ARIZONA CITY SANITARY

WASTE WATER REGULATION

SANITARY CODE

ARIZONA CITY SANITARY DISTRICT

PINAL COUNTY

ARIZONA

ADOPTED JANUARY 19, 1976 BY RESOLUTION #27

(Revised – January 10, 2024)

TABLE OF CONTENTS

	Introduction	Page 1
Article I	General Provisions	Page 2 - 4
Article II	Definitions	Page 5 - 12
Article III	Article VOIDED	Page 13 - 15
Article IV	General Rules	Page 16 - 22
Article V	Use of Public Sewers Required	Page 23 - 25
Article VI	Use of Public Sewers (Prohibitions)	Page 26 - 30
Article VII	Building Sewers, Lateral Sewers and Connections	Page 31 - 35
Article VIII	Permits and Costs	Page 36 - 41
Article IX	Applications for Regular Sewer Service within and without District Boundaries	Page 42 - 45
Article X	Application for Regular Sewer Service When Main Extension Required	Page 46 - 48
Article XI	Sewage System Charges	Page 49 - 58
Article XII	Billing and Collection	Page 59 - 62
Article XIII	Connection and Disconnection	Page 63 - 68

Article XIV	RV Park Discharge Rules And Regulations	Page 69 - 75
Article XV	Customer and Contract Services	Page 76 - 81

A REGULATION OF THE ARIZONA CITY SANITARY DISTRICT, PINAL COUNTY, ARIZONA, ADOPTING A PUBLIC SANITARY CODE: PRESCRIBING ITS POWERS AND DUTIES: REGULATING THE DISPOSAL OF WASTEWATER, THE USE OF PUBLIC SEWERS, THE INSTALLATION AND CONNECTION OF BUILDING AND LATERAL SEWERS, THE EXTENSION OF MAINS. PROVIDING PERMITS FOR THE INSTALLATION AND CONNECTION OF SEWERS, PROVIDING SEWERS FOR ANNEXED AREAS AND SUBDIVISIONS.

PROVIDING FOR THE QUALIFICATIONS OF EMPLOYEES: RELATING TO SEWER RATES TO BE CHARGED TO RESIDENTIAL, COMMERCIAL AND MISCELLANEOUS USERS: RELATING TO THE ISSUING AND PAYMENT OF BILLS AND DELINQUENCIES: PROVIDING FOR THE REGULATION OF PROVIDE SEWERS AND SEPTIC TANKS, PRIVIES AND OTHER SEWAGE DISPOSAL METHODS AND DEVICES: PROVIDING FOR THE OPERATION AND MAINTENANCE OF A PUBLIC SEWAGE DISPOSAL SYSTEM: PROVIDING FOR ENFORCEMENT PROCEDURES: PRESCRIBING PENALTIES. BE IT ORDAINED BY THE ARIZONA CITY SANITARY DISTRICT OF PINAL COUNTY, ARIZONA:

ARTICLE I

GENERAL PROVISIONS

1.01 Title: This regulation may be cited as the Arizona City Sanitary Waste Water Regulations or Sanitary Code.

1.02 Enabling Statues: This regulation and code is adopted pursuant to the Arizona Revised Statutes Chapter 11A, Section 36, Article 1301 to 1329 inclusive, and amendments thereto, as well as the regulations of the Arizona State Department of Health.

1.03 Enterprise: The Arizona City Sanitary District will furnish a system, plant, works and undertaking used for and useful in the collection, treatment and disposal of sanitary sewage and industrial waste, including all parts of the enterprise, all appurtenances thereto, and lands, easements, rights in land, contract rights, and franchises.

1.04 Separability: If any section, subsection, clause, or phase of this Ordinance or the application thereof to any person or circumstances are for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this ordinance or the application of such provision to other persons or circumstances. The Board hereby declares that it would have passed this Ordinance or any section, subsection, sentence, clause or phrase hereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared to be unconstitutional.

1.05 Adoption: Copies of this ordinance shall be kept on file in the office of the District and shall be distributed to interested persons.

1.06 Publication: A copy of this ordinance shall be published once a week for four successive weeks, with not less than twenty days intervening between the first and last publication, in the Casa Grande Dispatch, a newspaper printed and published within the District, as provided in A.R.S. Vol. 11A, Chapter 11, Article 1, Section 36-1301 to 3629 inclusive and 39-204.

1.07 Posting: This ordinance, containing provisions imposing penalties, copies shall be posted in three public places in the District as provided in A.R.S. 9-813.

1.08 Affidavits: Affidavits of publication and posting copies of this ordinance shall be filed with the District.

1.09 Effective Date: This ordinance shall be in force and effective immediately upon its adoption, posting and publication.

ARTICLE II

DEFINITIONS

2.01 Applicant means the person making application for a permit to install a public sewerage facility and shall be the owner of premises to be served by the sewer for which a permit is requested or his authorized agent.

2.02 Board means the Board of Directors of the Arizona City Sanitary District.

2.03 B.O.D. (denoting Biochemical Oxygen Demand) means the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five days at 20°C, expressed in milligrams per liter by weight.

2.04 Building means any structure containing sanitary facilities used for human habitation, a place of business, recreation or like purpose.

2.05 Building Sewer means that portion of any sewer beginning at the plumbing or drainage outlet of any building or industrial facility and running to the property line or to a private sewage disposal system.

2.06 Chairman means the Chairman of the Board of Directors of the Arizona City Sanitary District, or his authorized deputy, agent, or representative.

2.07 Code means this Document.

2.08 Contractor means an individual, firm, corporation, partnership, or association duly licensed by the State of Arizona to perform the type of work to be done under a permit.

2.09 District means the Arizona City Sanitary District, Pinal County, Arizona, as established by the Arizona Revised Statutes.

2.10 District Manager means the person appointed by the Board to supervise and control the operation of the Arizona City Sanitary District's sewage disposal systems.

2.11 Engineer means the Engineer appointed by and acting for the District and shall be a Registered Civil Engineer.

2.12 Fixture means any sink, tub, shower, water closet or other facility connected by drain to a sewer.

2.13 Garbage means solid waste from the preparation, cooking and dispensing of food, and from the handling, storage and sale of produce.

2.14 Industrial Waste means all liquids or solid waste substances not sewage, emanating from any producing, manufacturing or processing operation of whatever nature.

2.15 Interceptor means a device designed and installed so as to separate and retain deleterious, hazardous or undesirable matter from normal wastes and permit normal sewage or liquid wastes to discharge into the disposal terminal gravity.

2.16 Lateral Sewer means the portion of a sewer lying within a public street connecting a building sewer to the main sewer.

2.17 Living Unit means any residence, apartment, habitation or other structure to be occupied by a single person or family requiring sewage disposal service.

2.18 Main Sewer means a public sewer designated to accommodate more than one lateral sewer.

2.19 Natural Outlet means any outlet into a water course, pond, ditch, or lake or other body of surface or ground water.

2.20 Outlet means any part of a plumbing system to which a fixture is attached.

2.21 Outside Sewer means a sanitary sewer beyond the limits of Sanitary District not subject to the control jurisdiction of District.

2.22 Permit means any written authorization required pursuant to this or any other regulation of the Board for the installation of any sewage works.

2.23 Person means any human being, individual, firm, company, partnership, association and private or public or municipal corporation, the United States of America, the State of Arizona, a district and any political subdivision, governmental agency and mandatory of either.

2.24 "pH" means the logarithm of the reciprocal of the hydrogen ion concentration in moles per liter of solution.

2.25 Plumbing System means all plumbing fixtures and traps or soil, waste, special waste and vent pipes, and all sanitary sewer pipes within a building

and extending to the building sewer connection three (3) feet outside the building wall.

2.26 Plumbing Code means the Uniform Plumbing Code of the International Association of Plumbing and Mechanical Officials.

2.27 Private Sewer means a sewer serving an independent sewage disposal system not connected with a public sewer and which accommodates one or more buildings or industries.

2.28 Properly Shredded Garbage means the garbage that has been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half inch in any dimension.

2.29 Public Sewer means a sewer lying within a street and which is controlled by or under the jurisdiction of County, State or other public body.

2.30 Sanitary Sewage means any and all waste substances, liquids, or solids, associated with human habitation, but excluding storm, surface and ground waters, and industrial wastes.

2.31 Sanitary Sewer means a sewer which carries sanitary sewage and to which storm, surface, and ground waters are not intentionally admitted.

