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## 3. GENERAL PROVISIONS AND REGULATIONS

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### 3.01 Validity of the District Code

If any part, section, subsection, paragraph, sentence, clause or phrase of the District Code is held invalid or unconstitutional for any reason by a court of law having jurisdiction, that decision does not affect the validity or constitutionality of the remainder of the District Code. The Board of Directors declares that it would have adopted each provision of the District Code irrespective of the validity of any other provision.

### 3.02 District Personnel Duties

**Delegation of Authority:** The General Manager shall administer, implement and enforce the provisions of the District Code. Any powers granted to or duties imposed on the General Manager may be delegated by the General Manager to persons in the employ of and/or acting in the general interest of the District.

**Identification:** All District personnel shall identify themselves upon request when entering the work site or property for any inspection of work or other purposes required or provided for by the District Code.

**Access:** The District or its authorized agents or employees shall have access at all reasonable times to enter the customer's premises for any purpose properly connected with the providing of water service, including inspection of the same to determine that the District Code and Ordinances are being observed.

No person shall place on any water pipeline, or pipeline easement, any obstruction, such as wires, fences, trees, or buildings, which may impede or otherwise interfere with the District's ready access to any portion of the Water System owned by the District. Upon the District's written request, such obstruction shall be immediately removed by the owner or their agent at no cost to the District or, at the District's option, shall be removed by the District at the owner's expense.

### 3.03 Water System Installation

**Minimum Water System Facility Standards:** Facilities shall be so designed as to maintain constant pressure integrity and not allow infiltration of contaminants, pollutants, ground water, surface water or other constituents of any type or amount that would degrade the product or impact public health or safety. The General Manager shall consult with the health officers and officials of public agencies, and from time to time, promulgate standards, which may vary according to location, topography, physical conditions, and other pertinent factors.

**Winter Construction:** No water construction or excavation, other than work performed in emergency conditions, shall be performed during winter conditions. **Determination of winter**

**conditions shall be the sole responsibility of the District** and made by the General Manager. Winter conditions generally run from October 15<sup>th</sup> through April 15<sup>th</sup>.

If allowed by the District, a trench may be excavated for installation of a water pipeline only when:

- An appointment is scheduled for a visual inspection during normal working days and hours.
- The trench must be backfilled the same day as the visual inspection. This may require another inspection to verify completion of backfill.
- Above ground water system must be insulated/protected against frost and/or freezing. Call-outs for water system repair will be charged at cost plus.

**Notice of Noncompliance:** Whenever any construction is being performed contrary to the provisions of the District Code, the General Manager shall issue written notice to the responsible party to stop work on that portion of the construction on which the violation has occurred. No work shall proceed on that portion until corrective measures have been taken and approved by the General Manager.

**Mandatory Water System Connections:** All buildings requiring public water facilities, as defined in the Uniform Building Code and/or the District Code, shall be connected to the District Water System facilities when available.

Availability shall mean review and acceptance for service provision by the District and a District water system with uncommitted capacity within 200 feet of the property. Once connected the further maintenance and use of private well systems, potable water storage tanks and other on-site water supply facilities contained on any property within 200 feet of a District Water System shall be allowed only by written consent of the General Manager and may be declared a public health hazard by the General Manager.

The owner or their agent at their sole risk and expense shall accomplish connection to the District's Water System facilities:

- Within 1 year, following written notification by the District, in the event the dwelling is serviced by a water supply other than the District's facilities.

The customer or user shall at their sole risk and expense remove from service and render harmless any and all well systems, potable water storage supply tanks, and other on-site water supply facilities in accordance with Placer County/District Regulations, the Uniform Plumbing Code and any State law, within 1 day following the date the dwelling is connected to the District's Water System facilities. Exemptions may be allowed if provisions detailed in the Cross-Connection Control, Section 8 are met and District verification and written approval is completed for all abandoned water facilities (see Abandoned Water System Facilities, Section 7.12, page 33).

### **3.04 Multiple Units on Same Premises**

Separate houses, buildings, living or business and commercial quarters, or adjoining premises under a single control or management may be provided with water service, at the discretion of the District, by any of the following means:

- Through separate service connections to each unit or combination thereof,
- Through a single service connection to supply the entire premises, or any combination thereof, or units thereon, in which case the combined rate or charge may be applied by the District; such combined rates or charges to be assumed by the applicant unless otherwise modified by agreement or by the District Code.

