

**HARDIN COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 1**

WATER AND SEWER USE ORDER

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**HARDIN COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 1**

WATER AND SEWER USE ORDER

**AN ORDER RELATING TO CLASSES OF USERS;
WATER AND SEWER CHARGES; PROVIDING FOR PERIODIC
REVIEW OF WATER AND SEWER RATES; ESTABLISHING
BILLING PROCEDURES; PROVIDING FOR THE
COLLECTION OF SEWAGE; REQUIRING THE CONNECTION
OF EXISTING SERVICE TO THE LOW PRESSURE SYSTEM
OF THE DISTRICT; PROVIDING STANDARDS FOR
NEW CONNECTIONS BEGINNING AS OF THE
EFFECTIVE DATE OF THIS ORDER;
PROHIBITING DISCHARGE OF UNACCEPTABLE SUBSTANCES;
SETTING STANDARDS FOR SERVICE CONNECTIONS
AND EXTENSIONS; PROVIDING FOR THE
VALIDITY AND SEVERABILITY OF PROVISIONS
OF THE ORDER; AND PROVIDING
FOR ENFORCEMENT HEREOF**

WHEREAS, the Hardin County Water Control & Improvement District No. 1 (the "District") has provided facilities for the production and distribution of potable water to residential and business users within its boundaries;

WHEREAS, the District has also provided facilities for collection and treatment of sewage to promote health, safety, and convenience of its residential and business customers and to safeguard the water resources within the District;

WHEREAS, such water and sewer facilities are designed, constructed, and operated for the purpose of providing water and sanitary sewage service for domestic sewage only, without industrial wastes, and without excessive amounts of storm drainage or ground water;

WHEREAS, proper protection and operation of the sanitary sewer collection and treatment facilities may require exclusion or regulated discharge of waste matter other than domestic sewage, as well as exclusion of storm drainage or ground water; and

WHEREAS, existing orders and regulations for water and sanitary sewer use must be supplemented in order to meet requirements of the United States Environmental Protection Agency ("EPA") and the Texas Commission on Environmental Quality (the "TCEQ");

WHEREAS, the Water and Sewer Use Order of the District approved as of March 18, 2009, is hereby amended, modified and supplemented.

SECTION 1 – DEFINITIONS

The meaning of terms used in this Order shall be as follows:

- a) Ad Valorem Tax.
Any tax levied by the District on real and/or personal property within the District, in proportion to the assessed valuation of the property.
- b) District.
The Hardin County Water Control & Improvement District No. 1, a special purpose district created by the Texas Commission on Environmental Quality (formerly the Texas Natural Resource Conservation Commission).
- c) District's Sewer System.
The sanitary sewer collection, disposal and treatment facilities constructed and operated by the District and any sanitary sewer system or sewer extensions which may be built within the District in the future.
- d) District's Water System.
The water production and distribution facilities operated or to be constructed by the District as currently operating and any water system extensions which may be built within the District in the future.
- e) Grinder Pump Station.
The individual lift stations located at each commercial building or residence which are installed, owned, and maintained by the District as part of the District's Low Pressure Sewer System. The Grinder Pump Station includes a pump, tank, controls, control panel, valves, piping, electric wiring and related facilities.
- f) Low Pressure Sewer System (LPSS).
The sanitary sewer collection system installed by the District.
- g) Maintenance Tax.
Any tax levied by the District on real and/or personal property within the District based upon the maintenance tax election heretofore held within the District and at such rates and charges as may be determined in accordance with the election order as the maintenance tax.
- h) Non-permanent Residential or Commercial Structure.
Any structure to be inhabited as a residential structure or any commercial structure to be used for commercial purposes which does not comply with the construction standards as may be set forth in any deed restriction or land use restriction applicable to any section of the Pinewood Estates, and this includes but is not limited to temporary mobile homes, motor homes, recreational vehicles, portable buildings or other temporary residential or commercial structures.

- i) Service Line.
The sewer line from the foundation of a business or residence to the District's grinder pump station.
- j) Unauthorized Discharge.
Unauthorized discharge is any product which flows into the LPSS that causes the grinder station pump to discontinue normal operation. Some examples of unauthorized materials; cooking grease, wipes, feminine hygiene products, contraceptive products, cloth, toys, diapers, and other non-biodegradable or non-dissolvable products. These products are examples of items that are commonly encountered and does not represent all items that will be considered an unauthorized discharge.

