

RESOLUTION NO. 75

A RESOLUTION of the Board of Water Commissioners of Whatcom County Water District No.8, Route 1, Blaine, Washington, establishing rules, regulations, procedures for applying for water service and and payments and fees for water service and general facilities.

WHEREAS, the Board of Water Commissioners of this District are required to establish equitable rates and charges in order that property owners shall bear their equitable cost of the water system, and

WHEREAS, Whatcom County, Water District No.8 has, with its own funds constructed water service mains and paid for water service mains which benefit realty for which no connection has been paid and which has not been assessed for water service benefit, and

WHEREAS, said Water District No. 8 has water service mains which were constructed previous to their acquisition of the water system and the purchase of the same from the Birch Bay Company and for which no connection was ever paid and no assessment made for water service benefit, and

WHEREAS, the Board of Commissioners of Water District No.8 deems it proper that realty hereafter served with water bear its equitable share of the cost for general facilities constructed by the District, including but not limited to water mains exceeding eight inches (8") in inside diameter, storage tanks, water wells, and their development, pump stations, metering equipment, and other improvements of general benefit to the District, and

WHEREAS, it is necessary and desirable that uniform fees, charges and procedures for all persons who are provided water service within Whatcom County Water District No.8 be established, and

WHEREAS, persons installing and paying for water service at their own cost must bear their proportionate share of other capital improvement costs and charges incurred by Whatcom County Water District No. 8 in providing water to said service lines.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Whatcom County Water District No. 8 of Whatcom County, Washington as follows:

THAT THE FOLLOWING RULES and REGULATIONS for Whatcom County Water District No. 8 be and the same are hereby adopted:

Section 1

RULES AND REGULATIONS OF WHATCOM COUNTY WATER DISTRICT NO. 8
Adopted December 1973

Section I, Definitions

- A. District. Whatcom County Water District No. 8 or any Water District employee or agent representing the Water District in the discharge of his duties.
- B. Commission. The Board of Commissioners of Whatcom County Water District No. 8.
- C. Engineer. The Consulting Engineer for Whatcom County Water District No. 8 or any authorized employee of the Consulting Engineer.
- D. Superintendent. The Superintendent of Whatcom County Water District No. 8 or any authorized employee of the Water District performing work on behalf of the Superintendent.
- E. Premises. A continuous tract of land, building or group of adjacent building under a single control with respect to the use of water and responsibility for payment therefor. Subdivisions of such use or responsibility shall constitute a division into separate premises as herein defined.
- F. Mains. Water lines designed or used to serve more than one premises.
- G. Standard or Permanent Mains. Mains conforming to the standard specifications of the District with respect to materials and minimum diameter.
- H. Sub-standard Mains. Mains not conforming to the standard specifications of the District with respect to materials and/or minimum diameter.
- I. Standard Specifications. Those standard specifications for water works construction which have been adopted by the Board of Commissioners of Whatcom County Water District No. 8.
- J. Service Connection. That portion of the District Water Supply System connecting the supply system on a premises to the District distribution main including the tap into the water main, the water meter and appurtenances, the service line from the main to the meter and from the meter to the property line. Only one customer will be

permitted on a service except by approval of the District.

- K. Primary Service. A primary service is a service connection for the first connection to a premises, or any service used more than the six months period from May 1 to November 1.
- L. Secondary Service. A secondary service shall be any other buildings, residences, summer cottages, trailer sites, hotel units, apartment units and condominiums, or similar habitations on a premises in addition to the primary connection. Each secondary service or group of secondary services shall be associated with a primary service on the same premises and be occupied only within the six month period from May 1 to November 1st.
- M. Extended Service. An extended service shall be a water outlet or stand-pipe installed for the use of persons other than the owner of the premises. Extended Services shall include wash-rooms, laundry rooms, bath houses, transient camper stand-pipes in picnic and camping areas and all other similar installations.

