

CERTIFICATE FOR ORDER

STATE OF TEXAS

COUNTY OF MONTGOMERY

FAR HILLS UTILITY DISTRICT

§
§
§

We, the undersigned officers of the Board of Directors (the "Board") of FAR HILLS UTILITY DISTRICT (the "District"), hereby certify as follows:

The Board convened in regular session, open to the public, on Thursday, November 14, 2024, at 5:00 p.m., at 10320 Cude Cemetery Road, Willis, Texas 77318, and the roll was called of the members of the Board, to-wit:

James M. Haymon	President
Christopher A. Kuhl	Vice President/Tax Compliance Officer
Melinda M. Shelly	Secretary
David Bock	Assistant Secretary
J. Richard Cutler	Director

All members of the Board were present, except Director Haymon, thus constituting a quorum. Whereupon other business, the following was transacted at such Meeting: A written

ORDER AMENDING ORDER ESTABLISHING WATER AND SANITARY SEWER RATES; ADOPTING RULES AND REGULATIONS FOR THE PROTECTION OF THE DISTRICT'S WATER SUPPLY AND SANITARY SEWER SYSTEM AND PROVIDING PENALTIES FOR VIOLATIONS; PROVIDING AN EFFECTIVE DATE; AND REPEALING ALL CONFLICTING ORDERS AND RESOLUTIONS

was duly introduced for the consideration of the Board. It was then duly moved and seconded that such Order be adopted; and after full discussion, such motion, carrying with it the adoption of such Order prevailed, carried, and became effective by the following vote:

AYES: 4 **NOES:** 0

A true, full and correct copy of the aforesaid Order adopted at the Meeting described in the above foregoing paragraph is attached to and follows this Certificate; such Order has been duly recorded in the Board's minutes of such Meeting; the above and foregoing paragraph is a true, full, and correct excerpt from the Board's minutes of such Meeting pertaining to the adoption of such Order; the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the Board as indicated therein; each of the officers and members of the Board are duly and sufficiently notified officially and personally, in advance, of the time, place, and purpose of such Meeting, and that such Order would be introduced and considered for adoption at such meeting, and each of the officers and members consented, in advance, to the holding of such Meeting for such purpose; and such Meeting was open to the public and public notice of the time, place, and purpose of such Meeting was given, all as required by Chapter 551 of the Texas Government Code and Section 49.063 of the Texas Water Code, as amended.

SIGNED AND SEALED this 14th day of November, 2024.

M. Shells

Secretary, Board of Directors

[Handwritten Signature]

Vice-

President, Board of Directors



FAR HILLS UTILITY DISTRICT

ORDER AMENDING ORDER ESTABLISHING WATER AND SANITARY SEWER RATES; ADOPTING RULES AND REGULATIONS FOR THE PROTECTION OF THE DISTRICT'S WATER SUPPLY AND SANITARY SEWER SYSTEM AND PROVIDING PENALTIES FOR VIOLATIONS; PROVIDING AN EFFECTIVE DATE; AND REPEALING ALL CONFLICTING ORDERS AND RESOLUTIONS

Amended: August 16, 2001
Amended: May 14, 2003
Amended: September 13, 2007
Amended: December 19, 2007
Amended: August 14, 2008
Amended: April 9, 2009
Amended: May 14, 2009
Amended: July 8, 2010
Amended: October 14, 2010
Amended: February 14, 2011
Amended: March 30, 2011
Amended: March 13, 2014
Amended: October 8, 2015
Amended: December 8, 2016
Amended: May 11, 2017
Amended: September 14, 2017
Amended: July 11, 2019
Amended: January 9, 2020
Amended: January 14, 2021
Amended: February 11, 2021
Amended: December 9, 2021
Amended: November 10, 2022
Amended: January 12, 2023
Amended: November 14, 2024
Effective: January 1, 2025

ORDER AMENDING ORDER ESTABLISHING WATER AND SANITARY SEWER RATES; ADOPTING RULES AND REGULATIONS FOR THE PROTECTION OF THE DISTRICT'S WATER SUPPLY AND SANITARY SEWER SYSTEM AND PROVIDING PENALTIES FOR VIOLATIONS; PROVIDING AN EFFECTIVE DATE; AND REPEALING ALL CONFLICTING ORDERS AND RESOLUTIONS

**THE STATE OF TEXAS
COUNTY OF MONTGOMERY
FAR HILLS UTILITY DISTRICT**

§
§
§

WHEREAS, the Board of Directors (the "Board") of Far Hills Utility District (the "District") finds and determines that it is necessary and proper to provide for and establish the rates, charges and fees hereinafter set forth; and

WHEREAS, it is further found and determined that it is necessary and proper to adopt rules and regulations for the protection of the District's sanitary sewer system and the preservation of the sanitary condition of the District's water supply; and

WHEREAS, the Board of the District has previously adopted an order establishing water and sewer rates and adopting rules and regulations relating to the District's water and sewer system; and

WHEREAS, on September 13, 2007, the Board determined it was appropriate to amend the District's Rate Order, to be effective November 1, 2007, to (1) increase the water and sewer rates and tap fees; (2) add a provision to its water and sewer tap purchase policy; and (3) increase the height requirements to sanitary sewer manholes for new construction; and

WHEREAS, on December 19, 2007, the Board determined it was appropriate to amend the District's Rate Order to increase the water tap fee for residential connections; and

WHEREAS, on August 14, 2008, the Board determined that it was appropriate to amend the enforcement of rules and regulations and increase the civil penalties for breach of any rule of the District to be effective September 1, 2008; and

WHEREAS, on April 9, 2009, and May 14, 2009, the Board determined that it was appropriate to amend the water and sewer rates and billing period; clarify the tap installation provisions; and clarify the inspection provisions of the District to be effective June 25, 2009; and

WHEREAS, on July 8, 2010, the Board determined that an increase was necessary in the District's water and sewer rates and to include a separate item to accommodate the pumpage fees assessed by the San Jacinto River Authority (the "SJRA") to be effective August 1, 2010; and

WHEREAS, on October 14, 2010, the Board determined that it was appropriate to increase the Commercial sewer rate, to be effective November 1, 2010; and

WHEREAS on February 14, 2011, the Board determined it was appropriate to increase residential and commercial water and sanitary sewer rates, to be effective April 1, 2011; and

WHEREAS on March 30, 2011, the Board determined it was appropriate to decrease residential water and sanitary sewer rates, increase the disconnect fee and modify the reconnect fees, to be effective April 18, 2011; and

WHEREAS on March 13, 2014, the Board determined that it was necessary to amend the Rate Order to revise provisions related to the maximum percentage of lead content in new or repaired facilities and amend the Service Agreement to be effective April 18, 2014; and

WHEREAS on October 8, 2015, the Board determined that it was necessary to amend the Rate Order to increase the administrative charges related to the SJRA pumpage fee, to revise certain tap fees and miscellaneous fees and charges, to increase the water and sewer rates and to make revisions to the Application for Utility Service, to be effective January 1, 2016; and

WHEREAS on December 8, 2016, the Board determined that it was necessary to amend the Rate Order to clarify the District's rules and regulations regarding cross-connections between the District's water supply and a private water system or non-potable water supply, to be effective January 1, 2017; and

WHEREAS on May 11, 2017, the Board determined that it was necessary to amend the Rate Order to include a provision for the adjustment of water rates due to an unavoidable leak, to be effective May 11, 2017; and

WHEREAS on September 14, 2017, the Board determined that it was necessary to amend the Rate Order to decrease the SJRA pumpage fees to \$1.00 per 1,000 gallons of water and remove the related administrative charges; and

WHEREAS on July 11, 2019, the Board determined that it was necessary to amend the Rate Order to modify the water and sanitary sewer service rates for out-of-District customers (to be effective January 1, 2020) and decrease the SJRA pumpage fees to \$0.10/1000 gallons of water; and

