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REGULATIONS

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STEVENS PASS SEWER DISTRICT  
REGULATIONS

PART 1. DEFINITIONS

Section 1.01. Unless the context indicates clearly otherwise, the following terms shall have the meanings hereinafter set forth:

1. "BOD" (denoting Biochemical Oxygen Demand) - The quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20°C., expressed in milligrams per liter.
2. "Building drain" - A point on the horizontal piping of a drainage system which receives the discharge from soil, waste, and other sanitary sewage pipes inside the walls of a building and conveys it toward the public sewers, which point is five (5) feet (1.5 meters) outside the outer face of the building walls.
3. "Commissioners" - The Commissioners of the District.
4. "District" - The Stevens Pass Sewer District.
5. "Engineer" - The consulting engineer retained by the District.

6. "Forest Service permit" - The area described in a permit issued by the United States Department of Agriculture, Forest Service, to use its lands.

7. "Garbage" - Solid wastes from domestic and commercial preparation, cooking, and dispensing of food and from the handling, storage, and sale of food products.

8. "Industrial wastes" - The liquid wastes from any user of the public sewer who is identified in the Standard Industrial Classification Manual, 1972, Office of Management and Budget, as amended and supplemented under the following divisions:

(a) Division A - Agriculture, Forestry and Fishing

(b) Division B - Mining

(c) Division D - Manufacturing

(d) Division E - Transportation, Communications, Electric, Gas, and Sanitary Services

(e) Division I - Services

A user in the Divisions listed may be excluded if it is determined that it will introduce primarily segregated domestic wastes or wastes from sanitary conveniences.

9. "Manager" - The person designated by the Commissioners as the manager of the District.

10. "Person" - Includes any individual, firm, company, association, society, corporation, or group.

11. "pH" - The logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

12. "Public sewer" - That portion of a sanitary sewer and its appurtenances located on property, easements,

Forest Service permits, and rights of way held or owned by the District or public authority other than the United States Forest Service.

13. "Representative of the District" - The person or persons authorized to act on behalf of the District with respect to the subject matter involved as designated by the Commissioners.

14. "Sanitary sewer" - A sewer which carries sewage and to which storm, surface, and groundwaters are not intentionally admitted.

15. "Service connection" - The sanitary sewer from a building drain to an existing public sewer.

16. "Sewage" - A combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments.

17. "Sewage treatment plant" - Any arrangement of devices and structures used for treating sewage.

18. "Sewerage system" - Facilities for collecting, pumping, treating, and disposing of sewage.

19. "Sewer" - A pipe or conduit for carrying sewage.

20. "Slug" - Any discharge of water, sewage, or industrial waste which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than 300 gallons per minute.

21. "Storm drain" (sometimes termed "storm sewer") - A pipe or conduit which carries storm and surface waters and drainage, but excludes sewage and industrial wastes, other than unpolluted cooling water.

22. "Suspended solids" - Solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by filtering in accordance with standard laboratory procedure.

PART 2. USE OF THE PUBLIC SEWER

Section 2.01. It shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool or other facility intended for or used for the disposal of sewage within the District, except that if a public sewer does not exist within 150 feet of the place where sewage is created or if no legal access to an existing public sewer is available from such place, such a system for sewage disposal may be maintained on private property if the system conforms to applicable state and county laws and regulations.

Section 2.02. The owner of any improvement in which sewage is collected, which is situated within the District, and which is on private property or a Forest Service permit which abuts upon any right-of-way or Forest Service permit held by the District in which a public sewer is located or may be located in the future, shall connect the sewage collecting facilities directly with the public sewer within 90 days after written notice to do so is given to the owner by the District, provided that a public sewer is within 150 feet of the place where the sewage is collected. The cost of connection shall be borne by the owner of the improvement. Failure so to connect shall render the owner liable to the District for a civil penalty of \$1,000.

Section 2.03. No storm water, surface water, roof runoff, subsurface drainage, cooling water, or unpolluted industrial process waters shall be introduced into the public

sewer, other than infiltration allowed by these regulations, if any.

Section 2.04. No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewers:

(a) Gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.

