

CROSS-CONNECT AND BACKFLOW POLICY

This policy is adopted to regulate and prohibit cross-connections to the water supply of the Oxberg Water Company as the provider of water service to the residents of the Oxberg Lake Estates subdivision and other individuals in the Oxberg Lake general vicinity. Cross-connections are hereby declared to be a hazard and as such are to be abated. This policy sets forth the definitions, provides for the control and use of backflow devices; provides for the permitting process for the installation of backflow devices on all cross-connects within the system and the regular inspection thereof; established penalties for violation of this policy by any and all subscribers to the services of the Oxberg Water Company; and establishes a time certain for full compliance by current subscribers.

Purpose and Scope

The purpose of this policy is to protect the public health of water consumers by the control of actual and/or potential cross-connections to or by customers.

Definitions

(1) "Backflow" shall mean the undesirable reversal of water or mixtures of water and other liquids, gases or other substances into the distribution pipes of the potable supply of water from any source or sources.

(2) "Backflow Prevention Device" shall mean a device that has been investigated and approved on the basis of a favorable laboratory and field evaluation report by an "approved testing laboratory" recommending such approval. **FOR PURPOSES OF THE OXBERG WATER COMPANY, THE ONLY APPROVED DEVICE SHALL BE A PROPERLY INSTALLED AND CERTIFIED DOUBLE CHECK VALVE ASSEMBLY.**

(3) "Contamination" shall mean the entry , potential for entry or the presence in the public water supply of any substance which may be deleterious to health and/or the quality of the water supply.

(4) "Cross-Connect" shall mean any unprotected actual or potential connection or structural arrangement between a public or a consumer's potable water system and any other source or system through which it is possible to introduce into any part of the potable water system any used water, industrial fluids, gas or substances other than the intended potable water with which the system is supplied. Bypass arrangements, jumper connections, removable sections, swivel or changeover devices and other temporary or permanent devices through which or because of which "backflow" can or may occur are considered to be cross-connections.

(5) "Potable Water System" shall mean the system of water supply intended or used for human consumption or other domestic use as supplied by the Oxberg Water Company.

CROSS CONNECTIONS

The installation or maintenance of a cross-connection which does or potentially may endanger the water quality of the potable water supplied by the Oxberg Water Company to any and all of its customers shall be unlawful and is expressly prohibited. Any such cross-connection which now exists or is hereafter installed is hereby declared to be a public hazard and the same shall be abated immediately. The Directors of the Oxberg Water Company or their designee are hereby authorized to enforce the provisions of this policy by the inspection of existing, new and future connections to the water system.

USE OF BACKFLOW PREVENTION DEVICES

(1) No water service connection to any premises shall be installed or maintained unless the water supply is protected by the terms of this policy. Service of water to any premises shall be discontinued by the Water Company if the backflow prevention device or equipment required under this policy is not installed, tested and maintained, or if it is found that the backflow prevention device or equipment has been removed, by-passed, or if an unprotected cross-connection exist or is found to exist in the premises. Service shall not be restored until such conditions or defects are corrected, inspected and approved by the Water Company.

(2) The customer's system shall be open for inspection and testing at all reasonable times to authorized representatives of the Water Company to determine if cross-connections or other potential hazards to the potable water system exist in violation of this policy. Any violations discovered shall result in the immediate termination of water service to the premises by providing for the water service to be turned off at the meter and locked until such time as the customer has corrected the condition or conditions in compliance with applicable state and local plumbing and water quality rules and regulations as well as compliance with the provisions of this policy.

(3) An approved backflow device shall be installed on each service line to a customer's water system at or near the property line but in all cases, before the first branch line leading off of the service line.

(4) Backflow prevention devices required under this policy shall be installed only upon written notice to and approval by the Water Company, such notice requiring (5) working days advance notice to the Water Company. These devices shall be furnished by and installed at the expense of the customer. All newly installed devices shall be tested and certified immediately upon installation by and at the customer's expense. The Water Company shall inspect the installation of the device within (5) five working days of notice that installation is complete.

(5) All approved backflow devices shall require annual inspections and certification by a licensed or certified inspector selected by the Water Company. Annual inspection costs will be billed to the customer during the next billing cycle following the inspection. Customer shall be entitled to receive a copy of the inspection report for their individual premises. Any and all maintenance costs and or repair costs shall be the responsibility of the customer and should an device be found during inspection to be faulty or defective, customer shall have repairs accomplished within 24 hours of notice by the Water Company. Notice of failure or need of maintenance may be made by the Water Company either orally or in writing or both.

(6) No underground/in ground sprinkler or irrigation system may be installed without an approved backflow prevention device.

(7) Failure of the customer to cooperate with the installation, inspection, testing and maintenance of required backflow prevention devices required under this policy shall be grounds for the termination of water service to the premises until such repair, inspection, testing or maintenance is completed.

LIABILITY

The policy shall not be construed to hold the Water Company or the Oxberg Homeowners Association responsible for any damages to persons or property by reason of the testing herein, or failure to inspect or test or by reason of approval of any cross connections.

PENALTIES

Any person who violated, disobeys, omits, neglects, or refuses to comply with, or resists the implementation or enforcement of any of the provisions of this policy shall have water service to their premises terminated immediately and may, at the discretion of the Water Company, be charged a connection fee for the reestablishment of water service to the premises when the policy is complied with.

TIME CERTAIN FOR COMPLIANCE

Upon the adoption of this policy by the Board of Directors of the Oxberg Water Company, all subscribers and customers shall be given notice of the implementation of the policy and an inspection of all premises shall be made within (5) five working days by an inspector selected by the Water Company and at the expense of the Water Company. Any premises found to not be in compliance with the terms of this policy shall be given notice and required to make the necessary installations, changes, repairs or maintenance required under the terms and conditions set forth above, but under no circumstance shall any existing, unprotected cross-connections be tolerated beyond February 28, 1997.

IN CONSIDERATION OF THE URGENCY OF THE NEED TO COMPLY WITH FEDERAL, STATE AND LOCAL LAWS, REGULATIONS AND ADMINISTRATIVE RULES AND POLICIES AND IN THE INTEREST OF PRESERVING THE PUBLIC HEALTH AND PROTECTING THE QUALITY OF THE POTABLE WATER SUPPLY PROVIDED BY OXBERG WATER COMPANY, THE BOARD OF DIRECTORS HEREBY DECLARES THAT AN EMERGENCY EXIST AND THAT THIS POLICY SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY UPON ITS PASSAGE AND APPROVAL BY THE BOARD OF DIRECTORS.

PASSED by the Board of Directors of the Oxberg Water Company on the 5 day of February, 1997.

Raymond L. Johnson, President