WHEREAS on January 9, 2020, the Board determined that it was necessary to amend the Rate Order to add categories for builder deposits, increase the pool/spa inspections fee, clarify the language of categories of miscellaneous fees and charges and amend the applications for service in accordance therewith, to be effective February 1, 2020; and

WHEREAS on January 14, 2021, the Board determined that it was necessary to amend the Rate Order to require parties requesting a waiver of liability under the terms of Subsection 6(f) herein to pay a fee of \$200.00 for each waiver of liability, in order to defray the costs incurred by the District related to prepare such waivers, to be effective February 2, 2020; and

WHEREAS on February 11, 2021, the Board determined that it was necessary to amend the Rate Order regarding the method of calculation of out-of-District services fees, to be effective March 13, 2021; and

WHEREAS on December 9, 2021, the Board determined it was necessary to amend the Rate Order to increase the water and sanitary sewer service rates for in-District and out-of-District residential customers and change certain customer fees and charges, to be effective January 1, 2022; and

WHEREAS on November 11, 2022, the Board determined it was necessary to amend the Rate Order to include water and sanitary sewer service rates and fees for multi-family connections and amend its tap fee structure, to be effective December 1, 2022; and

WHEREAS on January 12, 2023, the Board determined it was necessary to amend the Rate Order to comply with Title 16, Chapter 24 Texas Administrative Code, Section 24.173(d), to be effective February 1, 2023; and

WHEREAS, on November 14, 2024, the Board determined it was necessary to amend the Rate Order to increase the water tap fees for Residential Connections and change certain Customer fees and charges, to be effective January 1, 2025.

NOW THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF FAR HILLS UTILITY DISTRICT AS FOLLOWS:

Section 1. Findings.

The statements contained in the preamble of this Order are true and correct and are adopted as findings of fact and operative provisions hereof.

Section 2. Definitions.

For the purposes of this Order, the terms hereinafter set forth shall have the respective meanings as follows, unless the context clearly dictates otherwise, to-wit:

- (a) The term "Board" or "Board of Directors" shall mean the governing body of the District.
- (b) The term "Customer" shall mean the occupant of a residential, commercial or industrial structure or other property within or outside the area of the District, whether the owner, renter or lessee thereof who is or receiving or proposes to receive water and/or sewer service from the District.
- (c) The terms "Commercial" or "Commercial Connection" shall mean and include any office, building, hotel, motel, retail store, industrial complex, school or other establishments which are not Residential or Multi-Family.
- (d) The term "District" shall mean Far Hills Utility District or the governing body thereof, as appropriate to the context.
- (e) The term "HOA/POA" shall mean any Texas non-profit corporation that exists for the purposes of providing homeowner or property owner services to the subdivisions located within the District.
- (f) The term "Multi-Family Residential Connection" shall mean all multiplex, condominium, townhome or single family residences which are served by a master meter.

- (g) The term "Multi-Family Units" shall mean the individual dwelling units (which may include condominiums, townhomes, single family residences) served through the Multi-Family Residential Connection's master meter.
- (h) The term "Person" shall mean and include one or more individuals, corporations, governments and government subdivisions and agencies, business trusts, estates, trusts, partnerships, associations, and any other organizations and legal entities.
- (i) The term "Rate Order" shall mean this Order by the Board of Directors of Far Hills Utility District, Establishing Water and Sanitary Sewer Rates, Adopting Rules and Regulations for the Protection of the District's Water Supply and Sanitary Sewer System, and Providing Penalties for Violations; Providing an Effective Date; and Repealing all Conflicting Orders and Resolutions, as such Order may be amended from time to time.
- (j) The terms "Residential" or "Residential Connection" shall mean and include any single-family residence, townhouse or condominium when such is separately metered.
- (k) The term "Separate Connection" shall mean each residential unit occupied by a separate family or person, including separate units located within a single Mutli-Family Residential Connection and each business unit occupied by a separate business, including separate establishments, within a single building.
- (l) The term "Single Family Residential Equivalency" shall mean the equivalent number of Residential Connections assigned to a Commercial Connection or a Multi-Family Residential Connection such that the Commercial Connection or Multi-Family Residential Connection bears an equitable burden of the District's fixed operation costs.

Section 3. Water Rates.

The following monthly rates and charges are hereby established for water service provided by the District:

(a) In-District Residential Rates:

0 - 2,000 gallons	\$19.80 minimum
2,001 – 5,000 gallons	\$1.55 per 1,000 gallons
5,001 – 10,000 gallons	\$1.70 per 1,000 gallons
10,001 - 15,000 gallons	\$2.40 per 1,000 gallons
15,001 – 20,000 gallons	\$2.95 per 1,000 gallons
20,001 – 30,000 gallons	\$3.25 per 1,000 gallons
30,001 – 35,000 gallons	\$3.85 per 1,000 gallons
35,001 – 50,000 gallons	\$4.00 per 1,000 gallons
over 50,000 gallons	\$4.60 per 1,000 gallons

(b) Out-of-District Residential Rates:

Unless otherwise established by an out-of-District service agreement with the District, out-of-District Residential customers shall be charged for water usage based on 1/24 of the requisite property's prior year assessed value each month, plus in-District Residential water rates. Such charges shall be reviewed and updated annually on January 1.

(c) Multi-Family Residential Rates:

Each Multi-Family Residential Connection that is served by a master meter shall be charged monthly for water at the minimum rate applicable to In-District Residential Customers multiplied by the number of Multi-Family Units being served. Water usage in excess of 2,000 gallons per unit per month shall be charged at the water rates above for In-District Residential Customers.

(d) In-District Commercial Rates:

0 - 2,000 gallons	\$35.00 minimum
2,001 – 5,000 gallons	\$3.00 per 1,000 gallons
5,001 - 30,000 gallons	\$4.00 per 1,000 gallons
over 30,000 gallons	\$6.00 per 1,000 gallons

(e) Out-of-District Commercial Rates:

Unless otherwise established by an out-of-district service agreement with the District, out-of-District commercial customers shall be charged water usage based on 1/24 of the requisite property's prior year's assessed value each month, plus in-District commercial water rates. Such changes shall be reviewed and updated annually on January 1.

(f) Each customer's billing statement will include a line item reflected as "SJRA pumpage fees" or such other similar language, which will be calculated based upon the customer's actual water usage for the previous month multiplied by \$0.10 per 1,000 gallons of water.

(g) In-District HOA/POA Rates:

0 - 2,000 gallons	\$25.00 minimum
2,001 - 5,000 gallons	\$2.00 per 1,000 gallons
5,001 – 15,000 gallons	\$2.50 per 1,000 gallons
15,001 – 30,000 gallons	\$3.00 per 1,000 gallons
over 30,000 gallons	\$4.00 per 1,000 gallons

Section 4. Sewer Rates.

The following monthly rates and charges are hereby revised for sewer service provided by the District:

(a) In-District Residential Rates:

0-5,000 gallons	\$36.30 minimum
over 5,000 gallons	\$0.19 per 1,000 gallons

(b) Out-of-District Residential Rates:

Unless otherwise established by an out-of-District service agreement with the District, out-of-District Residential customers shall be charged for sewer usage based on 1/24 of the requisite property's prior year's assessed value each month, plus in-District Residential sewer rates. Such charges shall be reviewed and updated annually on January 1.

(c) Multi-Family Residential Rates:

Each Multi-Family Residential Connection that is served by a master meter shall be charged monthly for sewer at the minimum rate applicable to In-District Residential Customers multiplied by the number of Multi-Family Units being served. Sewer usage in excess of 5,000 gallons per unit per month shall be charged at the sewer rates above for In-District Residential Customers.

(d) In-District Commercial Rates:

0-5,000 gallons	\$65.00 minimum
over 5,000 gallons	\$0.75 per 1,000 gallons

(e) Out-of-District Commercial Rates:

Unless otherwise established by an out-of-District service agreement with the District, out-of-District commercial customers shall be charged for sewer usage based on 1/24 of the requisite property's prior year's assessed value each month, plus in-District commercial sewer rates. Such charges shall be reviewed and updated annually on January 1.