(b) Waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant, including but not limited to cyanides in excess of two (2) mg/l or CN in the wastes as discharged to the public sewer.

(c) Waters or wastes having a pH lower than five and one-half (5.5) or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the District.

(d) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewage system such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, either whole or ground by garbage grinders.

Section 2.05. No person shall discharge or cause to be



discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Manager that such wastes can harm either the District's sewers, sewage treatment plant or equipment, have an adverse effect on the receiving stream, can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the Manager shall give consideration to such factors as to quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant, and other pertinent factors. The substances prohibited are:

(a) Any liquid or vapor having a temperature higher than one hundred fifty degrees (150°) Fahrenheit (65°C.).

(b) Water or waste containing fats, gas, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two degrees (32°) Fahrenheit (0°C.) and one hundred fifty degrees (150°) Fahrenheit (65°C.).

(c) Any garbage, except garbage from a single family residential unit, house, or apartment which garbage has been shredded to such a degree that all particles will be carried freely under flow conditions normally prevailing in public sewers, with no particle greater than one-half (1/2) inch (1.27 cm) in any dimension.

(d) Waters or wastes containing strong acid iron pickling wastes, or concentrated plating solutions whether

neutralized or not.

(e) Waters or wastes containing iron, chromium, copper, zinc, or similar objectionable or toxic substances or wastes exerting an excess chlorine requirement, to such degree that any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the Manager for such materials.

(f) Waters or wastes containing phenols or other substances which after treatment of the composite sewage, produce taste or odor, in such concentrations exceeding limits which may be determined by the Manager to meet the requirements of the agencies having jurisdiction of such discharge to the receiving waters.

(g) Radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Manager in compliance with applicable state or federal regulations.

(h) Waters or wastes having a pH in excess of nine and one-half (9.5).

(i) Materials which exert or cause:

(1) Unusual concentrations of inert suspended solids (such as, but not limited to, Fullers earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).

(2) Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).

(3) Unusual BOD or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment plant.

(4) Unusual volume of flow or concentration of wastes constituting slugs.

(5) Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed by the District or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

Section 2.06. The Manager may refuse to permit waters which contain the substances or possess the characteristics enumerated in Section 2.05 and which in the judgment of the Manager may have a deleterious effect upon the sewage plant, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance to be introduced into the public sewer. Introduction of such waters through an existing connection entitles the District to disconnect the source. The Commissioners may prescribe standards for pretreatment or equalization of waste flows and the design and installation of the plants and equipment subject to the requirements of all applicable codes, ordinances, and laws, as a condition to receiving such waste waters.

Section 2.07. Grease, oil, and sand interceptors shall be provided when, in the opinion of the Manager, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts or any flammable wastes, sand, or other harmful ingredients. Interceptors shall not be required for private living quarters or dwelling units. All

interceptors shall be of a type and capacity approved by the Manager and shall be so located that they are readily and easily accessible for cleaning and inspection.

Section 2.08. Where a sewer or preliminary treatment or flow-equalizing facilities are required to be provided by others than the District for any waters or wastes, the facilities shall be maintained continuously in satisfactory and effective operation in the opinion of the Manager by the owner at his expense.

Section 2.09. The owner of any property discharging industrial wastes into the public sewer shall install a suitable control manhole together with such necessary meters and other appurtenances in the service connection to facilitate observation, sampling, and measurement of the wastes. Such manhole shall be accessibly and safely located and shall be constructed in accordance with plans approved by the District. The manhole shall be installed by the owner at his expense, shall be maintained by him so as to be safe and accessible at all times, and shall be a condition to connection.

Section 2.10. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater," published by the American Public Health Association. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewerage system and to determine the existence of hazards to life, limb, and property. The particular analyses involved will determine whether a twenty-four (24)

hour composite of all outfalls of a premise is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from 24-hour composites of all outfalls, and pH shall be determined from periodic grab samples.

Section 2.11. Nothing herein shall prevent any special agreement between the District and any person whereby waste of unusual strength or character may be accepted by the District for treatment subject to payment therefor by the person.