SECTION 2 – CLASSES OF USERS

All users of the District's water and sewer services shall be grouped into the following classes:

- a) Resident users, consisting of residential users located within the District or private users located outside the District.
- b) Non-resident users, consisting of small commercial users located outside the District and not subject to ad valorem taxes.
- c) Commercial users, consisting of users located within the District to which service to a non-residential structure is provided.

All water and sewer charges shall be assessed in such a manner that each class of users pays its proportionate share of all debt service and operation and maintenance for water and sewer service. Other classes of users shall be added in the future, if necessary.

- d) All residential and commercial customers may be grouped into sub-classes according to the meter size provided to their residence and/or commercial establishment.

SECTION 3 – WATER AND SEWER USE CHARGES

The District is responsible to levy and collect ad valorem and maintenance tax on all real and personal property serviced by the District. In addition, each residential user, non-residential user and commercial user shall pay a monthly service charge in addition to such taxes. The tables below indicate the monthly rates charged for water and sanitary sewer services, **effective with water metered on or after December 22, 2023.**

a) WATER RATES

Minimum Inside District

<u>Meter Size</u>	0-5000 Gals.	Each Additional 1000 Gals.
3/4"	\$ 21.50	\$ 6.00
1"	\$ 21.50	\$ 6.00
1 1/2"	\$ 21.50	\$ 6.00
2"	\$ 21.50	\$ 6.00
Over 2"	to be negotiated	to be negotiated

Minimum Outside District

Meter Size	0-5000 Gals.	Each Additional 1000 Gals.
3/4"	\$ 21.50	\$ 6.00
1"	\$ 21.50	\$ 6.00
1 1/2"	\$ 21.50	\$ 6.00
2"	\$ 21.50	\$ 6.00
Over 2"	to be negotiated	to be negotiated

b) SEPARATE LAWN METERS

Residents of the District may request a second separate water meter to provide water for a lawn sprinkler system. A separate water meter will require the resident to pay tap charges, water meter costs, backflow preventer costs (if necessary) and installation costs. These costs are to be paid by the resident in the amount specified by the District's system operator. Water rates for such service shall be as follows:

0-5000 Gals.	Each Additional 1000 Gals
\$ 21.50	\$ 6.00

c) WHOLESALE WATER RATES

Wholesale water service shall be at rates negotiated between the District and wholesale users.

*****Service outside the district may be subject to additional fees*****

d) SEWER RATES

Minimum Inside District

Meter Size	0-5000 Gals.	Each Additional 1000 Gals. (Up to 8000 Gallons)
3/4"	\$ 33.50	\$ 6.05
1"	\$ 33.50	\$ 6.05
1 1/2"	\$ 33.50	\$ 6.05
2"	\$ 33.50	\$ 6.05
Over 2"	to be negotiated	to be negotiated

Minimum Outside District

Meter Size	0-5000 Gals	Each Additional 1000 Gals. (Up to 8000 Gallons)
3/4"	\$ 33.50	\$ 6.05
1"	\$ 33.50	\$ 6.05
1 1/2"	\$ 33.50	\$ 6.05
2"	\$ 33.50	\$ 6.05
Over 2"	to be negotiated	to be negotiated

*****Any service outside the district may be subject to additional fees*****

SECTION 4 – TAP CHARGES

WATER TAP FEES

The District shall provide water taps in accordance with the following fee schedule effective _____:

<u>Water Meter Size</u>	<u>Fee</u>
3/4"	\$ 800.00 (standard)
1"	cost of meter plus 120% of the total cost of installation*
1 1/2"	cost of meter plus 120% of the total cost of installation*
2"	cost of meter plus 120% of the total cost of installation*
Over 2"	to be negotiated to be negotiated

SEWER TAP FEES

The District (not the customer) shall acquire the Low Pressure Sewer System (LPSS) as described in Section 15. Each new residential or commercial customer is obligated to pay the District a sum of **four-thousand two-hundred and no/100 dollars (\$4200.00)**, effective **March 15, 2022**, for

the District's acquisition and installation of the LPSS. Neither residential or commercial customer may acquire and/or install their own LPSS and only District personnel or District authorized contractor(s) may acquire and install the LPSS to be connected to the system of the District.

