

RULES AND REGULATIONS
OF THE
TETON VILLAGE WATER AND SEWER DISTRICT

ARTICLE I
INTRODUCTION

These Rules and Regulations (“Regulations”) provide for management and operation of the Water and Sewer Systems of the Teton Village Water and Sewer District. These Regulations are necessary to promote the health, safety, and general welfare of the inhabitants of the District.

- The Water System supplies, stores and distributes Potable Water for domestic use and other uses including irrigation and fire protection.
- The Sewer System collects, treats and disposes of Wastewater. The sewer system must not be used for flood waters, surface drainages, industrial process waters or water from above ground or underground sources.

The Teton Village Water and Sewer District is a governmental entity subject to the provisions of the Wyoming Governmental Claims Act (“WGCA”), as it may be amended from time to time. Nothing in these Regulations is intended to extend the liability of the District beyond that which may be provided for under the WGCA. Further, the District, in enacting these Regulations, does not intend to waive its sovereign immunity beyond any waiver that may be provided under the WGCA.

ARTICLE II DEFINITIONS

Unless the context specifically indicates otherwise, the meaning of terms used in these Regulations are as follows:

2.1 “Auxiliary Water Supply” means any water supply on or available to the User’s Premises other than an approved public water supply regulated by a state or local health agency and approved by the District. Irrigation wells and groundwater heating and cooling systems are an example of an Auxiliary Water Supply.

2.2 “Affordable Housing” means housing for individuals and families whose incomes are derived from employment in Teton County, Wyoming that meets the criteria of Category 1 affordable housing as established by the Teton County Housing Authority in Teton County, Wyoming. If the Teton County Housing Authority ceases to exist, or fails to establish criteria for Category 1 affordable housing, “Affordable Housing” shall mean housing which is available to individuals or families whose incomes are 80% or below the Family Median Family Income for Teton County, Wyoming, as determined by the U.S. Department of Housing and Urban Development.

2.3 “Backflow” means the undesirable reversal of flow of water or mixtures of water and other liquids, gases, or other substances into the Water System from any other source. Backsiphonage is one cause of Backflow.

2.4 “Board” means the Board of Directors of the District.

2.5 “Connection Fee” means a charge to a User for connecting to the Water and Sewer Systems or for adding plumbing fixtures to an existing connection or for changing the use of a building or other facility already connected to the Water and Sewer Systems.

2.6 “Connection Permit” means the written permission from the Board for a User to connect their Service Lines to Water and Sewer Mains, to add plumbing fixtures to a new or existing connection, or to change the use of a building or other facility already connected to the Water and Sewer Systems.

2.7 “Contamination” means a degradation of the Water System by any foreign substance which creates a hazard to the public health, or which may impair the usefulness or quality of the water. Contamination is prohibited.

2.8 “Cross-connection” means an actual or potential connection between the Water System and any other source or system through which it is possible to introduce Contamination into the Water System. Cross Connection is prohibited.

2.9 “District” means the Teton Village Water and Sewer District.

2.10 "Owner" means individual owners, joint owners, partnerships, corporations, multiple owners including all unit owners in a condominium, or whoever may be the owner(s) of record of the given property connected to the District. The owner shall be responsible for their property due to actions of himself or family, guests, visitors, renters, lessees, employees, property managers and their employees, contractors and their employees, trespassers, or others gaining access to the property.

- 2.11 “Person” means any individual, corporation, company, association, partnership, municipality, public utility or other public body or institution.
- 2.12 “Premise” means any and all areas on a User’s property which is served or has the potential to be served by the Water and Sewer Systems.
- 2.13 “Potable Water” means water free from impurities in amounts sufficient to cause disease or harmful physiological effects. Water quality must conform to the Wyoming Department of Environmental Quality Water Quality Rules and Regulations.
- 2.14 “Sewer Main Line” means a sewer collection line that is the property of the District.
- 2.15 “Sewer Service Line” means a User’s sewer line running from a building to a Sewer Main Line.
- 2.16 “Sewer System” means the property and processes of the District that includes, but is not limited to, the Sewer Main Lines, the collection system, the interceptors, the Wastewater treatment plant and the water injection wells all of which are used to provide sewer services.
- 2.17 “Slug” means any discharge of Wastewater which adversely affects the performance of the Sewer System, or if the quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty four (24) hour concentration or flows during normal operation. Discharges resulting in a Slug are prohibited.
- 2.18 “User” means any person, partnership, corporation, governmental authority, or their lessees and tenants authorized to use the Water and Sewer Systems and who is supplied with water or sewer service by the District.
- 2.19 “Wastewater” means the spent water of a community. It is any combination of water and water-carried wastes from a User’s Premise. Wastewater is sometimes called sewage.
- 2.20 “Water and Sewer Main Line(s)” or “Main(s)” means one or more Water Main Lines or Sewer Main Lines individually or together.
- 2.21 “Water and Sewer Service Line(s)” or “Service Line(s)” means one or more Water Service Lines or Sewer Service Lines individually or together.
- 2.22 “Water and Sewer Systems” means the Water System or the Sewer System individually or together.
- 2.23 “Water Main Line” means a water distribution line that is the property of the District.
- 2.24 “Water Meter” or “Meter” means a device, including the require remote automatic meter reading device and associated battery, for measuring and registering the quantity of water that passes through a pipe.
- 2.25 “Water System” means the property and processes of the District that includes, but is not limited to, the wells, the storage tanks, the pump stations, the Water Main Lines and the distribution system all of which are used to provide water services.
- 2.26 “Water Service Line” means a User’s water line running from a building to a Water Main Line including the corporation stop.

