

Jericho Fire District No. 1

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APPENDIX 1 - Schedule of Rate and Charges

APPENDIX 2 - Construction Specifications not included

APPENDIX 3 - Water Supply Agreement not included

APPENDIX 4 - Disconnection, Payments for Delinquent Bills and Liens...not included

1.01 DEFINITIONS:

- A. Jericho Fire District No 1 (FD): is established under the laws of Vermont, for the purpose of providing water service.
- B. Customer: Any individual, group, society, association, firm, company or corporation, who requests or receives water service from the FD.
- C. Prudential Committee (PC): Officials of the FD, duly elected by the residents hereof, who are empowered by Vermont law to conduct the affairs of the FD and to set rules and regulations therefor.

1.02 GENERAL INFORMATION:

- A. The PC shall be responsible for the operations of the FD. It, acting on behalf of the FD shall sell water to such Customers within the FD consistent with these Rules and Regulations. It may refuse to supply water to any such Customer and may terminate service to any Customer, as may be required for the PC to carry out

their responsibilities imposed by law and these Rules and Regulations.

B. Information concerning these Rules and Regulations, and water service in general, can be secured by contacting the FD Clerk, Treasurer or any member of the PC.

C. In case of a water service emergency, contact the system operator. If unable to, then contact any member of the PC.

D. These Rules and Regulations shall constitute a part of the contract between each Customer and the FD. Each Customer of the FD shall be bound by these Rules & Regulations and all subsequent changes and amendments thereto. The customer's application for , or acceptance of water service shall be considered the Customer's consent to be bound by these Rules and Regulations.

1. A copy of these Rules and Regulations shall be furnished to each Customer by FD Clerk upon request.

2. Failure to know these Rules and Regulations will not excuse the customer from the consequences of neglect of these Rules and Regulations.

E. Inspectors of the FD or persons so authorized by the FD must have free access at all reasonable hours to all parts of every building for the purpose of inspecting, or examining fixtures and observing the manner in which water is used. Inspectors will carry appropriate identification and will show same upon request to the property owner or authorized agent. Impostors should be reported at once to the FD Clerk or to a member of the PC.

F. Water supply emergencies: The PC may prescribe emergency rules governing the supply and use of water as it may deem appropriate to accommodate such emergency. Such rules shall be adopted at any duly held meeting of the PC. Any required notice of such meeting shall state that the PC will consider adopting emergency rules governing the supply and use of water. Such rules shall be adopted by majority vote of the PC, shall be thereafter recorded in the minutes and posted to Customers via mail, E-mail or Internet site, and shall become effective immediately adoption. Such rules may remain in effect for a period not to exceed ninety (90) days, unless again adopted in the ,manner set forth herein.

1.07 COST OF NEW INSTALLATIONS.

A. The Customer will be responsible for the costs of installing new water services. These costs include:

- 1. The FD 's service connection fee, which shall be paid in full, in addition to any other amounts payable, at the time written application is made for service. This fee shall be such amount as is designated in "APPENDIX 1 - SCHEDULE OF RATES AND CHARGES".**
- 2. All costs of installation, including but not limited to: digging and paving.**
- 3. If digging across roadways or property of others, the Customer must obtain and pay for all permits and easements.**
- 4. The cost of returning all town or FD owned property to its original condition.**
- 5. The Customer will be responsible for the entire cost of installing the service pipe from the distribution main, regardless of whether the FD performs the installation upon the Customer's request, or whether the Customer makes the installation in accordance with the FD construction specifications.**

-1.10 NEW SERVICE LOCATIONS.

A. Customers seeking water at a new service location, for the purpose of supplying water to one or more residential units, shall make written service application to the FD and shall pay the service connection fee. The application shall include detail drawings, showing proposed service locations and piping that are to be connected to the water service.

B. All construction piping shall be built to the specifications of the FD, the Vermont Health Department, Vermont Department of Water Resources, Environmental Protection Agency, and any other State or Federal agencies having jurisdiction of same. Written approval of the plans by all applicable agencies shall accompany the application for service.

1. From the distribution main through the curb stop at the property line the installation;

- 1. a) must comply with the FD specifications (see "APPENDIX 2- CONSTRUCTION SPECIFICATIONS").**
- 2. b) Must be inspected and approved by the Fire District. before the installation may be covered.**
- 3. c) Upon completion and acceptance will become the property of the Fire District.**

2. After the curb stop to the Customer's premise, the installation shall be installed and maintained by the property owner, and must comply with FD specifications (see APPENDIX 2 "CONSTRUCTION SPEC.s") and requirements of applicable State and Federal agencies.

C. The PC shall at no time jeopardize the FD's current Customers by authorizing more new water services than it can supply. The PC shall be under no obligations to commit to any Customer any portion of its capacity, but may allocate capacity amongst various Customers as the PC deems most appropriate.

D. Boundaries of area served by the Fire District are defined by the boundaries of the "Foothills Development".

E. Applicants for new service connections shall pay the entire cost of design and construction of water line and appurtenant extensions of the water system, regardless of whether such construction or extension is ultimately accepted by the Fire District.

-1.11 RESPONSIBILITIES OF OCCUPANTS/PROPERTY OWNERS.

- A. No person shall deny access to any persons authorized by the FD to conduct inspections or perform such other duties as set forth in Section 1.02 paragraph E.**
- B. No person shall violate any emergency rule adopted by the PC as provided in Section 1.02, paragraph F.**
- C. No person shall knowingly cause water to be taken at any service location or elsewhere, in any manner inconsistent with the application for service governing that location, or any terms and conditions based upon service to such location by the PC or these Rules and Regulations.**
- D. From the curb stop to the Customers premises, the installation shall be installed and maintained by the property owner, and must comply with the FD Specifications (see "APPENDIX 2 CONSTRUCTION SPECIFICATIONS).**
- E. No person shall take or use water from the FD water system at any location or in any manner that is not authorized by the PC. No person may make, and no person shall suffer or permit any person to make, any connection with the FD water system, or any service connection to that system, unless such connection is authorized by the Prudential Committee.**
- F. No person or Customer may resell water supplied by the Fire District.**
- G. No person shall suffer or permit water from the FD water system to run to waste through any faucets or fixture to prevent freezing, or, for any other purpose, to be kept running for any longer than necessary for non-wasteful consumption.**
- H. No person shall violate, and no Customer shall suffer or permit any person to violate at the Customer's service location, any provisions of these Rules and Reg.s, or shall violate any order, direction, or emergency rule adopted by the PC.**
- I. Any violations of the foregoing shall, pursuant to 24 V.S.A. & 1974(a), constitute a misdemeanor, punishable by a fine of not more than five hundred dollars (\$500.00) or imprisonment not to exceed one (1) year. Each week the violation continues shall constitute a separate offense. In addition, the FD may seek injunctive relief, without affecting criminal prosecution brought pursuant to the foregoing sentence. The FD reserves the right to institute any action for damages and declaratory relief, whenever it deems such action to be appropriate. In any action for damages or injunctive relief against a Customer in which the FD obtains judgment, the Customer shall pay the FD's court costs and attorney's fees, and such amount shall be added to any such judgment.**