### PART 3. CONNECTIONS TO PUBLIC SEWER

Section 3.01. Except for representatives of the District, no person shall uncover, make any connection with, opening into, use, alter, or disturb any public sewer or appurtenance thereto, including service connections, without first obtaining the written permission of the District.

Section 3.02. Notwithstanding any written permission given by the District to make connection to the public sewer, the physical connection shall not be made without first giving notice to the District of the time of making the intended connection and without the presence of a representative of the District.

Section 3.03. All facilities, pipes, and appurtenances connected to the public sewer shall conform to the specifications herein provided for and shall be subject to such inspection and testing as the District may deem advisable to ascertain compliance therewith.

Section 3.04. Construction of all sewers or appurtenances shall be done only by the District or by qualified sewer contractors approved by the District.

Section 3.05. Permission to make connection to the public sewer shall be in writing in the form prescribed from time to time by the Commissioners and shall consist of either (a) a developer extension agreement, wherein permission is granted to make extensions to the public sewer, or (b) a service connection permit, wherein permission is granted to make a connection from improvements to the public sewer. Applications for permission to make connections shall be in the form prescribed by the Commissioners from time to time.

Section 3.06. When accepted by the District, all pipes and appurtenances connected to the public sewer and within a public right-of-way, Forest Service permit, an easement, or property owned or held by the District shall be the property of the District and shall be maintained by the District. All such pipes and appurtenances located on other property shall be the property of and shall be maintained by the property Owner or user.

Section 3.07. No person shall make connection of roof downspouts, exterior foundation drains, areaway drains, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to the a public sewer.

#### PART 4. APPROVED CONTRACTORS

Section 4.01. In order to protect the existing system from improper connections, reduce the administrative costs of the District, and minimize maintenance costs, no person, firm, or corporation shall be employed as contractor or otherwise to perform the work of constructing any part of a side sewer or service connection within the District unless such

contractor has first been approved by the District as herein provided.

Section 4.02. A request for approval under this Part 4 shall be submitted in writing in the form required by the Commissioners and shall set forth the experience of the applicant in the construction of service connections and side sewers and the applicant's qualifications in respect thereto. The application shall be accompanied (a) by a bond in the sum of \$2,000 in a form acceptable to the Commissioners conditioned that any damage caused by the applicant to the public sewer shall be promptly repaired and (b) by a certificate showing that the applicant is insured against liability for injury or damage to persons or property in the sum of \$500,000.00 for each occurrence, including liability for operation of motor vehicles. The applicant shall hold a valid contractor's license issued by the State of Washington.

Section 4.03. Approval of such contractor shall be given in writing by the District and shall be valid as long as the bond and insurance provided in Section 4.02 shall remain in full force and effect. The approval may be revoked by the Commissioners at any time on 24 hours' notice if in the judgment of the Commissioners the approved applicant shall perform any work in a negligent, careless, or unworkmanlike manner, shall willfully violate or evade any regulation of the District, or shall have misrepresented any material fact in the application for approval.

Section 4.04. No work shall be performed by an approved contractor to install a service connection unless all outlets from plumbing fixtures which are in the improvements to be

served by the connection and which produce sewage are connected to the public sewer.

Section 4.05. An applicant shall pay the sum of \$25.00 to the District at the time of making initial application for approval to cover costs of investigating the applicant.

Section 4.06. This Part 4 shall not apply to a contractor performing work under a developer extension agreement or under direct contract with the District.

#### PART 5. SERVICE CONNECTION PERMITS

Section 5.01. Service connection permits shall be issued by the District for connection from an improvement to a public sewer only, and no such connection shall be made without such a permit.

Section 5.02. Application for a service connection permit shall be in writing and contain the street address of the property, a suitable legal description thereof, the type or nature of the service to be provided, the estimated daily discharge quantities, and proposed installation sketch. A permit application for industrial waste service connection shall also contain the type of industrial waste to be disposed of, and no industrial waste shall be introduced into the public sewer through the connection described in the application other than as described in the application. The Manager may require such additional plans, information and other data as may be necessary or desirable for the protection of the public sewer to be submitted as a condition to issuing a permit. The following permit fees shall accompany each application for a service connection permit:

- (a) The general facilities charges, late comer



charges and other costs established by the Commissioners by regulation or agreement for facilities to serve the property described in the application, unless previously paid, and

(b) For each connection the sum of \$50.00.

