

Lake Hemet  
Municipal Water  
District

**RULES &  
REGULATIONS**

Amended February 20, 2020

# LAKE HEMET MUNICIPAL WATER DISTRICT

## RULES AND REGULATIONS

### I. APPLICATION FOR SERVICE

#### A. **Application.**

Each application for water service must be signed by the person in possession of the property to be served. In addition, the General Manager of the District may, at his or her discretion, require the owner of the property to be served to sign an application for water service. In any case, the property owner shall be ultimately responsible for payment of all rates, fees, and charges, and for compliance with the Rules and Regulations. The application for water service shall include the following information, as applicable:

1. The name and address of the person to whom water bills are to be mailed or delivered.
2. The name and address of the owner, who may be required by the General Manager to sign the application and is ultimately responsible for paying water bills.
3. A copy of the Driver's License or California ID of the person responsible for paying the water bill.
4. The address or location of premises to be served.
5. The date on which the applicant will be ready for service.
6. A phone number for the applicant.
7. The size of the meter.
8. The signature of the applicant and/or property owner on the application, email, or fax for service is their agreement to abide by all Rules and Regulations of the District. District Rules and Regulations are posted on the District's website.
9. Such other information as the utility may reasonably request.

A deposit may be required at the time of application.

The application is merely a written request for service and does not in itself bind the utility to serve except under reasonable conditions, nor does it bind the consumer to take service for a longer period than the minimum requirements of the rate.

An applicant/property owner shall be entitled to make a connection to the District's water system and to commence water service upon approval of an application for water service and payment of the required rates, fees and charges. If the applicant/property

owner fails to complete the connection to the water system and to commence water service, as required by the provisions of the approved application, within two (2) years from the date of approval of the application, then the approved application will be deemed null and void and of no further force or effect. In the event an approved application becomes null and void any rates, fees or charges, which are unexpended by the District shall be refunded to the applicant/property owner along with any interest income earned on said funds. In the event an approved application becomes null and void, the applicant/property owner will be required to: (a) re-apply for a connection to the District's water system and for water service, (b) comply with all application requirements; and (c) pay all rates, fees and charges. Regardless of whether an applicant has obtained an approved application and paid the required rates, fees and charges, these Rules and Regulations and the rates, fees and charges are subject to amendment, revision and modification from time to time at the direction of the Board of Directors of the District.

**B. Individual Liability for Joint Service**

Two or more parties who join to make application for service shall be jointly and individually liable and shall be sent single monthly\* bills. (\*Bi-monthly in Garner Valley.)

**C. Changes in Customer's Equipment.**

Customers making any material change in the size, character or extent of the equipment operations utilizing water service, or whose change in operations results in a large increase in the use of water, shall immediately give the utility written notice of the nature of the change and, if necessary, amend their application.

**II. SPECIAL CONTRACTS**

Contracts, other than applications, may be required prior to service, under the following conditions:

1. When required by provisions contained in a filed rate schedule. The duration of the contract will be that specified in the schedule.
2. When construction of special extension facilities is necessary.
3. For Standby Service for fire service.
4. For connections with other qualified utilities.

**III. SPECIAL INFORMATION REQUIRED**

**A. Contracts.**

Each contract for water service will contain the following provisions:

"This contract shall at all times be subject to such changes or modifications by the governing Board as said Board may, from time to time, direct in the exercise of its jurisdiction."

**B. Customer Bills.**

On each bill for water service rendered by the utility to its customers will be printed, in substance, the regulation on discontinuance and restoration of service.

“A cash deposit may be required to reestablish credit. Service may be discontinued upon failure to pay a bill within 60 days. A reconnection charge may be required.” (See Exhibit “A” for deposit and reconnection charges)

EXAMPLE:

			<u>DAYS</u>	
Billing Date:	02/03/2020	Monday		Mailed
Due Date:	02/23/2020	Sunday	(20)	
Delinquent Date:	02/28/2020	Friday	(26)	2 <sup>nd</sup> Notice mailed
Delinquent Due Date:	04/02/2020	Thursday	(59)	
Shutoff Notice:	03/24/2020	Tuesday	(50)	Mailed
Shutoff Date:	04/03/2020	Friday	(60)	

**C. Deposit Receipts.**

Each receipt for a cash deposit to establish or reestablish credit for service will contain the following statements:

“This deposit will be applied to unpaid balances if service has been discontinued by the utility because of nonpayment of bills and the full amount shall be reestablished before service will be resumed.”

“This deposit, less the amount of any unpaid water bills, will be refunded, without interest, on discontinuance of service. After the deposit has been held for twelve consecutive months, provided service has been continuous and all bills for such service have been paid promptly, the deposit will be refunded without application.”

**IV. CREDIT ESTABLISHMENT**

**A. Establishment of Credit.**

Each applicant, before receiving service, may be required to establish credit by either one of the following methods:

1. A cash deposit to secure payment of water bills as prescribed in the regulation on deposits. An amount equal to the deposit listed in “Exhibit A” shall be collected for each single-family residence and for each unit of a multiple family complex.
2. Use of service for more than one year, during the last twelve months of which the customer paid all water bills promptly without disconnection for nonpayment.

**B. Reestablishment of Credit.**

To reestablish credit, a customer will be required to pay all back bills up to the time service was discontinued. The customer may also be required to pay a reconnection charge and make a cash deposit as described in the regulation on deposits. An amount equal to the deposit listed in "Exhibit A" shall be collected for each single-family residence and for each unit of a multiple family complex.

**V. DEPOSITS**

**A. Establishment of Credit.**

The District may require a deposit from any applicant for service when it believes that to do so would be in the best interest of the District. The District may only require a deposit from a residential applicant if the District determines that the credit worthiness of the applicant makes such a deposit appropriate.

1. The amount required to establish credit for service in such circumstances shall equal the amount described in "Exhibit A" for consumer deposits, for each single-family residence and for each unit of a multiple family complex.
2. To reestablish service, customers may be required to deposit an amount equal to the amount described in "Exhibit A" for consumer deposits for each single-family residence and for each unit of a multiple family complex.
3. Those customers with deposits on hand less than the current rate will be required to pay the difference when turned off for non-payment and before water service can be reconnected. Current rate for consumer deposits is listed in "Exhibit A".

**B. Unpaid Accounts.**

1. Monies received from deposits may be applied to unpaid bills for water service when such service has been discontinued.
2. To reestablish service, customers may be required to deposit an amount equal to the amount described in "Exhibit A" for consumer deposits.

**C. Refund or Disposition of Deposits.**

1. The deposit, less the amount of any unpaid water bills, will be refunded, without interest, on discontinuance of service.
2. After the deposit has been held for twelve consecutive months, provided service has been continuous and all bills for such service have been paid promptly, the deposit will be refunded without application.

## **VI. NOTICES**

### **A. Notices to Customers.**

1. Notices from the utility to a customer will normally be given in writing, and either delivered or mailed to the customer at the last known address.
2. Where conditions warrant and in emergencies, the utility may resort to notification either by telephone, fax, e-mail or messenger.
3. Cut Off Notice is to be mailed no less than 7 business days before discontinuation of residential service.
4. If the customer's mail is returned undeliverable, a notice of imminent cut off of service for nonpayment will be placed in a conspicuous place at the residence.
5. The District shall report the number of annual discontinuations of residential service for inability to pay, on the District's Internet Web site.

### **B. Notices from Customers.**

Notices from the customer to the utility may be given by an authorized representative in writing at the utility's operating offices.

### **C. Owner Only Program.**

The District Owner Only Program was implemented in 1996. As covered in Resolution #482, and the Rules and Regulations of Lake Hemet Municipal Water District, the General Manager may direct staff to require a property owner to sign for water service. The property owner is ultimately responsible for payment of all rates, fees, and charges for water service to property owned by them, per California Water Code Section 71618.

1. As a matter of policy, accounts will become Owner Only accounts if two or more unpaid, past due, tenant or property owner accounts exist.
2. The account will become an Owner Only account if one tenant or the property owner leaves a balance of \$200 or greater.
3. An unpaid bill can trigger this program action if the meter or service has been tampered with or vandalism has occurred. The property owner will be responsible for the cost of any repairs to LHMWD equipment/property.
4. Property owners of all Owner Only accounts must pay a deposit to establish service.

5. A lien may be placed on the property for all past due bills owed to LHMWD.
6. The property owner may be notified of Owner Only status in writing or by phone call.

