

ORDINANCE 18-01 WD

AN ORDINANCE TO REGULATE STAND-BY FIRE SERVICE LINES

Whereas, the Board of Directors of the Arch Cape Domestic Water Supply District finds that domestic fire suppression systems have become more common, and

Whereas, the Board finds that fire suppression systems benefit the public, the District, its users and all residents within the District, and

Whereas, since fire suppression system water lines are only used in the event of a fire, or for testing, the Board believes such lines should be regulated, and charged fees, separately from other types of use.

NOW THEREFORE THE BOARD OF DIRECTORS OF ARCH CAPE DOMESTIC WATER SUPPLY DISTRICT ORDAINS AS FOLLOWS:

A. Stand-by Fire Service Protection.

1. At any user's application, the District will provide a stand-by fire service line. Stand-by fire protection service systems connected to a stand-by fire service line shall be installed in accordance with applicable regulations. All fire protection lines shall be equipped with detector meters of the District's specification. All fire systems shall be equipped with the appropriate backflow prevention assemblies, and shall be continuously maintained by the property owner.
2. A user installing a stand-by fire service line thereby agrees that no water may be used from the line or system except for extinguishing fires or periodic testing. Before any water for testing can be used, the user or agent must receive written permission from the District. Adequate provisions shall be made to prevent the use of water from such service or lines for other than extinguishing or testing of a stand-by fire protection system.
3. Charges for the stand-by fire service line shall be according to the District's schedule for rates, charges and fees. Except as provided in paragraph 6 in this Ordinance there will be no Systems Development Charge for a stand-by fire service line to a development for which a Systems Development Charge has been paid for a standard service.
4. As determined by the District, the user shall pay the cost of installing the stand-by fire service line, including the cost of mains, detector meters, and related improvements needed to supply the required flow.
5. All water provided by the District through a stand-by fire service line shall be provided subject to the supply and pressure existing in its water distribution system. The District shall not be responsible for loss or damage resulting from lack of water supply or water pressure.
6. If water is used from a stand-by fire service line in violation of these Rules and Regulations, the user shall pay for the water based on the quantity used at the regular rates, including the minimum charge based on the size of the service connection. Upon

the second unauthorized water use, a standard system development charge will also be assessed on the service.

B. Severability.

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance.

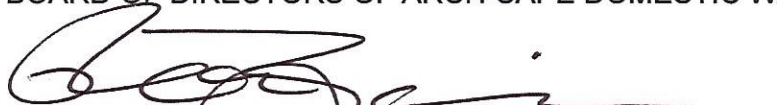
C. Effective Date.

This ordinance shall take effect on the 30th day following adoption by the District Board pursuant to ORS 198.570.

Date of First Reading: OCTOBER 19, 2018


Date of Second Reading and Approval: NOVEMBER 19, 2018

BOARD OF DIRECTORS OF ARCH CAPE DOMESTIC WATER SUPPLY DISTRICT



Ron Schiffman, President

Attest:



Recording Secretary