

ARTICLE 8 - **Application for Service.**

8.1 New Customer- New Tap:

Application for new water service must be signed and filed with the District by the owner(s) of record of the property to be served, or their legal representative, on the Water Service Contract Form furnished by the District, and accompanied by payment of the appropriate Capital Investment Fee and other fees, if any, prior to any connection to the Water System. A Tap shall be made only by District authorized personnel upon approval of the permit and a receipt indicating payment of all fees. See Exhibit I- Rates and Charges for Capital Investment Fees.

8.1.1 Tap Information Required. All information requested on the Water Service Contract form must be completed. For commercial applications, the District may recommend an Engineer's or Architect's assessment of the Meter size necessary to serve the commercial fixtures involved. The proposed Meter size shall be determined by the applicant or their authorized representative.

8.2 Credit Against the Capital Investment Fee

8.2.1 A credit against the CIF shall be granted for that portion of property taxes paid to the District during the period water service was not available to the property. Credit shall be granted for property if (a) the owner thereof makes application for service within 12 months of the date water service is available to the property to be served; (b) the property owner pays the balance of the Capital Investment Fee and any other fees and costs then due; and (c) the property owner completes the connection and begins receiving service within six (6) months.

8.2.2 The property owner must show reasonable proof of payment of his or her property taxes to the La Plata County Treasurer for each year for which a credit is claimed starting with the first Tax Year (2010) during which the District levied a property tax which was collected in 2011. Only that portion of the property taxes levied by the District and paid by the property owner requesting service will qualify for this credit; any property taxes paid by any other party prior to the time the property owner requesting service became the taxpayer for the property to be served shall not qualify for this credit. This credit shall not run with the land.

8.2.3 The credit granted by the District shall not exceed the amount of the Capital Investment Fee then in effect at the time application is made for service.

8.2.4 The credit granted by the District shall be up to 100% of the general property taxes paid to the District, as provided above, and shall only be used to reduce the amount of the Capital Investment Fee due to connect a property to

the Water System. The credit shall not be redeemable in cash or in any other form. The credit shall not be transferable to any other property or to any other person.

8.2.5 The burden shall be on the Customer to request any credit due hereunder and to show proof of payment of any property taxes that would qualify the payer of such property taxes to a credit under the terms of this policy. If no credit is requested by the Customer at the time the Capital Investment Fee is paid, the credit shall be deemed to have been waived.

8.3 New Customer - Existing Tap:

A new Customer on an existing service connection must provide all pertinent customer information on forms provided by the District before water service is granted. The property owner may designate an agent, property manager, or tenant as the responsible party for receipt of and payments for monthly water service billing; however, the property owner shall remain ultimately responsible for all charges for water service. Any such designation must be submitted to the District in writing. The District collects no deposit and assumes no responsibility for any agreements by or between landlord and tenant, or between buyer and seller.

8.4 New Development

For new developments requiring the construction of new Water Mains, refer to Article 6, System Expansions and Extensions. For new development that can be served from the existing Water Main, refer to Section 8.1.

8.5 Fire Sprinkler System.

If a fire protection water sprinkler system is to be installed, a plan for the system that has been approved by the appropriate fire protection district shall be submitted to the District along with the application. All fire sprinkler systems shall meet National Fire Protection Association requirements and additionally shall meet the requirements of all applicable city, county, and state building and fire protection codes. All fire sprinkler systems shall be protected from fluctuating water main pressures by means of a PRV. Waivers of this PRV requirement may be granted by the District upon the written request from the applicant. As required by the State of Colorado, all fire sprinkler systems shall be equipped with a Backflow Prevention Device (BFPD) appropriate to the degree of hazard contained therein.

8.6 Denial of Application.

The District reserves the exclusive right to deny any application for service when, in the opinion of the District, the service applied for would create an excessive seasonal or other demand on the Water System. Denial may also be based upon an unresolved obligation between the District and the Customer, inadequate

documentation of easements for Water Mains serving the property, or any other reason as determined by the District.

8.7 Cancellation of Application.

The District reserves the right to revoke any prior approval of a permit before service has been provided, and reserves the right to revoke service after it has commenced for any violation of these Rules and Regulations.