Section 5.03. A service connection permit shall be issued only upon proper application therefor as prescribed by the Commissioners at the office of the District upon proper payment of all fees and charges therefor. No such permit shall be issued for any property upon which the applicable general facilities charges are unpaid or for any connection to any public sewer which has not been accepted by the District.

Section 5.04. Each permit shall specify a licensed contractor approved by the District who shall perform the work. No work shall be done under the permit except by the licensed contractor therein named or the owner of the improvement. No work shall be done before the permit therefor is issued. The permit shall be readily available at the property therein described for inspection by the District's representatives on request. The permit may provide for such special conditions as the District may deem advisable for the protection of the public sewer, which conditions shall be complied with.

#### PART 6. DEVELOPER EXTENSION AGREEMENTS

Section 6.01. Extensions to the public sewer may be permitted by developer extension agreements, which shall not include permission for the construction of service connections. Developer extension agreements shall be in the form prescribed by the Commissioners from time to time.

Section 6.02. The design of any extension to the public

sewer shall be made by the Engineer, and the cost of the design paid by the applicant under a developer extension agreement. Such applicant shall furnish to the District a suitable map or plat of the boundary of the property to be served under the extension and topographical data as required by the Commissioners. Construction shall be performed by a contractor qualified to perform sewer construction in the opinion of the Commissioners. As a condition to the construction of any extension under a developer extension agreement the applicant shall pay all costs of design and general facilities charges applicable to the property to be served, deliver to the District a performance bond in form approved by the District in the amount of the estimated cost of construction, a cash bond of \$2,000 conditioned that all damage to the existing public sewer shall be repaired, and a certificate of insurance satisfactory to the Commissioners that the person who shall construct the extension shall be insured against liability to third persons for damage to person and property in the sum of \$500,000 for each occurrence including operation of motor vehicles. All work performed shall be subject to full time inspection by the District's representative to guard the District against defects in the work and to ensure compliance with the specifications. No such inspection shall relieve the applicant from complying with the requirements of the District. The cost of inspection shall be paid by the applicant prior to acceptance of the extension by the District.

Section 6.03. As a condition to the acceptance of any extension for use, the applicant under a developer extension agreement shall convey to the District easements or obtain

for the District Forest Service permits for all lines and appurtenances not within an existing public right-of-way or Forest Service permit held by the District and shall convey by bill of sale all lines and appurtenances constructed to the District.

Section 6.04. The Commissioners may establish such covenants, specifications, and conditions for developer extension agreements as they deem advisable for the protection of the public sewer, and all such covenants, specifications and conditions shall be complied with in the construction of the extension.

PART 7. GENERAL SPECIFICATIONS FOR SERVICE CONNECTIONS

Section 7.01. All service connections shall conform to the specifications described in this Part 7. Attached hereto as Exhibit A - Typical Service Connection, Trench Section, is an illustrative drawing to which the service connections shall also conform. All costs and expenses incident to the installation of any service connection shall be borne by the owner of the property to be served thereby and such owner shall indemnify and save the District, its officers and agents harmless from any loss or damage that may be directly or indirectly occasioned by the installation or connection of a service connection.

Section 7.02. No more than one building shall be connected to a service connection unless otherwise approved by the Commissioners prior to construction. All service connections shall be constructed of six-inch pipe. An easement or Forest Service permit duly executed, acknowledged and recorded in a form satisfactory to the District shall be obtained for

the distance of the service connection to within five (5) feet of the improvement connected, allowing the District the right to maintain such sewer line and granting it access thereto as long as such service connection shall be used.

Section 7.03. Old or existing pipes for sewage, including septic tank lines, shall not be used for new service connections.

Section 7.04. Service connections shall be constructed of cement mortar lined and bituminous coated ductile iron pipe conforming to ASA 21.4. Pipe shall have push-on joints and shall conform to ANSI A 21.51, Class 50 as to metal thickness and quality. Fittings shall be push-on and conform to ANSI A 21.10 and ANSI A 21.11. Rubber ring gaskets shall be suitable for sewage service.