- * Each grinder station installation shall include up to 150' of discharge line. Any additional line will be in addition to the standard tap fee. The cost of additional discharge line will be based on the cost of additional material and labor cost.

SECTION 5 – OTHER CHARGES AND FEES

1. There will not be a service fee for a current customer who wants to transfer their account to a different address within the District.
2. A request to the District to have a service representative come to their address and turn their water service off shall be \$55.00.
3. A reconnection fee of \$55.00 will be charged before service can be restored to any customer who has been disconnected for any valid reason including the customer's request for disconnection of service or for failure to pay user charges.
4. A charge of \$30.00 is required for insufficient fund checks.
5. A delinquent charge will be added, if the water bill is not paid on or before the 25th of each month. The delinquent charge shall be \$25.00.
6. If water service has been disconnected or locked out by the District for any reason, it can only be placed back in service by a representative of the District. In the event that the customer or his representative illegally reestablishes the service, they shall be charged a fee of \$500.00 plus any cost of damage to locks, meters or other equipment. This fee does not include past due water bills, late fees or reconnection fees. The collection of this fee shall not limit any lawful rights of the District to seek civil or criminal action against a customer or his representative who has unlawfully reestablished service.
7. After two service callouts to a customer's address within a one-year time period which are determined to be the result of an unauthorized discharge, (Chapter 1, Unauthorized Discharge, sec J), the customer shall be charged a fee of \$150.00. In addition, any equipment damaged by an unauthorized discharge will be charged to the customer. Failure to pay these charges will result in termination of utility service.
8. Each customer requesting installation of low pressure equipment or sanitary sewer facilities shall execute the Customer Installation Request Form and acknowledge that each of the requirements to initiate installation by the District have been satisfied as noted in the Customer Installation Request Form. The Customer

Installation Request Forms must be executed by the customer and returned to the District and/or its representative before the installation can be scheduled. If any of the requirements set forth in the Customer Installation Request Form have not been met and the District or its contractor is required to de-mobilization and re-mobilization prior to installation shall result in a fee of \$250.00 per demobilization and remobilization.

9. The cost to repair any damage to the LPSS or the water distribution system caused by the customer or their representative shall be the responsibility of the customer.

SECTION 6 –SERVICE DEPOSITS

1. Effective March 15, 2022, each person requesting service shall establish with the District a service deposit. For a permanent residential customer, the service deposit shall be \$100.00. A residential customer who makes twelve (12) consecutive monthly, non-delinquent payments to the District may request a deposit refund.
2. For a rental or lease property, the service deposit shall be \$200.00. A request for the return of the deposit can be made at the time the renter or lessee has their account closed out. Any outstanding fees owed to the District will be deducted from the deposit with the remainder of the deposit returned to the renter or lessee.
3. For a commercial property, the service deposit shall be \$300.00. A request for the return of the deposit can be made at the time the business owner has their account closed out. Any outstanding fees owed to the District will be deducted from the deposit with the remainder of the deposit returned to the business owner.

SECTION 7 – PERIODIC REVIEW OF RATES

The District shall review the water and sewer rates not less than once annually on the basis of expenditures incurred in providing services. Expenditures shall be calculated separately for the following services:

- a) Water service, including supply, treatment, and distribution.
- b) Sewer service, including collection, transportation, treatment and disposal; and
- c) Debt service for water and sewer facilities (for non-resident users).

Calculated expenditures for water and sewer services shall include:

- a) Direct operation and maintenance expenses.
- b) Allowances for replacement of major system components.

- c) Allowances for vehicle replacement.
- d) Administration and billing expenses.

Water rates shall be determined on the basis of calculated expenditures required for water supply. Sewer rates shall be determined on the basis of calculated expenditures for the sewage collection and treatment system. In each case, allowances shall be made for contingencies and for excess or deficient revenues collected during the preceding year.