## **VII. SERVICE CONNECTIONS AND METERS**

### **A. Meter Installation.**

The utility will furnish and install a service and meter of such size and at such locations as the applicant requests, provided such requests are reasonable. The service will be installed from its water distribution main to the curb line or property line of the premises, which may abut on the street, other thoroughfares, or on the utility right-of-way or easement. The meter will be installed at the curb line or property line, not in the sidewalk section or driveway of the property. Charges for new services and meters are payable in advance. See Exhibit "A".

1. Individual metered services. See Exhibit "A".
2. Front Footage Charge.
  - ◆ Residential or commercial. See Exhibit "A".
  - ◆ Fire flows requiring 12" main. See Exhibit "A".
  - ◆ Minimum Frontage. See Exhibit "A".
3. All water meters installed in new developments or phased-in developments must be radio read meters per District specifications. Services in developments, or in phased developments, where all facilities are installed at one time; i.e., pipelines, valves, fire hydrants, service exclusive of meter, etc..., install dry line in open ditch. No reimbursements due. See Exhibit "A".

Prices include a customer-side ball valve. If requested, Lake Hemet Municipal Water District staff will install a customer-side ball valve on existing service for customer convenience. See Exhibit "A". Prices are based on a 2-man crew working for two hours. Latent underground, unforeseen contingencies or unusually difficult installations may be cause for additional cost to be incurred by the customer. All services larger than 1" will be estimated on a project-by-project basis with varying costs to cover all construction related contingencies.

Note: Only duly authorized employees or agents of the District will be permitted to install a service connection from the utility's main to the customer's premises.

**B. On-site Water Connection.**

It shall be the customer's responsibility to connect the on-site water system to the meter after service and meter installation by the utility.

**C. Meter Seals.**

The District may seal all meters at the time of installation and no seal shall be altered or broken except by one of its authorized employees or agents.

**D. Reserved Right.**

The District reserves the right to meter any service and apply the established metered rates.

**E. Change in Location of Meters and Services.**

1. Meters or services moved for the convenience of the customer will be relocated at the customer's expense.
2. Meters or services moved to protect the District's property will be moved at the utility's expense.

**VIII. WATER SYSTEM FACILITIES CHARGE**

**A. Applicability.**

The water system facilities charge shall be paid by the property owner, or the duly authorized representative of the property owner, who is applying for water service to any residence or commercial establishment to be constructed on lots or parcels within the area where the District serves water. If a property currently has service installed, the current owner or developer shall be granted a single Equivalent Dwelling Unit (EDU) credit.

**B. Calculation of Applicable Charge.**

1. The water system facilities charge shall be in an amount per Equivalent Dwelling Unit (EDU). See Exhibit "B".
2. To calculate the total water system facilities charge for any development, an "EDU multiplier" is multiplied by the number of acres to be developed and that product is multiplied by the charge. See Exhibit "B".
3. The appropriate EDU multiplier can be obtained by referring to the EDU Facilities Fee Chart identified as "Exhibit 'B' of this document.



4. The EDU multiplier is based on residential development of one (1) acre of land. The EDU per acre is determined by reference to the density of units/numbers of units per acre to be developed. For commercial/institutional developments (commercial, industrial, institutional, public and church), the EDU density multiplier is 4.33 units per acre.
  5. A residential development that includes landscaped public areas shall be charged one EDU per inch of meter size used to irrigate said landscaped area.
  6. For a commercial development of less than one (1) acre, the EDU multiplier shall be calculated by multiplying the fraction of the acre to be developed, by 4.33. For any residential development on less than one (1) acre, the EDU multiplier shall be 1.00 per dwelling unit.
- Water system facilities charges can change from time to time at the direction of the Board of Directors and are reasonably related to current costs for water system facilities, in accordance with California law.
  - All current and applicable water system facilities charges are to be paid by the current property owner or developer, or the duly authorized representative of the property owner or developer. "Grandfathering" of outdated water system facilities charges or crediting prior payment, as satisfaction of current water system facilities payment, is not allowed except as prior payment may be credited against current water system facilities charges pursuant to Subsection A above. In addition, any interest income earned from the investment of said outdated water system facilities charges may be credited against current water system facilities charges.
  - Up sizing of water mains due to the development or property need (water demand), and other facilities not covered by the facilities charges, are fully funded by the developer or property owner.

Such facilities charges shall be paid at the time that money is deposited with the District for service and/or construction of facilities and prior to approval of an application for service.

### **C. Conditional Use Agreement and EDU/Frontage Waiver.**

For properties being considered for restricted agricultural use, typically smaller than one (1) acre, the District may, in its discretion, postpone the collection of the Water System Facilities Charge, EDU and Frontage fees, until the property is to be developed. A metered service shall be extended to the property line at owner's expense. The service shall carry no "grandfathered" credit for the Water System Facilities Charge, EDU or Frontage, because of the postponement of said current fees by the District. No habitable structure, whether permanent or mobile, shall be placed on the property. Construction or placement of habitable structures on the subject property shall constitute a breach of these

Rules and Regulations and shall necessitate the payment of all applicable Water System Facilities Charges, EDU and Frontage fees in full. If the owner desires to develop the property, he shall pay in full, the current Water System Facilities Charges, EDU and Frontage fees. Upon sale of the property, and the new owner elects not to continue under this Conditional Use Agreement, and desires to develop the property, he shall pay all applicable Water System Facilities Charges, EDU and Frontage fees.

**IX. SEWER POLICY: Policy Regulating the Use of Public Sewers**

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**SECTION 1: Definitions**

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

- 1.1 **Applicant** shall mean the person making application hereunder and shall be the owner of the premises involved or his authorized agent.
- 1.2 **Board** shall mean the Board of Directors of Lake Hemet Municipal Water District.
- 1.3 **Building Drain** shall mean that part of the lowest horizontal piping to a drainage system which receives the discharge from soil, waste, and other drainage pipes

- inside the walls of the building and conveys it to a point two (2) feet outside the exterior wall of said building.
- 1.4 Building Sewer shall mean the extension from the building drain to the point of connection with the lateral sewer.
  - 1.5 Combined Sewer shall mean a sewer receiving both surface water runoff and sewage.
  - 1.6 Contractor shall mean an individual, firm, corporation, partnership or association duly licensed by the State of California to perform the type of work to be done under the permit.
  - 1.7 County shall mean the County of Riverside, California.
  - 1.8 Collection Sewer shall mean the sewer to which laterals are joined and which is 10 inches or smaller in diameter.
  - 1.9 District shall mean the Lake Hemet Municipal Water District or its officers or representatives, when in the exercise of their official duties.
  - 1.10 General Manager shall mean the General Manager of Lake Hemet Municipal Water District or his authorized deputy.
  - 1.11 Lateral Sewer shall mean the portion of a sewer lying within a public right-of-way or easement connecting a building sewer to a common collection line carrying waste from two or more sources.
  - 1.12 Permit shall mean any written authorization required pursuant to this or any other regulation of the Board.
  - 1.13 Public Sewer shall mean a sewer in which all owners of abutting properties have equal right and is controlled by public authority.
  - 1.14 Sanitary Sewer shall mean a sewer, which carries sewage, and to which storm, surface and ground waters are not intentionally admitted.
  - 1.15 Sewage shall mean a combination of water-carried wastes from residences, business buildings, public buildings, institutions and industrial establishments.
  - 1.16 Sewage Treatment Plant shall mean any arrangement of devices and structures used for treating sewage.
  - 1.17 Sewerage Works shall mean all facilities for collecting, pumping, treating and disposing of sewage.
  - 1.18 Sewer Inspector shall mean the person who shall perform the work of inspecting sewage facilities under the jurisdiction or control of the District.
  - 1.19 Sewer shall mean a pipe or conduit for carrying sewage.

- 1.20 Single Family Unit: A single family is defined to mean and refer to the place of residence for a single family. Property improved for multi-family purposes shall constitute the number of units that the facilities thereon provide in number of single-family units.
- 1.21 Shall is mandatory. May is permissive.