2.32 Service (whether used in the singular or plural form, and whether used as a verb or noun) means each and every connection or tap from a lateral sewer to a building sewer or to a side sewer. Each service shall be billed separately for all fees appropriate for such service.

2.33 Sewage means a combination of water-carried wastes from residences, business buildings, public buildings, institutions and industrial establishments.

2.34 Sewage Disposal System or Sewage Works means all facilities for collecting, pumping, treating and disposing of sewage.

2.35 Sewage Treatment Plant means the Arizona City Sewage treatment works and facilities auxiliary thereto.

2.36 Sewer means a pipe or conduit for carrying sewage.

2.37 Side Sewer means the sewer line beginning three feet outside the foundation wall of any building and terminating at the main sewer and including the

building sewer and lateral sewer.

2.38 Single Family Unit. A single family unit means and refers to the place of residence for a single family. Property improved for multi-family purposes shall constitute the number of units that the facilities thereon provide in number of single family units.

2.39 Storm Sewer or Storm Drain means a sewer which carries storm and surface or ground waters and drainage, but excludes sewage and polluted industrial wastes.

2.40 Street means any public highway, road, street, avenue, alleyway, place, easement, or right of way.

2.41 Suspended Solids means solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

2.42 Water Course means a channel in which a flow of water occurs either continuously or intermittently.

Section 2.10 and the renumbering of Sections 2.11 through Section 2.42 respectively, adopted by Resolution # 2022-01 duly passed by the Board of Directors at its regular meeting held on February 09,2022.

ARTICLE IV

GENERAL RULES

4.01 Purpose. This Code is intended to provide rules and regulations for the use and construction of sanitary sewage facilities hereafter installed, altered or repaired within the District. (This ordinance shall not apply retroactively and, in the event of an alteration or repair hereafter made, it shall apply only to the new materials and methods used therein.)

4.02 Rules and Regulations. The following rules and regulations respecting sewer construction and disposal of sewage and drainage of buildings and connection to the sewage works of the District are hereby adopted, and all work in respect thereto shall be performed as herein required and not otherwise.

4.03 Violation Unlawful. Following the effective date of this ordinance it shall be unlawful for any person to connect to, construct or install or provide, maintain or use any other means of sewage disposal from any building in the District except by connection to a public sewer in the manner as in this code provided, except as herein otherwise provided.

4.04 Violations. A violation of this code shall constitute a misdemeanor and be punishable by a fine not to exceed $500.00 or by imprisonment in the county jail not to exceed six months, or both.

4.05 Damage. No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance, or equipment which is a part of the District sewage disposal system.

4.06 Inspecting Premises. The District Manager, agents or employees of the District, bearing proper credentials and identification, shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this code. However, entry in a private residence shall be made only with permission of occupant.

4.07 Restricted Access in Utility Easements. Arizona City Sanitary District personnel and equipment shall at all times be provided adequate access to manholes, sewer lines, clean-outs, etc., on District easements and rights-of-way, and on public easements by property owners and tenants of Arizona City. In the event adequate access is not provided and excavation is necessary, any existing fencing, structures, landscaping, etc., shall be moved

and/or removed and replaced at the homeowners expense. The District is responsible for the safety markings and barricading of trenches and holes. In the normal operations of District Business (line cleaning, locating, inspecting of lines, etc.) any fence, structure, landscaping, etc., that is damaged due to the restrictive nature of such shall be the responsibility of the property owner.Fencing, structures and landscaping are not all-inclusive but used only as examples.The District shall not be responsible for any property damage or personal injury arising from the existence, maintenance or removal of any fencing, structures or landscaping placed by any person on District easements or rights-of-way or public utility easements.The District shall be indemnified from any such liability by any party who has constructed or installed any fences, structures or landscaping in such areas, which has caused or contributed to any personal injury or property damage.

4.08 Notice of Violation. Any person found to be violating any provision of this or any other ordinance, rule or regulation of the District may be served with a written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. Said time limit shall be not less than two nor more than seven working days. upon being notified by the Board of any defect arising in any sewer or of any violation of this ordinance, the person or persons having charge of said work shall immediately correct the same. The offender shall, within the period of time stated in such notice,

permanently cease all violations.

4.09 Responsibility for Acts of Agents. All persons shall be held strictly responsible for any and all acts of agents or employees done under the provisions of this code, or any other rule or regulation of the District.

4.10 Public Nuisance. Continued habitation of any building or continued operation of any industrial facility in violation of the provisions of this code, rule or regulation of the District is hereby declared to be a public nuisance.

4.11 Disconnection. As an alternative method of enforcing the provisions of this code or any other rule or regulation of the District, the Board shall have the power to disconnect the user or subdivision sewer system from the sewer main of the District. Upon disconnect the Board shall estimate the cost of

disconnect from the reconnection to the system and such user shall deposit the cost, as estimated, of disconnect and reconnection before such user is reconnected to the system. The Board shall refund any part of the deposit remaining after payment of all costs of disconnection and reconnection.

4.12 Abatement. During the period of such disconnection, habitation of such premises by human beings shall constitute a public nuisance, whereupon

District shall cause proceedings to be brought for the abatement of the occupancy of said premises by human beings during the period of such disconnection. In such event, and as a condition of reconnection, there is to be paid to District a reasonable attorney's fee and cost of suit arising in said action.

4.13 Liability for Violation. Any person violating any of the provisions of the code, rules or regulations of District shall become liable to District for any expense, loss or damage occasioned by District by reason of such violation.

4.14 Special Circumstances. When any person, by reason of special circumstances, is of the opinion that any provision of this ordinance is unjust or inequitable as applied to his premises, he may make written application to the Board stating the special circumstances, citing the provision complained of, and requesting suspension or modification of that provision as applied to his premises.

4.15 Relief on Application. if such application be approved, the Board may, by resolution, suspend or modify the provision complained of, as applied to such premises, to be effective as of the date the applications and continuing during the period of the special circumstances.

4.16 Relief on Own Motion. The Board may, on its own motion, find that by

reason of special circumstances any provision of this regulation and code should be suspended or modified as applied to a particular premises and may, by resolution, order such suspension or modification for such premises during the period of such circumstances or any part thereof.

4.17 An industrial cost recovery system will be developed which conforms with all applicable EPA requirements prior to connection of any industrial discharger which would necessitate development of such a system.

4.18 The Board of Directors will review the sewer system charges (user) contained in Article XI, Pages 51 - 62 of this Wastewater Regulations or Sanitary Code at least once annually and make the adjustment necessary to assure that the income therefrom will be sufficient to support the cost of maintenance and operation of the treatment plant and the related facilities such as pumping stations, chlorinator, etc,.

Note: Sections 4.16 and 4.17 adopted by Resolution #64 of the Board duly passed at its regular meeting held at Arizona City, Monday, April 17, 1978.

Section 4.07 and the renumbering of Sections 4.08 through Section 4.18 respectively, adopted by Resolution # 99-02 duly passed by the Board of Directors at its regular meeting held on March 17, 1999.

ARTICLE V

USE OF PUBLIC SEWER REQUIRED

5.01 Disposal of Wastes. It shall be unlawful for any person to place, deposit, or permit to be deposited upon public or private property within District, or in any area under the jurisdiction of the District, any human excrement, garbage or other objectionable waste.

5.02 Treatment of Wastes Required. It shall be unlawful to discharge to any stream or watercourse in the District any sewage, industrial wastes, or other polluted water, except where suitable treatment has been provided in accordance with provisions of this ordinance.

5.03 Unlawful Disposal. Except as herein provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, seepage pit or other facility intended or used for the disposal of sewage.

5.04 Occupancy Prohibited. No building, industrial facility or other structure shall be occupied until the owner of the premise has complied with this code.

5.05 Sewer Connection Required. Unless the District has made a written determination that it will not provide service, the owner of any house, building or structure occupied by humans, situated within the District and abutting on any street in which there is or shall have then been located a public sewer of District is hereby required to connect said building directly with the public sewer of District in accordance with the provisions of this ordinance, within ninety (90) days after date of official notice to do so, provided that said sewer is within three hundred (300) feet of the nearest point of the building. Commercial and public buildings, institutions and industrial establishments shall be required to connect to the Sewage Disposal System upon notice as herein provided.

Any property that can be served by the public sewer of District but that have a properly functioning on-site system may continue to use their existing on-site system as long as there are no changes to the property and the on-site system remains in continuous use without repair or alteration.