ARTICLE III
CONNECTING TO THE WATER AND SEWER SYSTEMS

3.1 Mandatory Use. The use of the District's Water and Sewer Systems is mandatory for all domestic Potable Water and all Wastewater within the boundaries of the District. The use of a private septic system, cesspool, privy, leach field or similar is prohibited except for the grandfathered septic systems listed in Appendix A. When properties with grandfathered septic systems are redeveloped or remodeled such that there is an increase in the number of fixture units, connection to the District's sewer system becomes mandatory.

3.2 Management and Control. The District has exclusive management and control of the Water and Sewer Systems and shall from time to time make such rules and regulations as the District deems necessary.

3.3 Excavation Safety. Any excavation must be adequately guarded with barricades and lights so as to protect the public from hazard.

3.4 Connection Permits. A Connection Permit is required from the District before starting any of the following activities that may impact, directly or indirectly, the Water and Sewer Systems in any manner: any new construction, any remodel or renovation, any change of use for an building or facility already connected to the Water and Sewer Systems, or any miscellaneous activity that includes connecting to, uncovering, opening, altering, extending or otherwise disturbing any Main Line or Service Line or appurtenance thereof.

a Connection Permit Process. The following steps define the Connection Permit process:

i. Connection Application. The process to obtain a Connection Permit starts with a Connection Application. The District uses the Connection Application to help calculate the impact of the proposed activity on the Water and Sewer Systems. The worksheet itemizes water using plumbing fixture units and provides their impact in terms of fixture units. The fixture units for each plumbing fixture are based on the International Plumbing Code. The Connection Application is available from the District office. The following paragraphs describe the requirements for completing the worksheet based on the type of activity contemplated.

1. New construction. A Connection Application must be completed. The application must itemize all of the plumbing fixtures to be installed.

2. Remodel or Renovation. Two Connection Applications must be completed. One application must itemize all of the plumbing fixtures existing before the remodel and another application must itemize all of the plumbing fixtures after the remodel. Note that replacing or repairing an existing plumbing fixture does not require a Connection Permit.

3. Change of Use. A Connection Application must be completed. The application's Schedule A, Schedule B and the Connection Fee Calculation need not be completed.

4. Miscellaneous Activity. A Connection Application must be completed. The worksheet's Schedule A, Schedule B and the Connection Fee Calculation need not be completed.
- ii. Connection Application Package. A connection application package consists of the Connection Application(s), supplemental data including any plans, sketches, drawings, specifications or other pertinent information describing the contemplated actions as required by the District and a nonrefundable Connection Application Fee as specified in the Connection Application. The connection application package must be delivered to the District office.
- iii. Review and Approval. The Board will review the connection application package at a regularly scheduled monthly Board meeting. The applicant will be notified of any problem with the application and informed of the required corrective action. After completing the review, the Board will either approve the application, including any conditions deemed appropriate, or deny the application.
- iv. Connection Fee. If the Board determines the application's contemplated activity incrementally increases the potential use of the Water and Sewer Systems above current levels, the applicant will be notified of the Connection Fee due to the District. The Connection Fee is based on the version of the Connection Application in effect at the time of delivery of the complete Connection Application Package. If the Connection Fee is not paid within sixty (60) days from the date of application approval, the application expires and a new application, including a new Connection Application Fee, is required to proceed with the contemplated activity.
- v. Connection Fee Waiver. Notwithstanding any other provision to the contrary, upon written request by the applicant, the Board may waive all or part of the Connection Fee for property within the District in order to facilitate the construction, ownership, and operation of Affordable Housing on such property by a nonprofit organization dedicated to providing Affordable Housing. The Board may condition such waiver upon the Owner recording against the property a document that requires the payment of such fees in the event the property use as Affordable Housing is discontinued or no longer meets the definition of Affordable Housing. The decision to grant or deny a request to waive all or part of the Connection Fee shall be in the Board's sole discretion.
- vi. Issuance. The Connection Permit will be issued if the application is approved by the Board and the Connection Fee is paid by the applicant.
- b. Road Cuts. A Connection Permit does not authorize any cut in any public road, street or sidewalk. Approval for such activity must be obtained from the appropriate regulatory authority.
- c. Misrepresentation. For misrepresentation in a Connection Application, the District may turn off or disconnect the User's water and sewer services and, at the sole discretion of the Board, User may forfeit all interest in any associated Connection Fees paid. In such case, User would need to reapply for a Connection Permit, and pay related Connection Fees, to resume using District services.
- d. Failure to Obtain Connection Permit. If a Connection Permit was required but not obtained, the Owner must pay the Connection Application Fee and the Connection Fee applicable at the time that the District became aware of the failure to obtain the Connection Permit, together