## SECTION 2: General Rules

- 2.1 Purpose. This resolution is intended to provide rules and regulations for the use and construction of sewage facilities hereinafter installed, altered or repaired within or connecting to the District. This resolution shall not apply retroactively and in the event of an alteration or repair hereinafter made, it shall apply only to the new materials and methods used therein.
- 2.2 Rules and Regulations. The following rules and regulations respecting sewer construction and disposal of sewage and drainage of buildings and connections to the sewage works of the District are hereby adopted, and all work in respect thereto shall be performed as herein required and not otherwise. The Board may, from time to time, alter, add to, or delete from these rules and regulations, and adopt standard requirements for the design and construction of sewers, which shall thereupon become a part hereof.
- 2.3 Violation Unlawful. Following the effective date of this resolution, it shall be unlawful for any person to connect to, construct, or install or provide, maintain or use any other means of sewage disposal from any building in the area served with sewers by said District except by connection to a public sewer in the manner as in this resolution provided, except as herein otherwise provided.
- 2.4 Protection from Damage. No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance or equipment that is a part of District Sewerage Works. Any person violating this provision shall be subject to the penalties provided by law.
- 2.5 Liability for Violation. Any person violating any of the provisions of this resolution, rules and regulations of the District.
- 2.6 Public Nuisance. Continued habitation of any building or continued operation of any industrial facility in violation of the provisions of this or any other resolution, rule or regulation of the District is hereby declared to be a public nuisance. District may cause proceedings to be brought for the abatement of the occupancy of the building or industrial facility during the period of violation.
- 2.7 Disconnection. As an alternative method of enforcing the provisions of this or any other resolution, rule or regulation of the District, the District shall have the power to discontinue District water service to said premises during the period of violation. Violator shall pay to the District reconnection fees as set forth in the rules and regulations of the Lake Hemet Municipal Water District.

- 2.8 Means of Enforcement Only. The District hereby declares that the foregoing procedure is established as a means of enforcement of the terms and conditions of its resolution, rules and regulations, and not a penalty.

### SECTION 3: Use of Public Sewers

- 3.1 Types of Wastes. All wastes discharged into sanitary sewer shall comply with the regulations adopted by Eastern Municipal Water District.

### SECTION 4: Power and Authority of Inspector

- 4.1 Duly authorized employees of the District shall be permitted to enter all private properties through which the District holds an easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair and maintenance of any portion of the sewerage works lying within said easement. All entry and subsequent work if any on said easement shall be done in full accordance with the terms of the easement pertaining to the private property involved.
- 4.2 The duly authorized employees of the District bearing proper credentials and identification shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling and testing in accordance with the provisions of this resolution.
- 4.3 While performing the necessary work on private properties referred to in Section 4.1 above, the duly authorized employees of the District shall observe all safety rules applicable to the premises established by the occupant and the occupant shall be held harmless for injury or death to District employees and the District shall indemnify the occupant against loss of damage to his property by District employees and liability claims and demands for personal injury or property damage asserted against the occupant and growing out of inspection, sampling or gauging operations, except as such may be caused by negligence or failure of the occupant to maintain safe conditions.

### SECTION 5: Permits and Charges Regarding Sewer Connections

- 5.1 Permit Required. No unauthorized person shall make connection to any public sewer without first obtaining a written permit from the District and paying all fees and connection charges as required by this resolution.
- 5.2 Application for Permit. Any person legally entitled to apply for and receive a permit shall make such application on forms provided by the District for that purpose. Applicant shall provide the plans, specifications, drawings, descriptions or information deemed necessary to comply with the specifications of the District. An applicant/property owner shall be entitled to make a connection to the public sewer system and to commence sewer service upon approval of an application for a permit for sewer service and payment of the required rates, fees and charges. If the applicant/property owner fails to complete the connection to the public sewer system and to commence sewer service, as required by the provisions of the approved application, within two (2) years from the date of approval of the application, then the approved application will be deemed null and void and of no

further force or effect. In the event an approved application becomes null and void, any rates, fees or charges, which are unexpended by the District, shall be refunded to the applicant/property owner along with any interest earned on said funds. In the event an approved application becomes null and void, the applicant/property owner will be required to: (a) re-apply for a connection to the public sewer and for sewer service; (b) comply with all application requirements; and (c) pay all rates, fees and charges. Regardless of whether an applicant has obtained an approved application and paid the required rates, fees and charges, these Rules and Regulations and the rates, fees and charges are subject to amendment, revision and modification from time to time at the direction of the Board of Directors of the District.

- 5.3 Connection Charges. Upon approval by the District of such application and plans, the District shall determine the connection charge to be levied in respect to said application. Said connection charge shall include, but not be limited to, any sum for which the District is obligated to pay under any reimbursement contract for such connections, as well as necessary inspection fees. Said connection charge and inspection fee shall be in the amount, or amounts, as established by the District from time to time.
- 5.4 Connection to Line Extension. Any property owner who shall apply for permit to connect to said extension at time of installation shall pay to the District his pro-rata share, cost of the lateral sewer, permit and inspection fee. Any property owner, who shall apply for a permit to connect to said extension after installation is complete, shall pay in advance to the District a fee per front foot, plus there must be proof of payment for any necessary fees to Eastern Municipal Water District. See Exhibit "C".
- 5.5 Agreement. Applicant's signature on an application for any permit shall constitute an agreement to comply with all the provision terms and requirements of this or other resolutions, rules and regulations of the District, and with plans and specifications he has filed with his application. Such agreement shall be binding upon the applicant and may be altered only by the District upon written request for the alteration from the applicant.
- 5.6 Inspection. All sewer construction work shall be inspected by an inspector acting for the District to ensure compliance with all requirements of the District. The applicant shall construct or cause to be constructed the necessary sewer facilities in accordance with the plans and specifications as were approved by the District. It shall be the duty of the person doing the work authorized by permit to notify the office of the District not less than twenty-four (24) hours prior to commencement of said construction.
- 5.7 Ownership of Sewers. Title to all such installed sewer trunks, collection lines, laterals and appurtenant works, except building drains and building sewers, shall be vested in the District.
- 5.8 Liability for Cost. Both the owner and the person making the connection shall be liable to the District for all fees, costs and expenses incidental to the installation and connection of all sewer or other work for which a permit shall be issued. The owner

shall indemnify the District for any loss or damage that may directly or indirectly be occasioned by the work.

#### SECTION 6: Connection to Public Sewers

- 6.1 Permit Required. No person shall make a connection to any public sewer without first obtaining a written permit from the District and paying all fees and connection charges as required in the Service Charge Resolution of the District.
- 6.2 Construction Requirements. Construction of building sewers and lateral sewers shall be in accordance with the requirements hereof.
- 6.3 Separate Sewers. Every building or industrial facility must be separately connected with a public sewer if such public sewer exists in the street upon which the property abuts or in an easement which will serve said property. However, one or more buildings located on a lot or parcel of land belonging to the same owner may be served with the same side sewer during the period of said ownership. Upon the subsequent subdivision of said lot and sale of a portion thereof, the portion not directly connected with such public sewer shall be separately connected with a public sewer and it shall be unlawful for the owner thereof to continue to use or maintain such indirect connection.
- 6.4 Cleanouts. Cleanouts in building sewers shall be provided where the building sewer joins the building in accordance with the rules, regulations and resolution of the District. All cleanouts shall be maintained watertight.
- 6.5 Grease Traps. Shall be installed in accordance with Eastern Municipal Water District rules and regulations and maintained/repared by property owner.
- 6.6 Plumbing Too Low. In all buildings in which the plumbing system is too low to permit gravity flow to the public sewer, sanitary sewage carried by the building, buildings, or development, sewer shall be lifted by artificial means and discharged to the public sewer at the expense of the owner.
- 6.7 Connection to Public Sewer. The construction of the lateral sewer and the connection thereof in the public sewer shall be made by a duly licensed contractor or District. It shall be connected at the lateral or 'Y' branch, if such lateral or 'Y' branch is available at the suitable location. Where no properly located 'Y' branch is available, a neat hole may be cut into the public sewer to receive the lateral sewer, with entry in the downstream direction at an angle of about forty-five degrees. (45°). The Wye saddle shall be used for the connection and in no case shall the pipe protrude inside the main sewer. The invert of the building or lateral sewer at the point of connection shall be at a higher elevation than the invert of the public sewer. A smooth neat joint shall be made, and the connection made secure and watertight by encasement in cement mortar, or other approved means of installing Wye. The connection to the public Sewer shall be made in the presence of the Inspector and shall be subject to his approval. Any damage to the public sewer shall be repaired at the cost of the applicant to the satisfaction of the Inspector.

- 6.8 Protection of Excavation. All excavations for a lateral sewer installation shall be adequately guarded with barricades or lights so as to protect the public from hazard.