Section II, Water Service

- A. Application. Service and supply of water shall be rendered only after the signing of an application by the prospective customer and its acceptance by the District, such application to state fully and truly all the purposes for which water may be required; application will include agreement by the applicant to conform to the lawful rules and regulations established by Whatcom County Water District No. 8.
- B. Fees, Charges and Assessments. Water service shall be supplied only after all fees, charges and assessments are paid in full.
- C. Change of Use. The customer will not increase his demand or use of service as stated in his application without giving due notice of such increase. In the event of such increase, the customer will be required to pay the District's rates for such increased service and demand from the date of connection and use of the same.

Whenever the customer desires to discontinue the use of water for any special purpose or through any fixtures mentioned in the original application, he shall cause the fixture to be removed and the branch pipe or service supplying the same to be capped or plugged and shall notify the District in writing before any reduction in charge will be made. Such a reduction in charge is contingent upon the provisions of the District's Schedule of Water Rates.

- D. Termination of Service. Service will be discontinued upon the customer giving the District written official notice prior to the date of disconnection. The customer will be responsible for all charges accruing prior to the date specified in the notice, or in case of failure to give notice, then until the water is turned off.
- E. All connection fees and charges shall be paid in advance; however, all users formerly connected to the Birch Bay Water Company water system shall be connected to the Whatcom County Water District No.8 distribution system without a connection fee or hook-up charge to said user.

Section III Charges

- A. Service Connection Charge and Meter Only Charge. A Service Connection charge or meter only charge must be paid to the District before water service will be made available to the premises. The Service Connection charge shall be the total cost for installing a service connection to the property line, including meter and all necessary fittings. The meter only charge shall be the total cost for installing a meter only on an existing service line. Such charges for a primary service shall be:

	Service Connection	Meter Only Charge
3/4"	\$225.00	\$175.00
1"	\$275.00	\$225.00
Over 1"	Time and materials plus 15% overhead, but in no case less than \$275.00	

A charge of \$175.00 shall be made for each additional primary or secondary service connected through a primary service connection.

A charge of \$50.00 shall be made for each extended service to be connected through a primary service connection.

- B. General Facilities Charge. Any application for water service facilities for property not previously assessed for water service shall be subject to a general facilities charge of two cents (\$.02) per square foot for all area within the parcel or tract requesting water service or \$150.00 which ever is greater. The computation of the area within said parcel or tract shall exclude county or other publicly owned streets and right of way. Payment shall be made at the time of application for service.

- C. Charge in Lieu of Assessment for Local Facilities. Any application for service for premises; the owner or former owners of which have not paid a proportionate share of the construction cost of the main fronting the premises will be subject to a charge in Lieu of Assessment. Charge in Lieu of Assessment shall be paid in full before water service is supplied to the premises. The charge in lieu of assessment shall be calculated at the rate of \$4.00 per Front foot. In cases of tracts larger than one acre a lot of 100 Front feet may be segregated for computing the charge in lieu of assessment.
- D. Turn On and Turn Off Charge. All customers will be billed on a twelve-month basis unless they specifically request service for a lesser period of time, but in no case, shall the minimum length of service be less than six months. If a customer requests service for less than 12 months, the following charges are applicable:
- Turn off - \$15.00 each time
- Turn On - \$15.00 each time

Section IV Water Rates.

- A. Inside District Boundary. The following schedule is the minimum monthly charge based upon meter size for all consumers:

Each 3/4" primary service, 500 cu.ft. or less.....	\$ 5.00
Each 1" primary service, 900 cu. ft. or less.....	\$ 9.00
Each 1 1/4" primary service, 1000 cu.ft. or less.....	\$ 9.50
Each 1 1/2" primary service, 1100 cu.ft. or less.....	\$10.50
Each 2" primary service, 1200 cu.ft. or less.....	\$11.50
Each secondary service, 500 cu.ft. or less.....	\$ 5.00
Each extended service, 200 cu.ft. or less.....	\$ 1.50

Use Over Accumulated Allowances:

Each 100 cubic feet.....	\$ 0.60
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Conditions:

1. Primary Service rates apply to water supplied on a year round basis.
2. Secondary Service rates apply to each habitation maintained for rental purposes by a primary customer that is rented or occupied on a seasonal basis. Secondary

Service rates apply for the six months period from May 1 to November 1. Each Secondary Service or group of secondary services shall be associated with a primary service on the same tract. Water statements for Secondary Service will be included with the statement of the associated primary service. Secondary Services shall include resort cabins, trailer pads with water & sewer hookups, hotels, motels, apartment units, condominiums, etc.

