REGULATIONS
GOVERNING WATER SERVICE

July 1, 2019

MEDFORD WATER COMMISSION

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Medford, Oregon 97501

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TABLE OF CONTENTS

PREFACE 1

SECTION 1 DEFINITIONS 2

SECTION 2 SERVICE AREA 3

SECTION 3 APPLICATION FOR SERVICE 3
- 3.1 Procedure 3
- 3.2 Information Required 3
- 3.3 Application As Contract 3
- 3.4 Changes in Customer's Use or Equipment 4
- 3.5 Turn-on Charge 4

SECTION 4 CREDIT ESTABLISHMENT 4

SECTION 5 DEPOSITS 4

SECTION 6 BILLING 5
- 6.1 Rate Schedules 5
- 6.2 Meter Readings 5
- 6.3 Billing for Fire Standby Service 5
- 6.4 Opening and Closing Bills 5
- 6.5 Classification of Accounts 5
- 6.6 Group Customers 6
- 6.7 Intermittent Users 6
- 6.8 Special Billing Options 6
- 6.9 Payment Options 6
- 6.10 Resale of Water 7
- 6.11 Allowance for Leakage 7
- 6.12 Waste of Resource 8

SECTION 7 TEMPORARY SERVICE 9
- 7.1 Time Limit 9
- 7.2 Charge for Water Served 9
- 7.3 Installation Charge and Deposits 9
- 7.4 Responsibility for Meters and Installation 9
- 7.5 Temporary Service From Fire Hydrants 10
- 7.6 Bulk Water Sales From Fire Hydrant 10

SECTION 8 METERED SERVICE 11
- 8.1 Basis of Charges 11
- 8.2 Ownership of Meters 11
- 8.3 Change of Meter Size 11
- 8.4 Re-Setting Charge 11
- 8.5 Combined Billing of Separate Meters 11
- 8.6 Non-Registering Meters 11
- 8.7 Inaccessible Meters 12
- 8.8 Meter Tests 12

SECTION 9 DISCONTINUANCE OF SERVICE 12
- 9.1 Customer Request 12
- 9.2 Non-Payment of Bills 12
- 9.3 Unsafe Apparatus 13
- 9.4 Service Detrimental to Others 13

9.5 Privately Owned Pipe Lines 13
9.6 Cross Connections 13
9.7 Resumption of Service After Commission Action 13

SECTION 10 APPEALS 14
10.1 Informal Conferences 14
10.2 Right of Appeal 14

SECTION 11 RELEASE OF INFORMATION CONCERNING CUSTOMERS 15

SECTION 12 RATE ADJUSTMENT AND REVISION OF REGULATIONS 15

SECTION 13 SEWER, DRAINAGE, STREET FEES, AND OTHER CHARGES 15

SECTION 14 RIGHTS-OF-WAY AND RIGHTS-OF-ACCESS 15

SECTION 15 INTERRUPTIONS, CURTAILMENTS, FLUCTUATIONS AND SHORTAGES 16

SECTION 16 RESPONSIBILITY FOR CUSTOMER EQUIPMENT 17

SECTION 17 DAMAGE TO COMMISSION'S PROPERTY 17

SECTION 18 COMPENSATION FOR WATER DAMAGE 17

SECTION 19 CONTROL VALVES 17
19.1 Separate Control Valves for Each Premise 17
19.2 Customer Control Valves 18

SECTION 20 SERVICE CONNECTION 18
20.1 Size and Location 18
20.2 Installation Charges 18
20.3 Installation and Maintenance 18
20.4 Joint Service Lines 18
20.5 Customer Metering 18
20.6 Abandoned Service Connections 19
20.7 Private Wells and Auxiliary Water Supplies 19

SECTION 21 DISTRIBUTION SYSTEM EXTENSIONS 20
21.1 Procedure 20
21.2 Policy on Sizing 20
21.3 Policy on Distribution System Extension Financing 21
21.3.1 Policy on Water System Facility Adjustment 21
21.4 Temporary Line Deposits 22
21.4.1 Installation and Maintenance 22
21.4.2 Additional Connections to Temporary Lines 22
21.4.3 Deposit for Temporary Lines 23
21.4.4 Replacement of Service Connection on Abandonment of Temporary Line 23
21.5 Charge in Lieu of Assessment 23
21.6 System Development Charges 24
21.7 Private Pumps 24
21.8 Design Parameters 24

SECTION 22 FIRE HYDRANTS 24
22.1 Fire Hydrants for Public Use 24
22.2 Use of and Damage to Fire Hydrants 25
22.3 Moving of Fire Hydrants 25
22.4 Painting of Fire Hydrants 25

SECTION 23 PRIVATE FIRE PROTECTION SERVICE 25

SECTION 24 CROSS CONNECTIONS 25
24.1 Residential Backflow Program 25

SECTION 25 AIR CONDITIONING AND REFRIGERATION REGULATIONS 26
25.1 Definitions 26
25.2 Water Use and Conservation 26
25.3 Installation and Sanitary Protection 26
25.4 Effective Date of Compliance 26
25.5 Water Source Heating/Cooling Pumps 27

SECTION 26 GROUND WIRE ATTACHMENTS 27

SECTION 27 SURGE CONTROL 27

SECTION 28 SPRINKLING REGULATIONS 27
28.1 Rate of Use of Water 27
28.2 Water Waste 27

SECTION 29 WATER PRESSURE STANDARDS 27

SECTION 30 SURPLUS WATER 28
30.1 Use of Surplus Water 28
30.2 Definition of Surplus Water 28
30.3 Rights to Surplus Water 28

SECTION 31 PROVISIONS RELATING TO UTILITY AND MUNICIPAL CUSTOMERS 28
31.1 Contracts 28
31.2 Extension of Facilities 28

ATTACHMENTS

Exhibit “A” - Charges in Lieu of Assessment, Refund Districts
List of Streets, Alleys and Easements

Exhibit “B” - System Development Charges

Exhibit “C” - “History of Outside Water Service” and Resolution No. 1058

Exhibit “D” - “Charges for Special Services”

Exhibit “E” - Rate Schedules

Exhibit “F” - “Compensation for Water Damage” and Resolution No. 1113

RESOLUTION NO. 1428

A RESOLUTION Amending the "Regulations Governing Water Service," Section 6.4 – Opening and Closing Bills, Effective December 15, 2010

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF WATER COMMISSIONERS OF THE CITY OF MEDFORD, OREGON, AS FOLLOWS:

That an amended Section 6.4 – Opening and Closing Bills, of the "Regulations Governing Water Service" as set forth in Exhibit A, attached hereto and by reference made a part hereof, to become effective from and after the 15th day of December 2010 is hereby approved.

PASSED at a regular meeting of the Board of Water Commissioners and signed by me in authentication thereof this 15th day of December 2010.

ATTEST: Betsy Martin
Betsy Martin, Acting City Recorder

Leigh T. Johnson
Leigh Johnson, Chair

RESOLUTION NO. 1428 - EXHIBIT A

Proposed Amendment to "Regulations Governing Water Service"
Section 6.4 – Opening and Closing Bills

Current:

6.4 Opening and Closing Bills

Opening bills, closing bills, and monthly bills rendered for periods smaller or greater than normal will be pro-rated except that the minimum bill shall be for five (5) consecutive calendar days or greater. Monthly service charges and fire standby charges shall be pro-rated at the ratio of the number of days of service to a 30-day month. Any closing bill with a credit or an amount owing of less than $2.00 will be adjusted by the Water Commission.

Proposed:

6.4 Opening and Closing Bills

Opening bills, closing bills, and monthly bills will be prorated (calculated proportionally) if service is for less than one month, as follows:

- New accounts requiring a deposit will be activated immediately and the five (5) day minimum will not apply.
- New accounts that do not require a deposit will have a minimum billing of five (5) consecutive days. Those accounts with a minimum billing of less than five (5) consecutive days will be billed with the next billing cycle in the following month.
- Closing bills for a shorter than normal billing cycle will include prorated charges (the ratio of the number of days of service to a 30-day month) plus charges for any water used from the previous reading date through the date that service ended.
- Fire standby charges will be billed at the same prorate ratio as base charges.
- Any closing bill with a credit balance over $2.00 will be refunded to the customer by the Water Commission.

PREFACE

Water service is furnished within the city limits of Medford and to certain other areas outside of the Medford city limits by the Medford Water Commission, a municipally owned utility of the City of Medford, Oregon.

The following Regulations Governing Water Service apply to any person, firm, corporation or legal entity supplied with water service by the Medford Water Commission in accordance with its responsibility and authority set forth in the Medford City Charter.

It shall be the policy of the Medford Water Commission that the water service needs of the consumer will be reliably met without discrimination and in accordance with sound business principles; that rates will be uniform to all consumers within classifications; and that water service pricing will be based on providing the lowest reasonable rate to all consumers without special rate categories for selected social or economic classes of consumers.

Policies, maintenance, repair, and installation procedures are founded on standards of safe, palatable water, economy and efficiency. Some are a requirement for service, others are optional and others are recommended. The use of such words as "shall", "should", "may", etc. indicate the status of the policy or procedure. "Shall", for instance, is a requirement. "Should" is recommended, and "may" is at the discretion of the Commission.

It is the intent of the Commission that these Regulations Governing Water Service will provide the instructional requirements to the customer, the many segments of the plumbing and building industries and to the Medford Water Commission staff that will achieve the common goal of efficient and high quality water service. The Commission respectively requests cooperation from everyone concerned.

Staff personnel of the Commission are available for advice and consultation relative to service requirements and related problems in new, existing, or reconstructed installations.

SECTION 1 DEFINITIONS

Applicant	An individual, partnership, corporation or governmental agency or agent of any of these applying for water service.
Commercial Service	All water service except that defined as residential or industrial and including service to governmental agencies.
Commission	The Board of Water Commissioners of the City of Medford or its authorized agents or employees.
Customer	An individual, firm, corporation, or governmental agency receiving water service from the Commission.
Customer Line	The pipe, valves, and facilities leading from the meter, or shut-off valve, or double detector check in the case of a fire service, into the premises served.
Fire Standby Service	The provision of water service exclusively for fire sprinkler systems, hose connections, and private fire hydrants using water only for extinguishing fires or for testing.
Group Customer	Those customers served as a group through a master meter wherein one customer of the group is responsible for payment of monthly charges.
Industrial Service	The provision of water service to premises wherein the manufacturing or

	processing of a product is performed.
Lateral Mains	Water mains which are installed to provide water service and fire protection for a local area including the immediately adjacent properties.
Main	A water line two (2) inches or larger in diameter and designed or used to serve more than one premise.
Municipal Customer	Incorporated cities purchasing water service from the Commission.
Premises	A continuous tract of land, building, or group of adjacent buildings under a single control with respect to use of water and responsibility for payment therefore.
Residential Service	Water Service to any structure used primarily for residential purposes and which is not an integral part of a commercial venture.
	For rate assignment purposes, residential use is further defined as follows:
Single-Family Residential Service	Service to a premise consisting of one dwelling unit which is further defined as any housing unit with sanitary and kitchen facilities accommodating one or more residents wherein are carried on the usual family functions of living, sleeping, and the preparation of meals, but excluding commercial transient housing such as hotel and motel units. Single-family residential service may also include service for residential lawn or garden sprinkling.
Multiple-Family Residential Service	Service to a premise which consists of two or more dwelling units and may include lawn and garden sprinkling incidental thereto. Rooming houses and dormitories are classed as multiple-family residential. To determine the number of dwelling units at a multiple family account, the sum of the number of sanitary and of kitchen facilities shall be divided by two and rounded to the next highest whole number.
Service Connection	The pipe, valves and other facilities extending from the main to and including the meter, or in the case of a fire service, to the shut-off valve or double detector check in the vault. In the case of a fire service where there is no shut-off valve, or when the DDC device is within the structure, the Commission's responsibility for the service connection ends at the edge of the public right of way.
Temporary Service	Service for circuses, bazaars, fairs, construction work, and similar uses of a short term or transient nature and any service that does not meet the requirements for permanent service line or main or main extension.
Trunk Main	Those water mains that normally provide water for a large area and transport water for long distances for distribution by lateral mains.
Utility Customer	Domestic water districts incorporated under Oregon State Statutes or private corporations organized for the provision of water service to 15 or more premises.

SECTION 2 SERVICE AREA

The Commission will furnish service to all of the area within the limits of the City of Medford and existing water districts where facilities are available and to such other areas as in its sole discretion may be in the best interest of the City of Medford to serve, providing that service to areas outside of the limits of the City of Medford shall be in accordance with the Comprehensive Plan of Jackson County and approved by Jackson County.

SECTION 3 APPLICATION FOR SERVICE

3.1 Procedure

All persons desiring residential or non-residential water service can make application by calling our Customer Service office or personally coming into the office and giving specific information to our customer service staff. In certain instances new customers may be required to come into the office. Requests from persons other than the customer will be accepted only if such request is made by a spouse or close relative (e.g., mother, father, sister, brother, adult daughter/son). *When available*, customers may also make application through the Commission's web site.

For customers wishing to obtain service after normal business hours, our on-call representative can receive the necessary information by using a special form designed for after hours. If this is done, the customer is required to pay the Commission representative an after-hours fee as noted in Exhibit D, "Charges for Special Services," plus their deposit.

Door hangers and applications may be left under certain circumstances where it appears non-signers are utilizing water. Customers must promptly fill out these applications and return them to our office.

3.2 Information Required

Applicants for residential service shall provide the Commission with the following minimum information at the time each account is opened: Full name; service address; mailing address; date of responsibility; spouse's name (where applicable); employment; daytime phone number; work phone number; ownership or tenancy of residence and any additional information necessary to open an account for service. The social security number of the applicant may be requested, but is not required in order to obtain service.

3.3 Application As Contract

The "Application For Service" is a request for service only and does not, in itself, constitute a contract until the Commission actually delivers, or is ready to deliver, water service to the

customer. In the absence of an approved application, service may be turned off following seven (7) days notification.

Acceptance of service, with or without a formal application, shall be subject to compliance with these Regulations Governing Water Service, and the rates for such service as are in effect at the time of service, or as may be adopted, changed or modified thereafter by the Commission.

Such regulations shall be available for customer inspection at the Commission's office during regular business hours, and copies may be purchased at the Commission's office in accordance with the Commission's "Charges for Special Services."

3.4 Changes in Customer's Use or Equipment

Customers making any material change in the size, character or extent of the equipment or operations utilizing water service, or whose change in operations results in a large increase in the use of water or results in the application of a different rate schedule, shall immediately give the Commission notice of the nature of such change and, if necessary, amend the "Application For Service."

3.5 Turn-on Charge

A customer who orders commencement of service after normal working hours (8:00 a.m. to

5:00 p.m., Monday through Friday, excluding Commission-observed holidays) may be accommodated at the discretion of the Commission; however, a customer ordering service commencing at such times shall be charged for such turn-on in accordance with the Commission's "Charges for Special Services."

SECTION 4 CREDIT ESTABLISHMENT

A customer may establish satisfactory credit if the customer:

(1) Has been a customer of the Commission for one (1) year and has promptly paid all accounts due the Commission; or

(2) Furnishes letter of credit from another utility, or

(3) Provides the Commission with a cash deposit equal to a two-month estimated billing.

Any outstanding bills for previous service or miscellaneous charges shall be paid before an application will be accepted.

SECTION 5 DEPOSITS

A deposit may be required whenever, in the opinion of the Commission, there is a financial risk involved. Deposit is based on the average two-month bill or at the Commission's discretion. Such risk may be evidenced as follows, but not limited to:

(1) A customer without established credit with the Commission.

(2) A customer using a pseudonym with the apparent intent of avoiding payment of previous billings.

(3) A customer refusing to give information requested by the Commission for the purpose of clarifying the customer's identity or credibility.

(4) A customer with a history with the Commission of delinquent payments.

(5) A customer whose service has been discontinued for failure to pay bills when due.

(6) A customer who has used water service following illegal re-connection of service.

A deposit is not to be considered as a payment on account. If at any time a bill to a customer is not paid within 15 days after presentation, the deposit may be applied on the account thereof.

Upon discontinuance of water, sewer service, storm drain and/or street fees, the deposit will be applied to any closing bills and any balance over $2.00 will be refunded. The Commission may, after the deposit has been held for 12 consecutive months, and provided service has been continuous and all bills for such service have been paid promptly, apply the deposit to the depositor's account.

No interest will be paid on deposits held by the Commission.

SECTION 6 BILLING

6.1 Rate Schedules

Billing shall be in accordance with the charges and rates as regularly established by the Commission and by the Medford City Council. All rate schedules are based on a billing period from 27 to 33 consecutive days. Reference to one month's service in the rate schedules relates to the billing period which is normally 30 days and is not a calendar month. The Commission reserves the right, however, to read meters and present bills for

longer or shorter periods.

6.2 Meter Readings

Meters will be read at regular intervals for the preparation of monthly bills and as required for the preparation of opening bills, and closing bills. The Commission will keep an accurate computer-generated report of the meter readings. Such readings of water consumption shall be prima facie evidence of water service by customers and shall be the basis on which all bills are computed for metered service.

Bills will be based on the consumption to the nearest 1,000 gallons. No consumption charge will be made for amounts less than 1,000 gallons.

6.3 Billing for Fire Standby Service

Bills for fire standby service will be rendered monthly. Such charges are flat rate, and no charge will be made for water used to extinguish accidental fires or routine testing of the fire protection system.

6.4 Opening and Closing Bills

Opening bills, closing bills, and monthly bills rendered for periods smaller or greater than normal will be pro-rated except that the minimum bill shall be for five (5) consecutive calendar days or greater. Monthly service charges and fire standby charges shall be pro-rated at the ratio of the number of days of service to a 30-day month. Any closing bill with a credit or an amount owing of less than $2.00 will be adjusted by the Water Commission.

6.5 Classification of Accounts

The Commission may refuse to serve two or more separate houses or premises through one meter. If any parcel is divided where one existing meter is providing service to more than one separate premise, a second service must be installed. Where such service presently exists, the monthly charges shall be determined as prescribed in subsection 6.6, Group Customers.

Where two or more commercial establishments or a residence and commercial establishment are located on separate and distinct parcels of land, or in separately owned or managed buildings, and are served through one meter, the amount of the bill shall be computed as in the following paragraph except that the commercial rate shall apply.

Where a residence and a commercial establishment are combined in one building or operated in connected buildings, they may be served by one meter, and the commercial rate shall apply.

6.6 Group Customers

Where such service presently exists, the Commission may permit more than one account or customer to be served through the same meter which is termed a "master meter" and such customer shall be classified as a "group customer."

Billing for each group customer shall be through a single individual or agency who shall assume the responsibility and risk for collecting the necessary revenues from the individual customers of the particular group represented by such individual or agency.

