

# WATER and/or SEWER USER AGREEMENT

This agreement entered into between the Athens County Water and Sewer District, hereinafter called "The District",

And

Property Owner's Name: \_\_\_\_\_ hereinafter called "Owner"

And

Customer's Name: \_\_\_\_\_ hereinafter called "Customer"

## WITNESSETH

Whereas, the District is owner and operator of a water and/or sewer utilities which is organized pursuant to Chapter 6117, Ohio Revised Code.

The District shall furnish, subject to limitations set out in The Athens County Water and Sewer Policies and Regulations now in force or as hereafter supplemented, amended, or changed, Customer desires connection with Customer's occupancy of the following property:

SERVICE ADDRESS: \_\_\_\_\_  
MAILING ADDRESS: \_\_\_\_\_  
PHONE#: \_\_\_\_\_  
EMAIL: \_\_\_\_\_  
PARCEL ID#: \_\_\_\_\_

NOW THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, it is hereby understood and agreed by the parties hereto as follows:

The Owner/Customer agrees to pay for water and/or sewer charges at such rates, time, and place as shall be determined by the governing body of the District.

The Owner/Customer shall install and maintain at Customer's expense, a service line which shall begin at the meter and/or sewer tap, and extend to one dwelling or one place of use. The service line shall connect with the distribution and/or collection system of the District at the nearest place of desired use by the Customer, provided the District has determined in advance that the system has sufficient capacity at this point. District shall have final authority in any question of location of connection.

Owner/Customer shall be prohibited from entering, tampering with, damaging, or destroying any part of the meter set. Any damage to meter set caused by Customer, his/her agents or assigns shall be repaired by the District, with cost for repairs being added directly to Customer's water bill. Failure to comply with this regulation shall be subject to the provisions of Section 199 Penalty of the Athens County Water and Sewer Policies and Regulations, criminal prosecution and or immediate disconnection of service.

Owner/Customer shall install for their personal use a shut off valve inside the home foundation. If District staff is called upon to disconnect water service because of a leak within a dwelling, a shut off must be installed at the foundation before water service will be restored to the dwelling.

Owner/Customer shall also install a backflow prevention device approved by the Ohio Environmental Protection Agency, the Ohio Department of Health, and the District as per Ohio law.

Owner/Customer may also, if necessary, install a safety relief valve and/or expansion tank on hot water tank, and a pressure regulating valve.

Owner/Customer agrees that no other present or future source of water will be connected to any water lines served by the District's water lines, and will disconnect from the present water supply prior to connecting to the District system, and shall eliminate all present or future sources of cross connection in the Customer's system.

Owner/Customer shall discharge sewage in accordance with the District Policies and Regulations. All connections shall be made and maintained to the District's standards and specifications. No person shall connect any source of storm, surface, or groundwater into the District's system or a service line.

Sewer charges to the Owner/Customer shall commence on the date service is made available, regardless of whether or not the Owner/Customer uses the sewer. Water charges will commence on the date the water service is turned on.

Owner/Customer further agrees to timely notify District when property is transferred or subdivided.

Although District endeavors to provide appropriate services, no guarantee is made thereto, and District cannot control acts of God, negligence of others, or structural and mechanical shortcomings in its water distribution and sewage collection systems and this agreement is subject to the same with District providing only its best efforts, with no warranties of any kind, expressed or implied.

The Owner/Customer shall notify the District of any errors or discrepancies in billing prior to the date the bill becomes delinquent. Failure to make such notification constitutes acceptance of the bill as mailed.

Water service to Owner/Customer may be terminated by the District for the following reasons:

- 1) Non-Payment
- 2) Emergencies and repair
- 3) At Owner/Customer request, proper completion of a VOLUNTARY TERMINATION OF SERVICE REQUEST is required.
- 4) If, upon physical examination, the District obtains reasonable grounds for and has a good faith belief that, Ohio Revised Code Sections 4933.18 or 4933.19 have been violated by use of a jumper or other bypass mechanism or cross connection of water lines.

A Owner/Customer who wishes to contest a denial of water service or the District decision as to billing or a proposed termination of water services, shall be afforded a due process opportunity to contest the District's action or inaction prior to termination of services. Due process shall include the right to a face-to-face meeting with The Athens County Commissioners, at which time the Owner/Customer may have information for consideration. Owner/Customers shall be entitled to reasonable access to the District's business records concerning the affected service to prepare for the hearing, which right of access includes the right to obtain copies of documents found therein upon payment of the actual cost of copying.

If a hearing is requested, that hearing will be before The County Commissioners at their next regularly scheduled meeting. The request for a hearing, either written or scheduled by phone, shall be received in the District's office no later than five (5) days after the mailing date of the termination notice. Depending on the decision, termination may occur immediately after the hearing.

\_\_\_\_\_  
PROPERTY OWNER SIGNATURE

\_\_\_\_\_  
DATE

MAILING ADDRESS: \_\_\_\_\_

PHONE: \_\_\_\_\_ EMAIL: \_\_\_\_\_

\_\_\_\_\_  
CUSTOMER SIGNATURE

\_\_\_\_\_  
DATE

Identification Verification? YES [ ] NO [ ] District Representative Signature: \_\_\_\_\_

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**{OFFICE USE ONLY}**

Service Area Location (Area A thru M) \_\_\_\_\_ Service Date Requested \_\_\_\_\_

NEW TAP [ ]  
ACCOUNT NUMBER \_\_\_\_\_ CAPACITY FEE \_\_\_\_\_ TAP FEE \_\_\_\_\_

SERVICE TRANSFER [ ]  
OWNER: \_\_\_\_\_

PREVIOUS ACCOUNT \_\_\_\_\_ PREVIOUS BALANCE \_\_\_\_\_

WATER SERVICE \_\_\_\_\_ SEWER SERVICE \_\_\_\_\_ BOTH \_\_\_\_\_

**ATHENS COUNTY WATER & SEWER DISTRICT, 36 N. PLAINS RD,  
THE PLAINS, OH 45780  
PHONE: 740-797-3235 FAX: 740-797-0051**