Streets, sidewalks, parkways and other property disturbed in the course of the work shall be restored in a manner satisfactory to the District and the County or any other person having jurisdiction thereover.

- 6.9 Maintenance of Side Sewers. The owner of the property served shall maintain side sewers.
- 6.10 Testing. All lateral sewers shall be tested in the presence of the Inspector by filling the line with water and inspecting for excessive leakage, as set forth within standard specifications of the District. The person constructing the sewer shall furnish fittings, plugs, water and labor for testing. All lines showing excessive leakage shall be repaired or replaced at the expense of the person doing the work and shall be done to the satisfaction of the Inspector.

#### SECTION 7: Public Sewer Construction

- 7.1 Permit Required. No person shall construct, extend or connect to any public sewer without first obtaining a written permit from the District and paying all fees and connection charges and furnishing bonds as required. The provision of the Section requiring permits shall not be construed to apply to contractors constructing sewers and appurtenances under contracts awarded and entered into by the District except as provided in the Sewer Service Charge ordinance of the District.
- 7.2 Subdivisions. The requirements of any resolution of District enacting rules and regulations covering subdivision, insofar as they relate to public sewer construction, are incorporated herein and become a part hereof and shall be complied with by any person constructing, extending or connecting to any public sewer. All sewers constructed in rights of way or easements shall be conveyed to and owned by the District.
- 7.3 District Standards. Wherever the standards for sewer construction of any public entity do not meet the minimum standards of the District, the standards of the District shall prevail.
- 7.4 Unusual Conditions. Any and all unusual conditions or situation shall be referred to the General Manager for study and recommendation, before permit is issued.

#### SECTION 8: Main Sewer Line Extension

- 8.1 Application. Any owner of one or more lots or parcels, or subdivider of a tract of land, desiring the extension of one or more mains to serve such property, shall make a written application therefore to District, said application to contain the legal description of the property to be served and tract number thereof, and any additional information which may be required by District, and be accompanied by a map showing the location of the proposed connection.



- 8.2 Extension Required. The owner of all houses, buildings, or properties (subdivisions) used for human occupancy, employment, recreation, or other purposes, situated within the District and abutting on any street, alley or right-of-way in which there is now located or may in the future be located a public sanitary sewer line of the District is hereby required to extend said sewer line to the farthest property line and connect said houses, buildings or properties thereto, provided that said public sewer is within the following distance of the nearest property lines:
- a. Two hundred (200) feet of one (1) house or building
  - b. Three hundred thirty (330) feet of a multi-lot development, more than one (1) and not exceeding four (4) lots.
  - c. Six hundred sixty (660) feet of subdivision in excess of four (4) lots.
  - d. Other type developments will be treated separately.
- 8.3 District Lines. All sewer main extensions shall be constructed in accordance with the Lake Hemet Municipal Water District Regulations and shall be and remain the property of the District.
- 8.4 Advance Cost. When the Board so determines, the applicant shall advance to District the amount of such estimate and the line shall be installed by District.
- 8.5 Refund Agreement in Reimbursement Areas. Whenever the Board of Directors finds that a proposed sewer line described in the application lies within streets or areas that might reasonably appear to be benefited by the proposed line; and whenever the applicant finances the cost of the line from his own funds; the District shall enter into a reimbursement agreement with the applicant for a period not to exceed ten (10) years; (Amended September 11, 2001) whereby the District may collect connection charges to reimburse the applicant for the funds he has advanced, at such time as others within the street or areas connect to the sewer line. Charges for connection to lands within the reimbursement area shall be per front foot for the frontage of the property abutting the sewer. Total reimbursements shall not exceed the cost of line installed. Total reimbursements shall not include deposits made as frontage charges. Frontage charges are not reimbursable. See Exhibit "C" for front foot charges.

There shall be no reimbursement provisions for end extensions of existing sewer lines.

There shall be no provisions for either frontage charges or reimbursements within a subdivision or development.

Frontage charges are applicable on all boundary or community sewer systems regardless of what design configuration a development may take. The existing system will be considered a benefit to the developed parcel.

Entire frontage shall be paid regardless of frontage covered by sewer unless subject property is a single parcel, privately owned, located on a street corner. Such a parcel will pay a frontage fee for the side that abuts a Lake Hemet Municipal Water District sewer. If both sides of said corner parcel abut a Lake Hemet Municipal Water District sewer, the longer side only will be paid. Street widths will not be considered when calculating corner parcel frontages. Geographic conditions will

not be taken into consideration when computing street frontages. If said privately owned corner parcel is split or developed then the entire frontage remaining unpaid shall be paid (Amended September 11, 2001).

- 8.6 Enforcement. Enforcement of the provisions of this article shall be accomplished where necessary by cooperation with the County. (Amended September 11, 2001).

## SECTION 9: Subdivisions

- 9.1 Application. A person desiring to provide a sewer system within a tract of land, which he proposes to subdivide, shall make written application therefore.
- 9.2 Id.-Contents. The application shall state the number of the tract, the name of the subdivision, and its location. It shall be accompanied by a copy of the final map, and of the plans, profiles and specifications for the street work to be done therein.
- 9.3 Investigation. Upon receiving the application, the General Manager shall make an investigation and survey of the proposed subdivision of the proposed sewer system thereof.
- 9.4 Subdivisions, Tracts or Housing Projects-Deposit. The subdivider shall advance to District the estimated cost necessary to install the sewer mains, manholes, 'Y' branches and laterals and other facilities required when District contracts for the installation of said sewer lines. Where private contracts are proposed between the subdivider and a private contractor, the advance of said funds to said District shall not be required.
- 9.5 Specifications and Construction. The size, type and quality of materials and location of the lines shall be specified by the District Sewer Department and the actual construction will be done by the Sewer Department or by a contractor acceptable to it, supervised and inspected by the District.
- 9.6 Adjustment. Adjustments of any substantial difference between the estimated and actual quantity of facilities installed shall be made at or before the completion of the installation. Any excess shall be refunded to the subdivider and any shortage will be paid by subdivider to the District.
- 9.7 Property of District. All facilities shall be the property of District and the total amount of credits and refunds shall not exceed the original deposit.
- 9.8 Plan Checking Charge. Any person desiring plan checking shall pay to the Lake Hemet Municipal Water District the charge(s) as requested by this section. See Exhibit "B" for plan check charges.

Applications are available in the office of the District and are to be filled out by the engineer submitting the plan.

- 9.9 Inspection Charge. Before granting any permit for the construction of a main line sewer and appurtenances, and, whenever required by the District, any industrial waste treatment or disposal facility, the applicant shall pay the following charge(s) to cover the cost of a field inspection of the proposed construction. See Exhibit "C" for inspection charges.

Sewage pumping plants and industrial waste treatment or disposal facilities: A 5% charge will be added to the total valuation thereof.

- 9.10 Required Prints. Before a construction-Inspection Permit will be issued, the Engineer will submit to the District two (2) sets of blue line prints.

The above sets of prints are for use by District Office and Inspector only. The Engineer will furnish the required prints to the Sewer Contractor, subdivider, and all other agencies requesting prints prior to and during construction.

#### SECTION 10: Sewer Rental Charges

- 10.1 The amount to be charged to each user of the public sewer shall be at the rate schedule for such use as determined from time to time by the District Board of Directors. Billed monthly in conjunction with, and shown separately, on the monthly water bill, said service charge includes a charge due Eastern Municipal Water District. See Exhibit "C".

- 10.2 Single Family Residence. See Exhibit "C" for cost per month.

- 10.3 Multiple Residence. With a single service lateral.

- a. Permanent Occupancy. The monthly sewer rental charge shall be based on the prevailing sewer rental charge for a Single-Family Residence times the number of units.
- b. Transient Occupancy (Motels). The monthly sewer rental charge shall be based on the prevailing sewer rental charge for a Single-Family Residence times the number of units served, divided by three (3).
- c. Trailer Parks-Rental Type. The monthly sewer rental charge shall be based on the prevailing sewer rental charge for a Single-Family Residence, times the average number of occupied trailer spaces in said park (to be adjusted semi-annually), divided by 1.5 (2/3 of Single-Family Residence).
- d. Trailer Parks-Individually Owned. The monthly sewer rental charge shall be based on the prevailing sewer rental charge for a Single-Family Resident.
- e. Commercial Developments. Using in excess of 3,000 cubic feet of domestic water per month. The monthly sewer rental charge for such service shall be determined by special investigation and study by the District and shall be based on the water consumption in cubic feet divided by 3,000 times the prevailing sewer rental charge for a Single-Family Residence.