The monthly service charge for a master meter shall be the sum of the service charges for each connection to the master meter, but not less than the service charge listed in the rate schedule for the particular size of meter used as a master meter. In establishing the size of connections to the master meter, the size of the pipe at the point of shut-off for the

connection shall be used, provided that it shall not be less than 3/4-inch and shall be a size listed by the Commission.

6.7 Intermittent Users

Where an existing dedicated service and meter can be used in case of an emergency situation to supply water to special customers, the monthly service charges will be as noted on Exhibit E, Rate Schedule 7.

6.8 Special Billing Options

An annual billing plan is available with one yearly payment which includes a 3.5% discount. The bill is calculated based on the past 11 month's usage plus the current month. This is an estimated billing, which is adjusted at the end of the 12-month period. Customers receive a monthly memo statement showing current water usage and remaining credit balance.

6.9 Payment Options

Bills are due and payable at the Water Commission's office 15 calendar days from date of billing. Payments may be made by mail, pre-addressed return envelopes are included with bills, at utility drop boxes or in person at:

Medford Water Commission
200 South Ivy Street - Room 177
Medford, OR 97501-8601

Past due and cash payments must be made in person and should not be made by mail or at Utility drop boxes.

(1) Method of Payment: Payment may be made in the form of cash, check, money order, cashiers check or Automatic Payment Plan (See (2) below). The Commission reserves the right to establish the form of payment from any customer who has previously tendered an unhonored check with the Commission, or gives indication that funds are not sufficient to cover any check tendered. An additional fee may be charged in accordance with the Commission's schedule of rates and charges, to cover the cost of processing when an account is paid with an unhonored check or returned electronic transfer in accordance with Exhibit D, "Charges for Special Services."

(2) Automatic Payment Plan: Customers may utilize the Commission's automatic payment plan by submitting a completed Automatic Payment Plan Request Authorization form. The payment will be automatically transferred from the customer's bank account on the bill's due date. Customers on the automatic payment plan will still receive a monthly water bill showing the amount and payment transfer date. The Automatic Payment Plan Request Authorization form may be obtained by calling the Commission's customer line or by downloading from the Commission's web site
at: www.medfordwater.org.

(3) Special Payment Arrangements: A customer who is unable to pay in full by the due date may enter into a payment plan subject to the approval of the Commission. The Commission shall base its decision on the customer's good faith, ability to pay, and past payment practices with the Commission. If a customer fails to make the required payment plan payments, the bill will become due in full and no further payment plan will be available.

A customer who will be away for an extended period must make payment sufficient to cover billings issued during the customer's period of absence. (See Section 6.9 for payment options.)

A customer who questions or disputes the bill shall be encouraged to contact the Commission before collection efforts become necessary. Any customer who has not kept prior payment commitments to the Commission will not be permitted to enter into new arrangements until the bill is paid in full. Payment schedules will usually not exceed 60 days and will be in addition to all current billings. Acceptance of partial payments in the past shall not preclude the Commission's right to require full payment upon demand in the future.

6.10 Resale of Water

The rate schedules cover the sale of water for the sole and exclusive use of the customer. The customer shall not resell water supplied by the Commission, except as permitted under Exhibit E, Rate Schedule 5 for Water Service to Utility Customers and Rate Schedule 6 for Water Service to Incorporated Cities.

These rules are not intended to restrict the manufacture and resale of treated water products such as bottled water plants with treatment facilities which significantly alter the chemical or physical quality of the water. Resale of water may be allowed under certain circumstances. Resale of such water products is limited to small containers and carboys intended for individual retail sale. Piped delivery of water for resale is not allowed.

The Commission reserves the right to review individual water service applications for customers intending to resell water products to ensure compliance with these rules. A special individual service agreement may be required by the Commission. This agreement would outline any special conditions or requirements the Commission may have with the resale or alteration of its water.

6.11 Allowance for Leakage

The customer retains control over the use of water on the customer's premises, and as such, the customer is responsible for all the water passing through the meter, including water which may be lost or wasted through leaking pipes or fixtures. The Commission may make allowance for leakage if such leakage is beyond the customer's control and provided the customer makes an immediate and diligent effort to repair the leak as soon as possible after discovery. When the repairs of such leak has been personally observed by a representative of the Commission, the Commission may, upon application of the customer, make an adjustment for the water lost not to exceed 50 percent of the excess use caused by the leak for up to a maximum of three (3) months. The adjustment will be based on the last year's consumption, if available. If not, it will be based upon the average consumption of a similar customer.

6.12 Waste of Resource

Water is regarded as a precious resource, waste of which shall be discouraged, including waste resulting from leakage. Customers will be required to repair all leaks on their premises in a timely manner. Leak and waste abatement efforts shall be governed by the following guidelines:

(1) Actions taken hereunder may be predicated on visual verification of waste or leaks, a sudden abnormal increase in consumption, a continuing pattern of unusually high consumption for which other reasonable explanation is absent and/or continuous

usage verified with monitoring by Meter-Master or similar device. Upon determination that a leak is likely and/or blatant waste is occurring, the customer shall be notified of the need for correction, either by verbal or written notice.

(2) If corrective action does not appear to have been made within three (3) weeks after initial notification, a reminder shall be issued, either verbally or in writing. Notification shall also be provided to additional parties who may reasonably be considered responsible or impacted by any actions involving the offending property. This shall include the property manager (if known) and/or owner of record, and the current occupant.

This notification shall include information on actions which may be taken by the Commission if the leak or waste is not rectified.

If no repair or correction appears to have been made within three (3) weeks following issuance of the reminder, a surcharge may be added to the customer's subsequent monthly bill. The surcharge shall be usage-based, charged at a rate which is triple the gallonage charge currently applicable to the customer's account, and shall be applied to all water used in excess of an amount determined to be reasonable if no leaks or waste were occurring. This "reasonable amount" may be determined by customer's prior usage levels, average usage of similar customers, Meter-Master findings or comparable parameters.

(3) The surcharge shall be imposed on successive monthly bills until corrective action is taken. If no evidence of correction exists upon imposition of the third monthly surcharge, action may be initiated to terminate water service. Notification of intent to terminate water service shall be provided to the customer in writing, delivered by certified mail. In the event that the notice is returned undelivered, it shall be delivered personally or affixed to the front door of the primary structure on the offending property.

Copies of this final notification shall also be mailed by regular mail to additional parties identified above, who may reasonably be considered responsible or impacted by the proposed termination.

(4) If correction is not made within ten (10) days after delivery of the primary notice, service may be terminated. Termination may be delayed due to demonstrated efforts to rectify the violation. However, the surcharge shall continue in effect until compliance is met.

Restoration of service following termination shall be subject to the same charges in effect following termination of service due to nonpayment of water bills.

(5) Time allowed for compliance may exceed the provisions contained herein. Time extensions will not nullify the process nor require re-issuance of notifications already given.

(6) If correction is made, but the same leak or cause of waste appears to recur within one year of previous notification(s), the above procedures may be condensed. Initial notification specified in 6.12 (1) above need not be given.

(7) The above procedures may be dispensed with if deemed necessary to protect health, life or property, or if waste is particularly blatant and irresponsible, as determined by the Manager. Whenever possible, a five-day (5) notice shall be

provided prior to termination of service hereunder. However, service may be terminated immediately if found to be warranted based on the magnitude of the leak or waste, and/or the apparent degree of hazard or damage resulting therefrom.

Reasonable attempts at notification associated with service termination pursuant to this section shall consist of verbal contact, or if unsuccessful, written notice affixed to the front door of the primary structure on the property. Notification shall explain the basis for termination and the need for corrective action.

SECTION 7 TEMPORARY SERVICE

7.1 Time Limit

Temporary service connections shall be disconnected and terminated within three (3) months after installation unless an extension of time is granted in writing by the Commission.

7.2 Charge for Water Served

Charges for water furnished through a temporary service connection shall be at the established rates for other like customers.

7.3 Installation Charge and Deposits

The applicant for temporary service will be required:

(1) To pay the Commission, in advance, the estimated cost of installing and removing all facilities necessary to furnish such service.

(2) To deposit an amount sufficient to cover bills for water during the entire period such temporary service may be used, or to otherwise establish his credit.

(3) To deposit with the Commission an amount equal to the value of any equipment loaned by the Commission to such applicant for use in temporary services.

7.4 Responsibility for Meters and Installation

The customer shall use all possible care to prevent damage to the meter or to any other loaned facilities of the Commission which are involved in furnishing the temporary service from the time they are installed until they are removed, or until 48 hours notice has been given to the Commission that the customer is through with the metered installation. If the meter or other facilities are stolen or damaged, the cost of replacement or making repairs shall be paid by the customer.

7.5 Temporary Service From Fire Hydrants

The Commission may allow fire hydrants to be used on a "temporary" basis by contractors for filling of tank trucks on a day-to-day basis upon making formal application. It is important to remember that fire hydrants are an essential part of the community's fire protection program and utilization of them for temporary service can delay or hamper their effectiveness. Utilization of fire hydrants for temporary service shall be limited to 90 days. Extension of this period may be granted under special circumstances.

No hydrant may be utilized without a Commission installed, backflow and control device. The Commission shall have a reasonable number of control devices for use by the contractors within our service area. During peak construction periods, a shortage of devices may occur and allocation will be on a first come, first serve basis. If a contractor has two devices, the Commission may require one to be returned if it would not cause an undue

hardship on the Contractor.

Charges for temporary service shall be at the Commission's regularly established schedule of charges and rates. Such charges include the Commission's cost of furnishing, installing, and subsequent removal of the device and the cost of water used. Such charges are based on the use of a single hydrant, and moving of the equipment shall constitute a separate charge. A single day's temporary service shall be considered as commencing at 8:30 a.m. and ending at 4:00 p.m. Equipment for flow control and backflow protection shall only be furnished by and installed and removed by Water Commission personnel.

Persons responsible for unauthorized use of fire hydrants without the Commission's flow control and backflow protection equipment shall be charged an inspection fee and for water used in accordance with the Commission's regularly scheduled charges and rates.

Temporary service will be provided from November 1 through March 1 if the applicant provides adequate protection against freezing weather conditions. The temporary fire hydrant connection must be protected, to the Commission's satisfaction, within two (2) hours of installation. If the device is not adequately protected, within two (2) hours, the device will be removed and the applicant's installation charge forfeited. The contractor shall be responsible for the cost of repair of any device damaged by freezing or neglect.

Contractors performing work within the city limits of the City of Medford and existing surrounding water districts or service area that are not master metered may be allowed to utilize temporary service from a fire hydrant. The water taken from a fire hydrant may not be used or transported to other areas outside of our service boundary. Water from the temporary service is for the exclusive use of the contractor or his designated subcontractor for the express project identified on the application for service. Water for outside use can only be obtained at a coin-operated dispenser at the Water Commission's service center at Columbus and McAndrews. An additional coin-operated water dispenser is located at 724 Antelope Road in White City at the site of the Jackson County Public Works shops.

7.6 Bulk Water Sales From Fire Hydrant

The Commission may allow certain bulk water users to utilize a limited number of fire hydrants strategically located throughout its service area. Such utilization is a privilege only extended to those customers/businesses who understand the impact of hydrant use on our water system and have provided their equipment with approved metering and backflow assemblies. Backflow assemblies shall be inspected and tested semi-annually.

These customers must sign a yearly contract with the Commission, which outlines their duties and responsibilities, pay a monthly base fee (see Exhibit D, “Charges for Special Services”), pay for the water as an intermittent user (see Section 6.7). Consumption charges will be billed semi-annually at the time the backflow assembly is inspected.

Any violation of the conditions outlined in the contract shall revoke the privileges granted under this rule. Before this type of service is restored, the customer must clearly demonstrate to the Manager that he or she has made the necessary corrections in his/her operation to prevent any future violations.

SECTION 8 METERED SERVICE

8.1 Basis of Charges

An official account will be kept on the records of the Commission of all meter readings and such account, so kept, shall be accepted and received at all times and places, and in courts, as prima facie evidence of the use of water by the customer, and shall be the basis on which

all bills are calculated, except bills for standby fire service.

8.2 Ownership of Meters

The Commission shall own, install, and maintain all necessary meters for measuring the amount of water used by the customer. Where a master meter is used, the Commission shall not furnish or read auxiliary or sub-meters used for the customer's convenience.

8.3 Change of Meter Size

If a customer's water requirements are reduced or increased, upon application of the customer, the meter serving the premises may be replaced with a meter one size smaller than the service connection. The cost of changing the meter shall be at the applicant's expense. Additional applicable systems development charges will also be included at the applicant's expense.

8.4 Re-Setting Charge

If service to a premise has been discontinued for more than 90 days, and the meter has been removed, any applicant for re-establishment of service shall be charged for re-setting the meter, based on the meter size, in accordance with the Commission's regularly scheduled charges and rates.

8.5 Combined Billing of Separate Meters

The Commission may refuse to serve any premise through more than one service connection and meter. For rate schedule purposes, all meters serving the customer's premises will be considered separately and the readings not combined, except where the Commission, for its own convenience or operating necessity, elects to install two or more meters to serve the customer's premises.

8.6 Non-Registering Meters

Should any meter malfunction and incorrectly register the amount of water used by the customer, the billing shall be computed by estimating the consumption with the previous year's usage for the same month or upon a reasonable comparison with the use of other customers receiving the same class of service during the same period and under similar circumstances and conditions.

8.7 Inaccessible Meters

If the meter is inaccessible at the regular reading date, the billing shall be computed by estimating the consumption with the previous years usage for the same month or upon reasonable comparison with the use of other customers receiving the same class of service during the same period and under similar circumstances and conditions. If, at the next regular reading date, the same problem occurs, a notice is sent to the customer in their billing asking the customer to call and make arrangements to obtain access to the meter. If a customer blocks access to his or her meter and has been given reasonable time to arrange for access to the meter and has not responded, the Commission may surcharge his or her account. Adjustment will be made to the bill when the customer has arranged for permanent access to the meter.

8.8 Meter Tests

The Commission will, upon request, test any customer's meter. However, tests of the customer's meter shall be made only if the customer is present to observe the test. If the meter is found, upon test, to over-register more than two (2) percent, the customer's billing

shall be adjusted for a maximum of six months to reflect the correction. No charge will be made to the customer for the meter test except that if requests for testing meters are made by the customer more often than once every three years, the Commission may charge the customer for the cost of making such test if the meter does not over-register more than two (2) percent.

SECTION 9 DISCONTINUANCE OF SERVICE

9.1 Customer Request

A customer may have service discontinued by giving notice to the Commission reasonably well in advance of the desired date of discontinuance. If notice is not given, the customer will be held responsible and will be required to pay for service until the Commission learns that the customer has vacated the premises or otherwise has discontinued service.

During normal working hours, the Commission will not charge fees to customers requesting temporary discontinuance of service for plumbing repair, exclusion of water while on vacation, and other temporary discontinuance of service of less than 30 days' duration, or restoration of service after such discontinuance which requires a serviceman to go to the premises. When requests for these services are made after normal working hours, or if customer abuses this service, the customer may be charged for the Commission's cost of providing such special service in accordance with Exhibit D, “Charges for Special Services.”

9.2 Non-Payment of Bills

The Commission may, in addition to all other rights and remedies at law or in equity, discontinue or suspend delivery of water service after a 7-day written notice. Customers who have overdue water bills may expect the following things to happen after a second month’s billing has become past due.

1. The Medford Water Commission will send a 7-day Reminder Notice with instructions:

   a) to pay the bill in 7 days, or

   b) call our office and make arrangements to pay the amount due.

2. If the customer has not responded to the 7-day Reminder Notice, a final Shut-off Notice will be sent. An additional charge is associated with the processing of this shut-off notice and is listed in Exhibit “D”, “Charges for Special Services.” This notice will include a final shut-off date and no further contact will be made with the customer (no phone calls - no more written notices).

If a Commission utility person is sent to turn water off and the customer pays him/her, there will be a collection fee added to the amount due. Special circumstances might require a notice to be left at the door, thereby incurring an additional charge to the amount due. These miscellaneous charges are listed on Exhibit D, “Charges for Special Services.”

The fee for turning water off and back on during normal working hours and after normal hours is in accordance with charges as listed in Exhibit D, “Charges for Special Services.”

In accordance with the City of Medford ordinances, non-payment of sewer, drainage, street fees or other charges shall be deemed sufficient reason for discontinuance of water service.

9.3 Unsafe Apparatus

The Commission may refuse to furnish water and may discontinue service to any premises where plumbing apparatus, appliances or equipment using water are dangerous, unsafe or

not in conformity with plumbing codes, laws or ordinances. Five (5) days' written notice will be given before such discontinuance of service unless immediate discontinuance is necessary to protect health, life, or property.

The Commission does not assume liability for inspecting apparatus on the customer's premises or property. However, the Commission does reserve the right of inspection if there is reason to believe that unsafe apparatus is in use.

9.4 Service Detrimental to Others

The Commission may refuse to furnish water and may discontinue service to any premise where the demand has been deemed excessive and/or extreme waste is occurring, particularly if such excessive demands or waste are or may be detrimental or injurious to the service furnished to other customers. Such discontinuance of service shall be governed by the provisions contained in Section 6.12 herein.

9.5 Privately Owned Pipe Lines

The Commission may discontinue the delivery of water to any privately owned main or pipe line where such main or pipe line is not maintained or constructed in accordance with the regulations as now or hereafter adopted. Five (5) days' written notice will be given before such discontinuance of service unless immediate discontinuance is necessary to protect health, life, or property.

9.6 Cross Connections

The Commission may immediately discontinue service to any premises where actual or potential cross connections exist. Compliance with cross connection control rules is mandatory. Cross connection control program rules are referenced in Sections 20.7, 24 and 24.1.

9.7 Resumption of Service After Commission Action

Whenever water service has been discontinued or temporarily suspended by the Commission for failure to pay all charges for service, fraud, code violation, or for violation of any part of the Commission's Regulations Governing Water Service, the service will not be resumed until the situation requiring such action has been corrected to the satisfaction of the Commission.

Any changes in the customer's plumbing that may be necessary shall be made at the customer's expense. Services discontinued for failure to pay bills when due shall not be restored until payment in full has been received by the Commission or arrangements satisfactory to the Commission has been made to pay all amounts due. The amount due shall include all field collection charges and restoration of service charges in accordance with the Commission's scheduled charges and rates. The Commission reserves the right to also require a deposit. The Commission does not guarantee restoration of service the same day that approval for re-connection is given. However, every reasonable effort will be made to do so.

If service has been discontinued by the Commission and restored without the Commission's authorization, the Commission may remove the customer's meter or disconnect the service from the Commission's main. Under these circumstances, the service will not be reconnected until all bills, service charges, disconnection and re-connection costs and deposits have been paid in full, and until the Commission is satisfied that similar instances will not occur. In addition to the rights and remedies stated here, or as may be found elsewhere in State and local laws, the Commission reserves its right to pursue legal

recourse against the parties involved in, or benefiting from such illegal acts.

