

FINAL



RESOLUTION NO. 02-2020
September 8, 2023

HVCSD's CUSTOMER FINANCIAL RESPONSIBILITY WHEN ACCESS TO HVCSD WATER MAINS & INFRASTRUCTURE IS OBSCURED

WHEREAS, HVCSD has a mandate to our customers to supply a clean, clear and sanitary water service through a cost efficient and operational distribution system and to maintain, repair, replace and install new parts to this distribution system when required,

WHEREAS, it is becoming more difficult and expensive for HVCSD to access Water Mains and Infrastructure due to private property owners landscaping, fencing and new hard surface construction is installed over Water Mains, adjoined shut off valves and Infrastructure,

WHEREAS, HVCSD efforts to repair reported water leaks; under and around customers private property structures, fences and driveways have delayed or prevented required maintenance and repairs,

WHEREAS, HVCSD has no desire and will not assume liability for damaging private property accoutrements and improvement our customers have installed, and

WHEREAS, HVCSD has a legal property easement on each customer's property over and proximity of HVCSD water mains and adjoined service shutoff valves and has the legal right to prevent one customers property deficiency or damage from impacting the quality and quantity of the water service to other customers adjacent to that damaged property water mains and adjoined service shut off valves:

NOW, THEREFORE, BE IT RESOLVED by the HVCSD Board of Directors as follows:

1. HVCSD services; parts, labor and responsibility, are limited to the digging up, repair, maintenance and replacement to HVCSD Water Mains and adjoined service shut off valves (for unencumbered or obstructed free access) to such water lines services for which no fee is charged.
2. Any work or service to Water Mains and adjoined service shut off valves that are obstructed by customer fencing, landscaping, hard service walkways or drive ways an HVCSD assessment will be made and determined if HVCSD can perform the work required.
3. If HVCSD can perform the required work, an estimate of labor and expenses will be presented to the customer for items other than specified in (1.) above .

4. If HVCSD cannot perform the required work, the customer can seek assistance from a **certified and insured contractor** to perform the **timely** clearing of the property owners' structure or obstruction with HVCSD representative coordination and oversight. Prolonged water service disruptions to other customers is a serious factor.
5. HVCSD customers contemplating new construction or landscaping over and in proximately to water mains and adjoined service shut off valves need to coordinate with HVCSD for water line locations, digging depth, water line protection and HVCSD required water main line reinforcement precautions.
6. HVCSD Customers or their agents (contractors) are financially responsible for parts and labor if any damage to water main lines and service shut off valves occur during or as a result of their property improvement projects.

PASSED AND ADOPTED at a meeting of the HVCSD on the 8th day of September 2023, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:



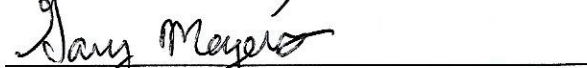
Bob Rodgers – HVCSD GM

Concur: 

Paul Crandall – HVCSD Treasurer



Sally Rodgers – HCCP Project Mgr.



Gary Meyers – Board Member



Joel Stone – Associate Board Member

