

Pinedale Estate Domestic Water Improvement District
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Lakeside, Arizona 85929
(928) 367-6621

RULES AND REGULATIONS
PINEDALE ESTATE DOMESTIC WATER IMPROVEMENT DISTRICT

Whereas, the Pinedale Estate Domestic Water Improvement District (“PEDWID” or “the District”) has codified various rules and regulations governing the use of its water system and connections thereto; and

Whereas, the District desires that all the rules and regulations be collected and codified in one resolution.

Therefore, be it resolved that the District adopts the following Rules and Regulations governing the use of its water system and connection thereto:

ARTICLE I
GENERAL CONDITIONS GOVERNING WATER
CONNECTIONS, GUARANTEE DEPOSITS AND USE

Section 1 - Functions of the Pinedale Estate Domestic Water Improvement District Board of Directors

- A. It shall be the duty of Pinedale Estate Domestic Water Improvement District Board of Directors to control and manage all matters pertaining to the water system of the Pinedale Estate Domestic Water Improvement District in conformity with all applicable federal, state, county and local laws and regulations of this resolution, and any other resolutions of the Pinedale Estate Domestic Water Improvement District, Navajo County, Arizona. The Board shall have general supervision over the District’s water system, all real and personal property connected thereto; and the employees thereof.
- B. The Board of Directors shall consist of five members. The members of the Board shall be, and shall be duly elected by, persons who own property within the boundaries Pinedale Estates DWID. The officers of the Board shall be a Chairman, Vice-Chairman, Secretary and Treasurer. Board members shall serve a four-year term, and elections shall be held in accordance with Section 48---1012 of the Arizona Revised Statutes and the Arizona election laws in Title 16 of the statutes.

Section 2 - Conditions for connections made to District water system

It shall be unlawful for any person to connect to the water line or lines of any portion of the District’s water system unless said person has first made proper application to connect to said water system, had paid all fees required by the District to accompany said application and said application has been approved by the proper District authorities. All connections to the District shall be made pursuant to any rules, regulations or resolutions pertaining to the payment of connection fees. Further, all connections shall be made in compliance with any specifications adopted by the District and the Uniform Plumbing Code and subject to inspection by the District, its agents or assignees, at the time of connection. A water connection shall be deemed to have occurred when there has been a connection to a water line to the District or tributary line thereto, regardless of the terminus of said connection.

Section 3 - Consumer Application for Service

- A. The consumer will make application for service, in person or by first-class mail to the District at its office, and at the time make a guarantee deposit. Information can be located on the PEDWID website, <https://pinedaleestateswater.myruralwater.com/home>
- B. New Service Installation - The District requires a meter be installed at the property line, or at the District's option, on the consumer's property, or in a location mutually agreed upon. If the meter is to be located on the consumer's property, the District retains the right to cross such property in order to repair, replace or service and/or read the meter. Only authorized District personnel may tap the water main and set the meter. The cost of installing the new meter and service will be charged to the consumer per Appendix A. Payment is due prior to installation.
- C. The District may reject any application for service when, and so long as, the applicant is delinquent in the payment of bills incurred for service previously supplied by the District at any location or under a previous name.

Section 4 - Guarantee Deposits

- A. A deposit will be required of a consumer prior to connection, per Appendix A. A separate deposit is required for each meter installed.
- B. The property owner in whose name the deposit is made, shall be responsible for payment of all bills incurred in connection with the service furnished. Only the property owner may apply for services in their own name.
- C. The guarantee deposit receipt is not negotiable and can be redeemed only at the District's office.
- D. When services are discontinued and all bills are paid, the guarantee deposit, will be refunded.
- E. Where the District finds that the request for a guarantee deposit refund is questionable, the District may require the applicant for refund to produce the deposit receipt properly endorsed.
- F. Upon discontinuance of service for the non-payment of bills, the guarantee deposit, if made, will be applied by the District toward the settlement of the account, however, the District does not waive the right to exert any claim it may have for a delinquency against any person or customer.
- G. Variations from the terms and conditions of these provisions shall be permitted only upon the verified application by an affected party to the Board of Directors of the District, setting forth the circumstances whereby the public interest requires such variation. The Board of Directors requires an application for such variation to be presented at a public meeting.