Schools. The monthly sewer rental charge applicable to all schools (both public and private) shall be computed on the number of students, teachers and employees. For purposes of rate schedule, the average student enrollment and number of students, teachers and employees shall be determined as of the first day of the second semester of each school year, which figure shall be used as the basis for computing monthly sewer rental charges to be paid throughout the year. See Exhibit "C" for rate schedule.

#### SECTION 11: Validity

- 11.1 All ordinances or resolutions, or parts of ordinances or resolutions, in conflict herewith are hereby repealed.
- 11.2 The invalidity of any section, clause, sentence or provision of this resolution shall not affect the validity of any other part of this resolution, which can be given without such invalid part or parts.

**X. OWNERSHIP**

The service connection, including meter, whether located on public or private property, is the property of the District, and the District reserves the right to repair, replace and maintain it, as well as to remove it, upon discontinuance of service.

**XI. MAINTENANCE**

The service connection, including the meter and the meter box, will be repaired and maintained by the District at its expense, but the District is not responsible for the installation and maintenance of water lines beyond the end of its service connection and meter box installation.

**XII. REPLACEMENT**

If a service and meter are found to be inadequate after some period of use, said meter may be replaced at recorded cost of meter, plus \$25.00 installation charge, assuming meter size is one inch or less. For meters larger than one inch, changes shall be made at cost plus applicable labor and overhead. Credit will be received for recorded meter cost of initial installation less depreciation at five percent (5%) per year. If the service is less than one inch, cost of replacing service shall be additional.

**XIII. SERVICES, METER BOXES AND METERS IN NEW PARCELS AND SUBDIVISIONS**

Service installations, including meter boxes and meters when made at the request of the developer before completion of the tract shall be the responsibility of the developer until the tract is finalized. If the meter or other facilities are damaged or required to be reset, the developer shall pay the cost of making repairs or resetting.

**XIV. MULTIPLE UNITS**

**A. Number of Service to Separate Premises.**

Separate premises under single ownership and/or management will be supplied through individual service connections unless the District elects otherwise.

**B. Service to Multiple Units.**

Separate houses, buildings, living or business quarters on the same premises or on adjoining premises, under single ownership and/or management, may be served at the option of the District by either of the following methods:

1. Through separate service connections to each or any unit, provided that the pipeline system from each service is independent of the others and is not interconnected. The minimum service charge will apply on each separate connection.
2. Through a single service connection to the entire premises, on which only one minimum charge will be applied. Note: The applicant and the property Owner must assume the responsibility for payment of charges for all water furnished to combined units, supplied through a single service connection.

**C. Resale of Water**

Except by special agreement with the District, no customer shall resell any of the water received by him/her from the utility, nor shall such water be delivered to premises other than those specified in his/her application for service.

**XV. BILLS AND PAYMENT**

**A. Rendering of Bills.**

1. Meter Readings:
  - a. Meters will be read at regular intervals for the preparation of regular bills, and as required for the preparation of opening bills, closing bills and special bills.
  - b. It may not always be possible to read meters on the same day of each period. Should a monthly billing period contain less than twenty-eight (28) or more than thirty-two (32) days, a pro-rata correction will be made. For Garner Valley a bi-monthly period containing less than 57 days or more than 63 days will be pro-rated.
2. Bills for water service will be rendered monthly; bi-monthly for Garner Valley
3. Bills for flat rate service will be rendered monthly; bi-monthly for Garner Valley.
4. Opening and Closing Bills.
  - a. Opening bills, closing bills and bills rendered for periods smaller or greater than normal will be pro-rated.
  - b. For metered service, the charge will be based on actual consumption.
  - c. If the total period of water service is less than one month, the bill will not be less than the monthly minimum charge.

- d. Customers who sign up for water service for connection by authorized District personnel, may request service the following day or any business day thereafter. Customers requiring their meter to be turned on the same day are required to pay a "Same Day Service Fee" per Exhibit "A".
5. Bills for water service may be addressed to either the property owner or to the person in possession of the premises, but the property owner shall be ultimately responsible for the payment of bills.

**B. Payment of Bills.**

1. Periodic bills are due and payable upon presentation. Payment may be made at the District's office, the District's website, or by phone.
2. Closing bills, if service is to be discontinued, are due and payable upon presentation. Collection will be made at the time of presentation.
3. Sixty (60) days will be allowed after the billing date before service may be discontinued for nonpayment.
4. Bills which have not been paid within twenty (20) days of their billing date are delinquent and subject to a past due fee (see Exhibit "A"):
  - a. If the payment has not been received 25 days after the billing date, a delinquent fee will be added to account on the 26<sup>th</sup> day. This gives customers another 34 days to pay their bill. When bills are delinquent, the District may demand that the full amount of both delinquent and current bills be paid in full.
  - b. If a customer is having trouble paying the water bill, please contact the office at 951-658-3241 for payment arrangements. A Customer Service Representative will help to determine if the customer qualifies for payment arrangements. A customer must have 6 months of good payment history in order to qualify for payment arrangements. Residential service may be cut off no sooner than 5 business days after a final notice of the intent to cut off service has been posted in a prominent and conspicuous location at the property. If the customer fails to comply with the scheduled payment arrangements, the balance on their account will be due in full.
    - Failed Arrangements;
      - 1<sup>st</sup> Failed Arrangement-no arrangements for 6 months. The customer must have 6 months of good payment history in order to qualify for additional arrangements.
      - 2<sup>nd</sup> Failed Arrangement-no arrangements for 1 year. The customer must have 1 year of good payment history in order to qualify for additional arrangements.

3<sup>rd</sup> Failed Arrangement-The customer will no longer be able to make payment arrangements for their account.

- c. In addition, the District shall add a ten percent (10%) annual interest charge and a one and one-half percent (1 1/2%) monthly late charge to delinquent accounts with an outstanding balance of \$500.00 or more, unless such charges are waived by the Board of Directors for good cause as determined in its sole discretion. These charges shall begin to accrue thirty (30) days after the payment due date.
  - d. In addition, the District may, pursuant to Water Code, section 72100 et. sec. have all delinquent accounts placed on the customers' general tax bills. Such unpaid charges would then constitute property tax liens at the same time and in the same manner, as would liens securing other annual property taxes.
  - e. The District may also, pursuant to Water Code, section 72102, record a certificate indicating the amount of unpaid charges for water services and that the amount required to be paid together with interest and penalties constitutes a lien upon all real property in the county owned by the person or afterwards, and before the lien expires, acquired by that person.
5. Fees established by the District for handling returned checks and returned or disputed credit card charges will be passed on to the customer per Exhibit "A".

**C. Billing of Separate Meters Not Combined.**

Each meter on customer premises will be considered separately and the readings of two or more meters will not be combined.

**XVI. METER ERROR**

**A. Meter Test**

1. Prior to installation, each meter will be tested and no meter found to register more that two percent (2%) fast or slow under conditions of normal operation will be placed into service.
2. On Customer Request:
  - a. A customer may, giving not less than one week's notice, request the District to test the meter serving his/her premises.
  - b. The utility may require the customer to deposit an amount to cover the reasonable cost of test. (See Exhibit A.)



- c. This deposit will be returned if the meter is found to register more than two percent (2%) fast.
- d. A written report giving the results of the test will be shown to the customer within ten (10) days after completion of the test.

**B. Adjustment of Bills for Meter Error.**

1. Fast Meters.

When, upon test, a meter is found to be registering more than two percent (2%) fast under conditions on normal operation, the District will refund/credit to the customer the full amount of the overcharge based on corrected meter readings for the period, not exceeding six months, that the meter was in use.

2. Slow Meters.

a. When, upon test, a meter used for domestic service is found to be registering more than twenty-five (25%) slow, the District may bill the customer for the amount of the undercharge based upon the corrected meter readings for the period, not exceeding six months, that the meter was in use.

b. When, upon test, a meter used for other than domestic service is found to be registering more than five percent (5%) slow, the utility may bill the customer for the amount of the undercharge based upon correct meter readings for the period, not exceeding six months, that the meter was in use.

3. Non-registering or inaccessible Meters.

The District may bill the customer for water consumed while the meter was not registering. The bill will be at the minimum monthly meter rate or will be computed upon an estimate of consumption based upon the customer's prior use during the same season of the year.