SECTION 10 APPEALS

10.1 Informal Conferences

A customer who questions or disputes the bill or the payment thereof, or is unable to pay the full amount when due, shall have the right to, and be encouraged to have an informal conference with an employee of the Commission's Customer Service Division. This employee will have the authority to make deferred payment arrangements if necessary.

The informal conference may be conducted by telephone or in the Commission's office in Room 177 of the Lausmann Annex at 200 South Ivy Street, Medford, Oregon, during regular business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding Commission-observed holidays.

Every reasonable effort will be made by the Commission to accommodate its customers in these matters, including timely resolution of complaints and disputes. The undisputed portion of the bill must be paid within the time limits listed in these Regulations. Any deferred payment arrangements may not be extended to customers who have failed to comply with previous payment arrangements or who have had repeated collection problems with the Commission prior to the disputed billing.

10.2 Right of Appeal

A customer who disagrees with the billing and collection decisions of designated Commission employees after informal conferences shall have the further right to appeal to the Commission's Appeals Administrator (Manager) who shall be designated to hear all formal appeals to the billing decisions and to render all final decisions.

Appeals resulting from informal conferences must be submitted together with the reasons therefore in writing within five (5) business days following the employee decision. Appeals shall be addressed to the attention of the Appeals Administrator, Medford Water Commission, 200 South Ivy Street - Room 177, Medford, Oregon 97501. The amount of the disputed portion of the billing must be identified by the customer at the time of the appeal. Collection efforts by the Commission for that amount will be suspended until the Appeals Administrator's decision is issued.

Appeal hearings shall be conducted during regular business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding Commission-observed holidays, within seven (7) business days following the appeal of the informal conference decision.

The customer or customer's representative shall open the hearing with a statement of the customer's position in the matter and the presentation of evidence in support of the appeal. A Commission representative shall then provide the Commission's position and presentation of evidence.

The Appeals Administrator shall provide the customer with a written decision within three (3) business days following the appeal hearing. The written decision shall be hand delivered or sent to the customer by certified mail. The written decision shall contain a summary of the customer's appeal and supporting evidence, a summary of the Commission's collection effort, the Appeals Administrator's decision, and the period of time that the customer has to comply with the decision.

If the customer refuses to accept delivery of the written decision or fails to make whatever payments are required by the Appeals Administrator's decision within the time allotted, the

Commission may proceed with immediate collection effort without further notice, including, but not limited to, discontinuance of the customer's service.

SECTION 11 RELEASE OF INFORMATION CONCERNING CUSTOMERS

The Commission strictly adheres to all provisions of ORS 192.420, Public Records Law. Fees may be charged to reimburse all costs associated with making non exempt records available to the public.

SECTION 12 RATE ADJUSTMENT AND REVISION OF REGULATIONS

These Regulations Governing Water Service, rate schedules and regularly scheduled miscellaneous charges apply to any person, firm, corporation or legal entity supplied with water service by the Medford Water Commission.

The Commission reserves the right to change any or all of such rate schedules, regularly scheduled miscellaneous charges or these regulations as it deems necessary.

Where applicable, these regulations cancel and supersede all previous regulations issued by the Medford Water Commission.

These regulations, rate schedules and regularly scheduled miscellaneous charges are available for inspection in the Commission's offices during regular business hours, and copies may be purchased in accordance with the Commission's regularly scheduled charges and rates.

SECTION 13 SEWER, DRAINAGE, STREET FEES, AND OTHER CHARGES

The Commission shall collect such sewer service, drainage, street fees or other charges as shall be established by the City Council of the City of Medford. The amount of such charges will be billed with the regular water charges and will be shown as a separate item on the water bill. Non-payment of these charges shall be deemed as a just and sufficient reason for discontinuance of water service to the premises for which the charges have not been paid.

SECTION 14 RIGHTS-OF-WAY AND RIGHTS-OF-ACCESS

The Commission shall be granted, at no cost, all rights-of-way, rights-of-access, and easements necessary to serve the customer for the installation, maintenance, repair, replacement, removal or use of any or all equipment or materials used to supply and deliver water to the customer.

Access at all times to the premises of the customer for the purpose of reading of meters, testing, repairing, removing or exchanging any or all equipment belonging to the Commission shall be deemed granted during the time that water service is accepted by the customer. The customer shall not store materials, vehicles or otherwise or erect fences or other obstructions which would block access to reading of the customer's meter, operation of valves or fire hydrants. It shall be the customer's responsibility to remove or trim any shrubs, hedges or other plants which interfere with reasonable access for reading of meters or access to fire hydrants or valves. Reasonable access is defined as an unobstructed clear zone at least 12 inches wide on all sides and 6 feet above the water facility in question. If, after written notice, the customer does not remove or trim interfering shrubbery, hedges or plants, the Commission shall be granted all necessary rights-of-way and rights-of-access to perform such trimming. The Commission gives the customer 30 days to accomplish their own trim and/or removal of material blocking access to the meter. If the situation is not corrected at the time of the next normal reading day, a Water Commission representative will perform the necessary work. Trim details and other information regarding access to meters are available upon request.

SECTION 15 INTERRUPTIONS, CURTAILMENTS, FLUCTUATIONS AND SHORTAGES

The Commission shall exercise reasonable diligence in supplying satisfactory and continuous water service. It is inherent, however, that there will at times be some degree of failure, interruption, suspension, curtailment or fluctuation in pressure. The Commission cannot and will not guarantee constant or uninterrupted delivery of water service and shall have no liability to its customers or any other persons for any interruption, suspension, curtailment or fluctuation in water service or for any loss or damage caused thereby when such interruption, suspension, curtailment or fluctuation results from the following or from any other causes:

(1) Causes beyond the Commission's reasonable control, including, but not limited to, accident or casualty, fire, flood, drought, wind, action of the elements, court orders, litigation, breakdown of or damage to facilities of the Commission or of third parties, acts of God, strikes or other labor disputes, civil, military or governmental authority, electrical disturbances which may interfere with the availability of electrical energy.

(2) Repair, maintenance, improvement, renewal or replacement of facilities, or any discontinuance of service (which in the Commission's judgment, is necessary) to permit repairs or changes to be made in the Commission's source of supply, transmission or distribution facilities or to eliminate the possibility of damage to the Commission's property or to the persons or property of others. Whenever the Commission has scheduled maintenance in advance which will require customers to be without water service for more than one hour, the Commission will notify the customers as follows:

   (a) At the Commission's discretion, customers may be contacted in person, by phone, or by written notice either mailed or left in plain view at the location which is scheduled for temporary termination.

   (b) The oral or written notice will include the following:

      1. Reason for termination

      2. Date and approximate time termination will begin

      3. Expected duration of termination.

   (c) Whenever possible, customers expected to be without service beyond one hour will be notified at least one day in advance.

(3) Automatic or manual actions taken by the Commission (which in its sole judgment are necessary or prudent) to perfect the performance, integrity, reliability or stability of the Commission's water system. Such action shall include, but shall not be limited to, the operation of automatic or manual protection equipment installed in the Commission's water system, including, without limitation, such equipment as automatic relays, switches, valves and pumps.

(4) Action taken by the Commission to conserve water at times of anticipated deficiency of resources. Actions taken hereunder shall be governed by the Commission’s current Water Curtailment Plan.

SECTION 16 RESPONSIBILITY FOR CUSTOMER EQUIPMENT

The customer shall, at his own risk and expense, furnish, install and keep in good and safe condition all equipment that may be required for receiving, controlling, regulating water pressure,

applying and utilizing water, and the Commission shall not be responsible for any loss or damage caused by the improper installation or inadequacy of such equipment, or the negligence, want of proper care or wrongful act of the customer or any of his tenants, agents, employees, contractors, licensees or permittees in installing, maintaining, using, operating or interfering with such equipment.

No reduction will be made in charges for water service for lack of supply caused by freezing of the customer's pipes or any other cause.

When requested to turn on water by a customer, the Commission shall not be responsible for damage to property caused by the release of water from spigots, faucets, valves or other equipment left in an open position, nor shall the Commission be responsible for damages or injuries sustained through failure to exclude water from a premise.

SECTION 17 DAMAGE TO COMMISSION'S PROPERTY

The customer shall be liable for any damage to equipment or property owned by the Commission which is caused by an act of the customer or his tenants, agents, employees, contractors, licensees or permittees, including the breaking or destruction of seals or locks. If a meter is damaged from backflow of hot water from the customer's premises, the customer may be required to pay for the cost of repair or replacement of the meter, and the customer shall immediately make the necessary corrections in his water system to prevent further damage.

In the event that the Commission's facilities are required to be altered or moved because of change, configuration or usage of any properties, the property owner will be responsible for the full cost of the alterations.

SECTION 18 COMPENSATION FOR WATER DAMAGE

Compensation for water damage shall be determined in accordance with Exhibit F, “Compensation for Water Damage.”

SECTION 19 CONTROL VALVES

19.1 Separate Control Valves for Each Premise

In the event that more than one premise is served through one meter, each premise shall have its own separate control valve which may be used by the Commission for discontinuance of service. The location of such separate control valves shall be as approved by the Commission.

19.2 Customer Control Valves

In accordance with the provisions of prevailing plumbing codes, the customer shall install a suitable control valve which the customer or his agent may utilize for controlling the water supply to the customer's premises. The Commission's control valve on the upstream side of the meter shall not be considered as fulfilling the plumbing code requirement for a separate customer control valve although the Commission may, at the customer's expense, install a customer control valve on the downstream side of the meter and within the meter box for use by the customer. Any person or agent of any person, other than authorized employees of the Commission, who operates any valve or curb stop on the upstream side of the meter shall do so at his own risk, and the Commission will hold any such person responsible for the cost of repairing any damage to such valve or curb stop caused by such operation.

As a part of the installation of new service connections, the Commission will install a customer control valve on the downstream side of the meter and within the meter box.

When a customer control valve in the meter box does not now exist, the Commission may, at the request of the customer, install such customer control valve at the expense of the customer in accordance with its regularly scheduled charges for such work.

SECTION 20 SERVICE CONNECTION

20.1 Size and Location

The Commission will install a service connection and meter of the size and location requested by the applicant except that the Commission reserves the right to determine the size and type of service connection and meter to be installed, based on the estimated rate of water use by the applicant and pressure conditions and provided that the location complies with the Commission's construction standards for service connections. The minimum size shall be a one-inch (1") service connection with a 5/8" x 3/4" meter. When the location of the service connection is selected by the applicant, he shall assume full responsibility for interference with other structures, including existing underground utility installations.

20.2 Installation Charges

Charges for service connections are payable in advance and shall be in accordance with the Commission's regularly scheduled charges and rates (refer to Exhibit D, “Charges for Special Services”) including system development charges. For service connections 3-inches and larger, a deposit in the amount of the estimated cost shall be made in advance of performance of the work.

20.3 Installation and Maintenance

The installation and maintenance of service connections shall be performed only by duly authorized employees or representatives of the Commission.

20.4 Joint Service Lines

The Commission may serve two or more premises with one service connection. When installing new service connections, the inside diameter of such joint service lines shall be such that the carrying capacity shall not be less than the combined capacities of equivalent 3/4-inch service lines to each of the premises.

20.5 Customer Metering

The normal standard is ONE meter per building unless any of the following situations apply.

(1) One meter will be allowed, upon request, to serve multiple buildings under one tax lot

provided the property cannot be logically divided as determined by the Medford Planning Department and/or Medford Water Commission.

(2) More than one meter will be allowed, upon request, to serve a duplex or similar development if separate plumbing is used for each premise and the plumbing is determined “simple” by the Medford Water Commission.

(3) New group customers (meaning multiple, individual services off of one meter) are not allowed.

20.6 Abandoned Service Connections

If a service connection to a premise has been abandoned for more than three (3) years, the Commission may remove the service and meter setting. If the service is removed and the customer wants to restore service to the property, a new installation charge in accordance to

19.2 and a System Development Charge in accordance to 21.6 must be paid.

If a customer requests relocation of meter, all costs related to new installation, including any increased SDCs and abandonment of the existing service, shall be paid for by the customer. SDCs cannot be transferred or credited to other meters not on the original parcel of property. Multiple services to be abandoned on a parcel of property may apply related credited SDC's to pay for abandonment charges.

20.7 Private Wells and Auxiliary Water Supplies

Oregon Health Division rules strictly prohibit interconnection of other water supplies with a municipal system without the installation and maintenance of approved backflow protection. Auxiliary water supplies (private wells, piped irrigation sources, etc.) are major cross connection control hazards and therefore must be effectively isolated from the domestic water supply.

Cross Connection policies and requirements for customers with private wells are as follows:

(1) No backflow protection is required if the auxiliary source is verified to be permanently inactivated by removing the well pump and associated plumbing, and welding the well casing closed. In such cases, formal abandonment in accordance with requirements of the County Watermaster should be pursued by the property owner.

(2) If the well remains active, an approved reduced pressure (RP) back flow assembly is required at the service connection. The RP backflow assembly will need to drain to daylight and be protected from freezing. On site plumbing is the responsibility of the local plumbing authority.

New services will be locked OFF until compliance is verified by Medford Water Commission. Visual inspection of a weld sealed well casing is required to avoid installing backflow protection.

Plumbing permits are required when installing backflow prevention assemblies.

All backflow prevention devices are subject to annual inspection and testing. The cost of annual performance testing and any required maintenance is the responsibility of the device owner. Annual testing and routine maintenance for backflow prevention assemblies located on "single-family residential" service connections may be included in the Commission's "Residential Backflow Protection Program" detailed in Section 24.1.

SECTION 21 DISTRIBUTION SYSTEM EXTENSIONS

21.1 Procedure

Distribution extensions, including lateral water mains, and special facilities such as reservoirs and pump stations that are required specifically to provide pressure or storage for an exclusive area may be financed and installed under any of the following procedures:

(1) By private contract based on plans prepared by a registered professional engineer which have been reviewed and approved by the Commission and with dedication of the facilities to the Commission upon completion and acceptance. Acceptance of facilities installed under this procedure shall be with the provision that the Commission shall be indemnified and saved harmless from any and all defects appearing or developing in the workmanship or materials in such installations for a period of one year after acceptance by the Commission. This procedure is normally used for development of subdivisions or commercial properties.

(2) Construction by contract with the Commission or by Commission forces in accordance with plans prepared by Commission forces and payment of the cost of the project by the Commission or in part by the Commission or entirely by others. This procedure is normally used for the installation of trunk water mains, reservoirs or pump stations benefiting a large portion or the entire system.

(3) By petition to the Medford City Council by owners of property which would be benefited by the installation of the facilities requesting installation of the distribution system extension and payment of the cost by the benefited property owners through the assessment procedure. This procedure is normally used where there are existing streets without water mains and where there are multiple property owners.

21.2 Policy on Sizing

The normal size of lateral mains for single-family residential areas is six (6) inches except that in the sole discretion of the Commission, 8-inch lateral mains may be required to meet the domestic service and fire protection requirements of an area. For permanently dead-ended mains not supplying hydrants and not exceeding 400 feet in length, 4-inch mains may be used, depending on the number of service connections to the main. On permanently dead-ended lateral mains supplying fire hydrants, the Commission may require a minimum main size of eight (8) inches. The normal size of lateral mains for small commercial, industrial, and multiple-family areas shall be eight (8) inches, although larger mains may be required to meet the fire protection requirements.

In all commercial, industrial or residential areas, the main shall be extended at least midway through the lot requesting service or to outer limit of the street right-of-way improvement, whichever is greater. If the development requesting service occupies both sides of the right-of-way on which the main is being extended, then the main extension must extend totally through the lots requesting service. If a main extension has been installed to serve one side of a right-of-way, and the lot requesting service is on the other, then the main extension shall extend to the end of the lot. In cases of residential lots which have frontage in excess of 150 feet, and there is reason to believe that additional division of the property is likely, the main extension may be extended only to a point opposite the building site or home requesting service. In no case shall this amount be less than 50 feet.

When owners are required to extend mains across property which can receive direct benefit, and such property is not, will not or cannot pay their proportionate share of the cost of the extension, the Commission, upon request, shall set a refund district agreement for that main. The Commission shall collect the prorated share of the cost of the main extension and refund this amount to the developer who paid the cost of the extension. The term of this agreement shall be ten (10) years. The Commission shall be the sole judge as to the amount to be charged for each connection to the main. No interest or other charges shall be allowed, and the assessment shall be based on the actual cost of the main extension.

21.3 Policy on Distribution System Extension Financing

As a matter of general policy, the Commission's investment in facilities required for main oversizing will be limited to the cost of pipe materials only and based on invoices provided by the developer. Evidence of competitive bids for material may be required prior to construction. In some cases where conditions are beyond the norm (larger diameter pipe involving extra laying and excavation costs or rock excavation) pre-approved, additional oversizing costs may be allowed.

Applicants for extension of the water distribution system by Medford Water Commission may be required to advance to the Commission, prior to construction, the estimated reasonable

cost of the lateral and trunk mains and any additional facilities that are required specifically to provide pressure or storage exclusively for the service requested. Or, if the project is to be financed through assessments, the assessment may include the entire cost of the lateral mains, trunk mains, and any additional facilities that are required specifically to provide pressure or storage exclusively for the service requested.

21.3.1 Policy on Water System Facility Adjustment

The following list of situations shall be financed by appropriate City of Medford project funds or as otherwise noted:

(1) Horizontal or vertical adjustment of water system facilities required by sanitary or storm sewer construction.

(2) Moving of fire hydrants, water meters and service connections laterally to accommodate the construction of paving, curbs and gutters for any width greater than 18 feet from the right-of-way center line to the face of the curb or to accommodate a curb radius at the street and alley intersections in excess of the existing radius or 20 feet in the case of new work.

(3) If a change in street grade from a previously established roadway is made, then the following guidelines on payment responsibility shall prevail:

(a) If the bottom of the excavated sub-grade is within nine (9) inches of the top of the water line pipe barrel, the water line shall be lowered or replaced and the costs incurred would be paid for from the appropriate City project funds.

If the bottom of the excavated sub-grade is within 18 inches of the top of the water line pipe barrel, the water line shall be protected during construction with original, intact mounded material until at such time the sub-grade area over the water line can be carefully removed, replaced and compacted. The costs of this protection procedure would be paid for from the appropriate City project funds.

(b) The ideal cover, finished surface to top of the water line pipe barrel, over water lines shall be as per current MWC standards of 36 inches. However, minimal cover of 24 inches will be allowed on ductile iron pipe and 30 inches will be allowed on all other types of pipe. This minimal cover shall only be allowed under MWC pre-approved situations and only for a limited distance to avoid problems. If this cover cannot be maintained, then the City shall pay the cost of relocating or replacing the line.

(c) If the funding sources for the project is other than the City, the water line will be lowered, altered or replaced if the minimum 18 inches of cover cannot be maintained. The cost of such work shall be paid for by the street project funding.

