

SECTION 100

GENERAL STEPS FOR PROCURING DOMESTIC WATER, SEWER AND RECYCLED WATER SERVICE FROM MOULTON NIGUEL WATER DISTRICT

100.1 AVAILABILITY OF SERVICE

The developer (applicant) or his agent shall check with the Moulton Niguel Water District (District) to determine the current boundaries of the District and the availability of service prior to preparing improvement plans.

100.2 PLAN CHECKING PROPOSED DESIGN

In some areas, a feasibility investigation and report may be necessary to establish whether and how the District can serve the proposed area. An agreement whereby the applicant shall advance the estimated cost to the District for making any feasibility study shall be executed and money deposited if deemed necessary by the District.

The applicant's engineer shall submit an initial concept plan and design report, as required by the District, of the proposed domestic water, sewer and recycled water facilities to the Director of Engineering for review and approval.

The applicant shall submit two (2) sets of design plans, 24" by 36" in size, of the proposed domestic water, sewer and recycled water facilities for any development to the Director of Engineering for review and approval. Plans shall also be submitted to the City Engineer of the city having jurisdiction or the County of Orange for unincorporated areas for review and determination of the requirements for approval of work within city or county jurisdiction.

100.3 APPLICATION, AGREEMENT, AND FEE PAYMENT

The applicant shall submit a set of plans with a letter requesting domestic water, sewer and/or recycled water service to the District. Upon the applicant's/engineer's submission of the above letter request, the Domestic Water, Sewer, and Recycled Water Bond Worksheet (Appendix 4) and utility plans for second plan check, the District will prepare an "APPLICATION TO AND AGREEMENT WITH THE MOULTON NIGUEL WATER DISTRICT FOR WATER AND SEWER SERVICE ." (See Appendix 1)

All fees required to be paid to the District will be included in this agreement. The District will sign its approval of the utility plans when the applicant has satisfied those financial obligations and returned the original and two signed copies of the agreement, and the Board has accepted and executed the agreement.

100.4 RESPONSIBILITY FOR FURNISHING MATERIAL AND INSTALLATION

Installation of a development's domestic water, sewer and recycled water facilities and any other required off-site facilities will be the obligation of, and at, developer's expense. The applicant shall cause all installation work to meet the District's "Standard Specifications," and upon final acceptance, convey the off-site facilities to the District.

100.5 GUARANTEES

As set forth in the Agreement, the applicant shall be responsible for any and all repairs and replacements for a period of one year from the date of acceptance by the District Board of Directors without expense

whatsoever to the District; ordinary wear and tear and unusual abuse or neglect excepted. In the event of failure to comply with the aforementioned conditions, the District will use securities posted by the developer to have the defects repaired and made good. The cost and charges shall include attorney fees and other incidental costs involved thereof.

100.6 DEDICATION OF FACILITIES

Upon completion and final inspection of all work, the applicant shall file a request at least 30 days prior to a regular Board of Directors meeting for dedication and formal acceptances. The applicant shall also furnish the District a report of actual costs (Appendices 3A, 3B and 3C) of said facilities, a proper bill of sale (Appendices 2A, 2B and 2C), and record drawings ("as-builts" reproducible mylars) of the facilities upon compliance with these requirements. Upon said acceptance, the District will give approval for the release of bonds held by the District or posted to the city or county for the construction of domestic water, sewer and recycled water facilities.

END OF SECTION