All water and sewer charges prescribed in Section III of this Order (including debt service) shall be adjusted on the basis of this review. These charges shall be established so that each class of user pays all debt service, plus all operation and maintenance for water and sewer service, attributable to that class of users.

All water and sewer charges shall be apportioned on the basis of estimated flows.

SECTION 8 – BILLING PROCEDURES

The District shall issue an itemized monthly bill to each water and/or sewer customer, indicating the amount due for water and sewer service. To non-resident customers, the District shall issue an itemized monthly bill to each water and/or sewer customer, indicating the amount due for water service and sewer service, which charges shall include an amount for the water and sewer debt service. The entire bill shall be payable to the District on or before the 25th day of each month. Payment of water charges shall not be accepted without payment also of sewer charges.

Ad valorem taxes shall be assessed annually. Each tax notice shall include the tax rate for the debt service and water system and sewer system operation and maintenance.

SECTION 9 –DISCONNECTION OF SERVICE

The District may disconnect service to any customer for any of the following reasons:

- a) Written or verbal request of the customer.
- b) Failure to pay all water and sewer charges within thirty (30) calendar days after the date of issuance of the bill.
- c) Existence of a known hazardous condition that could adversely affect the District or the customer at whose property an adverse condition has been found.
- d) Service established through meter bypassing, unauthorized connection, or unauthorized reconnection.
- e) Tampering with water meter or other District equipment.

- f) Extending, connecting or maintaining water and/or sanitary sewer service to a non-permanent residential or commercial structure except for service authorized through a temporary construction permit.
- g) Any occupation of a residential or commercial structure that has not been duly permitted by the Hardin County Floodplain Administration (as hereinafter identified) or any attempt to occupy a residential or commercial structure without proper connection to the water system and of the LPSS of the District.
- h) Attempting to occupy and utilize any non-permanent or permanent residential or commercial structure within the District that receives water and/or sewer service from private, non-District provided sources.
- i) Any and all other violations of this Order.

If disconnection is solely due to failure of a customer to pay monthly charges or upon the failure of a customer to pay other charges, the District will:

- a) Give at least ten (10) calendar days' notice prior to disconnection.
- b) Have District personnel available to collect delinquent bills and to make reconnection by the next normal working day after the delinquent amount and reconnection fees are paid. Reconstructions will not be made on weekends or holidays.

SECTION 10 – USE OF COLLECTED FUNDS

All water and sewer revenues collected by the District shall be placed in not less than two separate funds for (i) debt service and (ii) water system operation and maintenance and sewer operation and maintenance, as designated in Section III of this Order. Each fund shall be spent only for its designated purpose. The District shall maintain such accounting procedures and control of expenditures as necessary to ensure that all funds are spent as designated.

SECTION 11 – SUFFICIENCY OF REVENUE

The Board of Directors has determined that the charges prescribed in this Order are necessary and sufficient to cover all costs of debt service and operation and maintenance of the District's water production, treatment and distribution system, after adjusting for the following factors:

- a) Other revenue sources such as sewer charges, ad valorem, taxes, grants, and interest income.
- b) The portion of that other revenue required for debt service and operation and maintenance of the sanitary sewer system.

- c) The portion of that other revenue required for proposed capital improvements to water and sewer systems.

SECTION 12 – LEGAL REQUIREMENTS

In addition to the rules and regulations herein above stated, all water service within the District shall be subject to the following additional legal requirements:

- a) Hardin County Floodplain Administration

All use of water and/or sanitary sewer within the District shall be subject to the Flood Damage Prevention Order of Hardin County, Texas passed April 27, 2009, as may hereafter be amended. Compliance with the Flood Damage Prevention Order shall include but is not limited to the delivery of an elevation certificate as described in the Flood Damage Prevention Order, securing the appropriate permit thereunder and payment of all related fees and/or charges.

- b) Water Conservation and Drought Contingency Plan.

All use of water within the District shall be subject to the Water Conservation and Drought Contingency Plan as adopted by the Board of Directors of the District, and as such Water Conservation and Drought Contingency Plan may hereafter be amended or modified by the Board of Directors of the District.

- c) Plumbing Codes.