3. Extended Service rates apply to stand-pipes or water outlets installed for the use of persons other than the owner of the premises. Extended Services shall include washrooms, laundry rooms, bath houses, transient camper stand-pipes, stand-pipes in picnic and camping areas and all other similar installations. Extended Service rates apply for the six month period from May 1 to November 1.
4. A late Charge of 50 cents shall be added to each account that is not paid in full before the next following billing date.
- B. Water Rates Outside District Boundary. Charges for the use of water outside the legal boundaries of the District shall be as provided in Section IVA. plus a 50% surcharge.

This surcharge, however, will not pertain to premises lying outside the District boundary which were connected prior to January 1, 1970.

Section V Water Bills - When Due

- A. When Due. Monthly and bi-monthly statements of charges for water service shall be due and payable at such place or places designated by the District on or before the next billing period and shall be delinquent thereafter. All customers will be billed on a 12-month basis unless they specifically request service for a lesser period of time, but in no case shall the minimum length of service be less than six months. The statements shall cover service charges for the period shown thereon and shall be issued and forwarded by mail to the customer as soon as practical after said service period.
- B. Delinquent Accounts. The District may, by act of its Board of Commissioners, terminate water service to any user who is delinquent in payment of water charges. Notice of intent to terminate service for non-payment shall be mailed to the user at least 15 days prior to actual termination. Water service shall not be turned on again until all charges

including turn-off and turn-on charges are paid or a satisfactory arrangement for payment has been made with the District. Any charges of the District to the user which become delinquent shall constitute a lien against the property being served.

Section VI Change in Occupancy

The District shall be notified in writing by the seller of any property indicating names and addresses of the new owner and the date of change of properties being served by the Water District. The District shall bill the Owner according to the District's records.

Section VII Refusal of Service

The District reserves the right to refuse to connect or render service to a premises, when such connection will adversely affect the service to other customers.

Section VIII Responsibility for, and Maintenance of, Services

The customer will assume all responsibility on his premises for water supplied by the District. The District will be exempt from all liability for loss or damage caused by leakage or escape of water furnished by the District, after the same has passed the point of delivery and passed the point of the District's ownership.

All service pipes and fixtures on the premises of the customer must be kept in repair and protected from freezing at the expense of the customer. Where there are leaking or defective pipes or fixtures, the water may be turned off at the option of the District until the proper repairs are made.

Section IX Damaging or Interfering with Water System Prohibited

It shall be unlawful for any person to willfully disturb, break, deface or damage any fire hydrant, water meter, gate valve, water pipe or other waterworks appurtenance.

It shall be unlawful for any person to open, close, turn or connect with any fire hydrant, valve or pipe belonging to the District unless authorized by the Superintendent in writing; provided this rule shall not apply to members of Fire Departments duly authorized to operate fire hydrants while acting in such capacity.

Section X Sprinkling During Fires Prohibited

It shall be unlawful for any person to knowingly use water for a lawn or garden sprinkling or irrigating purposes on any premises during the progress of a fire or conflagration within the service area of the District water system.

Section XI Cross Connections Prohibited

It shall be unlawful for any person to install or maintain a cross connection between any private water supply and the municipal water supply system for the District. Any such cross connection or inter-connection is hereby declared a nuisance and may be abated at once without notice by the Superintendent by disconnecting such cross connection or disconnecting the premises from the District water supply system.

It shall further be unlawful to maintain any plumbing arrangement or interconnection whereby in the judgment of the Superintendent the District water supply system may be contaminated.