An owner of any house, building or structure occupied by humans, situated within District must abandon an existing on-site treatment system and connect to the public sewer of District whenever a new house, building or structure is constructed or placed, or an existing house, building or structure is replaced, modified or expanded. Further, an owner must abandon an existing on-site treatment system and connect to the public sewer of District

whenever an existing on-site system needs to be repaired, expanded, replaced or altered in any manner, or is disconnected from continuous use.

5.06 Abandoning private Sewage Disposal Facilities. At such time as a public sewer becomes available to a property served by a private sewage disposal system, a direct connection must be made to the public sewer in accordance with the provisions of this chapter. At the time of completion date of said connection, any septic tanks, cesspools and similar private sewage disposal facilities shall be abandoned and cesspools shall be sealed or filled to satisfaction of the Board and openings in septic tanks shall be properly sealed. A period of one hundred twenty (120) days after connection will be allowed to complete the abandonment. The Board shall notify all owners of the completion date by publication of a legal notice in a newspaper of general circulation within the District and the times herein mentioned shall run from the first date of said notice.

NOTE: Section 5.05 amended and adopted by Resolution #2024-01 duly passed by the Board of Directors at its regular meeting held on January 10, 2024.

ARTICLE VI

USE OF PUBLIC SEWERS

6.01 Drainage into Sanitary Sewers Prohibited. No leaders from roofs and no surface drains for rainwater shall be connected to any sanitary sewer. No surface or storm water, seepage, cooling water or unpolluted industrial process waters shall be permitted to enter any sanitary sewer by any device or method whatsoever.

6.02 Types of Wastes Prohibited. Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer;

(a) Any liquid or vapor having a temperature higher than 150°C.

(b) Any water or waste which may contain more than 60 parts per million, by weight, of fat, oil or grease.

(c) Any gasoline, benzine, naphtha, fuel oil or other flammable or explosive liquid, solid or gas.

(d) Any garbage that has not been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half inch in any dimension.

(e) Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure, grits, such as brick, cement, onyx, carbide, or any other solid or viscous substance capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewage works.

(f) Any waters or wastes having a pH lower than 5.5 or higher than 9.0 or having any other corrosive property capable of causing damage or hazard to structures, equipment or sewer mains.

(g) Any water or wastes containing a toxic radioactive or poisonous substances in sufficient quantity to injure or interfere with any sewage treatment process, constituting a hazard to humans or animals, or creating any hazard in the receiving waters of the sewage treatment plant.

(h) Any water or wastes containing dissolved or suspended solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant.

(i) Any noxious or malodorous gas or substance capable of creating a public nuisance.

(j) Any septic tank sludge-except on prior approval of the Board.

6.03 Interceptors Required. Grease, oil and sand interceptors shall be provided when, in the opinion of the Board they are necessary for the proper handling of liquid wastes, containing grease in excessive amounts or any flammable wastes, sand, and other harmful ingredients; except that such interceptors shall not be required for a building used for residential purposes. All interceptors shall be of a type and capacity approved by the Board, and shall be so located as to be readily and easily accessible for cleaning and inspection.

6.04 Maintenance of Interceptors. All grease, oil and sand interceptors shall be maintained by the owner, at his expense, in continuously efficient operation at all times.

6.05 Preliminary Treatment. The admission into the public sanitary sewers of any waters or wastes having characteristics exceeding the following limits shall be subject to the review and approval of the Board and where necessary, in the opinion of the Board, the owner shall provide, at his own expense, such preliminary treatment as may be necessary to reduce the objectionable characteristics to within the following allowable limits:

(a) 5-day B.O.D. of 250 milligrams per liter by weight.

(b) Suspended solids content of 250 milligrams per liter by weight.

(c) Any quantity of substances having the characteristics described in this section.

(d) An average daily flow of two percent of the average daily flow of the District.

6.06 Plans and Specifications. Plans, specifications, and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Board and no construction of such facilities shall be commenced until said approval is obtained in writing.

6.07 Special Agreement. No statement contained in this article shall be construed as preventing any special agreement between the Board and an industrial concern whereby an industrial waste of unusual quantity, strength or character may be accepted by the Board for treatment, subject to payment therefore by the industrial concern.

ARTICLE VII

BUILDING SEWERS, LATERAL SEWERS AND CONNECTIONS

7.01 Construction Requirements. Construction of building sewers and lateral sewers shall be in accordance with the requirements hereof.

7.02 Minimum size and slope. The minimum size of a side sewer shall be four inch (4) diameter. The minimum slope of a side sewer shall be one and one-half feet per 100 feet (1.5 percent slope). Not more than one hundred fifty (150) fixture units shall be connected to a 4 inch diameter building or side sewer.

7.03 Methods of Construction. The size, slope, alignment, materials of construction of a side sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of District. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the A.S.T.M. and W.P.C.F. Manual of Practice No. 9 shall apply.

7.04 Building Sewer Elevation. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the side sewer.

7.05 Plumbing Code. The connections of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the District or the procedures set forth in appropriate specifications of the A.S.T.M. and the W.P.C.F. Manual of Practice No. 9. All such connections shall be made gas tight and watertight. The Board prefers the use of "Colter" type couplings when connections are made to the public sewer. Any deviation from the prescribed procedures and Materials must be approved by the Board before installation.

7.06 Elder Valve requirement:

Disconnect Cleanout Required: The service pipeline to each residential unit shall include a 4" diameter cleanout ("disconnect cleanout") that is installed on the public side at the property line. The disconnect cleanout shall be installed in regulation with the installation instructions. The disconnect cleanout "tee" fitting shall be the Disconnect Cleanout Housing as manufactured by Elder Valve, Inc. The "Elder Valve" will be provided by the Arizona City Sanitary District at no charge to the builder.The "Elder Valve" may also be installed on all existing service laterals when said lines are

excavated for repair, replacement, or disconnection.

District Inspection Required: Connections to the District's sewer system must be inspected by the District representative. Two inspections of the installation within the public utility easement / right-of-way are required: 1. after the installation of the pipeline and 2. after the installation of the disconnect cleanout. Please call 466-5203 at least 24 hours in advance to arrange for inspections.

Service may not begin until final approval is obtained from the District representative. WARNING: District will disconnect service without notice if service begins without inspection and approval from the District.

7.07 Barricades. All excavations for side sewer installations shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the Board.

7.08 Separate Sewer. No two adjacent buildings fronting on the same street shall be permitted to join in the use of the same side sewer. Every building or industrial facility must be separately connected with a public sewer if such public sewer exists in the street upon which the property abuts or in an easement which will serve said property. However, one or more buildings located on lots or parcels of land belonging to the same owner may be served with the same side sewer during the period of said ownership. Upon the subsequent subdivision of said lot and sale of a portion thereof, the

portion not directly connected with such public sewer shall be separately connected with a public sewer, and it shall be unlawful for the owner thereof to continue to use or maintain such indirect connection.

7.09 Old Building Sewers. Old building sewers may be used in connection with new buildings only when they are found, upon examination and test, to meet all requirements of the District.

7.10 Cleanouts. Cleanouts in building sewer shall be provided when the building sewer joins the lateral sewer and in accordance with the rules, regulations and ordinances of the District. All cleanouts shall be maintained watertight.

7.11 Sewer Too Low. In all buildings in which the plumbing system is too low to permit gravity flow to the public sewer, sanitary sewage carried by the building sewer shall be lifted by artificial means, approved by the Board and discharged to the public sewer at the expense of the owner.

7.12 Connection to Public Sewer. The connection of the building sewer into the public sewer shall be made at the lateral or "Y" branch. In Series #1 only, if such a "Y" branch is not properly located or available, a neat hole maybe cut into the public sewer to receive the lateral sewer, with entry in the

downstream direction at an angle of about forty-five (45°). A wye saddle shall be used for the connection and in no case shall the pipe protrude inside the main sewer. The invert of the building or lateral sewer at the point of connection shall be at a higher elevation than the invert of the public sewer. A smooth neat joint shall be made, and the connections made secure and watertight by encasement in concrete. In all other Series, "As-Built" drawings are available at the District office for location of the taps or "Y" branch. The connection to the public sewer shall be made in the presence of a District representative and under the supervision and direction of the District Manager. Any damage to the public sewer shall be repaired at the cost of the applicants to the satisfaction of the Board.