All water usage within the District and all water service facilities connecting residential or commercial users to District facilities and all plumbing fixtures in residential or commercial facilities shall be in compliance with plumbing codes as adopted by the District and as may otherwise be adopted by any and all other local, state and federal authorities having jurisdiction over such facilities. Plumbing fixtures shall be installed in compliance with all requirements of the Texas Commission on Environmental Quality and the Texas Health Department, and all facilities shall exclude lead and copper piping as previously prohibited by action of the Board of Directors of the District.

- d) Backflow Preventative Devices.

If a residential or commercial user installs a sprinkler system or pools with automatic backfilling devices, backflow preventers shall be installed by a licensed plumber in accordance with any and all regulations of the District and the Texas Commission on Environmental Quality

- e) Private Wells.
Private water wells may not be used for public consumption of water within the District; however, if a property owner drills a well for non-consumption purposes, such must be done in accordance with all the rules and regulations of the Texas Commission on Environmental Quality. Further, such wells shall be installed with an air separation between water well lines and District facilities. No discharge of well water into the District's sanitary sewer system is permitted.
- f) Water Extensions.
The cost of the installation of water lines beyond the existing service lines of the District as of the effective date of this Order to any residential or commercial user or any undeveloped area within the District shall be the sole responsibility of the property owner and/or developer requesting service. Further, such installation of water distribution lines shall be installed by the property owner and/or developer requesting service to such specifications and subject to such inspections as may be required by the District.
- g) No Service to Temporary Residential or Commercial Structures.
No service from the District's water system shall be permitted to be connected to any non-permanent residential or commercial structures located on any property within the District. The District acknowledges that due to deed restrictions and /or land use restrictions applicable to properties within the District including but not limited to deed or land use restrictions applicable to the various sections within Pinewood Estates, such non-permanent residential or commercial structures are not allowed. Concurrently, no sewer service shall be allowed to be connected by service line to the District's sewer system to any such non-permanent residential or commercial structure within the District. The District may discontinue water service and/or sewer service to any non-permanent residential or commercial structure to which the District finds that water and/or sewer service has been extended by providing not less than thirty (30) days prior written notice to any customer to discontinue water and/or sewer service to a non-permanent residential or commercial structure within the District.
- h) Service to Secondary Structures on Property.
Any secondary structures located on the same lot or property which contain living quarters shall have an independent water and sewer tap. The secondary tap fee shall be installed at the prevailing rate for installation of new taps.

SECTION 13 – EXCLUDED FLOW AND WASTE

- a) Non-biodegradable products will not be allowed to be discharged into the District's sewer system, including mud and debris accumulated during service line installation.

- b) No industrial waste other than domestic sewage shall be discharged into the District's sewer system unless approved in writing by the Board of Directors.
- c) No toxic wastes which would damage the collection and treatment facilities, or wastes which would interfere with the waste treatment process shall not be discharged into the District's sewer system.
- d) Industrial wastes shall not be diluted by unnecessary use of process water, or by adding unpolluted water, before discharging into the District's sewer system. No unpolluted cooling water shall be discharged into the District's sewer system.
- e) No downspouts, yard or street drains, or gutters will be permitted to be connected into the District's sewer system.
- f) No ground water drains, foundation drains, or other subsurface drains shall be connected into the District's sewer system.
- g) Swimming pool drains are not allowed to be tied into the District's sewer lines. All discharge lines shall be installed as to not create a nuisance to or damage to adjacent properties and should be routed so that the discharge line terminates in the roadside drainage ditch at the customer's property adjacent to the street or road.
- h) No effluent drains from existing and/or abandoned septic tanks or field lines will be permitted to remain in service.

SECTION 14 – CONNECTION OF WATER LINES

- a) Applications for water service connections shall be filed with the District on application forms made available by the District and appropriate fees have been collected.
- b) The District or their representative shall provide a water tap and a standard size water meter. It is the property owner's responsibility to tie into the meter and run their own water service lines

SECTION 15 – CONNECTION OF SEWER LINES

Applications for sewer service connections shall be filed with the District on application forms provided by the District. All applicants requesting sewer service shall grant an easement to the District for installation and maintenance of the Grinder Pump Station and discharge piping from the pump station to the main sewer line.