Section 5. Tap Fees.

The following fees shall be charged by the District for labor and materials for making taps and connections to the District's water and sewer system:

(a) Water tap fees: Residential Connections

(1) Standard Water Meter: (5/8" x 3/4")	\$1,675.00
(2) One-inch (1") meter	\$2,480.00

(b) Sewer tap fees: Residential Connections \$1,650.00

(c) Water tap fees: Multi-Family Residential Connections:

Master Meter – The cost to the District plus 200 percent (200%).

- (d) Sewer tap fees: Multi-Family Residential Connections: The cost to the District plus 200 percent (200%).
- (e) Water tap fees: Commercial Connections: The cost to the District plus 200 percent (200%).
- (f) Sewer tap fees: Commercial Connections: The cost to the District plus 200 percent (200%).
- (g) Large meter (larger than one inch (1")) fee (not otherwise specifically referenced herein): The cost to the District plus 200 percent (200%).

Section 5A. Grease Traps.

- (a) Grease Trap Inspections.
 - (1) The operator or other duly authorized representative of the District shall be authorized, after providing reasonable advance notice to the landowner, to enter upon any tract within the District to determine the necessity for a grease trap.
 - (2) Any person who is responsible for a discharge into the District's sanitary sewer system for which, in the sole opinion of the District and its operator, a grease trap is required and who does not have an approved grease trap in place, shall have sixty (60) days from the date of notice by the District within which to construct and install the required grease trap and secure necessary approvals thereof.
 - (3) The District's operator or other duly authorized representative of the District shall be authorized to conduct periodic inspections of all grease traps within the District that are subject to this Order to ensure that grease traps are being maintained in an effective operating condition and that all necessary manholes, inspection chambers and related facilities are being maintained and are fully operational.
 - (4) In the event a grease trap or any related facilities are found in an unserviceable condition or in need of cleaning or maintenance, the operator or other duly authorized representative of the District shall give written notice to the person responsible for the discharge for which the grease trap is required, advising such person of the deficiencies and follow-up inspections as may be necessary until the grease trap is in an effective operating condition.
 - (5) The District may invoke the procedure described in Section 9 of this Order to discontinue water service to a tract or establishment in the event the owner or proprietor of said tract or establishment either (a) refuses to permit an inspection pursuant to this Section, or (b) fails, within seven (7) days after receiving written notice issued by the operator, the Board or other duly authorized representative of the District, to correct any condition found to be in violation of the District's requirement for

installation, maintenance and operation of the grease traps. In addition, the District may assess a fine of \$200.00 per day to any party that fails, within seven (7) days after receiving written notice of violation, to correct the condition prompting the notice, in accordance with the provisions of Section 9 of this Order.

- (b) Grease Trap Fees. A monthly charge of \$85.00 shall be made to each person responsible for maintenance of a grease trap pursuant to this Rate Order. The purpose of this charge is to defray the District's expenses of periodic inspections of grease traps as provided for in this Rate Order.

Applicable fees shall be paid in full at the time application is made to the District for water and/or sewer service.

Section 6. Additional Provisions Relating to Taps and Connections.

- (a) No water tap or sewer tap shall be made, nor shall any Customer be served by the District's water system or sewer system until application has been made to the District for such service or services, all applicable fees and charges paid to the District, a written service contract or agreement has been entered into between the Customer and the District, and all inspections and approvals required by the District and all other governmental agencies having jurisdiction have been made and completed.
- (b) No Customer may purchase a water or sewer tap for new construction unless such new construction will be commencing within two (2) months of the date of purchase of such tap(s). If the new construction has not commenced on such date, the purchased tap(s) may be sold back to the District upon formal request by either the Customer or the District at the price paid by the Customer for such taps, less any administrative fees.
- (c) If water and sewer taps to new construction are made at different times, any additional costs incurred by the District as the result thereof shall be reimbursed to the District by the person requesting the second tap.
- (d) All new houses within the District upon which construction is completed after the effective date of this Order that receive water service from the District must also receive sewer service from the District unless the District is unable to provide sewer service as the result of circumstances beyond its control.
- (e) No structure that will require sewage pre-treatment shall be connected to the District's water or sewer system until an agreement with respect to District sewer service shall have been entered into between the Customer and the District. All cost of acquiring, constructing, installing, maintaining and repairing pre-treatment facilities shall be borne by the Customer.
- (f) No new sewer tap shall be made to any structure constructed on lots that are lower than the nearest exposed sanitary sewer manhole cover unless the structure's lowest finished floor is constructed at an elevation that is 12 inches (12") higher than the top of the sanitary sewer manhole cover and of sufficient elevation to

permit gravity flow of sewage from the structure to such sanitary sewer manhole. Evidence of such elevation must be provided by the Customer or Customer's agent to the District's Operator. No new sewer service shall be provided to a Customer of a new structure that does not comport with this subsection unless such Customer and the District are agreeable to and enter into a sufficient waiver of liability concerning sewer back-ups, as set forth in the District's service agreement. Without such agreed-upon waiver of liability, the Customer shall install a grinder pump and check valve, which shall be inspected and approved by the District upon completion. The District shall not be liable for any sewer back-ups that may occur at the residences associated with those Customers who chose to install a grinder pump and check valve, as the requirement for such installation is not a guarantee in any way by the District that there will not be a sewer back-up at the residence.

A Customer that opts to enter into a waiver of liability to satisfy the terms of this subsection shall pay to the District a fee of \$200 for the preparation and recordation of each waiver of liability described by this subsection.

- (g) No sewer tap installation inspection will be complete until cleanout plugs have been installed at the structure's base and at the point of connection with the structure service line and the District's facilities and a map or other written information acceptable to the District, indicating the location of the cleanout plugs, has been furnished to the District.
- (h) A Customer service inspection is an examination of the private water distribution facilities for the purpose of providing or denying water service and is not an internal structural plumbing inspection as defined and regulated by the Texas State Board of Plumbing Examiners (TSBPE). A Customer service inspector is not permitted to perform plumbing inspections. Only TSBPE licensed plumbing inspectors are permitted to perform plumbing inspections of all new plumbing and alternations or additions to existing plumbing. Notwithstanding any other provision of the Rate Order, a Customer service inspection certification, substantially in the form as set out in Exhibit "A" hereto, shall be completed and filed with the District's Operator and the District's General Manager prior to providing continuous water service to new construction, on any existing service when the District has reason to believe that cross-connections or other potential contaminant hazards or illegal lead material exist, or after any material improvement, correction, or addition to the private water distribution facilities. Such Customer service inspection certifications shall be conducted by the District's Operator. Should the District's Operator be asked to perform the Customer service inspection, an inspection fee as follows shall be paid, in addition to any other fees required herein, prior to the initiation of service. Prior to the District initiating continuous service, a Customer shall provide a Customer Service Inspection Certification to the District. A plumbing inspection may only be performed by those individuals described below:
 - (1) Plumbing Inspectors and Water Supply Protection Specialists licensed by the Texas State Board of Plumbing Examiners; and

- (2) Customer service inspectors who have completed a commission approved course, passed an examination administered by the Texas Commission on Environmental Quality ("TCEQ") or its designated agent and hold current professional certification or endorsement as a Customer service inspector.
- (i) Four (4) inspections required.
 - (1) Pre-construction before any construction begins.
 - (2) Sanitary Sewer line: All laterals must be inspected by the District Operator prior to being buried.
 - (3) Post Construction Inspection: This inspection is required prior to occupancy when all plumbing and fixtures are completely installed and fully operational.
 - (4) Final Inspection: This occurs when all construction is completely finished, including all landscaping and the construction site cleanup has been completed.

Section 7. Miscellaneous Fees and Charges.