(d) Individual water services that are in conflict with new construction and are 24 inches or lower in vertical elevation from the existing finished grade of the roadway would be paid for from the appropriate City project funds.

(e) To facilitate pre-design of these conflicts, the Medford Water Commission will, at their expense, pot hole the location of the existing

water lines upon request. The City will be responsible for payment for the required backfill and resurfacing of these pot holes.

(f) If the Commission chooses to replace, alter or lower a main which meets these minimum conditions due to the water line material, condition of the main or other factors, it shall do so at its own expense.

These clarifications try to come as close as possible to a dividing line between safety of the integrity of the existing water line and the savings of replacement costs that could be incurred. MWC cannot guarantee the integrity of any existing lines when new construction, road loading or other changes may structurally cause deflection which will lead to leaks or breakage. In these instances MWC will require that pavement moratoriums and their ramifications be lifted so that if water line problems occur, they can be corrected.

(4) Moving of water system facilities to accommodate traffic control or street lighting structures.

(5) Any adjustment of water system facilities to accommodate street construction within an area not previously dedicated for street purposes.

21.4 Temporary Line Deposits

21.4.1 Installation and Maintenance

In the event that a connection is requested to serve a premise which is located on a street in which there is no water main, the Commission may permit the applicant to purchase a connection to a main within an adjoining street and extend a temporary, privately-owned water line from such connection to the premise to be served provided Fire Department requirements are met. The location of the temporary line shall be at the discretion of the Commission. The entire installation cost and the maintenance of such temporary line shall be at the expense of the user.

21.4.2 Additional Connections to Temporary Lines

Additional connections to temporary lines shall not be permitted. Each premise shall have its own temporary line. Where more than one premise is now served through a temporary line, such service shall be discontinued as quickly as practicable and whenever repairs or reconstruction become necessary.

21.4.3 Deposit for Temporary Lines

Whenever the installation of a temporary water line is permitted under these regulations, the owner of the property to be served shall first deposit with the Commission an amount in accordance with the Commission's regularly scheduled charges and rates in addition to payment for the water service and system development fees. The deposit shall be the same as the amount which is collected under Section 21.5, Charge in Lieu of Assessment. The properties served by the temporary water line shall be credited with the deposit, and the deposit shall be retained by the Commission and shall accrue simple interest at the rate of five (5) percent of the amount of the deposit per year from and after the date of the deposit, and until such time as a permanent water main is installed which will replace the temporary line. When the owner of the property credited with the deposit pays for the property's proportionate benefit from the permanent water main by assessment or otherwise, the deposit plus accrued interest shall be applied to the payment of the assessment and any residue returned to the property owner.

21.4.4 Replacement of Service Connection on Abandonment of Temporary Line

Properties receiving service through a temporary line deposit must agree in writing to participate in a future assessment project to install proper facilities to adequately serve the property. In the event that a water main is installed to serve property which has been previously served by a temporary line and a service connection for the temporary line has been previously purchased, the Commission will install a new service connection of like size from the new main without charge to the property owner provided that the said property is assessed or otherwise contributes towards its proportionate benefit from the new main.

21.5 Charges in Lieu of Assessment

When application is made for a service connection to a main for water service to a lot or parcel of property abutting on the street or other easement wherein such main is located, and said property has never been assessed for any portion of the cost of constructing said main, or when a lot or parcel of property has been benefited by, but never assessed for trunk mains and/or any additional facilities for provision of pressure or storage, before such application is granted and the service connection installed, the applicant shall be required to pay a charge in lieu of assessment in accordance with the Commission's regularly scheduled charges and rates. Or, in the event that an assessment rate has been established by city ordinance for a portion of said main or for a trunk main or any additional facilities required for storage or pressure, the charge in lieu of assessment shall be as indicated in current Exhibit A of the Regulations Governing Water Service, “List of Streets, Alleys and Easements, Charges in Lieu of Assessment.”

Upon annexation or upon receiving water service to any property not included in Exhibit A of the Regulations Governing Water Service, “List of Streets, Alleys and Easements, Charges in Lieu of Assessment” the owner/applicant may be required to pay a charge in lieu of assessment if the property has never been assessed for the water facilities serving the property.

If the application is for service to a flag lot (for purposes of this section, a flag lot is defined as a lot having less than 57 feet of frontage and with the building on the lot being 100 feet or

more distance from the street), the charge in lieu of assessment shall be in accordance with the Commission's regularly scheduled charges for charge in lieu of assessment for flag lots. Or, if an assessment rate has been established, the minimum frontage to be used in determining the amount of the charge in lieu of assessment shall be 57 feet. This section shall apply only when the application is for connection to a water main owned by the Commission. Charges in lieu of assessment shall be in addition to the charges for service connection installations.

21.6 System Development Charges

Certain portions of the water system may be subject to system development charges (SDCs) to pay for excess transmission, distribution, storage and pumping capacity or to pay the cost of special facility needs to provide service to the property. An SDC is also collected for all new services or for services which are enlarged. This SDC is collected to pay for the costs associated with the development of additional capacity at the Robert A. Duff Water Treatment Plant (WTP) and transmission facilities. The charges shall be paid in full at the time the property is developed. These fees shall be in addition to applicable charges in lieu of assessment or service connection fees.

21.7 Private Pumps

It is the general policy of the Commission to discourage the connection of private individual booster pump systems to the public distribution system. Standards are set to provide acceptable minimum pressures anywhere within the service areas being supplied by the Commission. These standards stipulate a minimum pressure of 35 psi shall be maintained for service. In comparison, the Oregon State Health Division rules for community water systems set a minimum pressure of 20 psi.

If a customer wishes to increase the pressure supplied for their use, a couple of items should be considered prior to requesting the replacement of a pump on the system. The meter size should be upgraded, if possible, and the private service line to the point of use should be increased in size to compensate for pressure losses in the line.

If the above has not satisfied the customer’s needs, a pump installation may be allowed. The pump shall be maintained with a low pressure cut off switch set at the State standard of 20 psi.

If the service is for sprinkled fire suppression, the use of a pump is highly discouraged. However, and since the State Fire Code disallows low pressure, cut-off switches, Medford Water Commission, upon review of each individual situation, may allow a fire service pump. The pumping facility must be designed to ensure that minimum pressure will be maintained in the Commission’s distribution system. This may include throttling valves, variable speed pumps, low capacity pumps and alarm systems.

21.8 Design Parameters

Standards and requirements for engineering design are defined in the current “Medford Water Commission Standards for Water Facilities.”

SECTION 22 FIRE HYDRANTS

22.1 Fire Hydrants for Public Use

The Commission will accept and maintain fire hydrants within public streets and rights-of-way and fire hydrants installed on private property when such hydrants are for public use. The cost of fire hydrants and their installation and any water mains required solely for fire

protection shall be borne by the benefited property owners.

When fire hydrants are installed in conjunction with new water mains, the cost of the hydrant installations shall be included with and made a part of the lateral water main cost to be paid for by the benefited property owners in accordance with Section 21.2 and 21.5 of these regulations.

The number and location of fire hydrants shall be in accordance with the Insurance Services Office "Grading Schedule for Municipal Fire Protection", and as designated by the controlling Fire Department.

Fire hydrants are for the sole use of Medford Fire Department within the city limits of the City of Medford and districts served by the Medford Water Commission.

22.2 Use of and Damage to Fire Hydrants

No person or persons, other than fire department, water utility personnel or designated persons shall operate any fire hydrant or in any manner damage or tamper with fire hydrants. Any violation of this regulation will be prosecuted according to law.

22.3 Moving of Fire Hydrants

When a fire hydrant has been installed in a location in accordance with approved plans or as specified by the Fire Department, the Commission has fulfilled its obligation. Persons desiring a change in location, size or type of fire hydrant shall bear all cost of such changes. Any change in the location of a fire hydrant must be approved by the fire department.

22.4 Painting of Fire Hydrants

The Commission charges a fee for painting each new fire hydrant. Refer to Exhibit D, “Charges for Special Services.”

SECTION 23 PRIVATE FIRE PROTECTION SERVICE

Standards and requirements for private fire protection services are defined in the current “Medford Water Commission Standards for Fire Protection Systems.”

SECTION 24 CROSS CONNECTIONS

Standards and requirements for cross connection issues are defined in the current “Medford Water Commission Standards for Backflow Protection Assemblies.”

24.1 Residential Backflow Program

To accomplish the common goals of maintaining safe drinking water while providing high customer service, the Commission has adopted a program to assist single-family residential customers with the annual testing and maintenance requirements for backflow prevention assemblies. The Residential Backflow Protection Program provides annual testing and routine repair services for all privately owned backflow assemblies located on single-family residential services.

Backflow prevention assembly installation and initial performance testing is the responsibility of the device owner. Assemblies will be adopted into the program thereafter. All backflow prevention assemblies remain the property of the customer.

The Commission will provide annual testing and routine repair services only. Major repairs such as valve replacements or device replacement are not covered in this assistance program. Program costs are recovered in a base-level charge applied equally to all single-

family residential water services.

Customers may opt to secure their own annual testing services in lieu of allowing Commission representatives access to test and repair the assembly.

SECTION 25 AIR CONDITIONING AND REFRIGERATION REGULATIONS

25.1 Definitions

For the purpose of this section, the following terms shall have the following meanings:

(1) The terms "air-conditioning system" and "refrigeration system" shall include any combination of equipment, whether compressor or other type, by which heat is removed from the air and from which the accumulated or effluent heat is wholly or partially removed by the use of water.

(2) "Air-conditioning system" shall mean an installation for maintenance, by heat removal, of temperatures which are not less than 60^{o} F.

(3) "Refrigeration system" shall mean an installation for maintenance, by heat removal, of temperatures which are less than 60^{o} F.

(4) "System" shall mean any combination of apparatus, individual unit, group or collection of units supplied with water through any customer service pipe connected to the public water system.

(5) "Rated capacity in tons" shall be considered as not less than the following:

(a) total maximum BTU's per 24 hours of capacity of the installation divided by 288,000; or

(b) the nameplate horsepower of any compressor prime mover unit, for any air-conditioning installation; or

(c) two-thirds of the nameplate horsepower of (b) above, for any refrigeration installation.

25.2 Water Use and Conservation

All air conditioning systems and refrigeration systems having rated capacities exceeding 3 tons per 24 hours shall be equipped with evaporative condensers, cooling towers, spray ponds or other water cooling equipment. Said equipment shall be of sufficient capacity to insure that the requirements for make-up water when operating under a full loading at maximum summer temperatures will not exceed 0.25 gallon per minute per ton of rated capacity.

25.3 Installation and Sanitary Protection

No piping connection shall be installed which would permit direct use of water from the public water system and which would allow the by-passing in part or in entirety of the necessary evaporative condenser, cooling tower, spray pond or other water-cooling equipment.

25.4 Effective Date of Compliance

For new installations, these regulations shall be effective immediately.

Existing installations shall be modified to conform to the provisions of these regulations whenever such existing installations are improved, increased in capacity, relocated or

changed in any manner. In the event that a critical condition develops in the public water supply system, all installations not equipped to conserve water shall be subject to immediate discontinuance upon notice.

25.5 Water Source Heating/Cooling Pumps

A demonstration project allows a limited number of water source heat pumps to be installed in the system. No additional water source heat pumps are allowed.

SECTION 26 GROUND WIRE ATTACHMENTS

The attachment of any electrical ground wire to any plumbing which is or may be connected to a service connection or main belonging to the Commission by any person shall be at his own risk. The Commission will assume no liability for damage to property or injury to the persons caused by such ground being made ineffectual through removing of a meter or other break in electrical conductivity or the use of plastic or other nonconducting materials. The Commission will hold the customer liable for any damage to its property caused by such ground wire attachments.

SECTION 27 SURGE CONTROL

The Commission may discontinue service to customers when the customer's rate of water use is suddenly changed as caused by a quick closing valve or other device which creates excessive pressure surges in the public water system. The Commission may approve the installation and operation of surge suppression devices by the customer at the customer's expense as a condition of continued service.

SECTION 28 SPRINKLING REGULATIONS

28.1 Rate of Use of Water

The Commission may require that lawn, shrubbery or garden sprinkling systems with a capacity exceeding 20 gallons per minute be operated only during off-peak hours of 9:00 p.m. to 6:00 a.m.

28.2 Water Waste

Where water is wastefully or negligently used on a customer's premises which affects the general service, the Commission may discontinue service to the premises if such conditions are not corrected after due notice.

SECTION 29 WATER PRESSURE STANDARDS

For the provision of water service to customers, the minimum water distribution main pressure shall be 35 pounds per square inch, and where economically feasible, the maximum pressure shall be 100 pounds per square inch. Applications for service from mains having operating pressure less than such minimum, shall be denied and such applicants shall be given the option of initiating the installation of the necessary distribution system facilities to provide water service above the minimum pressure in accordance with the Commission's distribution system extension policy and procedure. Where service is presently provided at water pressure in the distribution main of less than such minimum it shall be discontinued as quickly as practicable.

Customers who receive water pressure in excess of 80 psi are encouraged to install and maintain pressure reduction valves. All costs associated with the installation and maintenance of these pressure control devices shall be the responsibility of the customer.

SECTION 30 SURPLUS WATER

30.1 Use of Surplus Water

Water disposed of or sold outside of the boundaries of the City of Medford shall only be surplus water.

30.2 Definition of Surplus Water

Surplus water shall mean water from time to time available to the Commission at such point or points of connection for sale to users thereof outside of the boundaries of the City of Medford and remaining after unrestricted use of its water for any and all purposes and use within the City of Medford, for the City of Medford's municipal purposes without said City, and use pursuant to special agreements of others with the City of Medford.

30.3 Rights to Surplus Water

Customers' rights of use of surplus water of the City of Medford shall not be prior or superior to the rights to the use thereof heretofore and/or hereafter granted to others by the Commission and shall at all times be subject to the regulations of the Commission relating to outside users and any such regulations or orders thereof regulating, limiting or restricting the supply of water to any customer which shall from time to time, in the sole discretion of the Commission, be deemed advisable or necessary for the distribution and use of the surplus water of the City of Medford, taking into consideration the water system of the City of Medford, the condition thereof, the surplus water available, requirements and use thereof, and such other conditions as the Commission shall deem pertinent.

SECTION 31 PROVISIONS RELATING TO UTILITY AND MUNICIPAL CUSTOMERS

31.1 Contracts

The Commission shall require a contract for service to utility and municipal customers. Such contract shall set out the maximum quantity of water to be supplied, the maximum rate of use of water, the location of the connection or connections, the location of the area to be supplied, a requirement that service to the customer shall be in accordance with these regulations and the water rates as now in force or as may hereinafter be adopted, modified or changed by the Commission and such other provisions as the Commission may deem necessary. Contracts with utility customers shall provide for operation and maintenance of the utility customer's facilities by Commission forces.

31.2 Extension of Facilities

At the time of entering into a contract with the Commission, utility customers shall file with the Commission a written legal description of the area to be served by the utility customer and the utility customer shall not supply service outside of such described area without written consent of the Commission. Utility customers shall have received the written consent of the Commission before annexing and serving additional areas. The area in which municipal customers may supply water service is defined in the water supply contract for each entity.

EXHIBIT A

EXHIBIT A TO REGULATIONS GOVERNING WATER SERVICE

LIST OF STREETS, ALLEYS AND EASEMENTS FOR CHARGES IN LIEU OF ASSESSMENT (CLAs & RDs)

Effective July 1, 2019

In accordance with the "Regulations Governing Water Service", the following in-lieu charges (marked as ***CLA***) are to be collected by Medford Water Commission (MWC) from all applicants for new service connections to the water mains installed by MWC if the applicant's property fronts on or is adjacent to the alley, street or easements. Also listed are "Refund Districts" (marked as ***RD***) established by Resolution for refunding moneys to developers who installed water lines, which benefit property owners developing property subsequent to installation of the water line.

In-lieu charges are based on water main size and street condition*:

Water Main Size / Street Condition	Charge in Lieu, per foot, per side of street
8″ Unpaved	$27.54
8″ Paved	$52.86
12″ Unpaved	$39.96
12″ Paved	$65.29

NAME OF STREET	CLA OR RD	AMOUNT TO CHARGE PER FT.	SIZE OF MAIN	PORTION SUBJECT TO IN LIEU CHARGES
Aerial Hts Dr Res #1547 *(Expires 05/6/2024)*	***RD***	$21.91	8″	744′; 3,440′ (+/-) W of Cherry Ln to 4,175′ (+/-) W of Cherry Ln; N&S sides *(Pay: 55% to Gordon Dickerson, 2207 Quail Point Terrace, Medford OR 97504; 45% to James Post, 17480 Holy Names Dr – Unit 312, Lake Oswego OR 97034-5153)*
Airport Rd	***CLA***	$27.54	6″/24″	Both sides from Airport to Table Rock Rd
Albert St	***CLA***	$27.54	4″	W side from Prune to Dakota
Barnett Rd	***CLA***	$27.54	12″	N Phoenix Rd to city limits, N side
Biddle Rd	***CLA***	$27.54	6″/12″/2″	Both sides Crater Lake Hwy to Airport Rd
Biddle Rd	***CLA***	$27.54	6″	Both sides from Morrow to McAndrews
Biddle Rd	***CLA***	$27.54	4″	Both sides from McAndrews to 685′ S of McAndrews
Blackbird Way Res #1496 *(Expires 10/13/2020)*	***RD***	$21.35	8″	265′, from 24th St to Genes Ct, White City *(Pay: Steve Morjig, 610 Chestnut St, Ashland OR 97520)*
Brookdale Rd	***CLA***	$27.54	8″	Both sides from Big Butte Springs Line #2 to McAndrews
Brookdale Rd	***CLA***	$27.54	24″	Both sides from Big Butte Springs Line #2 to boundary of the #1 pressure level
Brookdale Rd	***CLA***	$27.54	6″	Both sides from McAndrews Rd to Lone Pine Rd
Capital Ave	***CLA***	$27.54	8″	N side from Reservoir #3 to E end of street
Cherry Ln	***CLA***	$27.54	10″	From Stanford to city limits, S side
Cherry St	***CLA***	$27.54	8″	Meadows to Prune - within city limits
Chestnut St	***CLA***	$27.54	14″	Both sides from Stewart to Prune
Chestnut St	***CLA***	$27.54	6″	Lot 1, B13 Benson Addition, SW corner Chestnut & Meadows Ln
S Columbus St	***CLA***	$27.54	20″	Both sides from Stewart to city limits
Corona Ave	***CLA***	$27.54	6″	Both sides from Grand to 800′ N of Hilton
Corona Ave	***CLA***	$27.54	8″	Both sides from Grand to McAndrews
Covina Ave	***CLA***	$27.54	4″	Both sides from Crater Lake Ave to Grand
Crater Lake Ave	***CLA***	$27.54	20″	Both sides from Spring St to McAndrews Rd
Crater Lake Ave	***CLA***	$27.54	6″/14″	Both sides from McAndrews to Covina
Crater Lake Ave	***CLA***	$27.54	12″	W side from Stevens to Saling

