



Policy 20 – Sewer Tap Lists

A RESOLUTION PROVIDING A PROCEDURE FOR MANAGING SEWER TAPS THAT HAVE BEEN REQUESTED DURING THE SEWER TAP MORATORIUM

WHEREAS, the State of Tennessee Department of Environment and Conservation has imposed a moratorium on additional sewer taps onto the Webb Creek Utility District (District) sewer system for the past several years and,

WHEREAS, the District has implemented the expansion of its wastewater treatment plant capacity which will allow the lifting of the sewer tap moratorium upon completion of the plant expansion, scheduled to occur on or about April 24, 2004, and

WHEREAS, Exhibit A lists future sewer taps which have been approved by the Tennessee Department of Environment and Conservation with the sewer tap fees paid by the respective listed property owners and with the District currently obligated to allow the installation of these taps in accordance with the policies and procedures of the District when requested to do so by such property owners, and

WHEREAS, Exhibit B lists future sewer taps which have been approved under the provisions of Resolution 1997-3 with the sewer tap fees paid and monthly availability fees being paid by the respective listed property owners and with the District currently obligated to allow the installation of these taps in accordance with the policies and procedures of the District when requested to do so by such property owners, subject to the provisions of the Resolution 1997-3, and

WHEREAS, Exhibit C lists future sewer taps which have been requested by the property owners as shown, however, neither tap fees nor availability fees have been paid and the District is not under any obligation to allow the installation of these taps.

WHEREAS, The future sewer taps contained in the respective Exhibits are transferable with the property ownership with all provisions of this resolution being applicable to the property owner(s) on the dates contained herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE WEBB CREEK UTILITY DISTRICT:

That the following procedures will be managing the future sewer taps listed on Exhibits A, B and C, respectively.

Exhibit A – A written notice will be provided by certified letter to each property owner listed advising that the District must receive a written confirmation of the reservation of their taps no later than November 1, 2003. Any taps not so confirmed by November 1, 2003 will no longer be reserved. The reserved taps that are so confirmed can be installed anytime as requested by the property owner in accordance with the policies and procedures of the District. The property owner will begin paying the District's user fees and charges upon the installation of taps in accordance with the policies and procedures of the District. Effective May 1, 2004, the property owner will begin paying the monthly availability fee for all taps reserved, but not installed. Non-payment of the monthly availability fee for reserved taps in accordance with the policies and procedures of the District will result in permanent forfeiture of the respective tap with the previously paid tap fee and monthly availability fees retained by the District.

Exhibit B - A written notice will be provided by certified mail to each property owner listed advising that the taps can be installed anytime as requested by the property owner in accordance with the policies and procedures of the District. The property owner will begin paying the District's user fees and charges upon the installation of taps in accordance with the policies and procedures of the District. Non-payment of the monthly availability fee for reserved taps in accordance with the policies and procedures of the District will result in permanent forfeiture of the respective tap with the previously paid tap fees and monthly availability fees retained by the District.

Exhibit C – A written notice will be provided by certified mail to each property owner listed advising that the District must receive a written request for the number of taps to be reserved, with such request accompanied by payment of the associated tap fees, and any other administrative information that the District may require. Such reservation request must be provided by the property owner to the District in writing no later than November 1, 2003. Any taps not so confirmed by November 1, 2003 will not be reserved. The reserved taps can be installed as requested by the property owner in accordance with the policies and procedures of the District after May 1, 2004. Effective May 1, 2004, the property owner will begin paying the monthly availability fee for all taps reserved. Non-payment of the monthly availability fee for reserved taps in accordance with the policies and procedures of the District will result in permanent forfeiture of the respective tap with the previously paid tap fee and monthly availability fees retained by the District. All reserved taps will be secured until April 30, 2005. All rights to reserved

taps not installed by April 30, 2005 will be reviewed by the District for possible extension of the reservation in accordance with the policies and procedures of the District.

THIS RESOLUTION ADOPTED AND APPROVED THIS 1st DAY OF August, 2003.

APPROVED:

Robert Vick, President

ATTEST:

Delmer Ball, Secretary