- a) The customer shall be responsible for stubbing out a minimum of 2 feet of service line measured out from the slab. The District or their representative will connect to the service line stub out and route it to the grinder pump station. All construction and material required to install the Low Pressure Sewer System to a residence or

commercial business and any repairs to the Low Pressure Sewer System, shall be undertaken by the District or their representative and not by the property owner.

- b) An electrical disconnect shall be provided within 10 feet of the grinder pump station. The property owner shall be responsible to provide the proper size and type electrical wire as required by the district.
- c) The District or their representative shall construct all sanitary sewer service from the Grinder Pump Station of a residence or commercial building to the District's sanitary sewer main line. Installation shall include the Low Pressure Sewer System, all sanitary sewer piping, all electrical services from the customer's disconnect to the control panel for the grinder station.
- d) Under no circumstances can any other electrical service be connected into the District's equipment
- e) The installation or maintenance of the Low Pressure Sewer System by the District or their representative may result in the removal of grass, bushes, shrubs, soil or other fixtures. The removal of any soil to the extent necessary may be used to backfill over existing sewer lines and facilities, and the balance of such fill material may be utilized by the property owner for other requirements. The District shall not be obligated to remove or dispose of any fill material removed and not used for backfill in the installation of the Low Pressure Sewer System or otherwise used by the owner. Further, the District nor its personnel, authorized agents or employees will be responsible for the replacement or replanting of any removed grass, fences, bushes, trees or shrubs.
- f) No physical connection of a residence or commercial building to the District's sanitary sewer system shall be made by a property owner, and such physical connection may only be made by the District, its agents or employees.
- g) The property owner shall be responsible for the payment of the following fees and charges relative to the connection of sewer lines:
 - 1) Sewer and tap fees as explained in SECTION 5 – OTHER CHARGES AND FEES
 - 2) The monthly electrical service costs to provide electrical service to the Grinder Pump Station located at the residence or commercial building of a property.
- h) The placement of each Grinder Pump Station shall be within five to ten feet from the foundation of the residence or commercial building. In so much as possible, each property owner shall be consulted as to the final location of the Grinder Pump

Station. The final location of each Grinder Pump Station shall be made solely by the District, its agents or employees based on the practical limitations of construction.

SECTION 16 – STANDARDS FOR SERVICE LINES

The following regulations govern the installation of service lines to residences or commercial buildings within the District:

- a) After the effective date of this Order, all new residential or commercial connections to the District's sewer system shall be made in accordance with Section 15 of this Agreement and shall provide for the installation of a Low Pressure Sewer System and the granting of an easement by a property owner for such installation by the District, its agents or employees.
- b) The following types of piping and fitting material are approved for constructing service lines from the foundation of a residence or commercial building to the Grinder Pump Station:
 - 1) Service pipe extending from the foundation of a residence or commercial building to the Grinder Pump Station shall be Polyvinyl Chloride (PVC) Pipe, SDR 35, as defined in ASTM D-3034, push-on type with factory premolded gasketed joints. All fittings shall be PVC schedule 40 solvent weld joints.
 - 2) Minimum size of service lines should be as follows:

Residential - 3 inches minimum diameter
Commercial - 6 inches in diameter
 - 3) Minimum grades for service lines shall be as follows:

3" or 4" pipe - one foot drop per hundred feet (1%)
6" pipe - six inches drop per hundred feet (0.5%)
8" pipe - four inches drop per hundred feet (0.33%)
 - 4) Maximum grades for service lines shall be as follows:

3" or 4" pipe - two and one-half feet drop per hundred feet (2.5%)
6" pipe - one and one-half feet drop per hundred feet (1.5%)
8" pipe - one foot drop per hundred feet (1%)
 - 5) Service lines shall be constructed to true alignment and grade and warped and sagging lines will not be permitted.

6) Maximum depth of service lines exiting the slab:

Service lines shall not exit the slab at a depth greater than 36" measured from the finish slab elevation to the center of the service line.