7.13 Testing. All building sewers and lateral sewers shall be tested in the presence of a District representative by filling the line with water and/or air, and inspected for excessive leakage. Fittings, plugs, water and labor for testing shall be furnished by the person constructing the sewer. All lines showing excessive leakage shall be repaired or replaced at the expense of the person doing the work and shall be done at the direction and to the satisfaction of the Board.

ARTICLE VIII

PERMITS AND COST

8.01 Permit Required. No person shall uncover, make any connection with or opening into, use, alter, or disturb any public sewer or appurtenances or perform any work on any lateral or building sewer without first obtaining a written sewer service connection permit from Board.

8.02 Application for Sewer Service Connection Permit. Any person legally entitled to apply for and receive a permit shall make such application on forms provided by Board for that purpose. The person shall give a description of the character of the work proposed to be done and the location, ownership, occupancy and use of the premises in connection therewith. The person shall also provide the District with County approved site plans and a County Building Permit. The District will also require all plumbing work be completed in accordance with the Uniform Plumbing code. The Board may also require, specifications or drawings and such other information, as they may deem necessary.

8.03 Issuance of Permit. If the Board determines that the plans, specifications, drawings, descriptions or information furnished by the applicant is in compliance with this code, rules and regulations of District it shall issue the

permit applied for upon payment of the required fees as hereinafter fixed.

8.04 Compliance with Permit. After approval of the application, evidenced by the issuance of a permit, no change shall be made in the location of the sewer, the grade, materials, or other details from those described in the permit or as shown in the plans and specifications for which the permit was issued except with written permission from the Board.

8.05 Agreement. The applicant's signature on an application for any permit shall constitute an agreement to comply with all of the provisions, terms, and requirements of this and other ordinances, rules and regulations of District and with the plans and specifications he has filed with his applications, if any, together with such corrections or modifications as may be made or permitted by District, if any. Such agreement shall be binding upon the applicant and may be altered only by District upon the written request for the alteration from the applicant.

8.06 All Work To Be Inspection. All sewer construction work, building sewers, plumbing and drainage systems shall be inspected by an inspector acting for District to insure compliance with all requirements of District. No sewer shall be covered at any point until it has been inspected and passed for

acceptance. No sewer shall be connected to District public sewer until the work covered by the permit has been completed, inspected and approved by the Board. If the test proves satisfactory and the sewer has been cleaned of all debris accumulated from construction operations, the Board shall issue a certificate of satisfactory completion.

8.07 Notification. It shall be the duty of the person doing the work authorized by permit to notify the Board, in writing, that said work is ready for inspection. Such notification shall be given not less than twelve (12) hours before the work is to be inspected. It shall be the duty of the person doing the work to make sure that the work will stand the tests required by District, before giving the above notification.

8.08 Condemned Work. When any work has been inspected and the work condemned and no certification of satisfactory completion given, a written notice to that effect shall be given instructing the owner of the premises, or the agent of such owner, to repair the sewer or other work authorized by the permit in accordance with the code, rules and regulations of District.

8.09 All Costs Paid By Owner. All costs and expenses incident to the installation and connection of any sewer or other work for which a permit has been issued shall be borne by the owner. The owner shall indemnify District from

any loss or damage that may directly or indirectly be occasioned by the work.

8.10 Street Excavation Permit. A separate permit must be secured by the owners or contractors intending to excavate in a public street for the purpose of installing sewers or making sewer connections.

8.11 Liability. District and its officers, agents and employees shall not be answerable for any liability or injury or death to any person or damage to any property arising during or growing out of the performance of any work by any such applicant. The applicant shall be answerable for, and shall save District and its officers, agents and employees harmless from any liability imposed by law upon District or its officers, agents, or employees, including all costs, expenses, fees and interest incurred in defending same or in seeking to enforce this provision. Applicant shall be solely liable for any defect in the performance of his work or any failure which may develop therein.

8.12 Time Limit on Permits. If work under a permit is not commenced within six (6) months on new construction from the date of issuance, or if after partial completion the work be discontinued for a period of one (1) year, the permit shall thereupon become void and no further work shall be done until a new permit shall have been secured. A new fee shall be paid upon the issuance of said new permit.

8.13 Service Agreement. A property owner is required to apply for sewer service, by completing the Service Agreement, within five (5) business days of closing of the home sale. The Service Agreement documents are available at the District Office.

8.14 Previous Service. An application for sewer service will not be honored unless payment in full has been made for previous charges against applicant on the property involved. The District shall not be required to furnish its sewerage service to any applicant, who at the time of such application, is indebted under an undisputed bill to The District for sewerage service previously furnished for such applicant, or furnished any other member of the applicant's household.

8.15 Capacity Assurance Form (CAF). The Arizona Department of Environmental Quality (ADEQ) requires that a Capacity Assurance Form be submitted with the Notice of Intent to Discharge (NOI). Any person legally entitled to apply for and receive a CAF shall make application on the forms provided by the District for that purpose. The person shall give a description of the character of the work proposed to be done and the location, ownership, occupancy and

use of the premises in connection therewith. The fee for the completion of the CAF is shown under Other Services in the District Fee Schedule. This fee must be paid by the applicant before the District will submit the CAF to ADEQ.

8.16 Cancellation of the Capacity Assurance Form. If the District has issued a Capacity Assurance Form (CAF), and the person that the CAF was issued to has not applied for a Sewer Connection Permit and paid their Hook Up and Capacity Fees within one year from the issuance of the CAF, the District reserves the right to cancel the CAF, automatically or otherwise, subject to ADEQ regulations.

NOTE: Section 8.12 Amended and Adopted by Resolution #70 duly passed by the Board at its regular meeting held on August 7, 1978 at 461 Sunland Gin road, Arizona City, Arizona.

Section 8.02 amended and adopted by Resolution #98-01 duly passed by the Board of Directors at its regular meeting held on May 6, 1998.

Article VIII Section 8.15 and Section 8.16 adopted by Resolution # 2018-04 by the Board of Directors of the Arizona city Sanitary District at a meeting thereof duly held on the 8th day of August, 2018.

ARTICLE IX

APPLICATION FOR REGULAR SEWER SERVICE WITHIN AND WITHOUT DISTRICT BOUNDARIES

9.01 Application. Any owner of one or more lots or parcels desiring regular sewer service shall make a written application therefor to District, said application to contain the legal description of the property to be served and tract number thereof, and additional information which may be required by District and accompanied by a map showing the location of the proposed connection.

9.02 Investigation. Upon receipt of an application for main extension, the District Manager shall make an investigation and survey of the proposed extension and shall report his findings to the Board including the estimated cost thereof.

9.03 Ruling. The Board shall thereupon consider the application for main extension and the report thereon and after such consideration reject or approved it. Acceptance by the District of any application for sewer service is conditioned upon the economic feasibility of providing sewer service as may be determined by the Board. As a prerequisite to the application for sewer service for property not presently within the boundaries of the District, a petition in proper form for annexation of said property to the District shall

be filed with said application. Such petition to be signed by a majority of the persons owning said property or by the owners of fifty-one percent (51%) or more of said property as required by law.

9.04 Acceptance. By written agreement between the owner and the District providing for payment of the total amount per lot at time of title change. Such agreement shall require the owner to furnish to the District a continuing surety bond approved by the District in the full amount of the owners indebtedness to the District at the time of execution of said agreement, guaranteeing and assuring the District that the owner and/or his successors in interest will perform and fulfill all obligations contained therein said agreement. Any agreement entered into between the owner and the District pursuant to the terms above shall provide that any unpaid charges, rental or expenses for the sewer connections services provided to the property under said agreements shall be and become a lien upon said property and shall be and remain a lien thereon until the same has been fully paid and discharged. Said lien may be foreclosed in the same manner as the foreclosure of a realty mortgage.

9.06 Lift Stations. If lift stations are required, they shall be installed in accordance with District specifications at the expense of the owner. Such lift station shall be maintained and operated by the District at no cost to the owner, only when said lift stations are installed in UTILITY EASEMENTS or dedicated RIGHTS OF WAY.

9.07 Larger Pipe Sizes Required. Where pipe sizes greater than those necessary to service the entire development are required by the District, the District shall pay for the cost over and above the normal cost of installation if contributing flows from other upstream developments are substantial as determined by the District.

9.08 All monies received by the District pursuant to any of the terms and conditions set forth above shall be expended for system operation, maintenance and repair (upkeep), bond redemption and the extension of District lines and other district facilities.