Section 7.05. Service connections shall be brought to the building served at an elevation below its lowest floor, unless otherwise approved by the Manager. There shall be at least 36 inches of cover over the service connection pipe. The minimum grade of all service connection lines shall be 2 percent, and the applicant for a service connection permit shall be responsible for determining that such grade is available between the building and the point of connection.

Section 7.06. The service connection shall be connected to the public sewer at the point designated by the Manager. The District shall not be responsible for the accuracy of any plans or drawings showing existing public sewers and the applicant for a service connection shall be responsible for verifying the location and elevation of any point of connection.

Section 7.07. Service connection construction, including but not being limited to trench excavation, bedding, pipe installation, testing, backfill, and surface restoration shall conform to the provisions of the specifications set forth in (a) Standard Specifications for Municipal Public Works Construction, edition current at time of construction, prepared by the Washington State Chapter, American Public Works Association, which specifications may be referred to as "Standard Specifications," and (b) State of Washington Standard Specifications for Road and Bridge Construction, edition current at time of construction, which specifications may be referred to as "Standard Highway Specifications." Any conflict between the Standard Specifications or the Standard Highway Specifications and this Resolution shall be governed by this Resolution.

Section 7.08. Service connections shall be constructed as shown on Exhibit A, attached hereto. Each piece of pipe shall be laid with bells upgrade and with the invert of the pipe to the alignment and grade required. Unsuitable material as determined by the Manager or engineer shall be excavated and properly replaced with compacted suitable material.

Section 7.09. No work shall be covered until the work has been inspected, tested, and approved by a representative of the District. Initial backfilling shall be spread evenly and compacted by hand so that the pipe is not disturbed in any way. Subsequent backfilling shall be compacted by tamping or water settling as directed by the Manager.

Section 7.10. All construction shall be done in a good and workmanlike manner and in conformity with applicable governmental regulations.

Section 7.11. A plugged cleanout shall be provided at the connection of the building drain line to the service connection line. An inspection tee and cap shall be provided on the service connection in close proximity where it joins the public sewer or at such other place as the Manager may direct.

Section 7.12. No connection shall be made to the public sewer without the presence of a representative of the District and prior notice to the District. Connection shall be made to an existing tee or stub, if available. If no existing tee or stub is available, the connection shall be made by cutting out a section of the existing line and installing a plain-end cast or ductile iron tee utilizing flexible type mechanical pipe couplings on each end of the tee.

Section 7.13. The District shall be notified when the work of the service connection is ready for inspection. Before covering the work the pipe shall be tested by being tightly sealed above the inspection tee by a plumber's ball or similar apparatus, the pipe filled with water to the top of the highest cleanout at the house connection and loss through exfiltration observed. The rate of exfiltration shall be zero. If the installation does not conform to the requirements of this Resolution, the installation shall be rejected and not approved. Such corrections shall be made to the installation to make it conform hereto before covering of the work.

Section 7.14. Such tests as the Manager or representative of the District may deem advisable shall be made to determine whether any surface water has been or may be introduced into the installation other than allowable infiltration.

Section 7.15. No service connection shall exceed a length of 100 feet unless the Commissioners, after hearing upon written application of the property owner for special permission to maintain a service connection in excess of 100 feet, shall make a determination that the additional length shall not be detrimental to the District. Upon such finding the Commissioners may in their discretion grant permission for a service connection in excess of 100 feet on such conditions as the Commissioners deem advisable.

Section 7.16. All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the public authority having jurisdiction.

PART 8. MOBILE HOME SERVICE CONNECTIONS

Section 8.01. In addition to the general specifications contained in Part 7, service connections for mobile home parks shall conform to the requirements of this Part 8. Mobile home shall mean any house trailer or other such structure designed and constructed so that it may be transported on public thoroughfares and provide living accommodation therein. Property devoted to keeping of more than one mobile home shall be referred to as a mobile home park. Any service connection for a mobile home which is not, in the opinion of the Commissioners, permanently affixed to the real property shall conform to this Part 8.