- (a) The following additional charges and fees in connection with the District's water and sewer system are hereby established, to-wit:

Customer Deposit	\$ 250.00
Builder deposits (refundable upon inspection passing):	
Builders of four (4) or less lots	\$1,000.00/lot
Production Builders - five (5) or more lots	\$5,000.00*
Service Initiation Fee	\$ 65.00
Out-of-District Sewer Deposit	\$ 200.00
Disconnect Fee	\$ 80.00
Delinquent Payment Door Hanger Fee	\$ 20.00
Mailed Delinquent Payment Notice Fee	\$ 10.00
Reconnect Fee (Monday – Friday, 8:00 a.m. – 5:00 p.m.)	\$ 80.00
Reconnect Fee (Emergency Hours)	\$ 150.00
Water Meter Test Fee	Actual Cost
Water Meter Removal Fee	\$ 85.00
Returned Payment Charge (Insufficient funds charge, processing fee, plus amount charged to District by Bank or Credit Card Company)	\$ 35.00
Waiver of Liability Fee	\$ 200.00
Pre-Construction Inspection	\$ 70.00
Post-Construction Inspection	\$ 70.00
Sanitary Sewer Line Inspection	\$ 130.00
Final Inspection (Cross-Connection)	\$ 110.00
Inspection for Pool or Spa	\$ 110.00
Inspection for Sprinkler	\$ 110.00
Re-Inspection Fee	Same as initial inspection

*Production Builders are required to replenish deposit once the \$5,000 deposit reaches \$2,500 until build-out

Failure to conduct a required inspection will result in a penalty payable to the District of \$200 per each missed inspection. Any and all costs and penalties associated with additional work necessary to allow for the inspection shall be borne by the Customer in accordance with Section 12 herein.

- (b) The Customer deposit and service initiation fee herein established shall apply to all Customers obtaining new or reconnected District water service and shall be paid to the District at the time application is made for water service. The Customer deposit and outside District sewer deposit shall be security for payment of charges made by the District to the Customer pursuant to this Order, and shall be applied by the District when and as such charges become past due. Each such Customer shall maintain on deposit with the District the full amount of such deposit, and any shortage in such deposit shall be added to and become a part of the Customer's statement for water service following the occurrence of such shortage. Not later than thirty (30) days following voluntary termination of water service, the balance of a Customer's deposit will be returned to the Customer if (i) all amounts owing to the District by the Customer have been paid in full, and (ii) the Customer requests such return in writing. The District shall not be required to pay interest on deposits.
- (c) In addition to the inspection for new construction, inspections shall be required for all pools, spas, sprinkler systems and remodeling projects affecting plumbing.

Section 8. Additional Service Outside the District.

No District water or sewer service in addition to service presently in existence shall be permitted to any Customer or property outside the boundaries of the District unless and until the District's Board of Directors shall approve such service upon findings that the District has legal authority to provide such service, there is sufficient capacity in the District's plants, lines and facilities to provide such service without detriment to the District's water supply or such plants, lines or facilities, or to the then present and future Customers of the District, and providing such service will be in the best interests of the District and its taxpayers and ratepayers.

Section 9. Billing; Late Payment Penalty; Remedies.

- (a) Statements for service provided by the District shall be sent monthly on or about the first day of the month, and shall be considered rendered when sent to the Customer. Failure of the Customer to receive any such bill shall not relieve such Customer of the duty to pay for the services rendered. All statements for water service are due and payable by the twentieth (20th) day of the month in which the statement is rendered; and a late payment penalty equal to ten percent (10%) of the delinquent bill shall be added to any statement unpaid after such due date.
- (b) In the event that a Customer's statement for water or sewer services, or both, is not paid in full, the District shall have the right to disconnect service to such Customer; provided, however, that the following procedures shall be complied with as a prerequisite to the District's right to disconnect service, to-wit:

- (1) The District or its authorized representative shall mail a written notice to the Customer, stating the amount due and owing by the Customer, that such amount is delinquent and the date service will be terminated if such delinquency is not paid in full.
 - (2) The notice hereinabove described must be mailed no later than ten (10) days prior to the date scheduled for termination of service. A charge of \$10.00 shall be imposed for each delinquent payment notice mailed to a Customer.
 - (3) The amount stated in such notice mailed to the Customer shall be immediately due and owing, and if such amount remains unpaid on the date noticed for termination of service, the District shall have the right to discontinue service to the Customer without further notice.
 - (4) A door hanger will be placed on the Customer's door if the Customer's statement for water or sewer services, or both, is not paid in full 48 hours prior to the date termination of service is scheduled. A charge of \$20.00 shall be imposed for each door hanger that is placed.
 - (5) It is the intention of this section that all fees for termination, meter removal or meter damage shall be due and payable prior to reconnection of services to the District's system and that the property owner and renter, as warranted, shall be jointly and severally liable for such fees and charges.
- (c) Unavoidable Leak Adjustments. When a verifiable water leak has occurred, which was neither caused by the Customer, nor within the ability of a prudent Person to foresee, a variance may be allowed for the rate charged for the water used. Proof of the repair of such water leak shall be provided by the Customer to the District via a valid printed receipt from the Person who performed such repair, dated within seven (7) days of the detection of such leak. The District will calculate the water loss resulting from the unavoidable leak, and a recalculated cost to the Customer will be assessed for the lost water at the then-current lowest District rate per 1,000 gallons.

The fees assessed pursuant to subsection (3)(a) of this Rate Order shall not be waived or readjusted by the District, as such fees are pass-through charges.

- (d) The procedures outlined in this section are subject to the requirements of Title 16, Chapter 24 Texas Administrative Code, Section 24.173(d) with regard to certain prohibitions and procedures with regard to late fees and disconnection of water service during Extreme Weather Emergencies (as such term is defined in the statute), as amended from time to time.

Section 10. Water Meter Tests.

The District will have a water meter accuracy test performed by a certified testing laboratory upon the request of the Customer served by such meter. If the meter is found to be accurate within the then applicable standards of the American Waterworks Association for

{00445854 2}

testing of the meter, the Customer requesting the testing shall pay all actual costs of and attendant upon such testing; otherwise, such costs shall be paid by the District.

Section 11. Rules and Regulations Governing Water and Sewer Service.

The following Rules and Regulations (the "Rules and Regulations") shall govern the installation of connections or taps to the District's Waterworks and Sanitary Sewer System, the limitations on flow of waste into the Sanitary Sewer System, the protection of all facilities which are part of the District's Waterworks and Sanitary Sewer System, and set performance standards for water fixtures in new construction.

(a) New Account Policy.

- (1) Evidence of the Customer's residency within the District must be proved by a copy of the Customer's deed or rental agreement, as applicable, upon application for water and sewer service, as part of the application process.

(b) Water Service Lines and Water Taps.

- (1) All connection to the District's Water Mains shall be made by the District's Operator or a contractor designated by the District. The connection shall include the furnishing and installing of the service tap (saddle), water service line from the main to the meter, the water meter and the water meter vault.
- (2) Customer must utilize the brass meter spud furnished by the District for service connection to the meter.
- (3) Customer must install an isolation valve, including valve box and lid, within five feet (5') of the meter connection.
- (4) In order to facilitate normal repairs within a structure, the Customer must install an isolation valve within three feet (3') of the point of entry of the main water service line into the structure receiving water service. If this valve is located underground, a valve box and lid is required.
- (5) All lines and fittings within ten feet (10') of the meter must consist of schedule 40 (pressure rated) pipe.
- (6) No connection to the Customer's main service line between the meter and the structure receiving water service may be made within ten feet (10') of the meter box.

(c) Sanitary Sewer Service Line.

- (1) Only one (1) service line may be connected to the District's sanitary sewage collection system for each residence or commercial building.

