the Association records. Such assessments shall be payable to the Association not later than thirty (30) days after mailing such notice, and delinquent if not paid within that time.

[Bylaws, March 4, 1995]

Section 3. Use Rates.

In addition to the assessment provided in Section 1 and Section 2 of this Article, the Board of Directors, prior to the beginning of each calendar year, shall establish a schedule of rates to be charged for the use of water, based upon the amounts used as metered on each service connection. Such schedule of rates shall be based upon one twelfth (1/12) of the total estimated cost, during the ensuing year, of repairs, improvements, operation and maintenance of the water system and the payment of principal and interest of maturing indebtedness of the Association. The schedule of rates shall provide for a minimum monthly charge for each service connection, whether water is used or not, and for monthly charges to be made for amounts of water used in excess of the maximum amount allowed at the minimum monthly charge.

[Bylaws, March 4, 1995]

Section 4. Due Dates.

All water charges shall be paid monthly, and if not paid on, or before ten (10) days after the date of billing for such charges, shall be delinquent.

[Bylaws, March 4, 1995]

Section 5. Delinquency Charges.

~~Delinquency in the payment of either an assessment on members or of any monthly water charges, **even though the other might not be delinquent**, shall subject the delinquent member to the immediate discontinuance of all water service and the cancellation of the stock~~

~~certificate held by such member. Resumption of water service and reinstatement of stock certificate shall only be made upon payment of all delinquencies, interest, attorney's fees and such other charges and penalties as may be established and applied by order of the Board of Directors in the case of such delinquencies.~~

~~[Bylaws, March 4, 1995]~~

Section 5. Delinquency Charges.

Delinquency in the payment of either an assessment on members or of any monthly water charges, **even though the other might not be delinquent**, shall subject the delinquent member to the immediate discontinuance of all water service and the cancellation of the membership share held by such member. Resumption of water service and reinstatement of membership share shall only be made upon payment of all delinquencies, interest, attorney's fees and such other charges and penalties as may be established and applied by order of the Board of Directors in the case of such delinquencies.

[Amendment to Bylaws, March 27, 2014]