with interest at eighteen (18%) percent per annum from the date the Connection Permit was required, attorney's fees, and other reasonable costs of collection.

3.5 Water and Sewer Service Lines. The Owner is responsible for all costs and expenses to design, purchase, install, connect, operate and maintain Service Lines and all related appurtenances including, but not limited to, corporation stops, curb stops, pressure reducing valves, pressure booster pumps, backflow preventers, water meters, sewage lifts, pretreatment devices, flow equalization devices, separators and interceptors required to provide water and sewer services to their property. A User's privately owned water system between the corporate stop and the point of water use shall be designed, installed and maintained in such a manner so as to prevent Contamination.

The Service Lines and appurtenances must be designed and constructed in accordance with the most recent edition of the International Plumbing Code, the Wyoming Public Works Standard Specifications, and the Wyoming Department of Environmental Quality Water Quality Rules and Regulations.

- a. Corporation Stop. A corporation stop is required on every Water Service Line.
- b. Curb Stop. A curb stop and valve box is required on every Water Service Line. It must be located at or near the property line. The valve box must terminate at the ground surface so it is visible and readily accessible with a valve key. The District reserves the right to access any curb stop to open, close, lock or unlock the valve as the District deems necessary.
- c. Use of Existing Service Lines. Any existing Service Line must not be used to connect new buildings to the Water and Sewer Systems unless such use is approved by the District.
- d. Burial Depth and Separation. Water Service Lines must be buried with a minimum of seven (7) feet of cover. Sewer Service Lines must be buried with a minimum of four (4) feet of cover. All Service Lines within streets or roads must be insulated with at least 2 inch thick by 2 feet wide Dow Chemical "Blue Board" rigid insulation, or District approved equal, continuous for the full width of the road or plowed surface, whichever is greater. Water lines must be horizontally separated from sewer lines by ten (10) feet at a minimum.
- e. Sewer Elevation. If possible, the sewer must be brought to the building at an elevation below the basement floor to allow for gravity flow to the Sewer Main Line. For any building drain that is too low to allow for gravity flow to the Sewer Main Line, Wastewater carried by such building drain must be lifted at User's expense and discharged to the Sewer Main Line. Lift design and construction is subject to District approval.
- f. Leaks. Any leak in a Service Line must be repaired by the Owner within seventy-two (72) hours of notification of such condition, or the District has authority to shut off the leaking line or to repair the leak and bill the User for all related expenses.
- g. Extension or Disconnection. No Service Line shall be extended or disconnected from the Main Line without approval from the District.
- h. Inspections and Approvals. The District must be notified when the following milestones are reached so the District can inspect and approve:
 - i. Pre-backfill Inspection. Prior to connecting a new Service Line to a Main Line or prior to backfilling a trench containing a Service Line with a previously approved connection to a Main Line, the District must be notified. The District will inspect the

entire Service Line, its bedding and supervise making any connection to the Main Line. The trenches may be backfilled only after District approval.

ii. Post-backfill Inspection. After backfilling a Service Line trench, and prior to any use of a Service Line, the District must be notified. The Service Line and connections must be tested and shown to be gastight and watertight. In addition, Water Service Lines must be disinfected and tested negative for bacteria. All testing must be done in the presence of District personnel. The Service Line may be used only after District approval.

iii. Final Inspection. After completion of all project work, the District must be notified and provided an “as built” site plan showing the location of each Service Line, Water Meter, backflow preventer and grease trap. The District will inspect the site to ensure conformance with the authorizing Connection Permit. If, in the opinion of the District, any discrepancy is found, it must be corrected to the satisfaction of the District.

3.6 Water Meters. All water delivered to any User by the Water System must be measured by a District approved Water Meter except any water used solely for fire suppression may bypass the Meter. The District reserves the right to read, inspect, maintain, disconnect, relocate or replace any Water Meter as the District deems necessary.

a. Purchase. All Water meters to be connected to the water system must be purchased from the District. The User must submit a Water Meter Purchase Agreement which is available from the District office. Upon purchase, the Meter is the property of the Owner. Owner is responsible for maintenance and repair of the Meter except the District will replace the battery for the remote automatic meter reader free of charge.

b. Disconnection or Relocation. No Water Meter shall be disconnected or relocated without approval from the District.

c. Mixed Use. Mixed use Water Meters are prohibited. A mixed use Water Meter is a Meter that services both residential and commercial Users.

d. Location. The Water Meter must be in a District approved location on the Water Service Line prior to any branch connection other than for fire suppression.

e. Inspection and Approval. The District must be notified after connecting the Water Meter to the Water Service Line. The District will inspect and test the Water Meter and its installation. Water use is not allowed until after District approval.