NAME OF STREET	CLA OR RD	AMOUNT TO CHARGE PER FT.	SIZE OF MAIN	PORTION SUBJECT TO IN LIEU CHARGES
Crater Lake Ave	***CLA***	$27.54	6″/14″	Both sides from Roberts W to Delta Waters
Crater Lake Ave	***CLA***	$27.54	6″/16″	Both sides from Delta Waters to 700′ N of Delta Waters
Crater Lake Hwy	***CLA***	$27.54	14″	SE side from Whittle to extension of Corona
Crater Lake Hwy	***CLA***	$27.54	6″	SE side from Delta Waters to Whittle
Crater Lake Hwy	***CLA***	$27.54	14″	NW side opposite Delta Waters; Whittle to Martin Station
Crews Rd	***CLA***	$27.54	24″	NW side from Table Rock to 140′ NE of Pepper extension
Dakota Ave	***CLA***	$27.54	6″	S side from Columbus to Chestnut
Delta Waters Rd	***CLA***	$27.54	6″	Both sides from Crater Lake Ave to Crater Lake Hwy
Delta Waters Rd	***CLA***	$27.54	16″	N side, E of Tahitian to city limits; S side, Stonebrook to city limits
Dixie Ln	***CLA***	$27.54	8″	From 1457 Dixie Ln S to 1617 Dixie Ln, both sides
Ellendale Dr	***CLA***	$27.54	8″	Both sides within city limits from Barnett to Halsey
Foothill Rd	***CLA***	$27.54	16″	E side Hillcrest S to Caperna
Foothill Rd	***CLA***	$27.54	12″	Hillcrest N to Lone Pine, both sides within city limits
Garfield St	***CLA***	$27.54	24″	Both sides from Peach to Columbus
Garfield St	***CLA***	$27.54	24″	Tax Lot 2600
Garfield St	***CLA***	$27.54	4″/6″/24″	S side from Marsh Ln to city limits and N side from Kenyon to city limits
Grand Ave	***CLA***	$27.54	4″	Both sides from Crater Lake Ave to Covina
Grand Ave	***CLA***	$27.54	6″	Both sides from Covina to Corona
Grand Ave	***CLA***	$27.54	4″	Both sides from Corona to Poplar Dr
Groveland Ave	***CLA***	$27.54	6″	Both sides from Oakwood to Woodlawn
Halsey St	***CLA***	$27.54	24″	Both sides of entire street
Harrison Ave	***CLA***	$27.54	6″	N side from Valley View to Sunrise
Highcrest Dr	*	*	*	*Note to File Gary Whittle, Stardust PS/Zone 5
Highland Ave	***CLA***	$27.54	16″	W side from 100′ S of Keene Way to Greenwood; E side from 100′ S of Keene Way to Roxy Ann, and E side from Siskiyou to Greenwood
Hilton Rd	***CLA***	$27.54	6″	Both sides from Corona to Crater Lake Hwy
Hilton Rd	***CLA***	$27.54	12″	Both sides from Crater Lake Hwy to Biddle
South Holly	***CLA***	$27.54	8″	From Stewart to Garfield, E side
Jackson St	***CLA***	$27.54	16″	North side from Sunrise to Barneburg
Jeanette St	***CLA***	$27.54	14″	Both sides Prune to Meadows Ln
Lewis St	***CLA***	$27.54	6″	Entire street within city limits
Lone Pine Rd	***CLA***	$27.54	6″/8″	Both sides from Springbrook to Big Butte Springs Line #2
Marsh Lane Res #1667 *(Expires 12/06/27)*	***RD***	$25.74	8″	624′, from the intersection of Sparrow Way and Marsh Lane to 580′ south of Sparrow Way *(Pay: Rue Noblesse LLC, 935 Town Centre Drive, Suite A Medford Oregon 97504)*
Mason Wy	***CLA***	$27.54	6″	Sage Rd to Joseph, S side within city limits (credit Elk City Water District for half)
McAndrews Rd	***CLA***	$27.54	14″	Within city limits, NW side from S Pacific RR to Jackson St
McAndrews Rd	***CLA***	$27.54	20″	Both sides from Crater Lake Ave to Biddle
McAndrews Rd	***CLA***	$27.54	8″	Both sides from Biddle to Riverside
McAndrews Rd	***CLA***	$27.54	8″	Both sides from Brookdale to Springbrook
McAndrews Rd	***CLA***	$27.54	6″	Both sides from Springbrook to 466′ W of Springbrook
Meadows Ln	***CLA***	$27.54	8″	Both sides from Jeannette W to city limits
Midway Rd	***CLA***	$27.54	10″	Both sides from Table Rock to Merriman Rd

NAME OF STREET	CLA OR RD	AMOUNT TO CHARGE PER FT.	SIZE OF MAIN	PORTION SUBJECT TO IN LIEU CHARGES
Midway Rd	***CLA***	$27.54	24″	Both sides from Biddle to Bear Creek
Modoc	***CLA***	$27.54	24″	Both sides from Ridge Way to McAndrews
Morrow Rd	***CLA***	$27.54	4″	Both sides from Corona to Biddle
Murphy Rd	***CLA***	$27.54	8″	E side from Country Club Dr to Dellwood Pl
Murphy Rd	***CLA***	$27.54	8″	Both sides from Dellwood Pl to Barnett Rd
Oregon Ave	***CLA***	$27.54	16″	N side from Sunrise to Oregon Terrace and S side from Sunrise to Berkeley Wy
S Pacific Hwy	***CLA***	$27.54	12″	Stewart Avenue S to city limits, W side
N Phoenix Rd	***CLA***	$27.54	16″	Both sides, Barnett to Cherry Ln within city limits
Nicholas Lee Way Res #1682 *(Expires 03/01/28)*	***RD***	$26.73	8″	387′, from Maple Park Drive to Katie Mae Drive *(Pay: R Horton Homes Inc., 1984 Rabun Way, Central Point Oregon 97502)*
Nicholas Way Res #1683 *(Expires 10/27/27)*	***RD***	$26.73	8″	170′, from Francine Court to 170′ north of Francine Court *(Pay: R Horton Homes Inc., 1984 Rabun Way, Central Point Oregon 97502*
Prune Street	***CLA***	$27.54	14″	Both sides from Chestnut to Jeanette
Richmond Ave	***CLA***	$27.54	16″	Both sides from Oakwood to Woodlawn
Ridge Way	***CLA***	$27.54	6″	Both sides from Modoc to Valley View
Ridge Way	***CLA***	$27.54	6″	S side from Wabash to Keene Wy
Ridge Way	***CLA***	$27.54	6″	Both sides from Berkeley Way to E end Ridge Way
S Riverside Ave	***CLA***	$27.54	8″	E side from Stewart to Boyd
Roberts Rd	***CLA***	$27.54	6″	Both sides from Springbrook to Crater Lake Ave
Roberts Rd	***CLA***	$27.54	6″	Both sides from Crater Lake Avenue to Corona
Ross St	***CLA***	$27.54	6″	E side from Humphrey S to city limits
Spring St	***CLA***	$27.54	20″	Both sides from Valley View Dr to Crater Lake Ave
Springbrook Rd	***CLA***	$27.54	6″/8″	Both sides from McAndrews to Delta Waters Rd
S Stage Rd Res #1702 *(Expires 06/22/2026)*	***RD***	$123.71	12″	720′ of 12″, S Stage Rd from S Pacific Hwy to 725′ west of S Pacific Hwy *(Pay: Bernard Young, 3929 Monte Vista Drive, Medford Oregon 97504)*
S Stage Rd Res #1703 *(Expires 06/22/2026)*	***RD***	$1,633.14 per acre	24″ boring and casing	80′ of 24″ boring and casing across Central Pacific Railroad on S Stage Rd; see Exhibit A attached to Reso for area covered. *(Pay: Bernard Young, 3929 Monte Vista Drive, Medford Oregon 97504)*
Stanford Ave	***CLA***	$27.54	12″	E side; High Oaks to Cherry Lane
Stewart Ave	***CLA***	$27.54	14″/16″	S side Oakdale to Chestnut Street
Stewart Ave	***CLA***	$27.54	16″/30″	Both sides Chestnut to city limits
Stewart Ave	***CLA***	$27.54	12″	S Holly E to S Pacific Hwy, S side
Sunrise Ave	***CLA***	$27.54	8″	Both sides Spring St to Harrison
Sunrise Ave	***CLA***	$27.54	16″	W side from Jackson to Aloha
Sunset Drive Res #1629 *(Expires 07/29/2026)*	***RD***	$40.00/$23.59	12″/8″	326′ of 12″, Sunset Drive from Tivoli Dr to Thomas Rd; and 905′ of 8″, Thomas Rd from Sunset Dr to 905′ north of Sunset Dr *(Pay: McJoya Properties & Development LLC, 685 Market Street, Medford Oregon 97504)*
Table Rock Rd	***CLA***	$27.54	6″	E side from Airport Rd S
Table Rock Rd	***CLA***	$27.54	6″	W side from Morningside, N to city limits
Table Rock Rd	***CLA***	$27.54	30″	NE side to city limits
Table Rock Rd Private Driveway Res #1375 *(Expires 07/29/2019)*	***RD***	$19.91	12″	862′, Private Driveway, from 360′ E of Table Rk Rd to 1222′ E of Table Rk Rd *(Pay: John Rachor, 9536 Pumice Ln, Central Point OR 97502)*

NAME OF STREET	CLA OR RD	AMOUNT TO CHARGE PER FT.	SIZE OF MAIN	PORTION SUBJECT TO IN LIEU CHARGES
Thomas Rd *Ref Sunset Drive*				
Valley View	***CLA***	$27.54	20″	Both sides Ridge Wy to Spring St
Valley View	***CLA***	$27.54	6″	Both sides Harrison to Ridge Wy
Vilas Rd	***CLA***	$27.54	20″	Both sides from Table Rock Rd to Crater Lake Hwy
Western Ave	***CLA***	$27.54	12″	W side, Humphrey to 2nd
Western Ave	***CLA***	$27.54	12″	W side from Humphrey S to city limits
Woodlawn Drive	***CLA***	$27.54	16″	Both sides from Groveland to Barneburg
EASEMENTS:	***CLA***	$27.54	16″	Extension of Saling Ave from Crater Lake Ave to Medford Shopping Center

*These rates will apply to new mains subject to CLAs; existing mains will stay at the revised CLA charge for an 8″ water main in unpaved condition.

EXHIBIT B

RESOLUTION NO. 1689

A RESOLUTION of the City of Medford, Oregon, By and Through its Board of Water Commissioners, Modifying System Development Charges (SDCs) for Water Treatment and Transmission Facilities, to $1,611.52 per Equivalent Residential Unit (ERU), Using the Methodology and Other Provisions Relating to Imposition and Collection of SDCs, Effective November 1, 2018

WHEREAS, on July 1, 1994, the Medford Water Commission (Commission) adopted Resolution No. 773, establishing and imposing SDCs for water treatment and transmission facilities; and

WHEREAS, the Commission reviews SDC rates annually and revises capital project costs to reflect changes in the *Engineering News – Record* Construction Cost Index (CCI), modifications to the master facility plans, and modifications to the list of eligible projects as approved by the Board of Water Commissioners; and

WHEREAS, the SDC for Water Treatment and Transmission Facilities was last modified in October 2015; and

WHEREAS, the 2018 SDC review identified 58 capital improvements which effectively modify the capacity of treatment plant and transmission facilities; and

WHEREAS, Staff presented a study session on the staff review on June 6, 2018; and

WHEREAS, at their October 3, 2018 meeting, the Board of Water Commissioners reviewed the calculations, and Staff's recommendation to decrease the SDC for Water Treatment and Transmission Facilities from the current amounts based on the following meter sizes and weighting factors:

Meter Size	Weighting Factor	SDC Charge
⅝" x ¾"	1	$1,611.52
1"	2.2	$3,545.34
1 ½"	6	$9,669.12
2"	8	$12,892.16
3"	26	$41,899.52

and

WHEREAS, a public hearing to consider modification of the SDC for Water Treatment and Transmission Facilities was held on October 3, 2018, and noticed according to Oregon statutory requirements;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF WATER COMMISSIONERS OF THE CITY OF MEDFORD, OREGON, AS FOLLOWS, THAT:

Effective November 1, 2018, the SDC to be collected for water treatment and transmission facilities, in the modified amount of $1,611.52 per ERU, as set forth in the annual staff review, attached as Exhibit A and by reference made a part hereof, with 100 percent (100%) being a reimbursement and improvement fee, with payment due and payable as set forth in Resolution No. 774.

PASSED by the Board of Water Commissioners and signed by me in authentication of its passage this 3rd day of October 2018.

ATTEST: Karen Spoonts

Karen Spoonts, City Recorder

Jason Anderson, Chair

SDCs For: TREATMENT PLANT AND TRANSMISSION EXPANSION - 30/45/65 MGD

	CIP/Asset #	Capacity-Increasing Project Description (Constructed Reimbursement or Future Improvement)		Capital Improvement Plan #	Installation Year	(4,5) Years in Service or Year of Estimate	Annual Average CCI for Installation Year	(7) Original or Estimated Asset Cost ($)	(8) Portion Eligible (%)	(3) Original or Estimated SDC Cost ($)	(10) Present Estimated Cost (2017 $)	(2) ERUs	(1) Present Worth (PW) Cost per ERU ($)
CONSTRUCTED		**I. WATER TREATMENT PLANT EXPANSION (Increase of 15 MGD TO 65 MGD = 50 MGD)**											
	CADU26060	DUFF-HIGH SVC PUMP			1981	37	3535	54,957	100%	54,957	$ 166,927	53,733	3.11
	CADU26860	ROGUE RIVER INTAKE			1982	36	3825	184,269	100%	184,269	$ 517,243	53,733	9.63
	CADU27160	DUFF PLANT FILTERS			1983	35	4066	572,179	100%	572,179	$ 1,510,817	53,733	28.12
	CADU26300	DUFF PLANT ADDITION			1983	35	4066	300,852	100%	300,852	$ 794,388	53,733	14.78
	CADU26320	DUFF PLANT ADDITION			1983	35	4066	36,468	100%	36,468	$ 96,293	53,733	1.79
	CADU04780	COAGULATION BASINS @ DUFF			1989	29	4615	454,169	100%	454,169	$ 1,056,720	53,733	19.67
	CADU38820	DUFF HIGH SVC PUMP #5			1997	21	5826	184,171	100%	184,171	$ 339,417	53,733	6.32
	CADU38800	ROGUE INTAKE PUMP #1			1997	21	5826	237,389	100%	237,389	$ 437,495	53,733	8.14
	CADU42890	DUFF PHASE II PURIFICATION EQUIPMENT - ORIGINAL COST INCLUDES UPGRADE NOT SUBJECT TO SDC'S			2000	18	6221	2,079,186	3%	51,990	$ 89,729	53,733	1.67
	CADU43930	DUFF PLANT PHASE III FILTER EXPANSION			2000	18	6221	1,120,269	100%	1,120,269	$ 1,933,452	53,733	35.98
	CADU43940	DUFF PLANT PHASE III FILTER EXPANSION			2000	18	6221	1,034,094	100%	1,034,094	$ 1,784,725	53,733	33.21
	CADU46370	DUFF EFFLUENT PIPING & METERING			2003	15	6694	121,564	100%	121,564	$ 194,986	53,733	3.63
	CADU46760	DUFF ELECTRICAL UPGRADE 50%			2004	14	7115	829,214	50%	414,607	$ 625,661	53,733	11.64
	CADU48331	DUFF WASH WATER LAGOON (50% SDC FUNDED)			2009	9	8570	4,279,371	50%	2,139,685	$ 2,680,724	53,733	49.89
	CADU48821	DUFF INTAKE FISH SCREENS (50% SDC FUNDED			2010	8	8799	1,903,049	50%	951,524	$ 1,161,100	53,733	21.61
	CADU49080	DUFF HIGH SERVICE PUMP			2010	8	8799	246,067	100%	246,067	$ 300,264	53,733	5.59
	CADU50588	Duff 65 MGD (Nominal) Raw Water Pump #1 Design/Construct			2016	2	10338	817,243	25%	204,311	$ 212,196	53,733	3.95
	CADU50605	Duff 65 MGD Floc-Sed/Rapid Mixer Design - 50% expansion portion		14-00009	2017	1	10737	921,852	50%	460,926	$ 460,926	53,733	8.58
	CADU50605	Duff 65 MGD Floc-Sed/Rapid Mixer Construct - 50% expansion portion		14-00009	2017	1	10737	10,939,309	50%	5,469,655	$ 5,469,655	53,733	101.79
	CAME48810	Rogue Intake Land			2011	7	9070	654,968	100%	654,968	$ 775,347	53,733	14.43
	CAME50543	Wetlands Mitigation Land - Duff			2015	3	10035	275,365	100%	275,365	$ 294,628	53,733	5.48
	CADU49081	Wetlands Mitigation Land - PCT			2014	4	9807	449,994	100%	449,994	$ 492,690	53,733	9.17
	CAME49180	Vernal Pool Fence			2012	6	9308	11,768	100%	11,768	$ 13,575	53,733	0.25
													398.43
FUTURE	14-00009	Duff 65 MGD Floc-Sed/Rapid Mixer Design - 50% expansion portion		D1	2019	2016	10338	578,148	50%	289,074	$ 300,231	53,733	5.59
	14-00009	Duff 65 MGD Floc-Sed/Rapid Mixer Construct - 50% expansion portion		D1	2019	2016	10338	6,860,691	50%	3,430,345	$ 3,562,741	53,733	66.30
		Maintenance Building		D5	2020	2016	10338	600,000	50%	300,000	$ 311,579	53,733	5.80
		Filter Addition		D10	2022	2016	10338	5,000,000	100%	5,000,000	$ 5,192,977	53,733	96.64
		Raw Water Pump #5		D11	2023	2016	10338	320,000	62%	198,400	$ 206,057	53,733	3.83
		High Service Pumps		D13	2023	2016	10338	5,400,000	41%	2,214,000	$ 2,299,450	53,733	42.79
		Solids Handling		D14	2023	2016	10338	3,000,000	100%	3,000,000	$ 3,115,786	53,733	57.99
		Construct New 5MG Storage in Reduced Pressure Phase 1		R-4a	2023	2016	10338	6,050,000	100%	6,050,000	$ 6,283,503	53,733	116.94
		Construct New 5MG Storage in Reduced Pressure Phase 2		R-4b	2024	2016	10338	6,050,000	100%	6,050,000	$ 6,283,503	53,733	116.94
													$512.83
CONST		**II. DUFF WATER TREATMENT PLANT OZONE IMPROVEMENT (Increase of 25 MGD TO 65 MGD = 40 MGD)**											
	CADU46430	OZONE BUILDING			2003	15	6694	6,744,110	27%	1,839,793	$ 2,950,980	42,986	68.65
	CADU46420	OZONE BUILDING			2003	15	6694	6,744,110	35%	2,341,555	$ 3,755,792	42,986	87.37
													$156.02
CONSTRUCTED		**III. ROGUE RIVER TRANSMISSION PROJECTS (Increase of 20 MGD TO 65 MGD = 45 MGD)**											
	CADU34060	CRATER LAKE 36 IN TRANS MAIN			1981	37	3535	1,670,351	100%	1,670,351	$ 5,073,545	48,360	104.91
	CADU31360	5-86 36" WESTSIDE TRANS MAIN			1987	31	4406	1,564,693	100%	1,564,693	$ 3,812,646	48,360	78.84
	CADU36060	ROSSANLEY 36" MAIN W/SIDE			1994	24	5408	1,118,669	100%	1,118,669	$ 2,221,169	48,360	45.93
	CADU30780	CUNNINGHAM/COLUMB OVER/Z	MWC Cost Only		1994	24	5408	77,815	100%	77,815	$ 154,505	48,360	3.19
	CADU31480	ROGUE TRANS/OVERZ/WESTFIELD	MWC Cost Only		1995	23	5471	92,240	100%	92,240	$ 181,019	48,360	3.74
	CADU29360	30" WESTSIDE WATER LINE			1995	23	5471	260,201	100%	260,201	$ 510,637	48,360	10.56
	CADU39360	36" WESTSIDE TRANSMISSION PHAS			1997	21	5826	1,180,711	100%	1,180,711	$ 2,175,986	48,360	45.00
	CADU44480	STEWART MAIN REPLACEMENT 30"			2000	18	6221	293,715	30%	87,169	$ 150,444	48,360	3.11
	CADU45500	ELK CREEK ESTATES OVERSIZING SDC	MWC Cost Only		2002	16	6538	99,317	100%	99,317	$ 163,103	48,360	3.37
	CADU46450	LOZIER LANE EXTENSION OVERSIZING	MWC Cost Only		2003	15	6694	40,103	100%	40,103	$ 64,324	48,360	1.33
	CADU48690	LOZIER LANE FROM CUNNINGHAM AVE TO 843'			2003	15	6694	106,257	96%	101,983	$ 163,579	48,360	3.38
	PWDU10090	AVENUE G- TABLE ROCK-KIRTLAND-PACIFIC-11			2011	7	9070	4,648,996	100%	4,648,996	$ 5,503,448	48,360	113.80
	PWDU10091	AVENUE G- AT 11TH STREET			2011	7	9070	23,924	100%	23,924	$ 28,321	48,360	0.59
	PWDU10092	TABLE ROCK RD- AT DUFF TREATMENT PLANT			2011	7	9070	18,797	100%	18,797	$ 22,252	48,360	0.46
													$418.22