Section 5 - Access to Premises

Duly authorized agents of the District shall have access at all reasonable hours to the premises of the consumer for the purpose of installing or removing the District's property, inspecting piping, or for any other purpose in connection with the District's service and facilities.

Section 6 - Construction Specifications

- A. All mains and distribution lines to be constructed shall comply with and conform to the Uniform Plumbing Code in effect at the time of construction.
- B. All connections must install a stop and waste valve on the service connection to their property.

ARTICLE II FEES AND CHARGES, ACCOUNTING AND REPORTING

Section 1 - Minimum charge

- A. Initial and minimum charges will be established by the District. All fees, deposits, charges and penalties will be as set forth in the district rules & regulations, Appendix A.
- B. Excess water will be billed at the District's authorized rates.
- C. If service is to be established at the same location for a consumer who has ordered a service disconnection within the preceding twelve-month period, or for any member of such consumer's household a non-refundable charge of \$450.00 may be required as a precondition to the establishment of such service.

Section 2 - Billing and collecting

- A. Bills will be rendered monthly. However, the District may vary the dates or lengths of the billing period.
- B. Bills for water use will be computed in accordance with the District's authorized rate schedule, per Appendix A.
- C. Charge for service commences when the connection is made, whether water is used or not.
- D. Bills are due when rendered and delinquent thirty (30) days thereafter. A late fee will be assessed per month, see Appendix A. After sixty (60) days delinquent, a notice will be sent to the customer whose bill is delinquent, to include a copy of these R&Rs. After (ninety) 90 days, the District will discontinue service to the customer whose bill is delinquent.
- E. At the discretion of the District, a lien can be placed on the delinquent customer property until all water cost and fee are rendered.
- F. Failure to receive bills or notices shall not prevent such bills from becoming delinquent nor relieve the consumer of his obligation therein.
- G. If the consumer believes his bill to be in error, the customer shall present their claim to the District before the bill becomes delinquent.
- H. Service discontinued for delinquency of bills will be restored only after all due bills are paid in full, redeposit made, if required, and a service charge of \$450.00 paid for each service re-established.
- I. During a critical water condition, as determined by the District or a public agency, consumers disregarding water restriction(s) will be fined \$100 per day for violating water restrictions and/or discontinuance of service.

Section 3 - Change of Occupancy

- A. Not less than ten days' notice must be given in writing, to the District, to discontinue service or the change occupancy.
- B. The outgoing party shall be responsible for all water consumed up to the time of actual departure or the time specified for departure, whichever is the longest.

ARTICLE III
THE DISTRICT'S RESPONSIBILITIES AND
LIABILITIES; CONSUMER RESPONSIBILITIES

Section 1 - The District's Responsibilities and Liabilities

- A. The District does not assume the responsibility of inspecting the consumer's piping or apparatus and will not be responsible therefore.
- B. The District reserves the right to refuse service unless the consumer's lines or piping are installed in such a manner as to prevent cross connections or backflow.
- C. Under normal conditions, the consumer will be notified of any anticipated interruption of service.
- D. The District shall not be responsible for negligence of third persons or forces beyond the control of the District resulting in any interruption of service.