**XVII. DISCONTINUANCE OF SERVICE**

**A. Nonpayment of Bills.**

1. A customer's water service may be discontinued if a bill is not paid within sixty (60) days from the billing date.
2. A customer's water service may be discontinued if water service furnished at a previous location is not paid within thirty (30) days from the billing date.

3. If water service has been cut off for nonpayment, a reconnection fee will be required in order to restore water service. A disconnect list is generated at 8:00 am on the cutoff date and the reconnect fee will apply and must be paid whether or not water service has been cut off. If a customer requests their water service be restored during non-operating business hours, an after-hours restoration of service fee will be required. Any accounts to be restored after 4:30 pm will be restored the next business day unless the after-hours fee is paid.
4. Failure to pay charges associated with other classes of services such as backflow testing, sewer maintenance charges, etc., will be a basis for discontinuing service in the same manner as failure to pay water service charges.
5. A customer's closing balance will be transferred to an open account if not paid within 30 days.
6. If water service has been disconnected for non-payment, the previous owner/tenant has requested discontinuance of water service, and/or a new customer has not signed up for water service, the new or existing customer is not allowed to turn on water service themselves. When water is used at a service where there is no customer of record, the meter will be locked, plugged, or pulled and the customer must come into the office to pay all fees and deposits before service is restored. If the water meter is turned on illegally, it is a misdemeanor and punishable by law. If locks or plugs are removed, the customer will be charged for those services per Exhibit "A".
7. If water service has been cut off, payment must be made in cash or by credit/debit card only, to restore service.
8. If a customer is having trouble paying their water bill, please contact the office at 951-658-3241 for payment arrangements. A Customer Service Representative will help you to determine if you qualify for payment arrangements. A customer must have 6 months of good payment history in order to qualify for payment arrangements. Customers can have an additional 7 days past the cut off date and must pay the balance on their account in full.
9. Residential occupants/tenants have the right to become the responsible customer of record, to whom the service will be billed, requiring a deposit be paid per each unit before the service can be established in the occupant/tenant's name.

Any damage done to the meter or service as a result of the customer turning water on themselves, will be repaired and billed to the customer.

**B. Unsafe Apparatus.**

1. The District may refuse to furnish water and may discontinue service to any premises where apparatus, appliances or equipment using water is dangerous, unsafe or not in conformity with any laws or ordinances.
2. The District does not assume liability for inspecting apparatus on the customer's property. The utility does reserve the right of inspection, however, if there is reason to believe that unsafe apparatus is in use.

**C. Service Detrimental to Others.**

The District may refuse to furnish water and may discontinue service to any premises where the demand is greatly in excess of past average or seasonal use, and where such excessive demands by one customer are or may become detrimental or injurious to the service furnished to other customers. The District may refuse to furnish water and may discontinue service to any premises where excessive demand by one customer will result in inadequate service to others.

**D. Fraud and Abuse.**

The District shall have the right to refuse or to discontinue water service to any premises to protect itself against fraud and abuse.

**E. Noncompliance.**

The District may, unless otherwise provided, discontinue water service to a customer for noncompliance with any of these regulations if the customer fails to comply with them within five (5) days after receiving written notice of the District's intention to discontinue service. If such noncompliance affects matters of health and safety, and conditions warrant, the utility may discontinue water service immediately.

**F. Customer's Request for Service Discontinuance.**

1. A customer may have his water service discontinued by notifying the District reasonably well in advance of the desired date of discontinuance. The customer will be required to pay all water charges until the date of such discontinuance.
2. If notice is not given, the customer will be required to pay for water service until the District has learned that the customer has vacated the premises or otherwise has discontinued service.

**G. Restoration**

The District may charge a reconnection fee for water service that has been cut off because of noncompliance with these rules. If water service has been cut off for nonpayment, a reconnection fee will be required in order to restore water service. A disconnect list is generated at 8:00 am on the cutoff date. The reconnection fee will

apply and must be paid whether or not water service has been cut off. If a customer requests their water service be restored during non-operating business hours, an after-hours reconnection of service fee will be required in lieu of the reconnection fee incurred during operating hours. Any accounts to be reconnected after 4:30 pm will be restored the next business day unless the after-hours fee is paid. (See Exhibit A.)

## **XVIII. METERED CONSTRUCTION WATER**

### **A. Deposit.**

A deposit will be charged for fire hydrant meters used within District boundaries for construction water usage. All water must be metered and readings taken by District Staff monthly. A deposit will be collected per Exhibit "A".

### **B. Inspection.**

When construction meter is used to fill a water truck or potable tank, it is necessary to have a District Inspector approve air gap before meter is issued. Subject to additional cross-connection concerns per District Inspector (see Exhibit "A").

### **C. Billing.**

Meters will be read monthly by District Staff. Bills are due and payable within 30 days. If the account is not paid, District Staff will pick up the meter, a reconnect / disconnect fee will apply and all charges will be due and payable before the meter can be reissued.

### **D. Damages.**

Damage to a fire hydrant meter will be repaired by the District and repair costs deducted from the deposit.

### **E. Responsibility for Fire Hydrant Meter.**

The customer shall use all possible care to prevent damage to the fire hydrant meter and loss of a District meter will result in the forfeiture of the deposit in full. Customers may be required to install an R. P. Assembly. The fire hydrant meter may be secured at your site by District personnel. The secured meter is the responsibility of the person / company who signed for the meter.

### **F. Closing Bill.**

Upon return of the fire hydrant meter, a closing bill will be issued and all costs for water used, prorated daily charge, meter repairs and/or meter loss, will be deducted from the deposit on hand and balance will be returned to the renter on file.

**G. Monthly Rental Fee for Use of Fire Hydrant Meter.**

A monthly rental fee (See Exhibit A) shall be required for use of fire hydrant meters that are held more than 30 days.

**H. Unauthorized Use of Fire Hydrant Meter.**

Tampering with any fire hydrant for the unauthorized use of water therefrom, or for any other purpose, is a misdemeanor, punishable by law.

**XIX. POOLS AND TANKS**

When an abnormally large quantity of water is desired for filling a swimming pool, tank, pond, or for other purposes arrangements must be made with the utility prior to taking such water. Permission to take water in unusual quantities will be given only if it can be safely delivered through the District's facilities and if consumers are not inconvenienced.

**XX. FIRE HYDRANTS**

**A. Installation.**

The District will furnish and install a fire hydrant of such size and at such location as the applicant requests, provided such requests are reasonable. The fire hydrant will be installed from its water distribution main to the curb line or property line of the premises that may abut on the street, on other thoroughfares, or on the utility right-of-way or easement, at the customer's expense.

1. The applicant shall deposit with the District the estimated cost of installation of the fire hydrant.
2. The installation is to be made by the District or by a contractor acceptable to the District and in accordance with District plans and specifications.
3. Any difference between the estimated and actual costs of construction shall be adjusted upon completion of job.
4. The fire hydrant shall be the property of the District.
5. The fire hydrant will be repaired and maintained by the District at its expense.

**B. Authority for Use of Fire Hydrants.**

No person or persons, other than those designated and authorized by the proper authority, or by the District, shall open any fire hydrant, attempt to draw water from it, or in any manner damage or tamper with it. Any violation of this regulation will be prosecuted according to law.

**C. Fire Hydrant Relocations.**

When a fire hydrant has been installed in the location specified by the proper authority, the District has fulfilled its obligation. If a property owner or other party desires to change the size, type or location of the hydrant, that party shall bear all costs of such changes, without refund. Any change in the location of a fire hydrant must be approved by the proper authority.

**XXI. FIRE SERVICE LINES**

The District will furnish and install a fire service line of such size and at such location as the applicant requests, provided such requests are reasonable. The fire service line will be installed from its water distribution main to curb line or property line of the premises which may abut on the street, on other thoroughfares, or on the utility right-of-way or easement, at the customer's expense.

1. The applicant shall deposit with the District the estimated cost of installation of fire service line.
2. Installation is to be made by the District or by a contractor acceptable to the District and in accordance with District plans and specifications.
3. Any difference between the estimated and actual costs of construction shall be adjusted upon completion of job.
4. The fire service line shall be the property of the District.
5. The fire service line will be repaired and maintained by the District at its expense.
6. The monthly service charge shall be \$1.00 per inch of diameter of the fire service line.