SDCs For: TREATMENT PLANT AND TRANSMISSION EXPANSION - 30/45/65 MGD

	CIP/Asset #	Capacity-Increasing Project Description (Constructed Reimbursement or Future Improvement)		Capital Improvement Plan #	Installation Year	(4,5) Years in Service or Year of Estimate	Annual Average CCI for Installation Year	(7) Original or Estimated Asset Cost ($)	(8) Portion Eligible (%)	(3) Original or Estimated SDC Cost ($)	(10) Present Estimated Cost (2017 $)	(2) ERUs	(1) Present Worth (PW) Cost per ERU ($)
		IV. ROGUE TRANSMISSION CONTROL STATIONS (Increase of 15 MGD TO 65 MGD = 50 MGD)											
CONSTRUCTED	CADU26160	CONRAD PUMP STATION			1989	29	4615	$20,917.11	100%	20,917	$ 48,668	53,733	0.91
CONSTRUCTED	CADU24460	WESTSIDE PUMP STA LAND			1993	25	5210	$9,613.50	100%	9,614	$ 19,810	53,733	0.37
CONSTRUCTED	CADU24200	ROSSANLEY PUMP STATION			1995	23	5471	$226,738.26	100%	226,738	$ 444,967	53,733	8.28
CONSTRUCTED	CADU36400	ROSSANLEY PUMP EQUIP			1995	23	5471	$185,513.12	100%	185,513	$ 364,064	53,733	6.78
CONSTRUCTED	CADU26560	ROSSANLEY STA TELEMETRY			1995	23	5471	$46,728.38	100%	46,728	$ 91,703	53,733	1.71
CONSTRUCTED	CADU43610	#2 PUMP-ROSSANLEY PUMP STATION			2000	18	6221	$57,432.38	100%	57,432	$ 99,122	53,733	1.84
CONSTRUCTED	CADU50586	Pumps & PRV's Control Stations (82%) SDC			2014	4	9807	$1,456,447.42	82%	1,194,287	$ 1,307,602	53,733	24.34
CONSTRUCTED	CADU50585	Martin Control Station (41%) SDC			2014	4	9807	$1,706,440.69	41%	699,641	$ 766,023	53,733	14.26
CONSTRUCTED	PMDU50605	Vilas Rd - Table Rock Rd to Crater Lake			2016	2	10338	$1,554,459.76	100%	1,554,460	$ 1,614,455	53,733	30.05
													$88.52
FUTURE		Crater Lake Ave - South of Martin Control Station 16" Transmission Line		PL-7	2023	2016	10338	1,940,000	100%	1,940,000	$ 2,014,875	53,733	37.50
													$37.50
												Constructed	1,061.20
												Future	550.33
												GRAND TOTAL	**$1,611.52**

(1) 2017 Dec Rate: ENR Construction Cost Index (CCI) — 10737 — Reimbursed (43)

(2) Equivalent Residential Units, ERUs = MGD Increase/Maximum Day Demand per ERU
Maximum Day Demand per ERU = 931 gal/day (Calculation made per formula pg 13-14 of 2009 SDC Study)

(3) Since replacement of increased capacity SDC project facilities is not allowed to be again funded with SDCs, depreciation is not used as a factor in these costs. — Existing $1,707.02

Blue = variable factors year to year

(4) Current Year — 2018 — Recommend

(5) Year of Estimates — 2017

(6) Year 2017 max day= 58.97 mgd, BBS produces 26.4 mgd, Plant production = 32.57 mgd
Ultimate Future Plant production equaling 65 mgd minus Plant production of 25 mgd equals 40 mgd of additional capacity

(7) The estimated costs for FUTURE projects are based on yearly updated 10-Yr Plan, Water Distribution System, and WTP Facility Plan figures

(8) The original costs for CONSTRUCTED projects are total percentage, or (if noted) proportional, reimbursement (buy-in) values ALL of which provide additional capacity

(9) MWC reimbursement DOES NOT include interest over time on the actual expended costs, and SDC calculations DO NOT include State allowed costs for SDC studies, program administration, and/or program accounting

(10) The present worth calculation is based on the difference between the constructed year CCI and the current year CCI

NOTE: Existing filter rebuilds, disinfection upgrades, electrical upgrades, intake upgrades, lagoon upgrades, and earthquake hardening are not part of SDCs and do not provide additional capacities.

RESOLUTION NO. 1690

A RESOLUTION of the City of Medford, Oregon, By and Through its Board of Water Commissioners, Modifying System Development Charges (SDCs) for the East Side High Level Area (ESHL), to $7,850.90 per Gross Acre, Using the Methodology and Other Provisions Relating to Imposition and Collection of SDCs, Effective November 1, 2018

WHEREAS, the Medford Water Commission (Commission) has provided excess transmission, distribute on, storage and pumping capacity in this east side high level area (ESHL); and

WHEREAS, in 1986, the Commission established an SDC for the ESHL area (Resolution No. 577); and

WHEREAS, the ESHL SDC was last modified in October 2015; and

WHEREAS, Staff presented a study session on the staff review on June 6, 2018; and

WHEREAS, at their October 3, 2018 meeting, the Board of Water Commissioners reviewed the calculations, attached as Exhibit A, and Staff's recommendation to consider modifying the ESHL SDC to $7,850.90; and

WHEREAS, a public hearing to consider modification of the ESHL SDC was held on Wednesday, October 3, 2018, and noticed according to Oregon statutory requirements;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF WATER COMMISSIONERS OF THE CITY OF MEDFORD, OREGON, AS FOLLOWS, THAT:

Effective November 1, 2018, the SDC to be collected on all property receiving service, either directly or indirectly, from the ESHL system will be in the modified amount of $7,850.90 per gross acre or part thereof, as set forth in the annual staff review, attached as Exhibit A and by reference made a part hereof, with 100 percent (100%) being a reimbursement and improvement fee, with payment due and payable at the time the improvement plans are approved for the proposed development.

PASSED by the Board of Water Commissioners and signed by me in authentication of its passage this 3rd day of October 2018.

ATTEST: _____ _____

Karen Spoonts, City Recorder

Jason Anderson, Chair

SDCs For: EAST SIDE HIGH LEVEL SYSTEM

	CIP/Asset #		Capacity-Increasing Project Description (Constructed Reimbursement or Future Improvement)		CIP Plan #	Installation Year	Years in Service or Year of Estimate (4,5)	Annual Average CCI for Installation Year	Original or Estimated Asset Cost ($) (6)	Portion Eligible (%) (7)	Original or Estimated SDC Cost ($) (3)	Present Estimated Cost (2017 $) (10)	ERUs (2)	Present Worth (PW) Cost per ACRE ($) (1)
			PRESSURE ZONE 1 - 4											
CONSTRUCTED	CAES07720		Lone Pine Foothill 2 Res Site	Lone Pine #2 Reservoir Land		1979	39	3003	21,427	100%	21,427	76,623	2,722	28.15
	CAES07700		Lone Pine Booster #1 Site	Lone Pine Pump Station Land		1988	30	4519	6,815	100%	6,815	16,190	2,722	5.95
	PMME13720		Easement-Hillcrest Rd To Tamarack Dr			1991	27	4835	19,103	28%	5,322	11,818	2,722	4.34
	PMME14380		Easement - Murryhill Terr To 500'S	Oversizing Mwc Costs Only		1995	23	5471	15,000	100%	15,000	29,437	2,722	10.81
	PMES21900		Hillcrst-400'E-Fairview - 544'W Of Foothill	Mwc Costs Only		1995	23	5471	10,233	100%	10,233	20,082	2,722	7.38
	PMME23160		Innsbruck Ridge - Murryhill Terr To 590' N	Oversizing Mwc Costs Only		1995	23	5471	2,059	100%	2,059	4,041	2,722	1.48
	PMME30320		Murryhill Terr - Innsbruck Ridge To 100' S	Oversizing Mwc Costs Only		1995	23	5471	302	100%	302	593	2,722	0.22
	CAME20360		Oregon Hills Iv	Oversizing Oregon Hills Iv		1995	23	5471	8,400	100%	8,400	16,485	2,722	6.06
	PMME41760		Tamarack, Innsbruck North	Oversizing Mwc Costs Only		1995	23	5471	5,700	100%	5,700	11,186	2,722	4.11
	PMME41800		Tamarack, Innsbruck North	Oversizing Mwc Costs Only		1995	23	5471	3,904	100%	3,904	7,661	2,722	2.81
	CAES37820		Eastside Res Site Z-#3	Lone Pine #3 Reservoir Land		1996	22	5620	56,853	100%	56,853	108,618	2,722	39.90
	CAES39350		Hillcrest Pump Sta #3 Pump Upg	Hillcrest Pump Station Upgrade		1996	22	5620	26,919	100%	26,919	51,429	2,722	18.89
	CAES39340		Standford Pump Stat Pump Upgra	Standford Pump Station Upgrade		1996	22	5620	26,599	100%	26,599	50,817	2,722	18.67
	CAES40900		Angelcrest Upgrade No 3 Pump	Angelcrest Pump Station Upgrade		1997	21	5826	16,203	100%	16,203	29,861	2,722	10.97
	CAES39300		Eastside Reservoir Z/#4 Cherry	Cherry Lane Reservoir		1997	21	5826	746,059	100%	746,059	1,374,947	2,722	505.12
	PMES07990		Fordyce/Cherry Lane Oversizing	Cherry Lane - 445 East Of Orchard View		2002	16	6538	17,744	29%	5,086	8,352	2,722	3.07
	PMES38970		Fordyce/Cherry Lane Oversizing	Southview Terrace - Mary Bee Lane To 187' E		2002	16	6538	4,579	29%	1,312	2,155	2,722	0.79
	PMES37822		Fordyce/Cherry Lane Oversizing	Mary Bee Lane - Southview Terrace To 590' N		2002	16	6538	14,310	29%	4,102	6,736	2,722	2.47
	PMES13990		Fordyce/Cherry Lane Oversizing	Easement - Mariposa Terrace To Mary Bee Ln		2002	16	6538	20,606	29%	5,906	9,699	2,722	3.56
	PMME05272	85-06	Bordeaux Ave Whitney Terrace To 255' Nor	Vista Pointe Phases 2-6 Oversizing		2006	12	7751	9,120	31%	2,836	3,929	2,722	1.44
	PMME10936	85-06	Deer Ridge Vista Pt Dr To 200' North	Vista Pointe Phases 2-6 Oversizing		2006	12	7751	8,599	31%	2,673	3,703	2,722	1.36
	PMME43335	85-06	Vista Pt Dr-Deer Ridge To 60' East	Vista Pointe Phases 2-6 Oversizing		2006	12	7751	2,329	31%	724	1,003	2,722	0.37
	PMME44071	85-06	Whitney Terrace Bordeaux Ave To 65' East	Vista Pointe Phases 2-6 Oversizing		2006	12	7751	2,188	31%	680	942	2,722	0.35
	PMES28549	94-06	Mcphearson Ln 155' N Of Park Ridge Dr To	Vista Pointe 16" Main, Mwc Costs Only		2006	12	7751	38,420	100%	38,420	53,220	2,722	19.55
	CAES47330		Lone Pine Pump Station	Lone Pine Pump Station		2006	12	7751	868,331	100%	868,331	1,202,817	2,722	441.89
	CAES47400		Lone Pine Reservoir #2	Lone Pine #2 Reservoir		2006	12	7751	1,708,523	100%	1,708,523	2,366,653	2,722	869.45
	CAES47410		Lone Pine Reservoir #3	Lone Pine #3 Reservoir		2006	12	7751	1,711,357	100%	1,711,357	2,370,579	2,722	870.90
	PMME15825		Easement - Vista Pt Dr 300'N Of Fawnhill			2006	12	7751	23,233	100%	23,233	32,182	2,722	11.82
	PMME43336		Vista Pointe Dr 100'E Of Deer Ridge	Vista Pointe, Deer Ridge East		2006	12	7751	167,607	10%	16,888	23,394	2,722	8.59
	PMES50803	72-07	Lone Pine Lakeview Village 16" Oversize	Oversizing Mwc Costs Only		2007	11	7966	7,473	100%	7,473	10,073	2,722	3.70
	PMES50804	72-07	Lone Pine Lakeview Village 16" Oversize	Oversizing Mwc Costs Only		2007	11	7966	2,232	100%	2,232	3,008	2,722	1.11
	PMME50002		Falcon Rdg Ter & Mcpherson Ln Acrs Lone	Oversizing East Terrace		2007	11	7966	413,805	35%	145,383	195,955	2,722	71.99
	PMME50001		N End Of Bordeaux Ave Acrs Pp&L Prop	Oversizing East Terrace		2007	11	7966	237,506	19%	44,974	60,619	2,722	22.27
	PMME50221		500'S Of Monterey Dr & 3398'W Of Cherry	Norman Oversize		2008	10	8310	42,996	18%	7,780	10,052	2,722	3.69
	PMME50296		Annapolis Dr - 485' W Admiral	Fordyce Water Users 16" Oversize		2009	9	8570	82,593	27%	22,142	27,741	2,722	10.19
	PMME50297		Annapolis Dr - Normil Terrace, Then 122'	Fordyce Water Users 16" Oversize		2009	9	8570	33,255	27%	8,915	11,170	2,722	4.10
	PMME50280		East Terrace Estates Subdivision - Admiral			2009	9	8570	26,331	31%	8,274	10,366	2,722	3.81
	PMME50283		East Terrace Estates Subdivision - Admiral			2009	9	8570	28,821	46%	13,345	16,720	2,722	6.14
	PMME50281		East Terrace Estates Subdivision - Annapolis			2009	9	8570	11,240	31%	3,532	4,425	2,722	1.63
	PMME50284		East Terrace Estates Subdivision - Annapolis			2009	9	8570	42,884	46%	19,857	24,878	2,722	9.14
	PMME50279		East Terrace Estates Subdivision -Cadett			2009	9	8570	12,733	31%	4,001	5,013	2,722	1.84
	PMME50282		East Terrace Estates Subdivision -Cadett			2009	9	8570	13,369	46%	6,190	7,756	2,722	2.85
	CAES48130		Land - Cherry Lane Chrissy Park	Cherry Lane #2 & #3 Reservoir Property		2009	9	8570	300,000	100%	300,000	375,858	2,722	138.08
	PMES50499		Summerfield 11B			2013	5	9547	26,052	32%	8,410	9,458	2,722	3.47
	PMES50500		Summerfield 11B			2013	5	9547	3,245	32%	1,047	1,178	2,722	0.43
	PMES50480		Summerfield Phase 11A			2013	5	9547	31,440	26%	8,043	9,046	2,722	3.32
	PMES50481		Summerfield Phase 11A			2013	5	9547	2,520	26%	645	725	2,722	0.27
	PMES50491		Summerfield Phase 12B & 6			2013	5	9547	1,734	32%	559	629	2,722	0.23
	PMES50490		Summerfield Phases 12B & 6			2013	5	9547	14,484	32%	4,670	5,252	2,722	1.93
	CAES50587		Angelcrest Pump Station Upgrade (33%)			2014	4	9807	106,567	33%	35,167	38,504	2,722	14.15
	CASE50549		Innsbruck Ridge Phase 1 & 2			2016	2	10338	62,001	33%	20,593	21,387	2,722	7.86
	CAES50550		Murray Hill Terrace - In Easement			2016	2	10338	20,277	33%	6,766	7,028	2,722	2.58
	CAES50551		Murray Hill Terrace - In Easement			2016	2	10338	487	33%	163	169	2,722	0.06
	PMES50658		Stanford Ave - Creek View Dr To 78'S			2016	2	10338	6,999	22%	1,570	1,630	2,722	0.60