- (2) Only the following types of pipe and fitting materials are approved for constructing service lines. Pipe and fittings on each individual service line must consist of the same material.
 - (i) Schedule 40 Polyvinyl Chloride (PVC) pipe.
- (3) Minimum sizes of service lines shall be as follows:
 - (i) Residential --- four inches (4") in diameter
 - (ii) Multi-Family --- four inches (4") in diameter
 - (iii) Commercial --- six inches (6") in diameter
- (4) Minimum grades for service lines shall be as follows:
 - (i) four inch (4") pipe --- one foot (1') drop per 100 feet (1%)
 - (ii) six inch (6") pipe --- six inch (6") drop per 100 feet (0.5%)
 - (iii) eight inch (8") pipe --- four inch (4") drop per 100 feet (0.33%)
- (5) Maximum grades for service lines shall be as follows:
 - (i) four inch (4") pipe --- two and one-half foot (2½') drop per 100 feet (2.5%)
 - (ii) six inch (6") pipe --- one and one-half foot (1½') drop per 100 feet (1.5%)
 - (iii) eight inch (8") pipe --- one foot (1') drop per 100 feet (1%)
- (6) All service lines must be constructed to true alignment and grade. Warped and sagging service lines will not be permitted.
- (7) Water-tight adapters of a type compatible with the materials being joined must be used at the point of connection of the service line to the building plumbing. No cement grout materials are permitted.
- (8) Where the District has provided wyes or stacks on sanitary sewer lines, these existing wyes or stack connections must be utilized for connection of the service line to the sewer main unless an exception is permitted by the District's Operator.
- (9) In all cases where the District's sanitary sewer line is on the opposite side of the street from the connection, the District has provided cross street runs, generally at alternate lot corners. Connections shall be made to these cross street runs and not at any other location.
- (10) Fittings and Cleanouts.

- (i) No bends or turns at any point will be greater than forty-five (45) degrees.
 - (ii) Each horizontal service line must be provided with a cleanout at its upper terminal; and each such run of piping which is more than eighty (80') feet in length must be provided with a cleanout for each eighty (80') feet, or fraction thereof, in the length of such piping.
 - (iii) Each cleanout must be installed so that it opens in a direction opposite to the flow of the waste and, except in the case of wye branch and end-of-the-line cleanouts, cleanouts must be installed vertically above the flow line of the pipe.
 - (iv) Cleanout must be made with air-tight mechanical plug.
 - (v) Two (2) cleanouts minimum required for each Residential Connection; one (1) at house and one (1) at property line.
- (11) All sanitary sewer connections shall be made by a qualified plumbing contractor approved by the District Operator. However, the Operator will make the inspection and must certify on the application form, Exhibit "A" (hereto attached), that the sewer connection was made in accordance with these Rules and Regulations.
- (12) When the service line is complete, and prior to backfilling the pipe trench, the applicant for sewer service shall request an inspection of the installation. Request for inspections shall be made to the District's Operator at least twenty-four (24) hours in advance of the time such inspection is desired.
- (13) The physical connection to the District's sewer main must be made by use of an adapter of a type compatible with materials being joined. The connection shall be water-tight. No cement grout materials are permitted.
- (14) Backfilling of the service line trench must be accomplished within twenty-four (24) hours of inspection and approval. No debris will be permitted in the trench.
- (d) Protection of District's Waterworks and Sanitary Sewer System.
- (1) It shall be unlawful for any person, unless authorized in writing by the District's Operator, to tamper or interfere with, obstruct access to, or as a result of willful action injure, deface, or destroy any facilities that are a part of the District's waterworks and sanitary sewer system, including, with respect to the waterworks system, water plants, flushing valves, valve boxes, and water lines up to the meter box and including meters and meter boxes; provided, however, that duly authorized members of the Fire Department shall have such flushing valves for fire protection purposes.

The meter shall, at all times, be kept free from landscaping, fences or other obstructions of any kind.

- (2) It shall be unlawful for any person to connect any building to the waterworks system without a meter or to have a straight line connection to a building without being metered. It shall also be unlawful to draw water from the waterworks system without being metered, including the unauthorized use of a flushing valve or unmetered water taps. Meter installations shall include back flow prevention devices on all new commercial connections. Additionally, the District reserves the right to require any present or future connections, whether commercial, multi-family or residential, to install a back flow prevention device. The cost of such devices shall be borne entirely by the Customer.
- (3) Any residential, commercial, multi-family or non-profit connection which shall have interior fire control or prevention systems, which depend on water from the District shall submit plans and calculations to the District for approval prior to connection of such systems or at any other time as required by the District. Any such private fire protection system shall be metered.
- (4) No downspouts, yard or street drains, or gutters will be permitted to be connected into the District's sanitary sewage facilities. All cleanouts must be capped. No surface storm water shall be discharged into the District's sanitary sewer system.
- (5) Swimming pool connections shall not be made to the District's sewer system unless previously approved by the Board.
- (6) Review and acceptance of the District shall be obtained prior to the discharge into the public sewers of any wastes and waters having:
 - (i) A 5-day, 20 degrees Centigrade biochemical-oxygen-demand (B.O.D.) greater than 300 ppm.
 - (ii) Suspended solids containing greater than 300 ppm.
- (7) Pre-treatment - Where required, in the opinion of the District, to modify or eliminate wastes that are harmful to the structures, processes or operation of the sewage disposal works, the person shall provide, at his expense, such preliminary treatment or processing facilities as may be determined necessary to render his wastes acceptable for admission to the public sewers.
- (8) Grease, Oil and Sand Interceptors - Grease, oil and sand interceptors shall be provided for the proper handling of liquid wastes containing grease in excessive amounts or any flammable wastes, sand or other harmful ingredients; except that such interceptors shall not be required for private quarters or dwellings. All interceptors shall be of a type and capacity approved by the District and shall be located as to be readily and easily

accessible for easy cleaning and inspection. Grease and oil interceptors shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, water-tight and equipped with easily removable covers which, when bolted in place, shall be gas-tight and water-tight. Where installed, all grease, oil and sand interceptors shall be maintained by the owner, at his expense, in continuously efficient operation at all times.

- (9) Design calculations, plans, specifications and any other pertinent information relating to proposed preliminary treatment or processing facilities shall be submitted for approval of the District prior to the start of their construction, if the effluent from such facilities is to be discharged into the Public Sewer.
- (10) Sampling Wells - Sampling wells shall be provided for all new sewer connections serving commercial, unrestricted or unrecorded property. In addition, the District reserves the right to require the addition of a sampling well to any current connection at any time that such connection has a change of use or at any time that such sampling well is determined to be necessary by the District's engineer. Where required, such sampling wells shall be installed and maintained by the owner at his sole expense.
- (11) No pipe or pipe fitting which contains more than 0.25% lead may be used for the installation or repair of plumbing at any connection which provides water for human use. No solder or flux which contains more than 0.2% lead may be used for the installation or repair of plumbing at any connection which provides water for human use. This requirement may only be waived for lead joints that are necessary for repairs to cast iron pipe.
- (12) Potable water supply piping, water discharge outlets, backflow prevention devices or similar equipment shall not be located so as to make possible their submergence in any contaminated or polluted liquid or substance.
- (13) No direct connection between the District's water supply and a potential source of contamination shall be permitted. Potential sources of contamination shall be isolated from the District's water system by an air gap or an appropriate backflow prevention assembly in accordance with State plumbing regulations. Additionally, all pressure relief valves and thermal expansion devices shall be in compliance with State plumbing codes, and the District may require inspections of any such valve or backflow prevention device on such schedule as deemed appropriate by the Board.
- (14) No cross-connection between the District's water supply and a private water system or non-potable water supply shall be permitted. An actual air gap must be maintained between the District's water supply and a private water system or non-potable water supply. The air gap must be a minimum of two (2) times the inner diameter of the pipe.