**XXII. RESPONSIBILITY FOR EQUIPMENT**

The customer shall, at his/her own risk and expense, furnish, install and keep in good and safe condition all equipment that may be required for receiving, controlling, applying and utilizing water, and the utility shall not be responsible for any loss or damage caused by the improper installation of such water equipment, or the negligence, want of proper care or wrongful act of the customer or of any of his/her tenants, agents, employees, contractors, licensees or permittees in installing, maintaining, using, operating or interfering with such equipment. The District shall not be responsible for damage to property caused by spigots, faucets, valves and other equipment that are open when water

is turned on at the meter, either when the water is turned on originally or when turned on after a temporary shutdown.

**XXIII. DAMAGE TO UTILITY'S PROPERTY**

The customer shall be liable for any damage to a meter or other equipment or property owned by the District which is caused by an act of the customer or his tenants, agents, employees, contractors, licensees or permittees, including the breaking or destruction of locks by the customers or others on or near the meter, and any damage to a meter that may result from hot water or steam from a boiler or heater on the customer's premises. The District shall be reimbursed by the customer for any such damage promptly upon presentation of a bill.

**XXIV. CONTROL VALVES**

The customer shall install a suitable valve, as close to the meter location as practicable, the operation of which will control the entire water supply from the service. The operation by the customer of the curb stop in the meter box is not permitted.

**XXV. WATER MAIN EXTENSIONS, FRONTAGE CHARGES AND REIMBURSEMENTS**

**A. Extensions to Serve Domestic, Industrial Consumers, Tracts and Subdivisions**

1. The developer shall deposit with the utility the estimated cost of constructing an adequately sized water main to the tract, if one does not exist, and shall deposit the estimated cost of all water facilities to serve the parcel or development. Minimum water main size: 8 inch.
2. The additional cost of installing mains larger than development requirements would be paid by the District.
3. If special facilities such as pumps, and tanks are required specifically for the tract or development, the developer will pay the cost of these facilities. Not subject to reimbursement.
4. All construction is to be done by the District or by a contractor acceptable to the District in accordance with approved plans and specifications.
5. Frontage charges where charged to the developer, would be applied toward construction costs on those particular lines and reimbursements for future connections will be made (See Exhibit A) providing connections are made within a ten-year period. Total reimbursements shall not exceed cost of line installed. Total reimbursements shall not include deposits made as frontage charges. Frontage charges are not reimbursable.

6. Deposits made for construction costs are subject to adjustment upon completion.
7. There shall be no reimbursement provisions for end extensions of existing pipelines.
8. There shall be no provisions for either frontage charges or for reimbursements within a subdivision or development.
9. All facilities constructed shall become the property of Lake Hemet Municipal Water District.
10. Frontage charges are applicable on all boundary or community water systems regardless of what design configuration a development may take. The existing system will be considered a benefit to the developed parcel.
11. Entire frontage shall be paid regardless of length of frontage covered by pipeline. Geographic conditions shall not be taken into consideration when computing street frontages.
12. A minimum of 50 feet of frontage shall be charged on all connections.

**XXVI. DISPUTED BILLS**

Should the customer dispute the correctness of a bill for District water service and not pay it within 59 days after presentation, service will be cut off unless in lieu of paying the disputed bill, the customer may deposit with the District the amount claimed due by the District. The customer must contact the District office and make a written or verbal request for an investigation. Service will not be cut off pending the outcome of the investigation provided that subsequent bills are paid.

**XXVII. CHANGES IN RULES AND REGULATIONS**

These Rules and Regulations may be amended, modified or price changes effected at any Regular or Special Meeting of the Board of Directors of the District.

**XXVIII. LINE EXTENSIONS BEYOND DISTRICT BOUNDARIES AND SERVICE TO NON-RESIDENTS OF DISTRICT**

**A. Extensions to Serve Domestic and Industrial Consumers.**

1. Lines will be extended a maximum distance not to exceed 330 feet and shall not be less than 4 inches except by special direction of the Board of Directors.
2. Service shall be sized to supply domestic and fire flow demands as required.



3. Service to be rendered on a contract basis at a rate to compensate for tax liability incurred by consumers within the District.
4. Cost of extension to be paid for by applicant. Not subject to refund.

**B. Extensions to Serve Subdivisions.**

Size of main will be subject to approval of Lake Hemet Municipal Water District to assure adequate service. If mains larger than those presently existing are necessary, applicant will be required to pay cost of "backup" capacity. No refunds will be made.

**XXIX. CODE OF PROCEDURE FOR WATER DISTRICT BOARD MEETINGS**

The Board of the Lake Hemet Municipal Water District has determined that in the interest of conducting its meetings with efficiency and order, it will adhere to the following procedural format.

**A. Addressing Items on the Agenda**

1. Procedure: Any member of the public may address a meeting of the Board on any item appearing on the agenda by courteously asking to be recognized, either before the items about which the member desires to speak are called, or at any time during consideration of the item.
2. Time Limitation: A five-minute limitation shall apply to each member of the public unless such time is extended by the President of the Board. No member of the public shall be permitted to "share" his/her five minutes with any other member of the public.

**B. Addressing Items not on the Agenda.**

1. Procedure: Any member of the public may address a meeting of the Board on any item which does not appear on the agenda, but is of interest to the general public and is an item upon which the Board may act, by completing the form provided to request an opportunity to speak and by delivering the completed form to the Board's Secretary prior to commencement of the meeting.
2. Time Limitation: A three-minute limitation shall apply to each member of the public under these circumstances, unless the President of the Board extends such time. No member of the public shall be permitted to "share" his/her three minutes with any other member of the public.
3. The Board will in most instances refer items of discussion that do not appear on the agenda to staff for appropriate action or direct that the item be placed on a future agenda of the Board. However, no other action shall be taken, nor discussion held by the Board on any item that does not appear on the agenda, unless the action is otherwise

authorized in accordance with the provisions of subdivision (b) of section 54954.2 of the Government Code.

**C. Inappropriate Remarks or Conduct.**

Any person making personal, impertinent or slanderous remarks, or who becomes unruly while addressing the Board, shall be barred from further speaking at that meeting (unless permission to continue is granted by a majority vote of the Board) and may be ejected for conduct that disrupts the meeting.

EXHIBITS FOLLOWING



## EXHIBIT 'A' - WATER

<u>Item</u>	<u>Description</u>	<u>Current Fees / Charges</u>
1	<b>EDU Fee</b> <sup>1</sup>	\$ 3,130.00
2	<b>Frontage Fee</b> per l.f.	\$ 40.00
(Reimbursement period - 10 years; Minimum frontage - 50 feet)		
3	<b>Plan Check Charges</b> <sup>2</sup>	
	Single Family Home	\$ 55.00
	1-2 sheets	\$ 300.00
	3-9 sheets	\$ 1,000.00
	10+ sheets	\$ 2,000.00
4	<b>Inspection Charges</b>	
	Single Family Home	\$ 50.00
	Tract- per lot	\$ 75.00
	Multiple or Commercial	\$ 350.00
5	<b>Delinquent / Turn-Offs</b>	
	Past Due Second Bill Notice	\$ 15.00
	Reconnection / Restoration Fee	\$ 50.00
	After Hours Reconnection/Restoration Fee	\$ 150.00
6	<b>Meter Test Deposit</b> <sup>3</sup>	
	1" or smaller	\$ 20.00 ea
	Larger than 1"	\$ 50.00 ea
7	<b>Individual Metered Services (plus applicable frontage fees)</b>	
	<u>Meter Size</u> <u>Service</u> <u>Meter</u> *	
	1" Service, 5/8" Meter              Cost              +              \$ 375.00	
	1" Service, 3/4" Meter              Cost              +              \$ 390.00	
	1" Service, 1" Meter              Cost              +              \$ 480.00	
	2" Service, 1 1/2" or 2" Meter      Cost              +              Cost	
	* <i>Radio read meters to be installed per District specifications.</i>	
8	<b>Services in Developments, All Facilities Installed at One Time (dry line in open ditch):</b>	
	<u>Meter Size</u> <u>Service</u> <u>Meter</u> * <u>Total</u>	
	1" Service, 5/8" Meter              \$ 500.00              +              \$ 375.00              =              \$ 875.00 ea.	
	1" Service, 3/4" Meter              \$ 500.00              +              \$ 390.00              =              \$ 890.00 ea.	
	1" Service, 1" Meter              \$ 500.00              +              \$ 480.00              =              \$ 980.00 ea.	
	2" Service, 1 1/2" or 2" Meter      Cost              +              Cost              =              Cost	
	* <i>Radio read meters to be installed per District specifications.</i>	
9	<b>Ball Valve Installations (Normal Conditions)</b>	
	5/8" and 3/4" Ball Valve, Installed	\$ 125.00
	1" Ball Valve, Installed	\$ 150.00
10	<b>Consumer Deposits</b>	\$ 300.00
11	<b>Return Check / Return Credit Card Charge</b>	\$ 25.00
12	<b>Meter Locks -Removed / Damaged Locks</b>	\$ 25.00
	<b>Plugs - Removed / Damaged Plugs</b>	\$ 75.00
13	<b>Will Serve Letter (Water / Sewer)</b>	\$ 40.00
14	<b>Fire Hydrant/Construction Meter</b> <sup>4</sup>	
	Meter Deposit	\$ 850.00 ea.
	Monthly Rental Fee	\$ 25.00 ea.
15	<b>Fire Hydrant Flow Test</b>	\$ 125.00 ea.
16	<b>Backflow Testing - per unit\</b>	\$ 80.00
17	<b>Same Day Service Fee</b>	\$ 50.00