3.7 Backflow Prevention Devices.

a. Protection of the Water System. A Backflow prevention device must be installed on each connection to the Water System to protect the Water System from actual or potential Backflow. No water use is allowed from any connection that is not protected by a Backflow protection device that is operating as designed.

b. Design. The type of Backflow prevention device will be determined by the District in accordance with the degree of hazard as determined by the hazard classifications defined in the International Plumbing Code. The District may require the User to furnish a hazard classification survey to be used to determine the hazard classification. Any hazard classification survey must

be conducted by a properly certified hazard classification surveyor. As a minimum, all residential and domestic services must have a dual check valve.

c. Installation. Installation of the specific Backflow preventer device must be in accordance with the International Plumbing Code. Sufficient access must be provided for service, maintenance, testing and inspection. The District shall have the final authority in determining the installation requirements.

d. Maintenance. Maintenance must be performed in accordance with the manufacture's recommendations. No Backflow prevention device shall be in service or placed back in service unless it is functioning as designed.

e. Inspection. All Backflow prevention devices must be inspected annually to determine whether they are operable.

f. Testing. The International Plumbing Code requires all types of Backflow prevention devices, other than a dual-check valve, must be tested by a certified Backflow prevention device tester on an annual basis and immediately after installation, relocation, replacement or repair. The District may also require additional testing at any time.

g. Record Keeping. All types of Backflow prevention devices, other than a dual-check valve, impose a record keeping requirement. Permanent records must be maintained of the date, time and description of all cleaning, testing, maintenance and inspection activities in a bound logbook. The District may review and copy such records at any time.

h. Relocation. With District approval, a device may be relocated providing the relocation will continue to provide the required protection and satisfy installation requirements.

i. Repair. With District approval, a device may be removed for repair, provided the water use is either discontinued until repair is completed or the service connection is equipped with other Backflow protection approved by the District.

j. Replacement. With District approval, a device may be removed and replaced provided the water use is discontinued until the replacement device is installed. All replacement devices must be approved by the District and must be commensurate with the degree of hazard involved.

k. Permanent Removal. With District approval, the use of a Backflow prevention device may be discontinued and the device may be permanently removed from service upon presentation of sufficient evidence to the District to verify that a hazard no longer exists or is not likely to be created in the future.

l. Unprotected Cross-connections are prohibited. Backflow prevention devices must be installed on all of the water service connections to any premises having Cross-connections that cannot be permanently corrected and controlled to the satisfaction of the District, or have intricate plumbing and piping arrangements of where entry to all portions of the premises is not readily accessible for inspection purposes making it impracticable or impossible to ascertain whether or not Cross-connections exist.

3.8 Pretreatment and Flow Equalization Devices. When required in accordance with the International Plumbing Code or by the District, the following requirements apply to each pretreatment and flow equalization device:

- a. Installation. Design and installation are subject to District approval.
- b. Access. Sufficient access must be provided for service, maintenance and inspection.
- c. Maintenance. Maintenance and service must be performed in accordance with the manufacture's recommendations.
- d. Record Keeping. Permanent records must be maintained of the date, time and description of all cleaning, maintenance and inspection activities in a bound logbook. Waste-hauler manifests showing the name of the hauler, dates of service, quantity of waste removed, and final disposal site must be kept on site for a minimum of three (3) years. The District may review and copy such records at any time,
- f. Inspection. The District may inspect each device at any time.

3.9 Interceptors and Separators. When required in accordance with the International Plumbing Code or by the District, adequately sized interceptors and separators are required for commercial users. The following requirements apply to each interceptor or separator device:

- a. Emulsification Prohibited. Excess grease and oil must not enter the Sewer System so the use of any type of grease or oil emulsifier or emulsification process is strictly prohibited.
- b. Installation. Design and installation are subject to District approval.
- c. Access. Sufficient access must be provided for service, maintenance and inspection.
- d. Maintenance. Maintenance and service must be performed in accordance with the manufacture's recommendations. The District requires all grease traps must be opened and visually inspected at least once per week, and cleaned and maintained so effluent meets District approval.
- e. Record Keeping. Permanent records must be maintained of the date, time and description of all cleaning, maintenance and inspection activities in a bound logbook. Waste-hauler manifests showing the name of the hauler, dates of service, quantity of waste removed, and final disposal site must be kept on site for a minimum of three (3) years. The District may review and copy such records at any time.
- f. Inspection. The District may inspect each device at any time.

