

PSC No. 5 - WATER**COMPANY: NEW YORK AMERICAN WATER COMPANY, INC.****INITIAL EFFECTIVE DATE: MAY 29, 2016****LEAF NO.: 49****REVISION: 0****SUPERSEDING REVISION:****VII. INSTALLATION OF SERVICES (CONTINUED)**

differential in pressure that causes the flow of water into the distribution system from any source other than its intended source.

2. Upon determination of the Company or the State Commissioner of Health or, when duly authorized, a local Health Department, that a potential for contamination exists and that a backflow prevention device is required by provisions then in force under the State Sanitary Code or under guidelines issued by the State Commissioner of Health in force at such time, such device will be provided by and installed at the expense of the customer.
 - 2.1. The State Sanitary Code essentially provides that in such event, the customer shall submit plans prepared by a professional engineer (or architect) licensed and registered in New York State. Such plans are to be approved by the State Health Department after review by the Company.
 - 2.2. The State Sanitary Code also provides that the customer shall have the protective device tested annually at his or her expense.
 - 2.2.1. The customer will be responsible for all plan submissions, maintenance, testing and reporting procedures required for the device in accordance with the State Sanitary Code.
3. The State Health Department Guidelines regarding cross connection control, including a list of typical establishments requiring devices, are available to the customer upon request from the local Health Department. Details of the Company's cross connection program are also available to the customer upon request.
4. If the customer disagrees with a finding for the need for a backflow prevention device, the type of device or the amount of time given to submit plans or to install the device, the customer has the right to appeal to the State Commissioner of Health.
 - 4.1. The customer's appeal shall be submitted to the Company and the State Commissioner of Health within thirty (30) days of the notification of the need for the device.
 - 4.1.1. The determination of such appeal by the State Commissioner of Health shall be conclusive.
5. The Company shall discontinue service to a customer who fails to comply with the requirements of the State Sanitary Code or the Public Health Law pertaining to cross connections or the finding and/or determination referred to in the preceding paragraph.
6. The Company, through its properly authorized agents and assistants, may request and, upon the consent of the customer, may enter the premises of any customer who is supplied with water to examine the pipes and fixtures, backflow prevention devices, the quantity of water used, the manner and nature of water used, types of stored materials, supplies and products, processes, private wells, swimming pools, underground lawn irrigation systems, fire sprinkler systems, solar heating systems, or any other products or processes which may endanger the quality of the Company's water supply.
 - 6.1. Alternatively, the customer may have such an inspection performed at customer's expense by a professional engineer (or architect) licensed and registered in New York State who would certify the results of the inspection to the Company.
 - 6.1.1. Certification by non-Company inspectors must be to the Company's satisfaction.

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