

ARTICLE 3

USER REQUIREMENTS

3-1 SERVICE LINES:

3-1-1 Construction. Separate and independent service lines shall be designed, installed and constructed by the Property Owner at his sole cost and expense for every improvement requiring water service. Such service lines and any other water facilities located on the property shall be designed in accordance with the System Specifications and shall be installed and constructed in accordance with plans and design approved by the District.

(Cross reference: 5-7 MULTIPLE TAPS PROHIBITED)

3-1-2 District Relocation. When proper management, operation or maintenance of the District System require, the District may relocate the service pipe and fittings through which a Property Owner receives water service, at District expense. All service pipes and fittings so relocated shall become the property of the Property Owner when installed.

3-1-3 Owner Maintenance. Subject only to the provisions of 3-1-5 and 3-2-3 below, the Property Owner shall be exclusively responsible for maintaining, repairing and replacing his service line and all plumbing fixtures, back flow devices, water-using appliances, and pipes, including the service line on his side of the inlet to the curb stop. Property Owner shall cause any and all leaks or other non-conformities in his privately-owned facilities to be repaired promptly, in accordance with these Rules and Regulations and the System Specifications, at his sole expense. He shall further ensure that the Meter Pit and Stop Box for the curb stop on his service line are free from any materials which may obstruct or hinder access thereto by authorized personnel.

(Cross reference: 9-5 CURE OF VIOLATIONS)

(Amended: Resolution 93-3 §2, 11/9/93)

3-1-4 Responsibility for Damage. The District is not responsible or liable for damage from any cause whatsoever to privately-owned piping, fixtures, and water-using appliances, and no Property Owner is entitled to reimbursement for damages or payment of refunds by reason of pressure changes or stoppage of the flow of water through the District System. The protection of water-using devices and systems which require limited or sustained water pressure or a continual water supply is the sole and exclusive responsibility of the owner thereof, and he shall provide suitable protection devices for such apparatus at his own expense.

Further, the Property Owner shall be solely responsible for all damage to persons or property resulting from leaks on his service line or from any apparatus owned by him.

3-1-5 District Repair Services. Upon written request from the Property Owner, the District will at its sole cost repair Service Line leaks not legally caused by Property Owner if such leak occurs between the Main and the outside edge of public right-of-way improvements, e.g. paving, curb and gutter, or contiguous sidewalk.

(Added: Resolution 93-3 §3, 11/9/93)

3-2 WATER METERS:

3-2-1 Requirement. Every Licensed Premises shall be required to have a water meter of a size, type and quality approved by Denver to be read for billing purposes. Such meter shall be owned by, and installed at the expense of the Property Owner.

3-2-2 Location. All meters shall be located as provided in the Denver Operating Rules and Engineering Standards.

3-2-3 Maintenance. In order to provide for the accurate measurement of water through each meter, Denver maintains all meters which are read for billing purposes, against ordinary wear and tear. Meters one inch or smaller in size in need of maintenance, testing or replacement because of obsolescence will be removed or replaced with a properly maintained and tested meter of corresponding size and type by Denver, and upon installation the replacement meter will become the property of the Property Owner. Meters larger than one inch in capacity shall be replaced by the Property Owner at his expense when necessary. Maintenance of the meter pit and its cover is the sole responsibility of the Property Owner in accordance with Denver's Operating Rules.

3-2-4 Damage. The Property Owner shall be financially responsible for any damage to, or loss of the meter caused by vandalism, malicious mischief, theft, freezing, hot water, tampering, water hammer, or casualty other than ordinary wear and tear. When a meter has been damaged as a result of any of such causes, the Property Owner shall bear the entire expense of removing, repairing, resetting and replacing his meter.

3-2-5 Relocation. When required for the proper management, operation, or maintenance of the District System, the District or Denver may, at its expense, relocate meters or modify meter settings.

- 3-3 SERVICE TO PLANNED DEVELOPMENTS: Water service shall be extended to and within planned development complexes only in accordance with Chapter 5 of the Denver Operating Rules.
- 3-4 WATER CONSERVATION: All users of the District's System shall be subject to all applicable water conservation and usage curtailment regulations, measures, policies, and directives as adopted or issued by Denver from time to time.
- 3-5 RECONVEYANCE OF EASEMENTS: As a condition of continued service to any Licensed Premises, the owner of such premises shall, to the extent of his legal ability, upon written request by the District, reconvey at no cost to the District any and all easements or other property interests used or useful to serve such premises which were not properly conveyed by legal instrument or which may have been lost or extinguished by operation of law such as the result of the foreclosure of any senior lien of any description, or by the failure of the District's title thereto for any other reason.