3.10 Water and Sewer Main Lines.

- a. Design and Construction Standards. Water and sewer main lines must be designed and constructed in accordance with the most recent edition of the International Plumbing Code, the Wyoming Public Works Standard Specifications, and Wyoming Department of Environmental Quality Water Quality Rules and Regulations. The following additional restrictions apply:
 - i. Water Mains larger than two (2) inch diameter must be ductile iron.
 - ii. Sewer Mains must be PVC SDR 35.

- iii. The maximum allowable infiltration/exfiltration in a Sewer Main is fifty (50) gallons per day per inch diameter per mile including manholes.
 - iv. Types of fire hydrants, valves, fittings, manhole rings and covers, and other water and sewer appurtenances are subject to District approval.
- b. Process for Main Line Construction by the District. The District may construct any Main Line if the Board deems it in the best interest of the District to do so.
- c. Process for Main Line Construction by a Developer. If approved by the District, a developer may construct, at the sole expense of the developer, water and sewer main lines. The developer must enter into a written main line agreement with the District prior to proceeding with any construction. The following items document the process for main line construction by a developer.
- i. Letter of Intent. During the concept design of a development which requires the construction of water and sewer main lines, the developer shall request the District to provide a letter expressing the District's intent to provide service. The developer's request shall include data on the number and type of residential, commercial or individual facilities, any irrigation systems, and other activities that would have an impact on water or sewer use. The request letter shall include a plan indicating the proposed development of the site. The District will analyze its ability to provide water and/or sewer service to the site. This analysis will determine the adequacy of existing distribution and/or collection system capability and the need to increase the capacity of any existing lines, equipment, or facilities. The analysis will also determine the need to oversize lines in the development site for anticipated future service needs. After completing the review and analysis, the District will either provide a letter of intent to serve the development site, including any conditions deemed appropriate, or deny the request for service.
 - ii. Location of Main Lines. Main lines must be installed in road or street rights-of-way with easements granted to the District. Where main lines must cross land not being subdivided the developer will, in consultation with and with the approval of the District, obtain and grant to the District appropriate permits, rights-of-way, and easements in which main lines will be constructed.
 - iii. Sewer Collection Lines. Sewer collection lines must be designed and constructed to provide a means of access by District personnel using existing District equipment and capability for maintenance, flushing, and inspection. Lift stations are not allowed in District sewer collection systems, except by specific written approval by the District. When the District does allow lift stations, they must be designed and constructed subject to District approval.
 - iv. Over sizing of Main Lines. Based on District estimates of future growth and use of a main line, the developer shall construct oversized main line as required by the District. The District may participate in the expense for the incremental cost of the oversized main line if the District determines that the need to oversize the main line is for the benefit of Users other than the developer.
 - v. Application for Final Approval. All developers desiring to construct a main line within the District shall submit a formal application to the District. This application must contain a legal description of the property to be served by the main line, the estimated

number of service taps to be served, the type of structures, the use of the property, the easements to be conveyed, the detail construction plans and specifications for that construction, and any other information required by the District.

vi. Compliance Review. The District staff shall review the application for compliance to District, county, and state specifications and then submit a recommendation to the Board for consideration. If approved by the Board, two sets of documents marked “Approved by the District” will be returned to the developer. The cost of such review for compliance shall be borne by the developer.

vii. Deposits. Prior to the main line construction approval by the District, the developer must deposit with the District an amount sufficient to compensate the District for engineering fees, legal fees, and other costs anticipated to be incurred by the District as a result of the application and the construction of the main line. All inspection costs conducted by any governmental agency, including the District, shall be paid by the developer.

viii. Inspection. During the construction of the main lines, the developer shall notify the District prior to backfill, prior to pressure testing, and prior to video inspection of sewer lines. The District will then inspect the main lines and appurtenances, and witness all tests for conformance these Regulations.

ix. Acceptance. Until the District accepts the main lines, no connections may be made to the newly constructed main lines. The District will accept the main lines after the developer deeds the main lines and appurtenances to the District, free and clear of all liens and encumbrances, and provides the District with:

1. Legally recorded documents of all easements encompassing the main lines and all appurtenances;
2. Certification that the main lines and all appurtenances are free and clear of all liens and encumbrances;
3. A warranty bond for a one-year period from the date of acceptance to cover repair or replacement of the main lines and all appurtenances;
4. Digital field verified as-built drawings of all facilities constructed, including but not limited to, easements, water valves, fire hydrants, water service locations, storage tanks, pump stations, PRV vaults, sewer service locations, manholes, manhole rim and invert elevations, and lift stations;
5. Copies of inspection and testing reports;
6. A digital copy of the sewer main video inspections;
7. Three sets of operation and maintenance manuals for all electrical and mechanical equipment installed;
8. A certified statement by the developer’s engineer that all facilities were constructed in conformance with the District-approved plans and specifications;

9. A certified statement of the cost of the main lines; and
10. Copies of the Wyoming DEQ Permit to Construct and the Wyoming DEQ Certificate of Completion.