Section 8.02. A utility pad consisting of a concrete pad located at each mobile home location shall be provided

for the terminal of each service connection. It shall be designed according to the specifications established by the Commissioners from time to time and shall be located as the design requirements of the sanitary sewer shall dictate in preference to any other utilities provided at the pad.

Section 8.03. The service connection line shall be constructed of 6-inch pipe no longer than 100 feet and shall contain a "P trap" at the utility pad and protective locking device of a design established by the Commissioners from time to time. The trap shall be "extra heavy" weight classification and shall conform to all applicable requirements of the latest revision of the Commercial Standard CS188. Couplings, joints and seals as established by the Commissioners shall be provided at each utility pad.

Section 8.04. Venting shall be provided in the manner determined by the Commissioners at the end of each service connection.

Section 8.05. If required by the Manager, any extension constructed under a developer extension agreement for service to a mobile home park may be required to be tested after the service connections are installed at the cost of the property owner. Procedures for testing may be established by the Commissioners from time to time.

Section 8.06. The locking device at each utility pad shall be maintained in good repair at all times and shall be secured with an adequate padlock at all times when the service connection is not directly connected to a mobile home.

Section 8.07. The District's representative may enter upon the property where a mobile home service connection is



maintained for the purpose of inspecting the service. In the event that any connection is made without proper venting or any unused service connection is unlocked, the District may disconnect the mobile home in violation, if necessary, and lock service in violation. Such lock shall not be removed without the consent of the District, and the payment to the District of a service charge of \$50.00 for each service so locked. As a condition to issuance of a permit for mobile homes, the property owner shall consent to the provisions of this Part 8.

PART 9. TRAILER DROP STRUCTURE

Section 9.01. The Commissioners of the District may from time to time designate particular places within the District for use by the public for disposal of the contents of chemical toilets or similar sanitary facilities as are commonly used in campers, trailers, and boats. Designations of such a place may be conditioned upon the execution of such agreements between the District and the property owners in the vicinity of such places and the construction of such improvements as may be required by the Commissioners.

Section 9.02. Dumping or otherwise depositing the contents of any chemical toilet contained in a camper, trailer, or boat, the contents of the holding tank from any similar sanitary facility, any other sewage, or any garbage, debris or other refuse, in any manhole of the District not designated by the Commissioners as set forth in Section 9.01 (or, as to manholes so designated, dumping or otherwise depositing any substance not specifically authorized by the Commissioners to be deposited in such manhole) is prohibited. Any person performing such a prohibited act shall be liable to the District

in the sum of \$250 as compensation for the District's administrative and maintenance expenses occasioned by such act and, in addition, shall be liable to the District for any and all damages caused thereby and the costs of cleaning or other maintenance of the public sewer occasioned by such act to the extent that such damage and costs exceed the sum of \$250.

PART 10. CHARGES AND RATES

Section 10.01. The Commissioners may establish from time to time charges for general facilities which must be paid as a condition to permitting an improvement to be connected to the public sewer in order that the owners of the improvement shall bear their equitable share of the cost of the sewage system. Such charges may vary from area to area depending upon the particular facilities utilized for service to the improvements and the cost of such facilities.

Section 10.02. Each improvement owner connected to the public sewer shall pay a monthly rate for sewer services, regardless of whether such service is utilized, equal to one-twelfth of the annual cost of operating the District's sewerage system, including reasonable reserves, multiplied by a fraction the numerator of which is equal to the annual volume of sewage introduced by the user into the sewer and the denominator of which is equal to the total annual volume of sewage introduced into the treatment plant. Volumes and costs shall be determined in any reasonable manner as the Manager deems advisable and may be estimated or based on design criteria if the system is unused or until such time as more accurate volumes can be ascertained. Estimates of volumes and costs shall be adjusted annually at such times

as the actual volumes and costs can be ascertained. In addition to a proportion of the cost of operating the District, each user who has not fully paid its share of costs as set forth in Part 13 shall also pay as additional sewer service charge a sum calculated by a proportion of the debt service as described in Part 13.