- (15) No connection to the District's water supply which would allow the return of water used for condensing, cooling or industrial processes back to the District's water supply shall be permitted.
 - (16) No plumbing fixture shall be installed within the District which is not in compliance with a State-approved plumbing code.
- (e) Prohibited Discharges to Sewage Works.
- (1) No person shall discharge or cause to be discharged any storm water, ground water, roof run-off, sub-surface drainage, down spouts, yard drains, yard fountain and ponds or lawn sprays into any sanitary sewer. Storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as storm sewers or to a natural outlet approved by the District. Unpolluted processed water may be discharged upon prior written approval of the District to a storm sewer or natural outlet or into the sanitary sewer system by an indirect connection whereby such discharge is cooled, if required, and flows into the sanitary sewer at a rate not in excess of three (3) gallons per minute, provided the waste does not contain materials or substances in suspension or solution in violation of the limits prescribed herein.
 - (2) In cases where, and in the opinion of the District, the character of the sewage from any manufacturer or industrial plant building or other premises is such that it will damage the system or cannot be treated satisfactorily in the system, the District shall have the right to require such user to dispose of such waste otherwise and prevent it from entering the system.
 - (3) No person shall discharge or cause to be discharged, either directly or indirectly, any of the following described substances, materials, waters or waste:
 - (i) Any liquid having a temperature higher than 150 degrees Fahrenheit (65 degrees Centigrade), except with approval of District.
 - (ii) Any solids, liquids or gases, which by themselves or by interaction with other substances, may cause fire or explosion hazards, or in any other way be injurious to persons, property, or the Operator of the sewage disposal works.
 - (iii) Any solids, slurries or viscous substances of such character as to be capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works, such as ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, whole blood, paunch manure, hair and fleshlings, entrails, lime slurry, lime residues, slops, chemical residues, paint residues, or bulk solids.

- (iv) Any garbage that has not been properly comminuted or shredded.
 - (v) Any noxious or malodorous substance, which either singly or by interaction with other substances is capable of causing objectionable odors, or hazard to life; or creates any other condition deleterious to facilities of the District or structures or treatment processes; or requires unusual provisions, alteration, or exposure to handle such materials.
 - (vi) Any waters or wastes having a pH lower than 5.5 or higher than 10.5, or having any corrosive property capable of causing damage or hazards to structures, equipment, or personnel of sewage disposal works.
 - (vii) Any wastes or waters containing suspended or dissolved solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage treatment or in the public sewage works.
 - (viii) Any waters or wastes containing a toxic or poisonous substance such as plating or heat-treating wastes in sufficient quantity to injure or interfere with any sewage treatment process, to constitute a hazard to humans or animals, or to create any hazard in the receiving waters of the sewage treatment plant.
 - (ix) Any radioactive wastes greater than allowable releases as specified by current United States Bureau of Standards Handbooks dealing with the handling and release of radioactivity.
 - (x) Any solid or liquid waste from a portable holding tank.
- (4) Except in quantities, or concentrations, or with provisions as stipulated herein, it shall be unlawful for any person, corporation or individual, to discharge water or wastes to the sanitary sewer containing:
- (i) Free or emulsified oil and grease exceeding on analysis an average of 100 parts per million (833 pounds per million gallons) of either or both, or combinations of free or emulsified oil and grease, if, in the opinion of the District it appears probable that such wastes:
 - (A) Can deposit grease or oil in the sewer lines in such manner to clog the sewers;
 - (B) Can overload skimming and grease handling equipment;
 - (C) Are not amenable to bacterial action and will therefore pass to the receiving waters without being affected by normal sewage treatment processes; or

- (D) Can have deleterious effects on the treatment process due to excessive quantities.
- (ii) Cyanides or cyanogen compounds capable of liberating hydrocyanic gas on acidification in excess of one-half (0.5) part per million by weight as Cn in the wastes from any outlet into the public sewers.
- (iii) Materials which exert or cause:
 - (A) Unusual concentrations of solids or composition; as for example, in total suspended solids of inert nature (such as Fuller's Earth) and/or in total dissolved solids (such as sodium chloride, or sodium sulfate);
 - (B) Excessive discoloration;
 - (C) Unusual biochemical oxygen demand or an immediate oxygen demand; high hydrogen sulfide content; or
 - (D) Unusual flow and concentration shall be pretreated to a concentration acceptable to the District, if such wastes can cause damage to collection facilities, impair the process, incur treatment costs exceeding those of normal sewage, or render the water unfit for stream disposal or industrial use. Where discharge of such wastes to the sanitary sewer are not properly pretreated or otherwise corrected, the District may reject the wastes or terminate the service of water and/or sanitary sewer, require control of the quantities and rates of discharge of such wastes, or require payment of surcharges for excessive cost for treatment provided such wastes are amenable to treatment by normal sewage plant facilities operated by the District.
- (f) Powers and Authority of Enforcing Agents.

The District shall be permitted to gain access to such properties as may be necessary for the purpose of inspection, observation, measurement, sampling and testing, in accordance with provisions of these regulations. Any person found to be violating any provision of this Order shall be served by the District with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. Any person who shall continue any violation beyond the time limit shall be guilty of violation of this Order and shall be summarily disconnected from the sanitary sewer and/or water service. Such disconnection and reconnection shall be at the total expense of the Customer.

Section 12. Enforcement Provision.

- (a) Generally.

- (1) Pursuant to Chapter 51, Texas Water Code, the Rules and Regulations shall be recognized by the Courts of the State of Texas as if they were penal ordinances of a city.
 - (2) Pursuant to Texas Water Code, Section 49.004, enforcement of the Rules and Regulations shall be by complaints filed in the appropriate court of jurisdiction in the county in which the District's principal office is located.
- (b) Civil Penalties. In accordance with Texas Water Code, Section 49.004, as amended, the Board hereby imposes the following civil penalties for breach of any rule of the District: The violator shall pay the District twice the costs that the District has sustained due to the violation up to and not exceeding \$10,000 as set forth in the Texas Government Code, Section 27.031, as amended. A penalty under this Section is in addition to any other penalty provided by the laws of this State and may be enforced by complaints filed in the appropriate court of jurisdiction in the county in which the District's principal office or meeting place is located. If the District prevails in any suit to enforce its rules, it may, in the same action, recover any reasonable fees for attorneys, expert witnesses, and other costs incurred by the District before the court. The amount of the attorneys' fees shall be fixed by the court.
- (c) Violation of Provisions. Any person violating any of the provisions of this Order shall become liable to the District for any expense, loss or damage occasioned by the District by reason of such violation.
- (d) Remedies. Any and all of the following remedies may be employed by the District to abate and prevent any violation of the provisions of these Rules and Regulations:
- (1) Discontinuance of water service.
 - (2) Disconnection and sealing of sanitary sewer connection.
 - (3) In accordance with Texas Water Code, Section 49.004, as amended, the Board hereby imposes the following civil penalties for breach of any rule of the District: The violator shall pay the District twice the costs that the District has sustained due to the violation up to and not exceeding \$10,000 as set forth in the Texas Government Code, Section 27.031, as amended. A penalty under this Section is in addition to any other penalty provided by the laws of this State and may be enforced by complaints filed in the appropriate court of jurisdiction in the county in which the District's principal office or meeting place is located. If the District prevails in any suit to enforce its rules, it may, in the same action, recover any reasonable fees for attorneys, expert witnesses, and other costs incurred by the District before the court. The amount of the attorneys' fees shall be fixed by the court.
 - (4) A Customer found in violation of these Rules and Regulations shall be liable to the District for all expenses borne by the District including

laboratory fees, legal fees, engineering fees and other costs incurred by the District in establishing the violation and resolving the cause of the violation.

(5) A Customer found in violation of these Rules and Regulations who causes or contributes to a violation by the District's Sanitary Sewer Collection System of effluent parameters shall be liable to the District for all expenses borne by the District, including legal and engineering fees related to any lawsuit filed by federal, state, or local authorities regarding violations by the District of effluent parameters applicable to the District's Sanitary Sewer Collection System.