**ARTICLE IV
USING THE WATER AND SEWER SYSTEMS**

4.1 Water Conservation. The District's policy is to minimize water wastage both from the standpoints of water conservation and Wastewater treatment. All new Water Service Lines, beginning April 1, 1986, must be installed so bleeding of water is not necessary to prevent freezing. Bleeding or leakage of water to prevent freezing is prohibited unless authorized in writing by the District.

4.2 Shortage of Water. Whenever there is a shortage of water or other emergency, the District can regulate and curtail water usage.

4.3 Fire Hydrants. Fire hydrants are for emergency use only by authorized emergency personnel. Any other use of water from a District fire hydrant is prohibited unless authorized in writing by the District.

4.4 Prohibited Discharges Into Sewer System. Except as provided for this section, no Person(s) shall discharge or cause to be discharged any of the following directly or indirectly to the Sewer System.

- a. Any storm water, surface water, groundwater, roof runoff, subsurface drainage, or cooling water, however, commercial cooling water or process waters may be discharged to a Sewer Main upon approval of the District;
- b. Any gasoline, kerosene, naphtha, fuel oil, other petroleum distillates, or other flammable or explosive liquid, solid, or gas;
- c. Any water containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to contaminate the sludge of the District's Sewer System, interfere with any Wastewater treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in or have an adverse effect on the waters receiving any discharge from the Sewer System;
- d. Any waters or wastes having a pH lower than 5.5, or any other corrosive property capable of causing damage or hazard to personnel or the Sewer System;
- e. Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, and/or interfere with the proper operation of the Sewer System;
- f. Wastewater having a temperature higher than one hundred fifty (150) degrees Fahrenheit (65 Celsius);
- g. Wastewater containing more than twenty five (25) milligrams per liter of petroleum oil, non-biodegradable cutting oils, or any product of mineral oil origin;
- h. Wastewater from a commercial User containing grease and/or oil exceeding maximum allowable limits set forth by the Board of Directors of the District;
- i. Any animal and/or vegetable waste resulting from the handling, preparation, cooking, and serving of foods that will not be carried freely under the flow conditions normally prevailing in the Sewer System or with particles greater than 1/2 inch (1.27 centimeters) in any dimension;

- j. Wastewater which constitutes a Slug;
- k. Waters or wastes containing substances which are not amenable to treatment or reduction by the Sewer System, or are amenable to treatment only to such degree that the Sewer System effluent exceeds the limits which may be established by the District;
- l. Any water or wastes which, by interaction with other water or wastes in the Sewer System, release obnoxious gases, form suspended solids which interfere with the collection system, or create a condition harmful to the Sewer System;
- m. Any substances containing phenol or any phenol-structured chemical compound; for instance, pentachlorophenol, 2, 4-dichlorophenol, and similar;
- n. Any discharge of paints, paint residues, thinners, cleaners, wood stains, wood preservatives;
- o. Any discharge containing herbicides, pesticides, fungicides;
- p. Any discharge of chlorinated hydrocarbons and similar solvents;
- q. Any waters or wastes containing ethylene glycol or other similar antifreezes;
- r. Any waters or wastes containing chlorine or bromine based cleaners or disinfectants that have not been treated to neutralize to a non-toxic form;
- s. Any waters, wastes, or discharges, including but not limited to all those previously listed, in amounts which cause, or could cause, the District to exceed any discharge standards as set forth in the Underground Injection Control Permit currently in effect issued to the District by the Wyoming Department of Environmental Quality;
- t. Any waters or wastes from an Auxiliary Water Supply, including irrigation wells and groundwater heating or cooling systems.

If any of the discharges prohibited in this section are proposed to be discharged to the Sewer System, the District, at its sole discretion, may do any of the following:

- aa. Refuse to accept the waste.
- bb. Require a pretreatment to an acceptable condition district before discharge.
- cc. Require flow equalization to control the quantities and rates of discharge.
- dd. Require payment to cover any related costs not covered by existing sewer fees, rates and charges.

4.5 Pools, Spas and Hot Tubs. If connected to the Sewer System, all pools, spas and hot tubs must be approved and registered with the Teton Village Water and Sewer District by size and location. If the pool spa or hot tub contains 2,000 gallons of water or more and is drained to the Sewer System, the following additional restrictions apply:

- a. A permanent sign must be placed by the valve controlling the drain with the following instructions "BEFORE DRAINING, CONTACT THE TETON VILLAGE WATER AND SEWER DISTRICT FOR APPROVAL." This ensures the Sewer System is prepared to accommodate the extra Wastewater.
- b. Care must be taken to not generate a Slug because Slugs are prohibited and subject to a penalty fee.
- c. Draining must occur between the hours of 11:00 p.m. and 6:00 a.m.
- d. High strength cleaning agents, acidic cleaners, and disinfectants, such as chlorine or bromide, must be treated or neutralized to non-toxic form prior to discharge to the Sewer System.
- e. Additional charges may apply if acid cleaning is used.