ARTICLE X

APPLICATION FOR REGULAR SEWER SERVICE WHEN MAIN EXTENSION REQUIRED

10.01 Application. Any owner of one or more lots or parcels desiring the extension of one or more mains to serve such property, shall make a written application containing the legal description of the property to be served, and be accompanied by a map showing the location of the proposed connection.

10.02 Main Extension Agreement. Owners applying for service that requires an extension of one or more mains are required to execute a Collection Main Extension Agreement with the District prior to sewer service being extended to that property. The terms of the Agreement must include notice of the provisions of Arizona Revised Statutes Title 38, Chapter 3, Article 8, §511 and may include some or all of the following provisions:

(a) Applicant must submit the plans, specifications and cost estimates for the collection main extension to the District.

(b) The District will review the plans, specifications and cost estimates and notify the Applicant whether the plans and specifications are acceptable.

(c) Applicant must furnish any necessary easements for the main extension.

(d) If a condemnation action or eminent domain proceeding is initiated by the District to secure the necessary easement rights for the installation of the collection main extension, Applicant may be required to pay associated fees, costs and expenses including costs for:

(i) Surveying;

(ii) The District's attorneys' fees;

(iii) Any and all filing fees;

(iv) Any and all recording fees and title company charges; and

(v) The payment of the final adjudicated value of the interest in and to the easement acquired by the District.

(e) Applicant is responsible for the construction and payment of the cost of construction of the collection main extension, and the construction must be made in accordance with plans and specifications approved by the District. The District may include in the Collection Main Extension Agreement the cost of any taxes that may be imposed upon the District as a result of the Collection Main Extension Agreement.

(f) Upon completion of the construction, Applicant must provide the District with as-built plans and any other documentation that may be required by the District.

(g) The District must inspect the collection main extension to

determine compliance with the plans and specifications.

(h) Applicant must obtain all required permits for the operation of the collection main extension.

(i) Any portion of the collection system installed will be the sole property of the District.

10.03 Ruling. The Board shall thereupon consider the application, the Collection Main Extension Agreement and any comments or reports thereon by District staff and, after such consideration, reject or approve the application and agreement.

NOTE: Article X amended and adopted by Resolution #2024-02 duly passed by the Board of Directors at its regular meeting held on January 10, 2024.

ARTICLE XI

SEWER SYSTEM CHARGES

11.01 Sewer Charges. The Board shall, by resolution following any notice and public hearing that may be required by law, prescribe the rates, charges and fees for the services and facilities furnished by the Sanitary District in connection with its collection and treatment system. The Board, by resolution, may classify users, as it deems reasonable and appropriate, for the purpose of setting rates, fees and charges. The Board retains authority to determine the proper classification of any user and to set rates, fees and charges for any user that it determines does not fall into prescribed classification. A list of approved rates, fees, charges and user classifications shall be on file at the District office and available for inspection during normal business hours.

11.02 Sewer Charges:

(a) Generally. The charges prescribed by the District for sewer service are payable by the owner or owners of the building or parcel connected to, served by, or entitled to receive service from the Sanitary District, even where, pursuant to Article XII of this Code, the District has agreed to send the billing to a tenant or other third party. Rates, charges and fees, are chargeable for each user and use.

(b) Notification of Occupancy. The owner or owners of a building shall notify the Sanitary District within fifteen (15) days of occupancy and/or use of

the building. The owner or owners of a building shall also notify the Sanitary District within (15) days of the date a building is vacated. Failure to notify the Sanitary District that a building is occupied shall result in a penalty as set by the Board and shall not relieve the owner or owners from paying the applicable rates, fees and charges from the initiation of occupancy or use of the building.

(c) Minimum Charge: The owner or owners of ALL residential, commercial and industrial buildings regardless of occupancy, using or connected to the sewer collection system will be charged the applicable sewer user fee as set by the Board for each tenancy, single-family unit and/or use based upon their classification of service, payable upon presentation of the billing. The sewer use fee will begin to accrue the earlier of (1) ninety-days from the date of issuance of the Permit, (2) the first day of the first month following the date on which the dwelling's sewer connection has been inspected and approved by the District or (3) the first day of the month during which the building is occupied or in use.

11.03 (a) Hook-up Fee. A hook-up fee as set by the Board, payable prior to time of connection or reconnection, shall be paid by the owner or

owners of the building. A separate hook-up fee shall be payable for each building and each tenancy regardless of whether they are served by a single lateral(e.g., a three-plex will be charged three hook-up fees; an apartment complex will be charged a hook-up fee for each apartment; a commercial building renting space to various tenants or separated into distinct businesses shall be charged a hook-up fee for each identifiable tenancy or business.

(b) Capacity Fee. The owner or owners of a building shall pay a capacity fee as set by the Board, payable prior to time of connection. A separate capacity fee shall be payable for each building and each tenancy regardless of whether they are served by a single lateral (e.g., a three-plex will be charged three capacity fees; an apartment complex will be charged a capacity fee for each apartment; a commercial building renting space to various tenants or separated into distinct businesses shall be charged a capacity fee for each identifiable tenancy or business. Additionally, in the event of substantial renovation, addition or change of use in a building such that the building or use is significantly altered or the use of the District's Sewer system may reasonably be expected to increase, the owner or owners of the building shall pay the then current capacity fee, less any capacity fee previously paid, shall be payable by the owner or owners of the building prior to completion of the renovation, addition or change in use.

(c) Concordia Line: The sewer line running through Concordia Street has no tap connections and is located at a depth of approximately 14+ feet. Due to the lack of tap connections and the unusual depth of the Concordia line, the District is willing to equally split, (50-50), the cost of the plumbing fees associated with the tap installation with the owner, provided all the following are met: (1) the work is completed in accordance with District Policy and specifications; (2) each tap so installed on this line is able to service four (4) lots; (3) all work is completed in accordance with the Uniform Plumbing Code; (4) the District is notified at least ten (10) days prior to installation of the tap connection and is provided a written and binding cost estimate for the work and (5) the District declines to perform the work itself or to secure a less expensive bid for the work.

11.04 Availability Fee:

(a) All parcels in the District located adjacent to a sewer line, shall pay the availability fee of as set by the Board, for the benefit to those lots or parcels of having the sewer line and capacity in the treatment plant and effluent disposal facilities to accommodate the development of the property. The availability shall be due when postmarked and delinquent 60 days after the billing date.

(b) Definition of "Parcel". For the purpose of this section, a "parcel" shall mean a unit of property given a Pinal County Assessor's tax parcel

number, whether such unit be a whole lot, partial lot, several lots, a tract or a parcel described by a metes and bounds or other legal description.

(c) Credit for Unused Portion of Fee: The District may prorate and credit the unused portion of a lot's or parcel's availability fee to other fees or charges due at the time such lot or parcel is transferred to another rate classification.

(d) Waiver of Availability Fee: By unanimous vote of a quorum of the Governing board present at a regular or special meeting called for such purpose, the Board may vote to reduce, suspend or waive the availability fee charged to any lot or parcel upon a showing of good cause by the property owner. In this respect, "good cause" shall include, but not be limited to, the owner's inability to improve, build on, or sell the parcel in compliance with applicable zoning laws, but shall not include an intent to leave a lot vacant.

11.05 Class and Rate Schedule.

(a) User Classes.

The Board may, by resolution, classify Users as it deems reasonable and appropriate for rate making purposes. Unless and until altered by the Board, users are classified as Residential, Commercial, Elementary School, Industrial and Special. Each user class is further broken down as follows:

Residential:

R1 Single Family Dwelling

R2 Multi-Family Dwelling

R3 Mobile Home Park to include Mobile Homes and Park Model Homes, but excluding recreational vehicle parks catering mostly to short-term occupancy

Commercial:

C1 Commercial General Use. Any non-residential building with restroom facilities that does not fall into another commercial or industrial classification.

C2 Commercial Special. Any chemical usage, chemical plating, any film processing with washage to sewer line, mortuaries, convalescent homes, schools, etc. Commercial establishments containing a residential structure and business on the same parcel where the customer has demonstrated that (1) they are a single commercial enterprise, and (2) the residence is utilized by the business in conjunction with the business enterprise and is occupied by an employee or independent contractor performing services for the business, such as security services are eligible to receive a single bill encompassing both the residential and commercial buildings at the C2 rate, provided the commercial building would have otherwise been billed under the C1 rate.

C3 Commercial High Volume. Laundries, Laundromats, Car Washes, Beauty Shops, Barber Shops, Restaurants, Daycare Centers, etc.