### **3.05 Joint Service Line Connections**

The shared use of a *private building service line* by two or more parcels shall constitute the drafting, executing, and recording (with the County) of a “Joint Service Line Agreement” between each of the parties sharing the private building service line. Executing and recording of the “Joint Service Line Agreement” shall be the responsibility of the parties involved. Through the “Joint Service Line Agreement”, the parties (owners) agree to share equally the operation, maintenance, and testing costs associated with the shared private building lateral. The “Joint Service Line Agreement” shall be binding upon the heirs, successors and assigns of each of the parcels. The shared line will not constitute a single connection and each parcel or building will pay a separate connect fee and user fee. The General Manager will decide meter requirements.

### **3.06 Easement Abandonment**

All persons requesting an abandonment of easement must submit request to the County of Placer. Formal proceedings per County rules and regulations must be strictly adhered to. The District will not be responsible for any and all costs incurred in the owner’s request for easement abandonment. The owner may incur District charges for any time, materials and overhead costs in the review and processing of said request.

### **3.07 District Records and Maps**

The locations shown on the District's records, maps, as-builts, etc. are believed to be accurate. The District does not warrant that all facilities are located as shown, and does not represent that all facilities are in fact shown.

### **3.08 Liability for Damage to District Water System Facilities**

Prior to and whenever any underground construction is to be performed, the owner or their agent responsible for the proposed excavation shall contact the District and review the appropriate record drawings on file at the Utility Office.

The owner or their agent responsible for the excavation shall:

- Make such calculations, findings and conclusions as may be necessary to determine the approximate location of the District Water System facilities in relationship to the proposed excavation. In the event of conflicting positions, the District Water System facilities shall have prior rights to its location.
- Be responsible for the proposed excavation shall explore for and expose the District Water System facilities using reasonable care. Once the District Water System facilities are exposed, the owner or their agent responsible for the excavation shall verify the clearances and compatibility of the proposed works.
- Be solely responsible for any and all necessary modifications, improvements, expansions or development of, and/or damage to the District's Water System facilities regardless of the cause. This includes consequential damage due to improper pipe protection and backfill procedures.
- **Call Underground Service Alert (1-800-227-2600) 48 hours prior** to any start of excavation.
- Be responsible and liable for all costs involved in the repair of damages to the District Water System facilities caused by said work. The requesting owner or agent shall also be liable for the location of and connection to District's facilities, or in any costs associated with the District provision of services to the requesting party.

### **3.09 Location of Points of Service Inconsistent with District Record Maps**

It is the owner or their agent's responsibility to expose the stub out and determine adequate fall before construction. The service line connection point location shall be

placed in an appropriate vault, meter box or other type as requested by District. During construction, marking stakes shall be placed around all utility facilities. The owner or their agent shall be responsible for maintaining the stake location during any clearing operation.

Whenever the stub out or other point of service is not located as shown on the District's "as-built" or record maps, the District shall assist the owner or their agent, to the extent reasonably possible after reasonable effort has been made by the owner or their agent to locate the stub out or service point, in determining the location by use of surface and underground pipeline detectors. However, the District shall bear no expense for equipment, excavation, time and/or labor expenses incurred by any person in determining the location of stub-outs, service lines, vaults or meter boxes or other District Water System facilities.

### **3.10 Non-existing Service Connections and/or Points of Service Shown on Record Maps**

Before a point of service, which is shown to exist on District map is determined to be "nonexistent," the person attempting to locate the service line connection point shall contact the District for assistance. The District shall not be liable for any expense, equipment, excavation and/or labor incurred by any person in determining the existence or the "nonexistence" of any point of service and/or other facility.

When the District has previously been provided with "as-built" or record maps, and the General Manager has made a determination that no stub out, valve, service line, vault, meter box or point of service exists as shown on the "as-built" or record maps, **the General Manager may:**

- Waive any applicable water main tapping fee.
- Install or cause to be installed a service line at the District's expense, provided there is a water main servicing the property with uncommitted capacity.

### **3.11 Time Limits**

Any time limit provided for in the District Code may be extended by mutual written consent of both the District and the permittee or applicant, or other person affected.