(6) Termination of Service.

(e) Notice of Violation.

(1) Delinquent Accounts. In the event a Customer shall fail to pay any water and/or sewer bill prior to delinquency, the District shall deliver notice as provided in Section 9 of this Order.

(2) Other Violations. In the event any person shall violate any of the provisions of this Order, the Board shall notify such person in writing at the address on the District's billing records, if any, by certified mail, return receipt requested, and by regular mail of such violation and the notice shall contain the following:

(i) notice of the nature of the violation;

(ii) notice of the potential penalty for the violation; and

(iii) date, time and location of the District's next Board meeting at which meeting such person will be entitled to present all evidence in his possession with respect to the violation.

The Notice shall be mailed not later than ten (10) days prior to the meeting.

(3) Final Decisions. All decisions of the Board shall be final.

(f) Non-waiver. The failure, on the part of the District, to enforce any section, clause, sentence or provision of this Order shall not constitute a waiver of the right of the District to later enforce any section, clause, sentence or provision of this Rate Order.

Section 13. Notice; Effective Date; Repeal of Conflicting Provisions.

A substantive statement of the rules contained in this Rate Order, shall be published once a week for two consecutive weeks in a newspaper with general circulation in the area in which the District is located. This Rate Order and all of the terms and provisions hereof, and the penalties provided herein, shall be effective and enforceable five (5) days after completion of such publications. Any and all orders and resolutions of the District, and all water and sewer system rates, fees and charges, in conflict with the provisions of this Rate Order are hereby repealed as of such effective date.

Section 14. Severability.

If any word, phrase, clause, paragraph, part or provision of this Order or the application hereof to any person or circumstance shall be held to be invalid by a court of competent jurisdiction, the remainder of this Order nevertheless shall be valid, and it is hereby declared that this Order and each of the provisions hereof are so held to be invalid would have been enacted without such invalid word, phrase, clause, paragraph, part or provision.

* * * * *

Exhibit "A"
Service Inspection Certification

As stated in 20 TAC, Chapter 290, Subchapter D, 290.46(j) "Customer service inspections. A customer service inspection certificate shall be completed prior to providing continues water service to new construction, on any existing service when the water purveyor has reason to believe that cross-connections or other potential contaminate hazards exist, or after any material improvement, correction or addition to the private water distribution facilities" and as further stated in the District's Rate Order.

Name of PWS _____

PWS I.D. # _____

Location of Service _____

I, _____, upon inspection of the private plumbing facilities connected to the aforementioned public water supply do hereby certify that, to the best of my knowledge:

- (1) No direct connection between the public drinking water supply and a potential source of contamination exists. Potential sources of contamination are isolated from the public water system by an air gap or an appropriate backflow prevention assembly in accordance with the state plumbing regulations. Additionally, all pressure relief valves and thermal expansion devices are in compliance with state plumbing codes.
- (2) No cross-connection between the public drinking water supply and a private water system exists. Where an actual air gap is not maintained between the public water supply and a private water supply, an approved reduced pressure-zone backflow prevention assembly is properly installed and a service agreement exists for annual inspection and testing by a certified backflow prevention assembly tester.
- (3) No connection exists which would allow the return of water used for condensing, cooling or industrial processes back to the public water supply.
- (4) No pipe or pipe fitting which contains more than 0.25% lead exists in private water distribution facilities installed on or after January 31, 2014.
- (5) No solder or flux which contains more than 0.2% lead exists in private water distribution facilities installed on or after July 1, 1998.
- (6) No plumbing fixture is installed which is not in compliance with state approved plumbing code.

Water service shall not be provided or restored to the private plumbing facilities until the above conditions are determined to be in compliance.

I further certify that the following materials were used in the installation of the plumbing facilities (circle answers):

Service lines:	Lead	Copper	PVC	Other
Solder:	Lead	Lead Free	Solvent Weld	Other

I recognize that this document shall become a permanent record of the aforementioned Public Water System and that I am legally responsible for the validity of the information I have provided.

Signature of Inspector

Registration (Endorsement) Number

Type of Registration (Endorsement)

Date

EXHIBIT "B"

APPLICATION FOR UTILITY SERVICES

**FAR HILLS UTILITY DISTRICT
10320 CUDE CEMETERY ROAD
WILLIS, TEXAS 77318
936-443-7920**

**Amended December 9, 2021
Effective January 1, 2022**

FAR HILLS UTILITY DISTRICT
P.O. Box 9
Spring, Texas 77383
281-651-1618

APPLICATION FOR UTILITY SERVICES

Dear Customer:

Enclosed is the **Application for Utility Services** from Far Hills Utility District. The procedures are as follows:

1. Upon receipt of the completed application for service and a signed service agreement together with submission of the appropriate fees, you will receive a receipt which is be used to obtain your building permit issued by Montgomery County. No receipt shall be issued until all fees are paid. **Please plan appropriately as your submission is to be done by mail and your receipt will be faxed or mailed.** No construction shall commence until a building permit has been issued and a pre-construction inspection has been completed.
2. Please initial and return "Plumbing Restrictions" (Page 4) and keep "Plumbing Requirements" (Page 5) for you or your plumber's use.
3. **Far Hills Utility District requires four inspections:**
 - a. A **pre-construction** inspection is done before any construction begins. This is to inspect the condition of district property on your lot and safe guard you from responsibility.
 - b. A sanitary sewer line inspection. All house laterals must be inspected by the district operator.
 - c. A final plumbing inspection. This inspection is required prior to occupancy when all plumbing and fixtures are completely installed fully operational.
 - d. A post-construction inspection. This inspection is required when all construction is completely finished including all landscaping and the construction site cleanup has been completed.

PHONE: 281-651-1618

To request an inspection, 24 hour notice is required (excluding weekends). To request an inspection, please call M. Marlon Ivy & Associates at 281-651-1618 during regular business hours Monday – Friday 8 a.m. to 12 a.m.

4. **Failed inspections will require re-inspection. Re-inspection fees will be assessed.**

FAILURE TO REQUEST INSPECTIONS WILL RESULT IN FINES AND PENALTIES

Far Hills Utility District
P.O. Box 9
Spring, Texas 77383
281-651-1618

Per Rate Order:
\$65 Service Initiation Fee

\$ 250.00 Security Deposit

SERVICE AGREEMENT: The following are the terms of the service agreement between FAR HILLS UTILITY DISTRICT (the "Water System") and _____ (the "Customer").

- a. The Water System will maintain a copy of this agreement as long as the Customer(s) and/or the premises are connected to the Water System.
- b. The Customer shall allow his property to be inspected for possible cross-connections and other undesirable plumbing practices. These inspections shall be conducted by the Water System prior to initiating service and periodically thereafter. The inspections shall be conducted during the Water System's normal business hours.
- c. The Water System shall notify the Customer, in writing, of any cross-connection or other undesirable plumbing practice which has been identified during the initial inspection or the periodic re-inspection.
- d. The Customer shall immediately correct any undesirable plumbing practice on his premises.
- e. The Customer shall, at his expense, properly install, test, and maintain any backflow prevention device required by the Water System. Copies of all testing and maintenance records shall be provided to the Water System.
- f. The Customer hereby releases the Water System, including its agents or employees, from any and all liability related to any sewer system backup at the Customer's property attributable in whole or in part to the Customer's property being located below the elevation of the Water Systems nearest manhole serving the Customer's property. The Customer shall be solely responsible for installing and maintaining appropriate check valves on the Customer's property to protect against any such sewer backups.

ENFORCEMENT: If the Customer fails to comply with the terms of this Service Agreement, the Water System may, at its option, terminate service or properly install, test, and maintain an appropriate backflow prevention device at the service connection. Any expenses associated with the enforcement of this agreement shall be billed to the Customer.