C4 Commercial Recreational Vehicle Parks. Establishments catering mostly to short-term occupancy by Recreational Vehicles.

S1 Elementary Schools
with a maximum student count of 750 and an estimated usage of 800 gallons per student per day.

Industrial:

I1 Light Manufacturing. Any industry with a low volume of sewage or a BOD less than 300 ppm.

I2 Commercial Industrial. Any industry with a high volume of sewage or a BOD exceeding 300 ppm.

Special Rates: The Board, at it's discretion, may add classifications or review any building or parcel to determine how it should be classified and the rate to be applied based upon its particular impacts on the District's sewer system.

(b) Appeals: Any Customer may appeal their rate and/or class by the following procedure:

1. Obtaining Agenda status for a Board Meeting.
2. Showing just cause why another classification or rate is more

appropriate for the building or parcel.

The Board may take an Appeal under advisement but will render a decision on or before the next Board Meeting.

11.06 Multiple Rates. Each building connected to the District's sewer system shall be charged a separate user fee, establishment fee, hook-up fee and capacity fee. In buildings in which there are multiple occupants having an identifiable tenancies, such as individual tenants in an office complex, each single-family unit of a residential multi-plex or each unit in an apartment complex, and if such occupants have separate sanitary facilities connected to the District's sewer system, even if connected through a single sewer lateral, the owner or owners of said building shall be charged separately for each such use and user, unless the applicable rate classification expressly provides otherwise.

NOTE: Revision of Article XI Section 11.01, Section 11.02, Section 11.03 and Section 11.04 adopted by Resolution #114 and Section 11.05 adopted by Resolution #115 by the Board of Directors of the Arizona City Sanitary District at a meeting thereof duly held on May 26, 1992.

Section 11.05(a) and 11.05(b) added new commercial rate classification and new rate adopted by Resolution #126 by the Board of Directors of the Arizona City Sanitary District at a meeting thereof duly held on December 21, 1994.

Section 11.04(a) added new "Availability Fee" and adopted by Resolution #132 by the Board of Directors of the Arizona City Sanitary District at a meeting thereof duly held on June 21, 1995.

Revision of Article XI, Section 11.02(b), Section 11.03 adopted by Resolution #132 by the Board of Directors of the Arizona City Sanitary District at a meeting thereof duly held on June 21, 1995.

Revision of Article XI, Section 11.04(a) is amended by deleting the provision of Section 11.04 and creating a new 11.04 Special Fees, revisions to 11.05 and all of its subdivisions and subsections and renumbering them as Section 11.06 with all corresponding subsections numbered accordingly. Creating a new Section 11.05 ""availability Fee"" by transferring the existing Section 11.04(a) to Section 11.05 and renumbering it as Section 11.05(a) and by adding 11.05(b), 11.05(c), and 11.05(d), adopted by Resolution #138 by the Board of Directors of the Arizona City Sanitary District at a meeting thereof duly held on September 20, 1995.

Revision of Article XI, Section 11.01 is amended by changing the definition of Sewer Charges, revision to 11.02, revision to 11.06(b) by deleting all references and categories of billings pertaining to quarterly and yearly billings, rates and amounts. Article 11.06(b) is further amended by deleting, in its entirety, the "Schedule of Commercial and Industrial Users - Class and Rates by Name –

Customer Listing", adopted by Resolution #145 by the Board of Directors of the Arizona City Sanitary District at a meeting thereof duly held on March 27, 1996.

Revision of Article XI, Section 11.03 is amended by adding Section 11.03(b) adopted by Resolution #98-02 by the Board of Directors of the Arizona City Sanitary District at a meeting thereof duly held on May 20, 1998.

Revision of Article XI; adopting new rates; amending Section 11.01 authorizing Board to adopt rates, charges and fees by resolution rather than requiring Code amendment and requiring list of approved rates, fee and charges to be on file at the District office; deleting all references to specific dollar amounts from Section 11.02(a), 11.02(b), 11.03(b), 11.04(a) and 11.05(a) and replacing with the phrase "as set by the Board", deleting Section 11.03(a) and inserting new Section 11.03(a) dealing with Hook-up Fees; deleting portions of Section 11.06(a) setting fees rather than defining classifications adopted by Resolution #2002-07 by the Board of Directors at a meeting duly held June 5, 2002.

Revision of Article XI confirming most rates, fees, charges, revising the way Hook-up, Capacity and Establishments Fees are applied; deleting Section 11.04 involving Plug Fees for RV Parks and amending all other sections of Article XI adopted by Resolution #2003-08 by the Board of Directors at a meeting duly held April 3, 2003."

ARTICLE XII

BILLING AND COLLECTION

12.01 Billing. Charges may be collected by billing quarterly, monthly, bimonthly or as determined by the Board.

12.02 Proration of Fees and Billings. All user fees shall commence on the first day of the month following the month in which service is established, and shall terminate on the first day of the month following the month in which service is terminated; and billings shall be prorated accordingly.

12.03 Billing Time. Bills for sewer service shall be rendered at the beginning of each billing period and are payable upon presentation.

(a) Bills shall be deemed delinquent the 1st day of the 1st month following any billing period for which a bill remains unpaid.

12.04 Penalties. If the bill is not paid by the due date, which is defined to be the last day of the month in which a bill is mailed, a penalty of 1.5% of the bill will be charged for each month or portion thereof for which the bill remains unpaid after its due date. The provisions of this section shall apply to all rates and fees charged by the Arizona City Sanitary District.

12.05 Collection of Unpaid Fees, Charges, Interest and Penalties. All costs, fees, charges and expenses incurred by the District in collecting unpaid bills, in disconnecting and reconnecting service, and in bringing suit to collect a bill or to enforce any of the District's rules and regulations, including the cost of reasonable attorney's fees, shall be assessed against the owner of the premises where such bills, costs, fees, charges and expenses were incurred. The District may utilize the services of a collection agency or may bring an action in court against such owner to collect all such bills, costs, fees, charges, expenses, interest and penalties. In the event that the District recovers a judgement against such owner, the District shall also obtain a lien against the premises and prosecute proceedings to foreclose the lien. The District shall be entitled to submit a credit bid in the amount of its judgment and accrued costs at any foreclosure sale, and, if successful as the highest bidder, to acquire title to the property as a result thereof. In the event that the owner has leased the premises to a tenant who has used the District's service and incurred any charge therefor, then the tenant shall also be liable to the District for payments of all such bills, costs, fees, charges, expenses, interest and penalties; and in such event, the District may seek recovery from either or both the owner and tenant.

12.06 Advance Payments. Advance payments on any account shall be reflected only as credits against future balances owed by that account. Advance payments shall not, under any circumstances, be deemed a contract with the District to pay any rate for any period of time. The District reserves the right to change any rate or charge at any time pursuant to Arizona Law. When credits for advance payments in an account become depleted, the account will be billed for charges at the rates then in effect.

12.07 Returned Check Charges: The District will charge a fee of $15.00 for each check returned to the District unpaid for any reason.

12.08 Owner Billing Information: When a property owner requests the District to bill a tenant of the owner, the owner shall provide the District with the owner's current mailing and residence address, home and work phone numbers and such other information as the District may require. The owner shall also inform the District if the tenant moves. It is the owner's responsibility to keep all such information current. The owner will be billed directly in the event that the tenant becomes delinquent in the payment of any fee or charge. The owner shall remain liable at all times for payment of all fees and charges billed by the District for service at any property owned by the owner.

12.09 Account Establishment Fee. A fee of $25.00 shall be charged to establish an

account with the District. This fee would be charged for any owner changes or tenant changes to rental property. This fee will be waived for new home construction as the Account Establishment Fee is included in the price of a Sewer Service Connection Permit.

12.10 Administrative Fee for delinquent accounts. An account that is continually delinquent (2 or more times) and receives a 48-hour disconnect notice would be required to pay an administrative fee on their account to keep the account open. The administrative fee required would be two times the billing cycle rate on the account.

NOTE: **Article XII,** Section 12.04 changed due date by motion approved at Regular Board Meeting of January 22, 1991.
Article XII, Section 12.05 was adopted by Resolution #118 by the Board of Directors at a duly held meeting on February 25, 1993, and dated and signed March 2, 1993 by the Secretary.
Article XII, Section 12.03 amended by adding a new subsection (a). Sections 12.06, 12.07, and 12.08 added. Changes were adopted by Resolution #145 by the Board of Directors at a duly held meeting on March 27, 1996.
Article XII, Section 12.09 and Section 12.10 were adopted by Resolution #98-01 by the Board of Directors at a duly held meeting on April 15, 1998, and dated and signed May 6, 1998 by the Clerk of the Board.