ARTICLE V
FEES, RATES AND CHARGES

5.1 Fees, Rates and Charges. The Board shall have the authority to establish rates, charges and fees for the services provided by the District, which shall be applied on a fair and uniform basis. These include, but are not limited to, usage fees, connection fees, plant & equipment fees, readiness-to-serve fees, special assessments and a mill levy. The established fees shall be published on a schedule (“Fee Schedule”). The Fee Schedule is available from the District office.

5.2 Changes to Fees, Rates and Charges. The Board may review and amend the Fee Schedule and increase or decrease fees, rates and charges as the Board deems necessary to assure sufficient funds are available to provide water and sewer services within the District.

5.3 Meter Readings. If a Water Meter is not read for any reason, the billing for that time period may be based on a usage estimate prepared by the District.

5.4 Payment Due Date. Unless otherwise agreed to in writing, all monies payable to the District are due and payable on the date the billing statement is generated. If not paid within one (1) month of billing date, the account is delinquent.

5.5 Statements. The District will furnish each User a monthly statement of the monies due. The failure of any User to receive such statement will in no way affect any rights of the District.

5.6 Delinquent Accounts. The District may assess interest from the original date due at a rate of eighteen percent (18%) per annum, reasonable attorney’s fees, and other costs of collection. Notice of delinquency may be sent to the User. The failure of a User to receive such notice will in no way affect any rights of the District. Because interest is calculated from the original due date and will not be adjusted to reflect time passage due to any related appeal process, the User may want to pay the monies due in full while any related appeals process is ongoing. If the appeal is successful, all associated monies paid by User will be refunded.

5.7 Property Liens. Until paid, all monies due the District, including but not limited to rates, fees, assessments and charges, shall constitute a first and perpetual lien (Wyoming Statute Section 41-10-113 (a) (xxi)) on and against the property being served, and any such lien may be foreclosed in the same manner as provided by the laws of the State of Wyoming for the foreclosure of a mechanic’s lien. Before any such lien is foreclosed, the District shall hold a hearing thereon after notice thereof by publication and by registered first-class mail, postage prepaid, addressed to the last known Owner at Owner’s last known address according to the records of the District and the Assessment Roll of Teton County. For all fees, charges and costs incurred relating to said liens, the District will hold both the User and the Owner(s) liable, jointly and severally.

ARTICLE VI ENFORCEMENT

6.1 Violation of Regulations. Each violation of these Regulations, other than for a delinquent account, may be subject to a penalty fee as specified in the Fee Schedule. Each day a violation exists may constitute a separate violation of these Regulations. Any Person in violation of these Regulations shall become liable to the District for any penalty fee, expense, loss, or damage due to the violation. The District shall be entitled to interest at eighteen percent (18%) per annum, attorney's fees, and other reasonable costs of collection. The procedures for issuing a penalty fee are as follows:

- a. Violation Notice. A Violation Notice will be mailed to the User. This Notice will describe the violation, any required corrective action, the penalty fee and any other monies due the District related to the violation. The failure of User to receive such notice will in no way affect any rights of the District.

- b. Appeal Process. The User has the right to appeal the Violation Notice to contest the claimed violation and any associated monies due. As part of the appeal, the User has a right to a hearing before the Board at a regularly scheduled monthly Board meeting. If the User wants to appeal a Violation Notice, a notice of appeal must be sent to the District within fifteen (15) calendar days of the Violation Notice. If the User fails to send the notice of appeal within the required timeframe, the User shall be deemed to have waived the appeal. The Violation Notice shall thereby be upheld and the User is responsible for performing any required corrective action and paying the District all monies due related to the violation.

The User must complete the appeal, including any desired hearing before the Board, within sixty (60) calendar days of the Violation Notice. If the User fails to complete the appeal process within the required timeframe, the User shall be deemed to have waived the appeal, the Violation Notice shall thereby be upheld and the User is responsible for performing any required corrective action and paying the District all monies due related to the violation.

If the appeal is not waived, the Board will review any documentation received that pertains to the appeal and, at a regularly scheduled monthly Board meeting, the User can address the Board and present any pertinent documentation. The Board will evaluate all the information and render a decision. If there is at least a "preponderance" of the evidence, i.e. "more likely than not", the Board will uphold the violation. The User will be sent notice of the Board's decision within ten (10) calendar days of the Board meeting. The failure of any User to receive such notice will in no way affect any rights of the District. If the appeal is denied, the Violation Notice shall thereby be upheld and the User is responsible for performing any required corrective action and paying the District all monies due related to the violation.