Section 10.03. All non-governmental users of an industrial waste service connection shall be required to pay that portion of the federal assistance grant, if any, under PL 92-500 allocable to the treatment of waste from such users. The system for industrial cost recovery shall be implemented and maintained according to the following requirements:

(a) Each year during the recovery period, each such user shall pay its share of the total federal grant amount divided by the recovery period.

(b) The recovery period shall be equal to 30 years or the useful life of the sewerage treatment plant, whichever is less.

(c) Payments shall be made by such users no less often than annually. The first payment by such a user shall be made not later than one year after use begins.

(d) Such a user's share shall be based on all factors which significantly influence the cost of the sewage treatment plant, such as strength, volume, and flow rate characteristics. As a minimum, such a user's share shall be based on its flow versus sewage treatment plant capacity except in unusual cases.

(e) Such a user's share shall be adjusted when there is a substantial change in the strength, volume, or

flow rate characteristics of the user's wastes, or if there is an expansion or upgrading of the treatment works.

(f) Such a user's share shall not include any portion of the federal grant amount allocable to unused or unreserved capacity.

(g) Such a user's share shall include any firm commitment to the District of increased use by such user.

(h) Such a user's share shall not include an interest component.

The requirements of this Section 10.03 applies only to those features of waste-water treatment and transportation facilities which have been constructed with federal assistance administered by the U.S. Environmental Protection Agency under PL 92-500.

Section 10.04. Regardless of whether any improvement in which plumbing facilities are situated is connected to a public sewer, if the improvement is on private property or a Forest Service permit which abuts a public road, right-of-way or Forest Service permit in which a public sewer is located and a place for service connection is provided for the improvement within 150 feet of the improvement, then the owner of the improvement shall pay the applicable rate herein provided as though the improvement was connected to the public sewer. Such rates shall be payable commencing 60 days after (a) the date that such public sewer is accepted by the District as a part of the public sewer or (b) the date when the connection can be made, whichever first occurs.

Section 10.05. In the case of any rate determined on volume, the records of the municipality or water company providing water service to an improvement on a metered basis

shall be conclusive as to such consumption and the consumption shall be deemed to have been disposed of through the public sewer. The District may require that an acceptable water meter be installed in instances where rates are based on volume in order to determine consumption, if water is provided to the improvement from a private or otherwise unmetered source. If a separate water meter satisfactory to the Manager is provided adequately measuring water consumed at an improvement but not disposed of through the public sewer, such measured water shall be excluded from the computation of the rate. In the event that the Manager determines that water is consumed by any user of the public sewer for purposes such as irrigation and not disposed of in the public sewer as evidenced by substantial seasonal fluctuations of water consumption not related to use by individuals, then after one year's experience the Manager may establish an assumed water usage for such user that is disposed of through the public sewer and compute the rate charged user on such assumed usage. Such assumed water usage may be adjusted from time to time as the Manager deems advisable.

Section 10.06. Rates shall be payable on rendering of a statement therefor. A statement shall be deemed rendered the day following the deposit of such statement in the United States mails, properly addressed and with sufficient postage prepaid. Any sewer service account which is not paid within 30 days after the statement therefor is rendered shall be deemed delinquent and a late charge in an amount equal to 10% of the two-month sewer service charge applicable to such account shall be assessed against such account. A like late

charge shall be added for each subsequent two-month charge for sewer service which remains unpaid for a period of 30 days.

PART 11. ADMINISTRATIVE PROCEDURES

Section 11.01. Applications for service connection permits shall be consecutively numbered and the application shall be retained by the District and filed by consecutive number. For each service connection constructed a drawing of its location shall be prepared by the District and filed as a part of the permanent records of the District according to subdivision plat, if any, or by section subdivision if not platted.

Section 11.02. A certified check, bank check, or bank draft payable to the order of the District may be accepted as a cash bond where required and shall be retained by the District until the condition of the bond is satisfied at which time it shall be returned to the party delivering the same, unless prior thereto the District shall claim default under the bond at which time the check or draft shall be deposited to the funds of the District. No personal check shall be accepted for a cash bond unless immediately deposited to the funds of the District to be retained until the condition of the bond is satisfied.

