

VILLAGE OF COLLEGE CORNER

WATER AND SEWER

UNAUTHORIZED USE OF WATER

- 1) Except with the prior authorization of College Corner Water and Sewer, no person or entity shall do any of the following:
 - a) tap, sever, open, or make unauthorized connections with a main, service line, setter, meter, hydrant, pump, storage tank, or other pipe or facility used or intended for the transmission of water by College Corner Water and Sewer.
 - b) tamper with a water metering device installed by, or with the consent of, College Corner Water and Sewer to measure the flow of water through an authorized connection to a main, service line, setter, meter, hydrant, pump, storage tank, or other pipe or facility used or intended for the transmission of water by College Corner Water and Sewer; or
 - c) reconnect a water meter, conduit, or attachment of the District that has been disconnected or locked by the District.
- 2) The prohibition described in section 1.a above shall not apply to a connection by a firefighting agency or a private fire company to a hydrant or water transmission facility in the course of engaging in a fire protection activity.
- 3) For purposes of this regulation, the term "Tamper" shall mean to interfere with, damage, or by-pass a water meter, conduit, or attachment with the intent to impede the correct registration of a meter or the proper functions of a conduit or attachment so as to reduce the amount of water flow that is registered on the meter.
 - a) Proof that a water meter, conduit, or attachment has been tampered with is prima-facie evidence that the person who is obligated to pay for the service rendered through the meter, conduit, or attachment and is in possession or control of the meter, conduit, or attachment at the time the tampering occurred has caused the tampering.
 - b) Proof that a water meter, conduit, or attachment disconnected by College Corner Water and Sewer has been reconnected without the consent of College Corner Water and Sewer is prima-facie evidence that the person in possession or control of the meter, conduit, or attachment at the time of the reconnection has reconnected the meter, conduit, or attachment.
- 4) In the event College Corner Water and Sewer discovers that a person or entity has engaged in any of the conduct prohibited in this Regulation, the person or entity shall be obligated to pay the following charges for the unauthorized use of the water resource project during the period of unauthorized use as determined by College Corner Water and Sewer:
 - a) If the conduct involves a violation of sections 1.b. or 1.c. above, the College Corner Water and Sewer monthly Service Availability Fee which would have been applicable to an active service connection at the property;
 - b) A water usage charge calculated using the College Corner Water and Sewer standard residential water usage rate and presuming the water used through the connection was equivalent to the maximum possible daily rate of flow for the size and type of connection to the water resource project for each day of the entire period of unauthorized use;
 - c) A service charge Tampering Fee of \$50.00; and

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- d) Reimbursement of College Corner Water and Sewer's costs incurred in investigating, responding to, and correcting any violation of this Regulation.
- 5) In the absence of evidence to the contrary, the period of unauthorized use shall be deemed to have terminated at the date of the College Corner Water and Sewer discovery of the unauthorized use and shall be presumed to have commenced:
 - a) At the date of the last valid meter reading for the property; or
 - b) If no meter was ever installed at the property, at the date on which Owner acquired title to the property; or
 - c) At the earliest date which College Corner Water and Sewer concludes that the use could have begun if either:
 - i) No meter was ever installed and the unauthorized user is not the owner of a property where the unauthorized use occurred; or
 - ii) The use was by means of any other unauthorized connection with a main, service line, setter, meter, hydrant, pump, storage tank, or other pipe or facility used or intended for the transmission of water by College Corner Water and Sewer.
- 6) Not later than ten business days after receipt of an invoice from College Corner Water and Sewer for the charges described above, the unauthorized user may request a meeting with the Village Administrator of the Village of College Corner, to provide any information to the Administrator which the unauthorized user believes is relevant to whether he/she/it is responsible for a violation of this Regulation or for any charges set forth in the invoice, or any portion thereof. Any decision of the Administrator as a result of any such meeting shall be the final decision College Corner Water and Sewer on such issues.