6.2 Turning Off Water Service. The District may authorize turning off a User's water service if, in the sole opinion of the District, the User has significantly violated these Regulations. The procedure for turning off water service is:

- a. The District will make a reasonable attempt to contact the User to provide the nature of the violation, any required corrective action and the date by which the action must be completed to prevent the proposed water service turn off.

b. The District will make a reasonable attempt to post notice on the premises indicating the nature of the violation, any required corrective action and the date by which the action must be completed to prevent the proposed water service turn off.

c. If time is of the essence such as a situation or potential situation that jeopardizes health and safety, or if the User cannot be contacted, or if the required corrective action is not completed within the allotted time, the District may turn off the User's water service. The water service must remain turned off until the District is satisfied conditions warrant turning the water service back on.

6.3 Turning On Water Service. Only the District is authorized to turn on water service. If the water service is turned on without District approval, the Board may authorize physically disconnecting the User's water and sewer services and the User may forfeit all interest in any Connection Fees paid relating to the disconnected fixtures. In such case, User would need to reapply for a Connection Permit, and pay associated Connection Fees, to resume using District services. For the District to turn on water service subsequent to a service turn off, the following requirements apply:

a. All monies payable to the District, regardless of due date, must be paid in advance of turning on water service. This includes the fee to turn on water service.

b. The District must be satisfied with the User's plan for any required corrective action due to a violation of these Regulations.

c. To avoid potential flooding problems, the District will only turn on water service if the Owner or User is on site to monitor the results.

6.4 Injunctive Action. These Regulations shall be enforceable by the District by injunctive action in addition to all other legal remedies.

ARTICLE VII MISCELLANEOUS

7.1 Amendments. These Regulations may be altered, amended, repealed, or reenacted at any regular meeting of the Board or at any special meeting of the Board called for that purpose, and adopted pursuant to Wyoming Statute 16-3-103.

7.2 Repeal of Conflicting Regulations. All regulations or parts of regulations in conflict with these Regulations are hereby repealed.

7.3 Severability. If any part of these Regulations is determined to be invalid or unenforceable in any respect, the validity and enforceability of the remaining parts of these Regulations shall not be impaired thereby.

7.4 Entrance onto Premises and Easements. Duly authorized employees and agents of the District bearing proper credentials and identification shall be permitted to enter all User Premises and all properties through which the District holds an easement for any purpose the District deems pertinent to operation of the Water and Sewer Systems.

7.5 User Information Requirements. The District may require a User to provide any information as the District deems necessary to determine compliance with these Regulations.

7.6 Easements. Landscaping improvements shall be precluded from easements that are expressly designated and granted and within which sewer or water facilities have been constructed, or when said easement is the access route to District facilities. Examples of such landscape improvements that are prohibited may include but are not limited to trees, berms, bushes, rock walls, retaining walls, decks, and any landscaping or improvements that would inhibit the District's access to, maintenance, and operation of the Water and Sewer Systems.

7.7 Measurements, Tests, and Analyses of Waters and Wastes. All measurements, tests, and analyses of the characteristics of waters and wastes must 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 methods, location, times, durations, and frequencies are to be determined on an individual basis subject to approval by the District.

7.8 Damage to Water and Sewer Systems. No Person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, make any connection without permit, or tamper with any part of the Water and Sewer Systems or a Water Meter.

7.9 Claims for Damage. The protection of water-using devices and systems which require limited or sustained water pressure or a continual water supply is the responsibility of the owner thereof, and owner shall provide suitable protective devices for such apparatus at owner's expense. No claim for damages or refunds shall be made against the District by reason of the following:

- a. Turning water off, or turning water on,
- b. Excessive, inadequate or erratic water pressure;
- c. Water escaping from open or defective faucets or valves;

- d. Burst service lines or other facilities not owned by the District; or
- e. Sewage backup or overflow.

ARTICLE VIII
RESOLUTION IN FORCE

9.1 Effective Date. In accordance with Wyoming Statute Section 16-3-104, this Resolution adopts these Regulations which shall be in full force and effect from and after its passage.

9.2 Adoption. Passed and adopted by the Teton Village Water and Sewer District Board of Directors, Teton County, State of Wyoming, on the 9th day of September, 2015, by the following vote:

Ayes: Three (3)

Namely: Tim Carney
Rob DesLauriers
Jim Terry

Nays: Zero (0)

Namely:

Approved this 9th day of September, 2015.

TETON VILLAGE WATER AND SEWER
DISTRICT

(SEAL)

By: _____
Chairman

ATTEST:

Treasurer

APPENDIX A

Residential Lots with a Grandfathered Private Septic Tank System As of 9 September 2015

Lot Number

59
71
81
82
90, 91
112
113
114
127
145
148*
153
154

*Lot 148 has a closed Clivus Multrum and gray water leach system.