ARTICLE XIII

CONNECTION AND DISCONNECTION

13.01 Connections. The District may declare that the further maintenance or use of any cesspool or cesspools or other local means of sewage disposal constitutes a public nuisance, and require all buildings inhabited or used by human beings and in which any sewage is produced be connected with the sewer system within the period prescribed by it, but not less than 30 days (from the time when such connection can be made, when the building is within a reasonable distance, not more than 300 feet from connection with the sewer system).

13.02 Termination.

A. Termination of service with notice: The District may disconnect service to any customer with notice for any reason stated below provided the District has met the notice requirements of Section 13.02 D below:

1. Violation of any of the rules and regulations of the Sanitary Code.
2. Failure to pay any delinquent amounts owed to the District.
3. Failure to provide the District reasonable access to its equipment and property.
4. Misrepresentation in any application for service, service agreement, or main line agreement, or failure to furnish permits,

certificates, and/or rights of way, as necessary to obtaining service, or in the event such permissions are withdrawn or terminated.

5. Any material breech of a service agreement of mainline extension agreement.
6. When necessary for the District to comply with an order of any court or governmental agency having jurisdiction.
7. In the event of customer use of equipment in such a manner as to affect adversely the District's service to others.
8. In the event of unauthorized use of the District's service.
9. For customer tampering with equipment owned by the utility.
10. For molesting or tampering with any service or sewerage pipe, or for illegally making connection into any sewerage line for the disposal of drainage surface waters.

B. Termination of service without notice: The District may disconnect a customer without advance written notice under the following conditions:

1. The existence of an obvious hazard to the safety or health of the customer or the general population.
2. The District has evidence of fraud relating to the customer's use of the Sewage Treatment System.

C. The District shall not be required to restore service until the conditions which resulted in the termination have been corrected to the satisfaction of the District.

D. Termination notice requirements:

1. The District shall not terminate service to any Customer without providing advance written notice to the Customer of The District's intent to terminate service, except for those conditions specified in Section 13.02 B above.
2. Such advance written notice shall contain, at a minimum, the following information:
    a. The name of the Customer whose service is to be terminated and the address where service is being rendered.
    b. The reason for termination.
    c. The date on or after which service may be terminated.

E. Timing of termination's with notice:

1. A seven (7) day notice shall be given to the owner (and to the tenant if the premises are leased) stating the amount of the delinquency or the reason for termination and stating that if the

delinquency is not paid or if arrangements are not made to pay the delinquency or if the condition that caused the termination has not been corrected within the seven-day period, then the service line will be plugged off, the appropriate governmental public health and building departments will be notified, and an action will be filed to condemn the premises as a public nuisance. Notice mailed to the owner at the address listed in Pinal County Assessor's Office shall be sufficient without regard to actual receipt of same.

2. If after the period of time allowed by the notice has elapsed and the delinquent account has not been paid nor arrangements made with the District for the payment thereof, or in the case of a violation of the District's Sanitary Code the Customer has not satisfied the District that such violation has ceased, the District may then terminate service on or after the date specified in the notice without giving further notice.

3. The Customer shall not use the sewer service lateral after disconnection. Any solid material placed into the sewer service lateral after disconnection will be deemed a hazard to the owner by the owner.

(f) Changes of Ownership of property after disconnection shall not change the fee required to be paid to the District before the property can be reconnected to the District's sewer lines.

(g) The Board by unanimous vote by a quorum present may suspend any of the above rules and make alternative arrangements with a user, occupant or owner of property within the District.

(h) The District Manager shall estimate the cost of disconnection of said premises and the cost of reconnection, and such user shall deposit the estimated amount thereof before the premises may be reconnected. Any amount remaining out of said deposit, after the reconnection is made, shall be refunded to the person depositing same.

(i) Disconnection for Non-payment of Late Fees. When late fees, interest or penalties of any kind for any type of service or charge remain unpaid for a period of one year, the District may disconnect service by following the procedures outlined in Article 13.02(a) above.

13.03 Abatement. During the period that any property is not connected to the sewer system when ordered to be connected as provided in this section or

while said property is disconnected as provided in this section, the Board may cause proceedings to be brought for the abatement of the occupancy. of said premises by human beings. In such event, there shall be paid to the District reasonable attorney's fees and costs of suit arising in said action.

NOTE: Article XIII, Section 13.02 was adopted by Resolution #118 by the Board of Directors at a duly held meeting on February 25, 1993 and dated and signed by the Secretary on March 2, 1993.

Revision of Article XIII, Section 13.02(a), changing delinquency to two months, and past due notices to fifteen-days. Section 13.02(b), (c), and (e) changing all reference on past due notices from 30-days to fifteen-days. Adding new Section 13.02(I), Disconnection for Non-payment of Late Fees. All revisions adopted by Resolution #145 by the Board of Directors of the Arizona City Sanitary District at a meeting thereof duly held on March 27, 1996.

ARTICLE XIV

RV PARK DISCHARGE RULES & REGULATIONS

14.01 The owner or operator of an RV park connected to the Arizona City Sanitary District sewer collection system shall not allow any discharge of materials that may cause interference with that system. In this context, "interference" is defined as follows:

INTERFERENCE: A discharge which, alone or in conjunction with a discharge from other sources, both:

(a) inhibits or disrupts the District's treatment and collection system, or the District's treatment processes, operations, sludge processes, use or disposal; and

(b) violates any requirement of any environmentally related permit issued to the District by any governmental entity (including any increase in the magnitude or duration of any such violation), or prevents sludge use or disposal in compliance with the following statutory provisions and regulations (or more stringent state or local regulations), or permits issued thereunder to the District: Clean Water Act §405; Solid Waste Disposal Act (including Title 11, more commonly referred

to as the Resource Conservation and Recovery Act, and including state regulations contained in any state sludge management plan prepared pursuant to Subtitle D of the Solid Waste Disposal Act); Clean Air Act; Toxic Substances Control Act; and the Marine Protection, Research and Sanctuaries Act.

14.02 Prior to discharging any substance into the Arizona City Sanitary District sewer collection system, the owner or operator of an RV park shall design, construct, install and operate a sewage pretreatment system to District specifications, and obtain an operating permit for the pretreatment system from the District. The pretreatment system shall process all sewage and waste water generated by the RV park and by all recreational vehicles in the park in order to preclude a discharge that may cause interference with the District's system.

(a) The RV park's pretreatment system shall be connected to the District's system by a single tap, designed, sized and located according to plans prepared by a registered civil engineer, licensed in Arizona, and retained by the Park owner. Such plans are subject to approval by the District and the Arizona Department of Environmental Quality. In

addition, the RV park owner shall pay the District its standard tap connection/inspection fee for new construction in effect at the time of the construction.

(b) The RV Park owner shall install, at its expense, a clean-out pipe at a location approved by the District within the District's easement on the property. The District will install a waste sampler unit with the clean-out pipe for the purpose of sampling and monitoring the quality of sewage discharged by the park's pretreatment system. The District shall conduct sampling at a frequency determined in its sole discretion.

