

## WEST CENTRAL CONSERVANCY DISTRICT

### Policy #2008-1

#### CONNECTION TO DISTRICT SEWERS FROM INDIVIDUAL PROPERTIES WITHIN UNSEWERED SUBDIVISIONS

The Board of Directors of the West Central Conservancy District recognizes there are individual properties within existing unsewered residential subdivisions within the boundaries of the District that need to connect to a public sewer system. Because there are various factors and opinions as to the need and expediency required to construct an actual sewer system within an unsewered subdivision and, at the same time, insuring that the public health and welfare of the freeholders of the District are not compromised, the Board of Directors of the West Central Conservancy District hereby establishes the District's policy as to the process to be followed by the District when the District receives a request to hook up to the District's sewer system from individual properties within an unsewered, existing subdivision:

1. When the District receives a request from an individual homeowner within an existing, unsewered subdivision, the District Manager will make an assessment based upon the particular need and whether or not further study needs to be conducted in accordance with District Policy #2007-3.
2. If the District Manager determines the property owner should be permitted to hook into the District's sewer system, the District Manager will consult with a District Engineer to approve the proposed connection or direct a different connection and ensure the requesting property owner has the necessary approvals/easements if the proposed connection route crosses properties not owned by the requesting party. The District will not be responsible in the procurement of approvals/easements from other property owners for individual laterals, whether the laterals be by gravity construction or low pressure bore.
3. Prior to District approval, the requesting property owner will sign a Restrictive Covenant, prepared by the District, which will be recorded in the Hendricks County Recorder's Office, that acknowledges the property owner, its successors, or assigns will: 1) participate in any exceptional benefit assessments, as all other affected property owners within the subdivision; 2) not remonstrate against sewers being installed within the subdivision; and 3) agree that, at the discretion of the West Central Conservancy District, the property owner may be required, at the property owner's sole cost and expense, to disconnect from the original sewer connection and connect to the sewer system installed within the owner's subdivision.
4. The requesting property owner shall further agree that the above Restrictive Covenant non-remonstrance clause is effective in the event subdivision sewer service is constructed upon a vote of the other owners of property within the subdivision for the purpose of determining whether or not sewers will be constructed in that subdivision.
5. The requesting property owner further acknowledges that all lines constructed by the property owner, irrespective of length, from the residence to the District's sewer main is a sewer lateral and therefore the responsibility of the property owner to maintain.

6. All costs associated with the request including, but not limited to, System Development Charges, Inspection Fee, construction and connection costs; including septic tank closure, easement/approval costs, District engineering fees, District attorney fees and any governmental permit costs are the sole responsibility of the requesting property owner and all costs must be paid to the District prior to issuance of an EDU Certificate.
7. This policy applies to all connections whether elective on the part of the property owner or by condemnation by any applicable health authority.
8. Any approval for a lateral connection is only for the property of the requesting owner and, once constructed, no future connections to the constructed lateral line can be made without the approval of the West Central Conservancy District.

Passed and adopted this \_\_\_\_ day of \_\_\_\_\_, 2008

West Central Conservancy District

Board of Directors

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