This rule does not apply to the interconnection of the District water supply system with the water supply system of the City of Blaine or any other water supply system where approved by the Commissioners.

Section XII Other Prohibited Acts.

It shall be unlawful for any person:

1. To use any construction material not conforming to the District's Standard Specifications.
2. Connect any premises with the District's water system without written district authorization.
3. To connect or attach any wire conveying a ground current or electrical current to any water pipe, water main or conduit attached to or forming a part of the District water system.
4. Connect to his service pipe, either on or off his premises, any pump or other means of obtaining more volume or pressure than that supplied by the District unless permission is received in writing from the District

Section XIII Emergency Interruption of Service

In case of an emergency or whenever the public health, safety, or equitable distribution of water so demands, the District may reduce or limit the time for, or temporarily discontinue the use of water. Water service may be temporarily discontinued for purposes of making repairs, extensions, or doing necessary work. Before so changing, reducing, limiting, or discontinuing the use of water, the District shall notify insofar as practical, all water consumers affected. The District shall

not be responsible for any damage resulting from interruption, change or failure of the water supply.

Section XIV Access to Premises for Inspection

Authorized employees of the District shall have access at reasonable hours of the day, to all parts of premises or within buildings thereon to which water is supplied from the District water system for the purpose of checking conformity to these regulations.

Whenever the Owner of any premises supplied by the District water system restrains authorized District employees from making necessary inspections, water service may be immediately discontinued.

Section xv District Employees to Work on Mains and Service Connections

Only employees of the District or qualified contractors duly authorized by the District shall be allowed to do any work in connection with the District mains, service connections or appurtenances.

Section XVI Locations of Waterworks Facilities

All locations of waterworks facilities, both public and private, which are connected to the District water system are subject to the approval of the District. All mains, service lines and other waterworks appurtenances which carry water shall be located sufficient distance, both horizontally and vertically, from any sanitary sewage facility to prevent contamination.

Section xvII Ownership of Mains and Service Connections

The ownership of all mains, service connections and appurtenances in public streets or utility rights-of-way shall be vested solely in the District.

The District will operate and maintain all mains in public street or utility rights-of-way. In no case shall an Owner, agent or employee of any premises have the right to remove or change any part thereof without the approval of the District.

Section xvIII Service Connections

Every separate premises supplied by the District must have its own separate service and the premises so supplied will not be allowed to supply water to any other premises except by written authorization of the District. The District may require individual buildings on any premises to be separately metered.

All meters will remain the property of the District and the District will maintain them free of cost except for willful or careless damage. Any change in the location of a meter after the original installation is made will be at the expense of the customer, unless the change is at the request of the District.

Section XIX Main Extension

- A. Utility Local Improvement District. A Water main can be installed to serve properties lying within the legal boundaries of the District by the formation of a Utility Local Improvement District as prescribed by state law.
- B. Developer Extension. A Water main may also be installed at the expense of the Owner provided that all such construction shall be done in accordance with the District's "Conditions and Standards for Developer Extensions to the Water System."

That any resolutions or parts of resolutions in conflict herewith are hereby repealed insofar as they conflict with the rules and regulations herein adopted.

ADOPTED by the Board of Commissioners of Whatcom County Water

District No. 8, Whatcom County, Washington, at a regular meeting held this _____ day of _____, 1974.

WHATCOM COUNTY WATER DISTRICT NO.8
WHATCOM COUNTY, WASHINGTON

BY _____
PRESIDENT

BY _____
COMMISSIONER

BY _____
COMMISSIONER

ATTEST:

SECRETARY

I, _____, Secretary of the Board of Commissioners of Whatcom County Water District No. 8, Whatcom County, Washington,

DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. 75 of said Water District, adopted at a regular meeting thereof held this _____ day of _____, 1974.

SECRETARY

In cases of tracts larger than 30,000 square feet, a residential lot of 15,000 square feet may be segregated for computing the General Facilities Charge.

add to Sec. III - B.