(c) All discharges from the RV park's pretreatment system shall meet or exceed the following parameters, expressed in the total form as micrograms per liter (uG/L), using the following sample type:

(1) The instantaneous effluent limitation (the maximum allowable concentration permitted in a discharge at any time) for the following parameters shall be:

	PARAMETER	LIMIT	SAMPLE TYPE
(i)	Benzene	130	Grab
(ii)	Chloroform	420	Grab
(iii)	Cyanide (amenable to chlorination)	200	Grab
(iv)	Methylene chloride	4,200	Grab
(v)	Sulfides (dissolved)	500	Grab
(vi)	Tetrachloroethylene	530	Grab
(vii)	Trichloroethylene	700	Grab

(2) The instantaneous effluent limitation for the following parameters shall have a limit of zero, and are therefore prohibited:

i. BHC-Alpha
ii. BHC-Beta
iii. BHC-Gamma (Lindane)
iv. Kerosene
v. Heptachlor
vi. Heptachlor epoxide
vii. Phenanthrene
viii. Polychlorinated biphenyl compounds

(3) The daily average effluent limitation for the following parameters, expressed in the total form as micrograms per liter (uG/L), shall be:

	PARAMETER	LIMIT	SAMPLE TYPE
(i)	Arsenic	100	Composite
(ii)	Boron	5,600	Composite
(iii)	Cadmium	47	Composite
(iv)	Chromium VI	No Limit	Composite
(v)	Chromium	1,400	Composite
(vi)	Copper	1,700	Composite
(vii)	Cyanide	2,000	Grab
(viii)	Lead	500	Composite
(ix)	Mercury	50	Composite
(x)	Nickel	5,000	Composite
(xi)	Oil & Grease (TPH)	100,000	Grab
(xii)	Selenium	1,100	Composite
(xiii)	Silver	500	Composite
(xiv)	Sulfides	10,000	Grab
(xv)	Zinc	5,400	Composite

(d) In the event that the District determines that any sample fails to comply with any of the foregoing parameters, the District shall immediately notify the RV park manager and owner, who shall:

(1) immediately eliminate the source of the non-compliance,

(2) reimburse the District for all costs of cleaning the District's system as a result of the noncompliance, and

(3) pay for all costs of any remedial action to reestablish treatment processes in compliance with the District's rules and regulations.

In addition, the District may suspend or terminate all service to the RV park pending compliance with the District's rules and regulations and the District may assess a surcharge against the RV park owner in the amount of $500.00 for the first incident of noncompliance, and $1,000.00 for each succeeding incident of noncompliance. Each day during which sampling detects unacceptable limits of chemical contamination in noncompliance with the District's rules and regulations may be considered a separate incident for purposes of assessing a surcharge. In the event of repeated or ongoing incidents, the District may seek and abatement order or injunction closing the RV park. in order to protect the District's system
from contamination, the District may seek the immediate closure of the park and seal the park's connection to the District's system.

(e) In lieu of constructing a pretreatment system, the owner of the RV park may design, install, construct and operate a park community holding tank, to specifications approved by the District, the Pinal County health Department and the Arizona Department of

Environmental quality. in this event, the RV park owner and manager shall require all recreational vehicles at the park to empty their holding tanks into the community tank. The RV park shall be solely responsible for maintaining and emptying the community tank into a system other than that operated by the District.

14.03 The RV park owner shall not expand the park for additional recreational vehicles after receiving its District permits without first notifying the District and obtaining approval from the District for such terms as the District deems appropriate to maintain compliance with these rules and regulations. In the event that an RV park owner sells recreational vehicle lots or parking spaces rather than leasing them, the RV park owner shall require each lot owner to install and pay for a separate connection to the District's system. In such event, each lot owner shall pay the District's standard R-3 connections fees and service rates.

Note: Article XIV Section 14.01, Section 14.02 and Section 14.03 adopted by Resolution # 126 by the Board of Directors of the Arizona City Sanitary District at a meeting thereof duly held on the 21st day of December, 1994.

ARTICLE XV

CUSTOMER AND CONTRACT SERVICES

15.01 Service Call Policy.

(a) When a user notifies the District of a problem with a sewer line *during normal working hours, the District will respond and check out the problem at no cost to the homeowner.*

(b) If *the call is after normal working hours the user will be notified that* if the District determines that the source and location of the problem is within the user's service line, then the District shall bill the user at the District's then current and published rate. If the problem is within the District lines there shall be no charge.

(c) District charges:

(1) The Governing Board may at any time adopt fees, charges and rates which it deems appropriate for the services it provides in responding to user service calls and requests for assistance. The initial rates charged by the District shall be as follows:*$170.00* for service calls after normal business hours and on weekends and holidays

If the District determines that any problem has been caused by the acts of any person or entity, the District shall bill such person or entity for all costs and charges incurred by the District in repairing or resolving the problem, including all costs expended to reimburse the user affected by the problem.

(d) Billing procedures: Upon completion of the service call, the user will be invoiced by the District for any charges payable by the user. All invoices will be due net 15 days. A late fee of 1.5% per month will be added to all unpaid balances.

(e) Service call authorization form: Each user shall sign a Service Call Authorization Form prior to the District commencing any work or responding to the request for service.

15.02 Laboratory Testing Schedule and Policy

Laboratory Tests Available

Physical Examinations:

PARAMETER	METHOD

* ^ Color	STD Method 2120C
* ^ Turbidity	EPA Method 180.1

Inorganic, Nonmetallic Constituents:

PARAMETER	METHOD
* ^ Alkalinity	EPA Method 310.1
* ^ Acidity	EPA Method 305.1
* ^ Chlorine residue	STD Method 4500-CL
* ^ Dissolved oxygen	EPA Method 360.1
* ^ Hardness	EPA Method 130.2
^ pH Value	STD Method 4500-H
* Settleability test	EPA Method 160.5
* Total Suspended Solids	STD Method 2540D
* Volatile Residue	STD Method 2540E

Nutrient and Demand:

PARAMETER	METHOD
* BOD	STD Method 5210B
* COD	EPA Method 410.4

Microbiological Examination:

PARAMETER	METHOD
* ^ Total Coliforms	STD Method 9221D
* ^ Total/Fecal Coliforms	STD Method 9221B/E

NOTE: * = Water Testing
^ = Wastewater Testing

Sample Containers:

Pre-cleaned sampling containers, ice chests and Chain of Custody Forms are supplied to our clients at no charge. Ice chests and sample bottles not returned to Arizona City Sanitary District will be billed at replacement costs.

Turn Around Time:

The turn around time can vary from one to four days depending on the type of sample and the analysis requested. Analyses are generally initiated upon sample receipt and results will be mailed out weekly.

Sample Submission:

All samples submitted for testing must be accompanied by a Chain of Custody Form. Samples can be hand delivered to the laboratory or shipped by UPS, US Postal Service, Federal Express or another suitable means. All samples must be received prior to noon Monday through Friday and before 10:00 a.m. on Saturday and Sunday. In the event the Laboratory personnel are unavailable during these times, the sample may be placed inside the front gate along with the appropriate storage containers and paperwork.

Sample Storage:

All samples are disposed of by Arizona City Sanitary District within 24 hours after test completion. Clients that require longer sample storage or the samples be returned to them must specify so in writing at the time of sample submission.

NOTE: Under NO circumstances will any sample suspected to contain hazardous material as defined by state or federal regulations be accepted into this facility.

Payment Terms:

Invoices are due with 15 days.

Confidentiality:

All test results are treated as confidential and will not be divulged without first obtaining the client's written consent. If an Arizona City Sanitary District employee is subpoenaed to testify, the client shall pay all costs including clerical, travel, accommodations, personnel time and legal fees.

References

The Arizona City Sanitary District Laboratory Manual Guidelines have been prepared in accordance with the Arizona State Health Services, "Standard Methods for the Examination of Water and Wastewater", 18th edition, 1992, and "Methods for Chemical Analysis of Water and Waste", EPA-600/4-79-020, Revised March 1983.

15.03 VACTOR TRUCK SERVICE POLICY

The District may contract with any other governmental entity to provide sewer maintenance service with the District's personnel and the District's sewer maintenance equipment, including the Vactor Truck, on the following terms and conditions:

(1) The only persons permitted to operate District equipment shall be District employees. The District shall not permit the employees of any other governmental entity to drive or operate any District equipment at any time.

(2) The District's employees will provide such service only when it does not conflict with the needs of the District in operating and maintaining its own treatment plant and system.

(3) The Governing Board shall from time to time adopt a schedule of fees and costs for providing such services, provided, however, that the Board may, in its absolute discretion, waive or reduce any fees and costs in exchange for services or other items of equivalent value from the other governmental entity.

(4) The District shall not permit its employees or equipment to be used outside the District in the event that liability and employee insurance policies do not provide coverage for such service, or in the event that the District's financing lender prohibits such service.

(5) Every agreement to provide such service outside the District shall be in written form and signed by the authorized representatives of the District and of the other governmental entity. The District and its agents and employees shall be held harmless from and against all claims, damages, losses and expenses, including reasonable attorney's fees in case it shall be necessary to file an action arising out of performance of their work herein, which is:

(a) for bodily injury, illness or death or for property damage, including loss of use, and

(b) caused in whole or part by negligent act or omission of the other governmental entity.

NOTE: Article XV, Section 15.01, Section 15.02, and Section 15.03 adopted by Resolution #145 by the Board of Directors of the Arizona City Sanitary District at a meeting thereof duly held on March 27, 1996.