Section 2 - Consumer's Responsibilities

1. Piping on the consumer's premises must be so arranged that the connections are conveniently located with respect to the District's lines or main.
2. If the consumer's piping on the consumer's premises is so arranged that the District is called upon to provide extra services, each additional service to the consumer's property will be considered as a separate and individual account.
3. The consumer's piping and apparatus shall be installed and maintained by the consumer, at the consumer's expense, in a safe and efficient manner and in accordance with the District's Rules and Regulations, the State Department of Health and the Uniform Plumbing Code.
4. The consumer shall safeguard the District's property placed on the consumer's premises and shall permit access to it only by the authorized representatives of the District.
5. In the event that any loss or damage to the property of the District or any accident or injury to persons or property is caused by or results from the negligence or wrongful act of the consumer, his agents, or employees, the cost of necessary repairs or replacements shall be paid by the consumer to the District and any liability shall be assumed by the consumer.
6. The amount of such loss or damage or the cost of repairs may be added to the consumer's bill and if not paid, service may be discontinued by the District.
7. Water furnished by the District shall be used by the consumer, members of his household, guests, tenants and employees only. The consumer shall not sell water to any other person or permit any other person to use the water.
8. During a critical water condition, as determined by the District or a public agency, consumers shall use water only for household use or as specified by the District. Disregard for this rule shall be sufficient cause for fining, refusal or discontinuance of service.
9. The District may discontinue its service or apply a fee without notice for the following additional reasons:
 - a. To prevent fraud or abuse
 - b. The consumer's willful disregard of or refusal to comply with these Rules and Regulations or such special rules as adopted by the District
 - c. Emergency repairs
 - d. Insufficiency of supply due to circumstances beyond the District's controls
 - e. Legal processes
 - f. Direction of public authorities
 - g. Strike, riot, fire, flood, accident or any unavoidable cause
 - h. Unauthorized turn-ons
 - i. Tamper with meters or any property of the District

ARTICLE IV EASEMENTS

All property owners requesting to connect improvements on their property to the District's water system or any developer of more than one lot seeking a connection of a subdivision or other non-residential improvement to the water system shall grant to the District all easements required by the District to provide water service to, across or on the property for which the connection is being sought. Any party not granting such required easements shall not be granted a connection by the District.

ARTICLE V GENERAL

Section 1.

Variation from the terms and conditions of these rules and regulations shall be permitted only upon the verified application of an affected party to the Board of Directors of the District, setting forth the circumstances whereby the public interest requires such variation, and upon the issuance of a special order of the District. The District may require an application for such variation to be presented in a public hearing.

Section 2

If any section, paragraph, subdivision, sentence, clause or phrase of these Rules and Regulations shall for any reason be held illegal or unenforceable, such decision shall not affect the validity of the remaining portions of these Rules and Regulations. The Board of Directors of the Pinedale Estate Domestic Water Improvement District hereby declares that each and every section, paragraph, subdivision, sentence, clause or phrase of these Rules and Regulations may be held illegal, invalid, or unenforceable.

Section 3.

The District hereby authorized its attorneys, agents, and employees to take all steps as are necessary to enforce the Rules and Regulations.

AMENDED AND ADOPTED – March 7, 2023

Pinedale Estate Domestic Water Improvement District Board Members

Michael Eckert (Chairman), Gary Engman (Vice-Chairman), Ray Hinesly (Treasury), Wade Warden (Board Member), Richard Heilman (Board Member)

Appendix A

Rate Schedule

Billing Rate:

Minimum usage:	0 to 2500 gallons	\$ 50.00 (does not include tax)
Extended usage:	2501 to 35000 gallons	\$ 2.50 per 1000
Extended usage:	35001 to 45000	\$ 6.00 per 1000
Extended usage:	45001 and greater	\$ 10.00 per 1000

Additional Fees & Charges: (as required)

Late fee (one month after billing date)	\$ 7.00 per month
Insufficient funds/Returned checks	\$ 25.00
New Customer Deposit (refundable)	\$ 125.00
New Meter & Main Line Tap	
Short Side	\$ 1300.00
Long Side	\$ 2000.00
Service Shut-Off Reconnect Fee (non-refundable)	\$ 450.00
Tampering fee (not including repairs)	\$ 150.00
Violating Water Restrictions	\$ 100.00 per day
Reconnection Fee	\$ 450.00

Rate charged for service found not the responsibility of the water district, will be billed at the existing hourly service rate charged by the District contracted service agent.