SDCs For: EAST SIDE HIGH LEVEL SYSTEM

	CIP/Asset #		Capacity-Increasing Project Description (Constructed Reimbursement or Future Improvement)		CIP Plan #	Installation Year	(4,5) Years in Service or Year of Estimate	Annual Average CCI for Installation Year	(6) Original or Estimated Asset Cost ($)	(7) Portion Eligible (%)	(3) Original or Estimated SDC Cost ($)	(10) Present Estimated Cost (2017 $)	(2) ERUs	(1) Present Worth (PW) Cost per ACRE ($)
	PMES50657		Stanford Ave - Morgans Way To	Creek View Dr		2016	2	10338	50,248	22%	11,271	11,706	2,722	4.30
	PMES50656		Stanford Ave - Sherwood Park To	Morgans Way		2016	2	10338	45,043	22%	10,103	10,493	2,722	3.85
	PMME50764		Stonegate Estates Phase 2B Oversizing			2017	1	10737	43,286	28%	12,072	12,072	2,722	4.44
	PMME50765		Stonegate Estates Phase 2B Oversizing			2017	1	10737	16,883	28%	4,709	4,709	2,722	1.73
														3,230.26
FUTURE														
			Stanford Pump Station		PS-5	2020	2016	10338	170,000	100%	170,000	176,561	2,722	64.86
			Lone Pine PS Upgrade - Pump Installation		PS-3	2020	2016	10338	150,000	100%	150,000	155,789	2,722	57.23
			Foot Hill Rd - Lone Pine Extension to Zone 1		PL-3a	2021	2016	10338	1,420,000	100%	1,420,000	1,474,806	2,722	541.81
			Calle Vista - Zone 1 Connection		PL-4	2023	2016	10338	1,380,000	100%	1,380,000	1,433,262	2,722	526.55
			Barnett No. 2 Pump Station		PS-21	2023	2016	10338	1,200,000	100%	1,200,000	1,246,315	2,722	457.87
			Hillcrest Pump Station Upgrade		PS-6	2025	2016	10338	110,000	100%	110,000	114,246	2,722	41.97
			Lone Pine Extention to Reservoir 16" Main		PL-36	2026	2016	10338	470,000	100%	470,000	488,140	2,722	179.33
			Stardust PS Upgrade		PS-4	2026	2016	10338	40,000	100%	40,000	41,544	2,722	15.26
			Lone Pine Reservoir #1		R-2	2028	2016	10338	3,360,000	100%	3,360,000	3,489,681	2,722	1,282.03
			Cherry Lane #2 - 2.0MG Reservoir/Main Design/Construct		R-8	2028	2016	10338	3,810,000	100%	3,810,000	3,957,049	2,722	1,453.73
														4,620.64
													Constructed	$ 3,230.26
													Future	$ 4,620.64
													GRAND TOTAL	$ 7,850.90

(1) 2017 Dec Rate: ENR Construction Cost Index (CCI) — 10737 — Reimbursed (57)

(2) Equivalent Residential Units, ERUs = Gross acres

There were 3824 total acres in the East Side Level area (above 1500' elevation, inside the City Limits, and within the 1990 UGB) of which 621 water developed acres existed in the 1991 SDC study

Overall development is calculated at a rate of 85% of the available land therefore (3824-621)(0.85) = 2722 acres

The 2012 Regional Problem Solving (RPS) process increased the acreage to 5906 (compared to 3824) and needed facilities may have to be added in the future as well as recalculation of this spreadsheet

(3) Since replacement of increased capacity SDC project facilities is not allowed to be again funded with SDCs, depreciation is not used as a factor in these costs. — Blue = variable factors year to year — Existing $7,667.08

(4) Current Year — 2018

(5) Year of Estimates — 2017 — Recommend

(6) The estimated costs for FUTURE projects are based on yearly updated 10-Yr Plan and Water Distribution System figures

(7) The original costs for CONSTRUCTED projects are total percentage, or (if noted) proportional, reimbursement (buy-in) values ALL of which provide additional capacity

(8) MWC reimbursement DOES NOT include interest over time on the actual expended costs, and SDC calculations DO NOT include State allowed costs for SDC studies, program administration, and/or program accounting

(9) Eagle Trace V ($6000), Cambridge Sub ($1712), Anapolis Dr - 485 W Admiral, then 303' (60451.26), Anapolis Dr - Normil Terrace, Then 122' (24340.11), Easement Hillcrest to Tamarack (13780) were taken off 03/05/18 costs were donated

(10) The present worth calculation is based on the difference between the constructed year CCI and the current year CCI

RESOLUTION NO. 1691

A RESOLUTION of the City of Medford, Oregon, By and Through its Board of Water Commissioners, Modifying System Development Charges (SDCs) for the Southwest High Level Area (SWHL) to $8,781.27 per Gross Acre, Using the Methodology and Other Provisions Relating to Imposition and Collection of SDCs, Effective November 1, 2018

WHEREAS, the Medford Water Commission (Commission) has provided excess transmission, distribution, storage and pumping capacity in the SWHL; and

WHEREAS, in 1999, the Commission established an SDC for the SWHL area (Resolution No. 969); and

WHEREAS, the SWHL SDC was last modified in April 2014; and

WHEREAS, Staff presented a study session on the staff review on June 6, 2018; and

WHEREAS, at their October 3, 2018 meeting, the Board of Water Commissioners reviewed the calculations, and Staff's recommendation to modify the SDC for the SWHL to $8,781.27 per gross acre; and

WHEREAS, a public hearing to consider modification of the SWHL SDC was held on Wednesday, October 3, 2018, and noticed according to Oregon statutory requirements;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF WATER COMMISSIONERS OF THE CITY OF MEDFORD, OREGON, AS FOLLOWS, THAT:

Effective November 1, 2018, the SDC to be collected on all property receiving service, either directly or indirectly from the SWHL system will be in the modified amount of $8,781.27 per gross acre or part thereof, as set forth in the annual staff review, attached as Exhibit A and by reference made a part hereof, with 100 percent (100%) being a reimbursement and improvement fee, with payment due and payable at the time the improvement plans are approved for the proposed development.

PASSED by the Board of Water Commissioners and signed by me in authentication of its passage this 3rd day of October 2018.

ATTEST: Karen Spoonts

Karen Spoonts, City Recorder

Jason Anderson, Chair

SDCs For: SOUTH WEST HIGH LEVEL SYSTEM

	CIP/Asset #	Capacity-Increasing Project Description (Constructed Reimbursement or Future Improvement)		Installation Year	(4,5) Years in Service or Year of Estimate	Average CCI for Installation Year	(6) Original Asset Cost ($)	Portion Eligible (%)	(3) Original or Estimated SDC Cost ($)	(8) Present Estimated Cost (2017 $)	(2) ACRE	(1) Present Worth (PW) Cost per ACRE ($)
		PRESSURE ZONE 1										
CONSTRUCTED	CASW29760	SOUTH WEST RESERVOIR SITE		1988	30	4519	26,531	100%	26,531	63,031	443	142.28
		ARCHER PUMP STATION MODIFICATIONS		1999	19	6060	230,000	100%	230,000	407,544	443	919.96
	CASW46720	SOUTH WEST RESERVOIR		2003	15	6694	467,524	100%	467,524	749,897	443	1,692.77
	CASW46910	SOUTH WEST RESERVOIR		2003	15	6694	1,402,573	100%	1,402,573	2,249,691	443	5,078.31
	PMSW08929	COLUMBUS AVE ARCHER DRIVE TO SOUTH STAGE		2003	15	6694	30,713	100%	30,713	49,262	443	111.20
	PMSW08930	COLUMBUS AVE ARCHER DRIVE TO SOUTH STAGE		2003	15	6694	92,138	100%	92,138	147,787	443	333.60
	PMSW08931	COLUMBUS AVE SOUTH STAGE RD TO 2027 SOUTH		2003	15	6694	34,740	100%	34,740	55,722	443	125.78
	PMSW08932	COLUMBUS AVE SOUTH STAGE RD TO 2027 SOUTH		2003	15	6694	104,221	100%	104,221	167,167	443	377.35
	Subtotals								$ 2,388,440			$8,781.27
											Constructed	$8,781.27
											Future	$0.00
											GRAND TOTAL	$8,781.27

(1)	2017 Dec Rate: ENR Construction Cost Index (CCI)		10,737		Reimbursed (7)							
(2)	Equivalent Residential Units, ERUs = Gross acres											
	There were 447 total acres in the East Side Level area (above 1480' elevation, inside the City Limits, and within the 1990 UGB)											
	Overall development is calculated at a rate of 99% of the available land therefore (447)(0.99) = 443 acres											
	The 2012 Regional Problem Solving (RPS) process increased the acreage to 556 (compared to 447) and needed facilities may have to be added in the future as well as recalculation of this spreadsheet											
(3)	Since replacement of increased capacity SDC project facilities is not allowed to be again funded with SDCs, depreciation is not used as a factor in these costs.										Existing	$8,423.56
					Blue = variable factors year to year							
(4)	Current Year		2018								Recommend	
(5)	Year of Estimates		2017									
(6)	The original costs for CONSTRUCTED projects are total percentage, or (if noted) proportional, reimbursement (buy-in) values ALL of which provide additional capacity											
(7)	MWC reimbursement DOES NOT include interest over time on the actual expended costs, and SDC calculations DO NOT include State allowed costs for SDC studies, program administration, and/or program accounting											
(8)	The present worth calculation is based on the difference between the constructed year CCI and the current year CCI											

EXHIBIT C

WATER SERVICE OUTSIDE CITY LIMITS

I. HISTORY OF CURRENT POLICY

A. Resolution No. 207 (December 1959) - Limited service to areas within the City of Medford due to lack of surplus water from Big Butte Springs Source.

B. Resolution No. 303 (December 1970) - Adopted recommendations of Water Policy Committee. which recommended the following:

1. Water service should be extended beyond the present service area only when adequate and sufficient land use and development controls are in effect.
2. Those areas, which have built up to urban densities and/or are slated for future development for such densities as per the land use plan should annex to adjoining cities in order to receive urban services at economical costs.
3. The Jackson County Board of Commissioners and other cities in the lower Bear Creek Region are urged to join the City of Medford in implementing the above recommendations.

C. Resolution No. 443 (February 1980) - Restricted extension of water service to areas within current districts and City boundaries. Exceptions were granted for health hazard and governmental bodies.

D. Resolution No. 476 (August 1981) - Amended Resolution 443 Section 5 by clarifying health hazard exception.

E. Resolution No. 500 (January 1983) - Amended Resolution 443 by limiting health hazard exception to residences constructed prior to April 5, 1979.

F. Resolution No. 531 (February 1984) - Amended Resolution 500 to further clarify health hazard exception and prohibit extension of water service from the Big Butte Springs transmission mains for any reason.

G. Resolution No. 807 (September 1994) - Addressed the following:

1. Water system is owned and paid for by the residents of the City of Medford and policy must be in their best interest.
2. New customers should be willing to become part of the City if they want water service.
3. System designed to be an "urban" service, not a rural water supply system.
4. Develop a uniform policy that avoids making exceptions, which would lead to expansion outside planned urban areas.
5. Provide basis to adequately plant for the needs of the system (plant, water rights, service area, etc.).
6. Take Commission out of the land use planning process.
7. Provide for the orderly and uniform development of the system.
8. Meet the goals of the Medford City Council and control urban sprawl.

H. Resolution No. 944 (February 17, 1999)

This resolution was adopted following discussions at a special study session held on January 27, 1999 and included the following changes to resolution #807:

1. Allow split lots in existing water districts were to be included in the districts' boundaries.
2. The language dealing with "health hazard" requirements was removed.

3. Allow easier expansion of water service to planned city areas (i.e., urban growth boundary. urban reserve boundary)

4. Removed development date from resolution.

I. Resolution No. 992 (May 17, 2000)

In Section 2, last sentence further clarified the Commission's policy regarding water districts as follows:

"The Commission will not expand water service to any new or existing water districts which are not currently under contract with the Commission."

J. Resolution No. 1058 (January 2, 2002)

Revised contract language regarding when the Water Commission would grant water within the current UGB (modified Section 4).

RESOLUTION NO. 1058

A RESOLUTION of the City of Medford, Board of Water Commissioners revising Resolution No. 992 regarding the extension of water service outside of city boundaries.

WHEREAS, the Board has determined that Resolution No. 992 which limits the extension of water service outside city boundaries, needs to be revised; and,

WHEREAS, the Board, pursuant to Section 21 of the Medford Charter of 1976 and Chapter 225, Oregon Revised Statutes, is empowered to construct facilities and extend water service outside the corporate limits of the City of Medford; and,

WHEREAS, the Board periodically receives requests to extend facilities and services outside the corporate limits of the city and in responding to such requests finds it useful and desirable to promulgate written policies regarding such extension; and,

WHEREAS, the Board finds there is a need to coordinate actions on such requests with statewide land use planning goals and guidelines, comprehensive plans, cooperative agreements, urban growth boundary policies and annexation policies of the public bodies affected by such requests in order to ensure the planned and orderly provision of all necessary public services, including water; and,

WHEREAS, it is the intention of the Board to observe existing statutory and contractual obligations as well as the policies of affected bodies; and,

WHEREAS, the Board has determined that water is an urban service, and has acquired sufficient water supplies to adequately meet the requirements of the areas within urban growth and urban reserve boundaries of the cities and existing water districts which the Board is presently committed to serve. Such water supplies are not adequate to serve additional areas;

WHEREAS, the Commission desires to clarify that the Commission will not expand water service to any new or existing water districts which are not currently under contract with the Commission,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF WATER COMMISSIONERS OF THE CITY OF MEDFORD, OREGON, AS FOLLOWS:

SECTION 1. That water districts purchasing water from the Medford water system will be permitted to extend their water system facilities within their boundaries subject to the other provisions contained herein. Such extension of districts' water mains shall be done only with prior written approval of the Water Commission and that such approval shall be based on findings of the Commission that there are provisions for the coordinated development of all other urban facilities and services appropriate for the area to be served by the extension and that such extension is in accordance with the comprehensive plan of the City of Medford as it applies to the area to be served. All extension of water service shall be installed to full "urban" standards as determined by the Water Commission.

SECTION 2. That water districts and similar agencies will not be permitted to annex additional areas beyond their present boundaries without written permission of the Commission. Permission will be granted if all of the conditions of Section 4 or Section 7 of this Resolution have been met and the Commission has no water facilities available to supply service to the

area requesting service. Permission will also be granted if the water districts wish to annex the remaining portion of existing tax lots which are split by the water district's legally described boundary at the time of the adoption date of this resolution provided that the annexations are finalized by March 3, 2001. The Commission will not expand water service to any new or existing water districts which are not currently under contract with the Commission.

SECTION 3. That water service is supplied to other cities in the region by contract. These contracts define those geographic areas where water service maybe supplied based upon the type of water supply contracts ("surplus water" or "treat and transport") and the individual planning processes of each of these cities. The intent of the urbanization standards contained in these contracts is to follow the same general urbanization policies as is defined in this resolution. These standards must not be contrary to the "public interest" of the Medford Water Commission and City of Medford. Granting of any water service outside of the corporate boundaries of any city must be done in accordance to provisions of Chapters 195 and 197 of the Oregon Revised Statutes and Jackson County Comprehensive Plan.

SECTION 4. That water service may be granted to property within the Medford urban growth boundary of the City of Medford providing all of the following conditions have been met:

a) Undeveloped property that is in the urban growth boundary shall not receive water service unless the property is annexed into the City.

b) Developed property that is in the urban growth boundary may receive water service provided the property owners are not proceeding with any land use permits, as follows:

1) Contiguous property owners – are contractually obligated to annex to the City of Medford and have started the annexation process.

2) Non-contiguous property owners – have demonstrated to the City's planning department that they do not have a reasonable chance of successfully completing the annexation process (i.e., due to the location of property, refusal by intervening property to agree to annex, etc.). The property's owners must sign an irrevocable consent binding present and future owners to annex to the City, which will be recorded before water service is provided.

c) The property owner must pay a systems development charge for its proportional share of the cost of treatment and transmission facilities.

d) The water facilities which are needed to supply this property shall be installed to full "urban" standards as determined by the Commission. This shall include minimum main sizes of six inches (6"), fire hydrants spaced according to City of Medford Fire Department standards, high level facilities, etc. as if the property were being developed in an urban area.

e) Water service to property outside city boundaries which is supplied directly by the Commission shall be by special contract. A water rate differential which would provide for a higher rate of return on investment and pay for source water from Lost Creek Reservoir will be charged these customers. Upon change of ownership of the property, a new contract must be signed before water service will be restored. The contract shall also contain the same irrevocable consent to annex provision as was recorded with the property.

SECTION 5. That the Board will grant water service to property within the boundaries of dissolved water districts whose assets have been given to the Commission provided that the property owner signs an irrevocable consent to annex or annexes to the appropriate city, that there are adequate water facilities available to serve the property, and that the property meets all other Regulations Governing Water Service as now exist or may be modified in the future.

SECTION 6. That any proposed extension of water service be in conformance with the Jackson County Comprehensive Plan and will in no way be detrimental to the residents of Medford or the present or future operation, maintenance or construction procedures or requirements of the Commission. New connections to the Big Butte Springs transmission mains above the Coal Mine Pressure Control Station, except to meet contractual obligations, are prohibited under any circumstances. All water service is granted in accordance with the Regulations Governing Water Service as now exist or may be modified in the future.

SECTION 7. Regardless of location, water service will be granted to parties where the Commission has incurred contractual obligations for the extension of service as a part of the consideration for the purchase of rights-of-way, provided such extensions granted these parties meet all standards and regulations as now exist or may be modified in the future. Also, the Board, where it would be in the general public interest, may extend water service for property owned and operated by the United States Government, the State of Oregon, Jackson County, school districts, and the cities of Medford, Central Point, Eagle Point, Jacksonville, Phoenix and Talent.

SECTION 8. That Resolution No. 944 is hereby repealed and that the policy of said Board of Water Commissioners as regards the extension of water service outside of city boundaries is now as stated in this resolution.

PASSED at a regular meeting of the Board of Water Commissioners of the City of Medford, Oregon, and signed by me in authentication thereof this 2nd day of January 2002.

