

SECTION 1 - GENERAL/EXPLANATORY MATERIAL

1.1 **AUTHORITY.** The District is a governmental subdivision of the State of Colorado and a body corporate with those powers of a public or quasi-municipal corporation, that are specifically granted for carrying out the objectives and purposes of the District. District Board meetings will be conducted according to Robert's Rules of Order and pursuant to CRS 32-1-903(2) regarding notice of meetings.

1.2 **SCOPE.** These Rules and Regulations have been adopted and promulgated pursuant to and shall be treated and considered as new and comprehensive regulations, governing the operations and functions of the Steamboat Lake Water and Sanitation District.

1.3 **POLICY.** It is hereby declared that the Rules and Regulations hereinafter set forth will serve a public use and are necessary to insure and protect the health, safety, prosperity, security, and general welfare of the inhabitants of the Steamboat Lake Water and Sanitation District.

1.4 **PURPOSE.** The purpose of these Rules and Regulations is to provide for the orderly financing, control, construction, management, and operation of the water supply and distribution systems, the sanitary sewer collection and treatment systems of the Steamboat Lake Water and Sanitation District, including additions, extensions and connections thereto.

1.5 **INTENT OF CONSTRUCTION.** It is intended that these Rules and Regulations shall be liberally construed to effect the general purposes set forth herein, and that each and every part thereof is separate and distinct from all other parts. No omission or additional material set forth in these Rules and Regulations shall be construed as an alteration, waiver, or deviation from any grant of power, duty or responsibility, or limitation or restriction, imposed or conferred upon the Board of Directors by virtue of statutes now existing or subsequently amended, or under any contract or agreement existing between the District and any other governmental entity. Nothing contained herein shall be so construed as to prejudice or affect the right of the District to secure the full benefit and protection of any law which is now enacted or may subsequently be enacted by the Colorado General Assembly pertaining to the governmental or proprietary affairs of the District.

1.6 **AMENDMENT.** It is specifically acknowledged that the District shall retain the power to amend these Rules and Regulations as it deems appropriate and such amendments shall be entered in the Minutes of the District and periodically incorporated in printed copies of these Rules and Regulations. Prior notice of these amendments shall not be required to be provided by the District exercising its amendment powers pursuant to this Section.

1.7 DEFINITIONS. Unless the context specifically indicates otherwise, the meaning of terms used herein shall be as follows:

Actual Cost shall mean all direct costs applicable to the construction of a given facility, including surveys, preliminary and design engineering, construction, inspection, administrative, regulatory agency fees, bond fees, all required easements and/or rights-of-way, plan approval fees, "as-built" drawings, attorneys' fees, and other costs necessary for completion.

Board and Board of Directors shall mean the governing body of the Steamboat Lake Water and Sanitation District.

B.O.D. (Denoting 5-Day, 20 degrees centigrade Biochemical Oxygen Demand) shall mean the amount of oxygen which is utilized in the aerobic decomposition of sewage under laboratory procedures in accordance with the current "Standard Methods for the Examination of Water and Wastewater."

Customer shall mean any person, company, corporation or governmental authority or agency authorized to use the public water or sewer systems under a permit issued or otherwise authorized by the Board of Directors or the Manager.

Developer shall mean the person(s), firm, joint venture, partnership or corporation which is the owner or operator of land and which seeks to have the land served by the District.

District shall mean the Steamboat Lake Water and Sanitation District or the Board of Directors of the District.

Engineer shall mean the engineering firm, or duly authorized representative (engineer), designated by the District to act on its behalf in all engineering and related matters. This item includes an Inspector employed by the Engineer.

EQR is an abbreviation for Equivalent Residential Unit which is an average single-family detached residence or the equivalent, from a systems demand standpoint.

Industrial Wastes shall mean the liquid wastes from industrial processes as distinct from sanitary sewage.

Inspector shall mean the Manager, Superintendent, Engineer, agent, officers, employees of the District or other person so designated by the Manager to perform inspections pursuant to these Rules and Regulations.

Local Facilities are those facilities generally designed primarily to serve individual subdivisions or plats. Examples are: water distribution systems, and collector sewer lines.

Manager shall mean Manager of the District, or in his absence, his duly authorized agent.

Owner shall mean the land's record title holder or lessee with planning powers.

Oversize Costs are part of the costs of a water distribution line or a collection sewer line to be installed within, or for, a subdivision; but which the District has also assigned a transmission function which results in the need for a larger pipeline. Oversize costs are the difference between the actual costs of the size line required by the District and the size required by the developer; however, for purposes of determining oversize, the minimum size shall be assumed to be 8-inch diameter for water and 8-inch for sanitary sewer. Engineering and inspection costs are assumed to be proportional to estimated or experienced construction costs. Incremental costs will be allowed for line fittings, valves, manholes and other appurtenances (if a size increase is required).

Permit shall mean written permission of the Board of Directors authorizing connection to a water or sewer main of the District granting applicant a license to use the water and sewer system or to receive water or sewer service from the system owned, operated or served by the District as the same is defined in the Rules and Regulations of the District.

Person shall mean any individual, firm, company, association, society, corporation or group.

Regional Facilities shall mean those facilities generally serving the District's service areas as a whole. Examples are: water sources, water treatment plants and tanks, water transmission lines, trunk sewers, sewage treatment plant and outlet works.

Service Plan shall mean the Service Plan of the Steamboat Lake Water and Sanitation District, as approved by the appropriate County, and as amended from time-to-time in accordance with Colorado law.

Sewer or Sewer Main shall mean a District owned sewer pipeline, carrying sanitary sewage or approved industrial wastes only, and shall be installed in a public street or easement.

Sewer Service Line shall mean the privately owned sewer line extending from the building drain to the sewer main and shall include the tap onto the sewer main.

Sewage shall mean any liquid waste containing animal or vegetable matter in suspension or solution from residences, commercial buildings, institutions, and industrial establishments.

Shall is mandatory; may is permissive.

Suspended Solids shall mean the weight of filterable solids in milligrams present in one liter of Sewage.

System Development Fees shall mean the total of the Water System Development Fee and the Sewer System Development Fee assessed new customers (or increased use) before permitting service. (See Section 5)

Water Main shall mean a District-owned water pipeline, carrying potable water only and shall be installed in a public street or easement.

Water Resource Charge shall mean the fee to be imposed on all property within the District and included in the District in the future for development of the District's water resources. This fee is imposed if water rights conveyed to the District by the property owner are not adequate to serve such property.

Water Service Line shall mean the privately owned water line extending from the water main to the Customer's building, and shall include the tap on the main, corporation cock, curb valve and box and, subject to Section 2.1, below, meter installation.

On October 13, 2014 the Board of Directors adopted a resolution regarding costs associated with the production of public documents. Pursuant to 24-72-205 C.R.S. the district's research and retrieval fee is \$30.00 per hour for fulfilling open records requests.