Adopted February 2020



**EQUIVILANT DWELLING UNIT/ACRE BY  
LAND USE FOR  
LAKE HEMET MUNICIPAL WATER DISTRICT  
FACILITIES FEE**

Maximum Gross Density. DU/AC or Land Use	People/ Dwelling Unit	aped	Gallons /Acre/ Day	Equivalent Dwelling Unit/AC
.10	3.5	160.00	56.00	0.13
.14	3.5	160.00	78.40	0.19
.20	3.5	160.00	112.00	0.27
.22	3.5	160.00	123.20	0.30
.25	3.5	160.00	140.00	0.34
.30	3.5	160.00	168.00	0.40
.40	3.5	160.00	224.00	0.54
.50	3.5	160.00	280.00	0.67
.66	3.5	160.00	369.60	0.89
1.00	3.0	160.00	480.00	1.15
1.50	3.0	160.00	720.00	1.73
2.00	2.9	160.00	928.00	2.23
2.20	2.8	160.00	985.60	2.37
2.50	2.8	160.00	1,120.00	2.69
3.00	2.8	160.00	1,344.00	3.23
3.50	2.7	160.00	1,512.00	3.63
4.00 (Base)	2.6	160.00	1,664.00	4.00
4.50	2.6	160.00	1,872.00	4.50
5.00	2.6	160.00	2,080.00	5.00
6.00	2.4	160.00	2,304.00	5.54
6.50	2.4	160.00	2,496.00	6.00
7.00	2.4	160.00	2,688.00	6.46
7.50	2.4	150.00	2,700.00	6.49
8.00	2.4	145.00	2,784.00	6.69
9.00	2.2	145.00	2,871.00	6.90
10.00	2.2	135.00	2,970.00	7.14
12.00	2.1	120.00	3,024.00	7.27
13.00	2.1	115.00	3,139.50	7.55
14.00	2.0	115.00	3,220.00	7.74
15.00	2.0	115.00	3,450.00	8.29



EQUIVALENT DWELLING UNIT/ACRE BY  
 LAND USE FOR  
 LAKE HEMET MUNICIPAL WATER DISTRICT  
 FACILITIES FEES

Breakdown of Undeveloped Areas

Description	Area A (Acres)	Area B (Acres)	Total Acres	EDU	Total EDU
Single Family	1,051	1,661	2,712	4.0	10,848
Two-Family	47	0	47	10.0	470
Multiple Family	50	16	66	10.0	660
Mobile Home Parks	118	0	118	6.0	708
Residential Agriculture	205	2,050	2,255	2.23	5,029
Neighborhood Communities	72	108	180	4.33	779
Restricted Communities	31	0	31	4.33	134
* Light Agricultural	602	0	602	-0-	-0-
* Heavy Agricultural	18	130	148	-0-	-0-
General Manufacturing	12	0	12	4.33	52
Controlled Developed Area	<u>98</u>	0		4.33	<u>219</u>
Total	2,304	3,965	6,269		18,949

Note: Area 'A' includes undeveloped or partially developed land west of Lake Street and within Lake Hemet Municipal Water District boundaries. Area 'B' includes undeveloped or partially developed land east of Lake Street and within Lake Hemet Municipal Water District boundaries. The assigned land uses were obtained from a specific plan where available and consideration to the following factors:

- Surrounding land use.
- Availability of utilities
- Terrain

Scenario No. 1 -	<u>\$4,052,960</u> 18,949	\$213.89	Use \$215/EDU
Scenario No. 2 -	<u>\$4,261,360</u> 18,949	\$224.89	Use \$225/EDU

\*Agriculture not included in any of the equivalent dwelling unit computations.





EQUIVALENT DWELLING UNIT/ACRE BY  
 LAND USE FOR  
 LAKE HEMET MUNICIPAL WATER DISTRICT  
 FACILITIES FEES

Maximum Gross Density. DU/AC or Land Use	People/ Dwelling Unit	aped	Gallons/ Acre/ Day	Equivalent Dwelling Unit/AC
16.00	2.0	115.00	3,680.00	8.85
18.00	1.7	115.00	3,519.00	8.46
24.00	1.5	115.00	4,140.00	9.95
Open Space C-1, C-P			1,800.00	4.33

Base = 4.00 Dwelling Units/AC = 4.00 EDU/AC EDU/AC

(given gross density) =

$$\frac{\text{GAL/AC/DAY (given gross density)}}{1664 \text{ (GAL/AC/DAY for 4 DU/AC)}} \times 4 \text{ DU/AC}$$

- C-1 = Neighborhood Commercial.
- OS = OpenSpace.
- C-P = Restricted Commercial.



## EXHIBIT 'C' - SEWER

<u>Item</u>	<u>Description</u>	<u>Fee/Charge</u>
1	<b>Frontage Fee</b> (Reimbursement period - 10 years)	\$ 35.00
2	<b>Sewer Later Installation</b>	
	Install 4" lateral - < 8' deep	\$ 3,700.00
	Install 4" lateral; 8'-12' deep	\$ 5,500.00
	Install 4" lateral; >12' deep	At cost
3	<b>Plan Check Charges <sup>1</sup></b>	
	Single Family Home	\$ 65.00
	1-2 sheets	\$ 300.00
	3-9 sheets	\$ 1,000.00
	10+ sheets	\$ 2,000.00
4	<b>Inspection Charges</b>	
	Single Family Home	\$ 75.00
	Tract	\$ 75.00 per lot
	Multiple or Commercial	\$ 370.00

Notes:

- 1 For up to 3 plan checks; Additional plan checks will be billed on a T&M basis.

**Monthly Residential Service Charge - Monthly**

I.D. 17	Single Family Residence	1/1/2020	\$ 29.52	EMWD Portion
	Sewer Maintenance/cleaning		\$ 4.07	LHMWD Portion 4/01/09
	Monthly Total:		\$ 33.59	
I.D. 20	Single Family Residence	1/1/2020	\$ 31.04	EMWD Portion
	Sewer Maintenance/cleaning		\$ 4.22	City of Hemet 3/01/06
	Monthly Total:		\$ 35.26	
I.D. 17	Commercial	Effective	1/1/2020	\$ 2.82 per Hundred Cubic Feet
	Motels	"		\$ 11.20 per Unit
	Mobile Home Parks	"		\$ 22.39 per Unit
I.D. 20	Commercial	Effective	1/1/2020	\$ 3.21 per Hundred Cubic Feet
	Motels	"		\$ 11.75 per Unit
	Mobile Home Parks	"		\$ 23.51 per Unit

**Rate Schedule Schools - Bi-Monthly**

Elementary	\$0.46 per student, teacher & employee	1/1/2020
Junior High	\$0.65 per student, teacher & employee	1/1/2020
High School	\$0.86 per student, teacher & employee	1/1/2020
Junior College	\$0.86 per student, teacher & employee	1/1/2020

Adopted February 2020



## EXHIBIT 'D' - MISCELLANEOUS

<u>Item</u>	<u>Description</u>	<u>Fee/Charge</u>
1	Processing Liens	\$ 40.00 ea.
2	Public Records Request (8 1/2" x 11") <sup>1</sup>	\$ 0.20 /page
3	Purchase Plans & Maps (24" x 36" or larger)	\$ 5.00 /sheet
4	Purchase Std. Plans & Specifications	\$ 40.00 ea.
5	Quit Claim Processing	\$ 250.00 ea.

Notes:

- 1 Subject to staff discretion for charges < \$10.00.