ATTEST: Beverly Sandbloom
City Recorder

Chair

EXHIBIT D

EXHIBIT D TO REGULATIONS GOVERNING WATER SERVICE

CHARGES FOR SPECIAL SERVICES

1.	Charge in Lieu of Assessment - Section 21.5	At rate established by resolution, assessing the project cost
2.	Customer Control Valve Installation - Section 19.2	
	(a) With ⅝" x ¾" meter/each	$150.00
	(b) All other meter sizes	At Cost
3.	Field Collection Charge - Section 9.2	
	(a) Discontinuation of service due to non-payment	$20.00
4.	Fire hydrant Temporary Service – Section 7.5	
	(a) Installation during working hours/hour	$40.00
	(b) Per day	$10.00
5.	Meter Resetting – Section 8.4 (includes new meter)	
	(a) ⅝" x ¾" size/each	$260.00
	(b) 1" size/each	$340.00
	(c) 1-½" size/each	$510.00
	(d) 2" size/each	$570.00
6.	Purchase of Regulations Governing Water Service – Section 12	$10.00
7.	Restoration of service – Section 9.2	
	(a) During regular hours/hour	$20.00
	(b) After regular hours (based on overtime hourly rate)/hour	$80.00
	(c) Tampering with meter (no damages)/each	$100.00
	(d) Tampering with meter (minimum $100.00 plus damages)/each	Minimum of $100.00
8.	Temporary service discontinuation at customer request – Section 9.1	
	(a) After regular hours (based on overtime hourly rate)/hour	$80.00
9.	Enlarge service – Section 8.3 (non-inclusive of SDCs)	
	(a) ⅝" x ¾" to 1" with existing 1" service line/each	$600.00
	(b) Extra Residential Fire Sprinkler System ¾" x ¾" water meter/each	$20.00
	(c) All other – actual costs	At cost
10.	Abandonment of meters *	
	(a) Excavation required/each	$4200.00
	(b) Excavation not required/performed in conjunction with other work	At cost
	* Customer will have choice of paying for abandonment and applying the SDC credit to a new meter, or not receiving the SDC credit, in which case MWC will be responsible for the abandonment.	
11.	Fire hydrant flow test/each	$100.00
12.	Multiple services in one trench credit *	
	(a) Two services/each	$325.00
	(b) Three services/each	$490.00
	(c) Four services/each	$490.00
	* First service paved condition; second, third, fourth service unpaved condition	

13.	Installation of service connections – Section 20.2		
	(a) Inside the City of Medford on unpaved streets		
	Service Size	Meter Size/each	
	1"	⅝" x ¾"	$2700.00
	1"	1"	$2800.00
	1-½"	1-½"	$3400.00
	2"	2"	$3800.00
	(b) Inside the City of Medford on paved streets		
	Service Size	Meter Size/each	
	1"	⅝" x ¾"	$5750.00
	1"	1"	$5850.00
	1-½"	1-½"	$6450.00
	2"	2"	$6750.00
	(c) Inside the City of Medford: Contractor provides excavation, backfill, surfacing, etc.		
	Service Size	Meter Size/each	
	1"	⅝" x ¾"	$1100.00
	1"	1"	$1200.00
	1-½"	1-½"	$1800.00
	2"	2"	$2100.00
	(d) Outside the City of Medford on unpaved streets		
	Service Size	Meter Size/each	
	1"	⅝" x ¾"	$3000.00
	1"	1"	$3100.00
	1-½"	1-½"	$3700.00
	2"	2"	$4100.00
	(e) Outside the City of Medford on paved streets		
	Service Size	Meter Size/each	
	1"	⅝" x ¾"	$5900.00
	1"	1"	$6000.00
	1-½"	1-½"	$6600.00
	2"	2"	$7000.00
	(f) Outside the City of Medford: Contractor provides excavation, backfill, surfacing, etc		
	Service Size	Meter Size/each	
	1"	⅝" x ¾"	$1100.00
	1"	1"	$1200.00
	1-½"	1-½"	$1800.00
	2"	2"	$2100.00
	(g) Cost in excess of standard street 36' width, per foot of extra service length		
	Unpaved street/foot		$30.00
	Paved street/foot		$50.00
	(h) Installation material of dry tap service connections – by prequalified installer		
	1" service with ⅝" x ¾" meter/each		$570.00
	1" service with 1" meter/each		$700.00
14.	Installation material of dry tap 1" air valves/each by prequalified installer		$1150.00

15.	Installation of 1" wet tap air valves/each with contractor providing excavation/backfill/surfacing	$1300.00
16.	Fire service bypass meter (⅝" x ¾" touch read)/each	$400.00
17.	Recording of legal documents/first 3 pages	$113.00
18.	Fire hydrant painting; new hydrant/each – Section 22.4	$60.00
19.	Shut-off Notice processing fee /each occurrence	$10.00
20.	Public Records Requests **Labor Costs:** Minimum hourly rate of $56 per hour plus copy charge Level 1: Up to 30 min. = no labor costs, material costs only Level 2: 30 min. to 2 hrs. = $56 per hour plus cost of materials Level 3: Over 2 hrs. = actual cost of employee time plus cost of materials **Material Costs**: Printed Materials (Double-sided is considered two pages) No charge for the first 10 pages $.25 for 8 ½ x 11 pages $.50 for 11 x 17 pages $.75 for color copies $5.00 per page for photograph quality printed pictures Preprinted reports, maps, large formatted documents etc. Provided at Commission's actual cost Electronic copies Hard copies of electronic copies will be charged the printing costs, except for GIS data. Can be emailed or faxed. Copy to DVD or CD: $25 each ($2 for each additional copy ordered at the same time. Audio or Video recordings Based on minimum hourly charge; CD of meeting $25	See fee structure at left
21.	Customer deposit/ account	$60.00
22.	Returned check for NSF or ACH transactions, per each check	$25.00
23.	Monthly finance charge for billings not paid within 30 days of invoice due date	1.0 % per Month
24.	Sidewalk detour barricades and traffic plan. Use in conjunction with item 13 (a, b, d, e) per each sidewalk closure.	$400.00
25.	Temporary Water Meter (Job Shack) per month	$25.00
26.	Deposit for Fire Hydrant Device/each	$1200.00

EXHIBIT E

SCHEDULE 1

Fire Standby Service
Inside City of Medford

Rates Effective March 1, 2019

Application: *This rate schedule shall apply to all fire standby services within the City of Medford as permitted under the Regulations Governing Water Service.*

BASE CHARGES

1. Normal Monthly Fee

Per service by line size; per month.

Meter Size		Charges
2″	$	13.74
4″	$	30.96
6″	$	56.50
8″	$	85.16
10″	$	128.28

SCHEDULE 2R

Single Family Residential (Metered)
Inside City of Medford

Rates Effective March 1, 2019

Application: *This rate schedule shall apply to all single-family residences within the City of Medford and to individual apartments in apartment houses in Medford where service is furnished through a separate meter for each such individual apartment.*

BASE CHARGES

1. Normal Monthly Fee

Meter Size		Charges
⅝″ x ¾″	$	12.56
1″	$	19.69
1½″	$	40.32
2″	$	60.20

2. Special Fees

a. High Elevation Water Service Charge $ 4.12
Per month, per meter; surcharge where booster pumping is provided.

b. Residential Backflow Monthly Fee $ 0.95
Per month

CONSUMPTION CHARGES

1. Water Gallonage Charge
Per month, per 1,000 gallons.

0 – 5,000	$	0.72
6,000 – 25,000	$	1.30
> 25,000	$	1.89

Tiered consumption charges include summer incentive of $0.10 and Future Water Supply and Treatment of $0.10.

2. High Elevation Water Gallonage Surcharge $ 0.06
Per 1,000 gallons, for service above elevation 1,500 where booster pumping is provided by the utility, for each 150 feet in elevation or additional fraction thereof.

SCHEDULE 2C

Nonresidential & Multi-Family
Inside City of Medford

Rates Effective March 1, 2019

Application: *This rate schedule shall apply to all accounts within the city limits of Medford except single family residential; shall apply to all schools, hospitals, churches, commercials, and industrials.*

BASE CHARGES

1. Normal Monthly Fee

Meter Size		Charges
⅝″ x ¾″	$	12.56
1″	$	19.69
1½″	$	40.32
2″	$	60.20
3″	$	119.48
4″	$	186.90
6″	$	358.06
8″	$	550.36
10″	$	839.42

2. Special Fees

a. High Elevation Water Service Charge $ 4.12
Per month, per meter; surcharge where booster pumping is provided.

CONSUMPTION CHARGES

1. Water Gallonage Charge
All gallonage, per 1,000 gallons.

Summer Season - Water billed during May through September $ 1.28

Winter Season - Water billed during October through April $ 1.08

Differential is based on $0.10 for summer incentive & $0.10 for Future Water Supply and Treatment

2. High Elevation Water Gallonage Surcharge $ 0.06
Per 1,000 gallons, for service above elevation 1,500 where booster pumping is provided by the utility, for each 150 feet in elevation or additional fraction thereof.

SCHEDULE 3

Fire Standby Service
Outside City of Medford

Rates Effective March 1, 2019

Application: *This rate schedule shall apply to all fire standby services outside the City of Medford as permitted under the Regulations Governing Water Service.*

BASE CHARGES

1. Normal Monthly Fee

Per service by line size; per month.

Meter Size		Charges
2″	$	20.14
4″	$	44.39
6″	$	80.51
8″	$	119.18
10″	$	177.52

SCHEDULE 4R

Single Family Residential
Outside City of Medford

Rates Effective March 1, 2019

Application: *This rate schedule shall apply to all residential accounts outside the City of Medford except to accounts classified as utility or city customers in accordance with the Regulations Governing Water Service and except fire standby service.*

BASE CHARGES

1. Normal Monthly Fee

Meter Size		Charges
⅝″ x ¾″	$	17.47
1″	$	29.05
1½″	$	58.42
2″	$	86.00
3″	$	180.65
4″	$	274.53
6″	$	516.89
8″	$	778.16
10″	$	1,170.84

2. Special Fees

a. High Elevation Water Service Charge *Per month, per meter; surcharge where booster pumping is provided.*	$	4.70
b. Service from Big Butte Springs Pipelines Surcharge *Per meter, per month*	$	5.13
c. Service from Big Butte Springs Pipelines Surcharge *Per meter, per month,* ***with backflow***	$	12.73
d. Residential Backflow Monthly Fee *Per meter, per month*	$	0.95

CONSUMPTION CHARGES

1. Water Gallonage Charge
Per month, per 1,000 gallons.

0 – 5,000	$	1.06
6,000 – 25,000	$	1.92
> 25,000	$	2.82

Consumption charge includes costs for Water Rights Development (Lost Creek)
Tiered consumption charges include summer incentive of $0.10 and $0.10. for Future Water Supply and Treatment.

2. High Elevation Water Gallonage Surcharge $ 0.06
Per 1,000 gallons, for service above elevation 1,500 where booster pumping is provided by the utility, for each 150 feet in elevation or additional fraction thereof.

SCHEDULE 4C

Nonresidential & Multi-Family
Outside City of Medford

Rates Effective March 1, 2019

Application: *This rate schedule shall apply to all accounts except single family residential accounts and those classified as utility or other city customers, outside the City of Medford – to all schools, hospitals, churches, commercials, and industrials - in accordance with the Regulations Governing Water Service and except fire standby service.*

BASE CHARGES

3. Normal Monthly Fee

Meter Size		Charges
⅝″ x ¾″	$	17.47
1″	$	29.05
1½″	$	58.42
2″	$	86.00
3″	$	180.65
4″	$	274.53
6″	$	516.89
8″	$	778.16
10″	$	1,170.84

4. Special Fees

a. High Elevation Water Service Charge *Per month, per meter; surcharge where booster pumping is provided.*	$	4.70
b. Service from Big Butte Springs Pipelines Surcharge *Per meter, per month*	$	5.13
c. Service from Big Butte Springs Pipelines Surcharge *Per meter, per month,* ***with backflow***	$	12.73

CONSUMPTION CHARGES

3. Water Gallonage Charge
All gallonage, per 1,000 gallons.

Summer Season - Water billed during May through September	$	1.69
Winter Season - Water billed during October through April	$	1.49

Differential is based on $0.10 for summer incentive & $0.10 for Future Water Supply and Treatment
Consumption charge includes costs for Water Rights Development (Lost Creek)

4. High Elevation Water Gallonage Surcharge $ 0.06
Per 1,000 gallons, for service above elevation 1,500 where booster pumping is provided by the utility, for each 150 feet in elevation or additional fraction thereof.

SCHEDULE 5

District Customers

Rates Effective March 1, 2019

Application: *This rate schedule shall apply to domestic water districts incorporated under Oregon State Statutes or private corporations organized for the provision of water service to 15 or more premises.*

BASE CHARGES

2. Normal Monthly Fee

Meter Size		Charges
⅝″ x ¾″	$	10.98
1″	$	17.30
1½″	$	35.91
2″	$	54.20
3″	$	102.37
4″	$	164.89
6″	$	319.67
8″	$	499.84
10″	$	770.38

3. Special Fees

a. Residential Backflow Monthly Fee $ 0.95

b. Fire Service by Detector Check Size

Detector Check Size		Charges
2″	$	12.15
4″	$	27.86
6″	$	51.04
8″	$	78.02
10″	$	118.53

CONSUMPTION CHARGES

1. Water Gallonage Charge

For all water measured by the master meters supplying the utility customers, or in the absence of master meters, the total of the gallonage used by the individual users within the service area of the utility customer plus 6 percent therof. All gallonage, per 1,000 gallons.

Summer Season - Water billed during May through September	$	1.15
Winter Season - Water billed during October through April	$	0.95

Differential is based on $0.10 for summer incentive & $0.10 for Future Water Supply and Treatment
Consumption charge includes costs for Water Rights Development (Lost Creek)

SCHEDULE 6

Partner Cities

Rates Effective March 1, 2019

Application: *This rate schedule shall apply to incorporated cities purchasing water from the Commission as defined by the Regulations Governing Water Service.*

BASE CHARGES

1. Normal Monthly Fee

Meter Size		Charges
2″	$	71.35
3″	$	134.88
4″	$	209.31
6″	$	400.95
8″	$	614.05
10″	$	934.50

CONSUMPTION CHARGES

1. Water Gallonage Charge
All gallonage, per 1,000 gallons.

Summer Season - Water billed during May through September	$	0.88
Winter Season - Water billed during October through April	$	0.68

Differential is based on $0.10 for summer incentive & $0.10 for Future Water Supply and Treatment

SCHEDULE 7

Intermittent Users

Rates Effective March 1, 2019

Application: *This rate schedule shall apply to all customers that are served on an intermittent basis. (e.g., golf course irrigation systems)*

BASE CHARGES

1. Normal Monthly Fee

a. Base charge will be based on the meter size for the appropriate customer class

2. Special Fees		**Charges**
a. High Elevation Water Service Charge *Surcharge where booster pumping is provided; per month, per meter*	$	4.70
b. Residential Backflow Monthly Fee	$	0.95

CONSUMPTION CHARGES

1. Water Gallonage Charge *All gallonage, per 1,000 gallons.*	$	1.69
2. High Elevation Water Gallonage Surcharge *Per 1,000 gallons, for service above elevation 1,500 where booster pumping is provided by the utility, for each 150 feet in elevation or additional fraction thereof.*	$	0.06

SCHEDULE 8

Special Outside Customers
Outside City of Medford

Rates Effective March 1, 2019

Application: *This rate schedule shall apply to all accounts outside the City of Medford and approved for receiving of water service by the Board of Water Commissioners in accordance to the standards as set forth in Resolution No. 1058, and in accordance with the Regulations Governing Water Service.*

BASE CHARGES

1. Normal Monthly Fee
Service charge per month.

Meter Size		Charges
⅝″ x ¾″	$	18.62
1″	$	31.47

2. Special Fees

c. High Elevation Water Service Charge $ 4.70
Surcharge where booster pumping is provided; per month, per meter.

d. Residential Backflow Monthly Fee $ 0.95

CONSUMPTION CHARGES

1. Water Gallonage Charge
All gallonage, per 1,000 gallons.

0 – 5,000	$	1.29
6,000 – 25,000	$	2.31
> 25,000	$	3.35

2. High Elevation Water Gallonage Surcharge $ 0.06
Per 1,000 gallons, for service above elevation 1,500 where booster pumping is provided by the utility, for each 150 feet in elevation or additional fraction thereof.

EXHIBIT

RESOLUTION NO. 1113

A RESOLUTION Adopting Revised "Regulations Governing Water Service" To Include a New "Section 18 - Compensation for Water Damage", and Amending All Previous "Regulations Governing Water Service" Effective July 16, 2003

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF WATER COMMISSIONERS OF THE CITY OF MEDFORD, OREGON, AS FOLLOWS:

SECTION 1. That the "Regulations Governing Water Service" are hereby revised as set forth in that document, which is on file in the Medford Water Commission office and by reference made a part hereof, to become effective from and after the 16th day of July 2003, and that all prior "Regulations Governing Water Service" adopted by the Board of Water Commissioners of the City of Medford, Oregon are hereby amended.

SECTION 2. That "Section 18 – Compensation for Water Damage" is hereby added as set forth in Exhibit F and subsequent sections are hereby renumbered as set forth in the "Regulations Governing Water Service", a document that is on file in the Medford Water Commission office and by reference made a part hereof, to become effective from and after the 16th day of July 2003.

PASSED at a regular meeting of the Board of Water Commissioners and signed by me in authentication thereof this 16th day of July 2003.

ATTEST: Beverly Sandblast

Beverly Sandblast, Recorder

Jack Day, Chair

EXHIBIT F

Section 18. Compensation for Water Damage

(1) The Medford Water Commission hereby creates the Water Damage Compensation Account to compensate homeowners and tenants of residential property damaged by water system failures or leakage. Compensation may be paid out of this Account to injured parties whether or not the Commission was at fault and whether or not the Commission is legally liable for any damages so long as the damage was caused by water from the municipal water system. A claim will not be paid if the cause of the damage was due to a failure in the customer's private service line (on the customer's side of the meter) or if the damage is known to have been caused by the activities of any identifiable person other than the employees, agents or contractors of the Commission.

(2) The maximum amount of compensation payable to all claimants for a single occurrence for damage to a single dwelling unit shall be limited to the reasonable cost of cleaning and repair or replacement of damaged property or Twenty-Five Hundred Dollars ($2,500), whichever is less. Claims are limited to one claim per dwelling unit per occurrence. All claims shall be processed through the Commission's liability insurance company. Only claims denied by the insurance company shall be eligible for compensation by the Commission. The Commission shall employ the services of the insurance company adjuster to determine the fair value of cleanup, repair or replacement of damaged property.

(3) Claimant shall sign the Commission's Release Form in order to receive any compensation under this policy. In signing this form claimant acknowledges acceptance of payment as full and final compensation for any damages resulting from this incident.

(4) No claim shall be paid for any water damage that occurred prior to May 1, 2003. The total amount paid by the Commission for claims against the Account received in any fiscal year is limited to moneys appropriated to that Account for that purpose in the fiscal year in which the claim is received. Claims shall have priority for payment in the order in which they are received by the Commission. Claims must be filed within 30 days after the occurrence or within 30 days after the effective date of this ordinance, whichever is later. Provided, however, that during Fiscal Year 2002-03 only, claims not exceeding an aggregate amount of $25,000 may be paid from available appropriations in Budget Account #825.

(5) Claims shall be allowed or denied by the Manager or his designee. A claimant may appeal the decision of the Manager to the Board of Water Commissioners as provided in Section 10 of the "Regulations Governing Water Service". In the event there is an appeal within the time allowed, the Board shall determine the amount due the claimant within the limits imposed by this exhibit.

(6) The decision of the Board on a claim shall be final. This exhibit does not create any legal liability on the part of the Commission to any claimant and no civil action shall be filed to recover any sum claimed under this exhibit.