Section 11.03. No developer extension of the public sewer shall be accepted by the District until the Engineer has certified in writing that the lines and appurtenances are constructed in accordance with the plans and specifications therefor, all charges and costs due the District therefor are fully paid, all necessary easements have been granted

to the District, all lines and appurtenances have been trans-  
drawing of all lines and appurtenances as constructed is fur-  
nished to the District, which drawing shall become a part of  
the District's permanent records.

Section 11.04. Requirements of Resolution No. 1 of the  
District shall be complied with.

PART 12. MISCELLANEOUS

Section 12.01. In the event that any provision hereof  
shall be invalid for any reason, the remaining provisions  
hereof shall remain in full force and effect.

Section 12.02. In the event that any person shall  
breach any of the provisions hereof or of any other regula-  
tion of the District hereafter adopted, such person shall be  
liable to the District for any and all damages caused thereby  
and the cost of making any facilities in violation of such  
regulations conform to such regulations. This liability shall  
be in addition to and independent of any other remedy the  
District may have.

Section 12.03. If any person shall make a connection  
to the public sewer without complying with the provisions  
hereof and any other regulation of the District hereafter  
adopted, such person shall in addition to liability under  
Section 12.02, pay to the District the sum of \$250 for the  
District's administrative expenses in connection therewith.

Section 12.04. The District reserves the right to amend,  
alter, repeal, modify or change the provisions hereof at any  
time by action of the Commissioners.

Section 12.05. Any person feeling aggrieved by the  
decision of the Manager hereunder shall have the right to  
appeal such decision to the Commissioners.

Section 12.06. These regulations shall not supercede any other regulations of the District (in particular as set forth in Resolution No. 1 relating to administration).

PART 13. ALLOCATION OF CAPACITY

Section 13.01. Financial commitments have been made as of the date of adoption of these regulations in their original form for the payment of the existing sewage system which has a total 10-year growth design capacity for a maximum flow of 86,100 gallons during any 24-hour period from non-industrial waste producing sources. These commitments were made from the following original users, each of whom are entitled to produce the maximum flow during any 24-hour period from non-industrial waste set forth opposite their respective names without further obligation to the District for costs of increasing its capacity:

	<u>Gallons</u>	
Bremerton Ski Cruiser, Inc.	833	(49 beds)
Everett Ski Club	612	(36 beds)
The Mountaineers, Inc.	952	(56 beds)
Penguin Ski Club, Inc.	1,105	(65 beds)
Swiss Ski Club	408	(24 beds)
Stevens Pass Ski Club	680	(40 beds)
United States Forest Service	250	
Stevens Pass, Inc.:		
(a) Yodelin Lodge connection	1,360	(80 beds)
(b) All other sources	<u>79,900</u>	
Total	<u>86,100</u>	

As used above, the maximum flow which each user may produce shall be determined by the Engineers based upon design criteria as may be modified by actual experience and is not to be determined by actual flow.

Section 13.02. Any party which is entitled to use capacity may assign or transfer its rights to all or any part of such capacity on reasonable terms and conditions as the Commissioners may approve, provided that facilities which will



be expected to produce more maximum flow than that to which the user is entitled have not then been connected to the public sewer by such user and its assignee. If any user entitled to use capacity desires to produce flow in excess of its maximum in the opinion of the District or to introduce industrial wastes, then the user shall cause financial arrangements to be made satisfactory to the District whereby the District is assured that the cost of increasing capacity of the sewage system or other adjustment is paid for in proportion to the excess capacity or adjustment required by such user. Likewise a prospective user, other than those entitled to use capacity as herein provided for, shall cause similar financial arrangements to be made. Such arrangements shall be made as a condition to connection of any facility to the public sewer.

Section 13.03. To the extent that any user named in Section 13.01 has not paid in advance its proportionate share of the sewer facilities, then the monthly sewer charges payable by such party shall be increased by a sum equal to one-twelfth of the annual aggregate estimated debt service charge with required coverage to be paid by the District on its existing bonded indebtedness as of the date of adoption of this original resolution after apportioning such sum among such users in proportion to the design costs allocated to such users as determined by the Engineers.