Customer's Printed Name: _____

Customer's Signature: _____ Date: _____

Service Address: _____

Customer Contact Information:

Customer Name: _____

E-mail address: _____

Driver's License Number/State Issued: _____

Daytime Phone # _____ Alternate Phone/Cell _____

Mail Address/Billing Address _____

City _____ State _____ Zip Code _____

[Check # _____ Received by: _____ Date _____]

**FAR HILLS UTILITY DISTRICT
P.O. Box 9
Spring, Texas 77383**

APPLICATION FOR UTILITY SERVICE – 3/4" METER

Date of Application: _____

Builder Name: _____

Subdivision _____ Block _____ Lot _____ Section _____

Physical Service Address: _____ Site Plan attached Yes or No

Mailing Address: _____

City: _____ State: _____ Zip code: _____

Contact: _____

Phone Number: _____

Water Tap Fee	\$ 995.00
Service Initiation Fee	\$ 65.00
Sanitary Sewer Inspection	\$ 130.00
Pre-Construction Inspection	\$ 55.00
Post-Construction Inspection	\$ 55.00
Final Inspection	\$ 100.00
TOTAL	<u>\$1,400.00</u>

Add to Tap Fee Total for the following inspections, if applicable:

Pool or Spa Inspection	\$ 100.00
Irrigation System (Sprinkler)	\$ 100.00
Sewer Tap Fee	\$1,650.00

Builder Deposits:

Builder of four (4) or less lots	<u>\$1,000.00</u>
Production Builder (five (5) or more lots)	<u>\$5,000.00*</u>

*Production Builders are required to replenish deposit once the \$5,000 deposit reaches \$2,500 until build-out

*****Make Check Payable to Far Hills UD*****

Mail Application, check and plat map to:
Far Hills UD
P.O. Box 9
Spring, Texas 77383

(for MMIA Office Use)

Sequence #: _____

Meter #: _____

Meter Reading: _____

Rate Code: _____

Date Paid: _____

Check #: _____

Amount: _____

Account: _____

14 Days: _____

Tapping Instructions:

**FAR HILLS UTILITY DISTRICT
P.O. Box 9
Spring, Texas 77383**

APPLICATION FOR UTILITY SERVICE – 1" METER

Date of Application: _____

Builder Name: _____

Subdivision _____ Block _____ Lot _____ Section _____

Physical Service Address: _____ Site Plan attached Yes or No

Mailing Address: _____

City: _____ State: _____ Zip code: _____

Contact: _____

Phone Number: _____

Water Tap Fee	\$1,555.00
Service Initiation Fee	\$ 65.00
Sanitary Sewer Inspection	\$ 130.00
Pre-Construction Inspection	\$ 55.00
Post-Construction Inspection	\$ 55.00
Final Inspection	<u>\$ 100.00</u>
TOTAL	<u>\$1,960.00</u>

Add to Tap Fee Total for the following inspections, if applicable:

Pool or Spa Inspection	\$ 100.00
Irrigation System (Sprinkler)	\$ 100.00
Sewer Tap Fee	\$1,650.00

Builder Deposits:

Builder of four (4) or less lots	<u>\$1,000.00</u>
Production Builder (five (5) or more lots)	<u>\$5,000.00*</u>

*Production Builders are required to replenish deposit once the \$5,000 deposit reaches \$2,500 until build-out

*****Make Check Payable to Far Hills UD*****

Mail Application, check and plat map to:
Far Hills UD
P.O. Box 9
Spring, Texas 77383

(for MMIA Office Use)

Sequence #: _____

Meter #: _____

Meter Reading: _____

Rate Code: _____

Date Paid: _____

Check #: _____

Amount: _____

Account: _____

14 Days: _____

Tapping Instructions:

FAR HILLS UTILITY DISTRICT
P.O. Box 9
Spring, Texas 77383
281-651-1618

This page is to be INITIALED and RETURNED WITH APPLICATION

PLUMBING RESTRICTIONS

The Far Hills Utility District is responsible for protecting the drinking water supply from contamination or pollution which could result from improper plumbing practices. The purpose of this service agreement is to notify each customer of the plumbing restrictions which are in place to provide this protection. The utility enforces these restrictions to ensure the public health and welfare. Each customer must sign this agreement before service will begin. In addition, when service to an existing connection has been suspended or terminated, the water system will not re-establish service unless it has a signed copy of this agreement.

The following undesirable practices are prohibited by State regulations:

- a. No direct connection between the public drinking water supply and a potential source of contamination is permitted. Potential sources of contamination shall be isolated from the public water system by an air-gap or an appropriate backflow prevention device.
- b. No cross-contamination between the public drinking water supply and a private water system is permitted. These potential threats to the public drinking water supply shall be eliminated at the service connection by the installation of an air-gap or a reduced pressure–zone backflow prevention device.
- c. No connection which allows condensing, cooling, or industrial process water to be returned to the public drinking water supply is permitted.
- d. No pipe or pipe fitting which contains more than 8.0% lead may be used for the installation or repair of plumbing at any connection which provides water for human use.
- e. No solder or flux which contains more than 0.2% lead can be used for the installation or repair of plumbing at any connection which provides water for human use.

CUSTOMER INITIALS: _____

FAR HILLS UTILITY DISTRICT
P.O. Box 9
Spring, Texas 77383
281-651-1618

PLUMBING REQUIREMENTS

(Please keep for Customer/Plumber's use)

Water: All connections to the District's water meter must utilize the brass meter spud provided by the Utility District. All lines and fittings within 10 feet of the meter box must be rated for pressure and be Schedule 40 pipe.

No connections to the customer's main service line from the meter to the house shall be made within 10 feet of the meter and meter box for any purpose other than to supply water directly to the homeowner's house. A cut off valve must be installed within 5 feet of the meter box and must provide a box with removable lid that will provide access to the valve. Additionally, a second cut off valve must be installed within 3 feet of where the homeowner's service line enters any structure to facilitate normal repairs inside that structure. These cut off valves must provide easy access for the homeowner to terminate water service to the structure for repairs. If this valve is below ground, a box with removable lid must be installed.

These standards will apply to all new construction and these standards will be invoked anytime modifications or improvements to the customer's service line occurs. The standards can be invoked partially or fully, dependent upon the degree of repairs, modifications or improvements undertaken.

Pipe: All pipe laterals must be of a minimum of 4" Schedule 40 PVC pipe.

Clean outs: Clean out spacing to be a maximum of 80 feet; 2 clean out minimum; one at the house and one at the property line.

Slab: The minimum slab elevation for a sewer connection shall be at least 12 inches above the nearest sanitary sewer manhole.

Inspections: **Four inspections are required:**
1. Pre-construction: Before any construction begins.
2. Sanitary Sewer Line: All house laterals must be inspected by the District Operator.
3. Final Inspection: This inspection is required prior to occupancy when all plumbing and fixtures are completely installed and fully operational.
4. Post-construction: This inspection occurs when all construction is completely finished; including all landscaping and the construction site cleanup has been completed.

Minimum of 24-hour notice prior to inspection required. Please call M. Marlon Ivy & Associates at 281-651-1618 to schedule.

Far Hills Utility District

P.O. Box 9
Spring, Texas 77383

billing@mmia.com

Emergency Response & Contact Information System

Contact Information	
First name(s)	
Last name(s)	
Location Street Address	
Mailing Address (if other than location address)	
City, State, Zip Code	
*Home Phone #1	
*Home Phone #2	
*Cell Phone #1	
*Cell Phone #2	
*Email Address #1	
*Email Address #2	
Subdivision Name <small>(example Far Hills, Hawthorne Ridge, Twin Shores, Rancho Escondido, Lake Breeze, Shelter Bay, French Quarter, Clearview Estates or Other)</small>	
Comments:	
	*Note! Only one contact is required, but you can list as many as you want notification sent to.

*Note!! The information you provide to the Far Hills Utility District will never be sold, swapped, rented or loaned to anyone ever.
This information will only be used for official notifications or emergency purposes.*