- c) The building tie-on connection shall be made directly to the stub-out from the building plumbing at the foundation on all waste outlets. Water-tight adapters of a type compatible with the materials being joined shall be used at the point of connection of the service line to the residence or commercial building plumbing. No cement grout materials shall be permitted.
- d) All residential or commercial building drains and sewers leading to the District's sewer system shall be maintained so as to exclude any ground or service water from entering the sewer system. The District shall require the owner of these facilities to immediately correct at his own cost and expense any leaks or other conditions allowing the entry of ground water into the sewer system. This provision shall apply whether such leaks or conditions existed prior to the effective date of this Order or occur at a later date.
- e) To the extent not specified herein, all plumbing required to provide water and/or sanitary sewer service to residential or commercial connections to the District's utility system shall be with facilities and equipment which are in compliance with the most current revision to the 2015 National Standard Plumbing Code ("NSPC"). The current revision of the Standard Plumbing Code and its succeeding revisions (the "Code") is hereby adopted and declared to be operative as the plumbing code of the District, again, save and accept the portions that may be modified or amended by specific provisions of this Order.
- f) If any residential or commercial service fails to comply with the terms of this Order, or with any other customer service agreements or orders of the District, the District shall, at its option, either terminate utility service to such non-compliant service or properly install, test and maintain associated with the enforcement of this Order shall be billed to the residential or commercial customer.

SECTION 17 – SEWER SERVICE EXTENSIONS

The cost of the installation of additional sanitary sewer lines beyond the existing service lines of the District to newly developed areas within the District shall be the responsibility of the property owner and/or developer of property requesting service from the District except as herein specified:

- a) The District shall not be responsible for any cost or installation of sewer system collection lines beyond the lines installed during the 1996 Sewer System Improvements Project. These costs shall be the responsibility of the property owner or developer requesting service with the District.

- b) Other than the installation of the sewer collection lines referenced in this Section, all service lines, collection lines and sanitary sewer facilities used to collect and discharge sewer to the sanitary sewer system of the District, shall be installed by the District or their representative. The line extensions must meet material and installation specifications and are subject to such inspections as may be required by the District.
- c) All sewer system improvements or extensions to the District's Low Pressure Sewer System shall be constructed to exclude ground and surface drainage. Any newly constructed sewer lines and facilities shall be tested at the expense of the property owner or developer requesting service by means of low pressure air testing or infiltration/exfiltration testing. No sewer extensions shall be incorporated into the District's sewer system until they have been tested and found acceptable. These provisions shall apply to all service extensions whether constructed at the expense of the District, a property owner or developer.

SECTION 18 – VALIDITY

All orders or parts of orders in conflict herewith are hereby repealed. If any section or provision of this Order, or the application of same to any person or set of circumstances is invalidated or rendered unenforceable by a court of competent jurisdiction, such judgment shall not affect the validity of any remaining parts of the Order which can be given effect without the invalidated part or parts, or their application to other persons or sets of circumstances.

This Order shall take precedence over any agreements or any portions of agreements between the District and one or more users.

SECTION 19 – PENALTIES

- a) If any person violates any provisions of this Order, and thereby violates a state or federal statute or injunction, the District may seek prosecution of that person in the appropriate state or federal court and may seek such penalties as are prescribed by that statute or injunction.
- b) The District may disconnect water and/or sewer service to any user discharging prohibited wastes according to Section 2.
- c) If any person violates any provision of this Order, and the violation is not punishable in state or federal courts, the District may seek an injunction for specific action and/or damages in the appropriate state or federal court.
- d) Water service will not be provided by the District until all requirements for service connections have been met.

SECTION 20 – EFFECTIVE DATE

This Order shall be in force and effect from and after its final passage, approval, subject to recording and publication as provided by law.

PASSED AND APPROVED THIS 21st day of November, 2023.

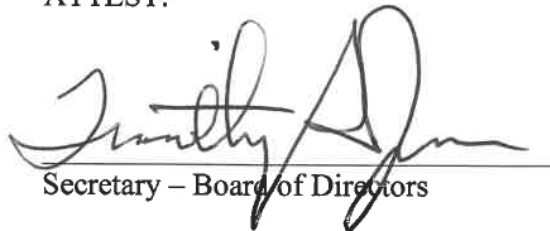
HARDIN COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 1

(District Seal)



President – Board of Directors

ATTEST:



Secretary – Board of Directors