

# POLICY MANUAL

Date Adopted: July 10, 1978

Classification: FEES

Date Last Amended: September 13, 1983  
July 22, 1997

Subject: Non-Conforming Facilities  
Construction and Maintenance

Approved By



1. It is the policy of the District to encourage the provision of planned levels of drainage service through the minimum amount of planned physical facilities. It is the intent of this policy to protect the general District Taxpayer/Developer from unnecessary costs of service provision. This policy is implemented by requiring that the cost of those non-planned facilities (1) not required to provide the design level of permanent drainage service; (2) not required to achieve the drainage patterns set forth in the adopted Storm Drainage Master Plan or (3) those facilities required for the sole benefit of an individual parcel development shall be borne by those parties benefitting directly from the construction of such facilities.

2. The District shall provide for the collection of fees to offset District costs associated with the review, inspection, and acceptance of non-Master Plan storm drainage facilities. A non-conforming facilities fee shall be paid for all non-Master Plan storm drainage facilities identified as mainline pipelines and/or mainline extensions located within public rights-of-way. Such fee shall also be paid for all connections of non-mainline pipeline and/or connections of mainline extensions to the Master Plan system by all land uses, except that commercial and industrial land uses shall pay only the inspection fee for connections of non-mainline pipeline to the Master Plan system. Such fees shall consist of the following elements:

- (a) Inspection Fee
- (b) Engineering Fee  
(Basic System Hydrology)
- (c) Engineering Fee  
(Each inlet in excess of one inlet)

3. In all cases of non-Master Plan storm drainage facilities to be accepted by the District for operation and maintenance, a maintenance fee shall be paid to the District, based on a rate per lineal foot. The determination of the lineal footage shall begin at the direct point of connection to the Master Plan facility and shall include all branch lines off the mainline or mainline extension and shall include all lengths of the constructed facility including main and branch lines and laterals.

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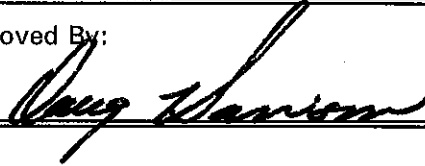
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4. The District shall take no action granting any entitlements, authorizations or approvals until such fees required by the provisions of this policy are paid to the District.

5. The fees, rates, and administrative provisions provided by this policy shall be reviewed and amended as determined necessary by the District to ensure that the fees are sufficient to cover the actual cost incurred as a result of such construction, installation, connection, and maintenance of non-Master Plan storm drainage facilities.

6. The District shall, in its sole discretion, determine which non-Master Plan storm drainage facilities may be connected to the Master Plan Storm Drainage system.

7. The District shall, in its sole discretion, determine which non-Master Plan storm drainage facilities shall be accepted for operation and maintenance by the District.

8. The party constructing or dedicating any such non-conforming facilities which are designed and constructed in full compliance with District policies, standards, and requirements, and which are accepted by the District for operation and maintenance, shall not be required to execute a document releasing, indemnifying, and defending the District from claims related to such accepted facilities.