

RULES AND TARIFF GOVERNING SEWER SERVICES
OF SOUTH CENTRAL CALHOUN COUNTY WATER CONTROL AND
IMPROVEMENT DISTRICT #1

Chapter 1. - Introduction

Chapter 1.1 Application

These Rules and Tariff were promulgated and adopted by the Board of Directors of the South Central Calhoun County Water Control and Improvement District No. 1 (the “District”) on April 6, 1992, with amendments and/or revisions being passed and made effective April 6, 1992, February 1, 1998, March 5, 2007, and April 2, 2007, August 11, 2017, and January 20, 2023, and apply to all sanitary sewer services provided by the District in Calhoun County, Texas.

Chapter 1.2 Definitions

As used in these Rules, the term:

- (a) “Additional Commercial Connection” means a commercial business with more than one permanent or temporary use connection to the original sewer service, such as an apartment, recreation vehicle (RV) park, cabins, condominium, or out-buildings.
- (b) “Additional Residential Connection” means a dwelling unit with more than one permanent or temporary family use connection to the original sewer service, such as an apartment, recreation vehicle (RV), cabin, condominium, or out-building.
- (c) “Board” means the Board of Directors of the South Central Calhoun County Water Control and Improvement District No. 1.
- (d) “Commercial Service” means service provided to businesses such as motels, hotels, and RV parks that require multi-unit use sewer facilities. Dump stations for RVs are not included and are not permitted to be connected to the District’s system.
- (e) “Commercial Customer” means a Customer receiving service to a business such as a motel, hotel, and RV park that requires multi-unit use sewer facilities.
- (f) “Customer” means any person, which includes any legal entity, who receives sewer service from the District.

- (g) “District” means the South Central Calhoun County Water Control and Improvement District No. 1, a Texas water control and improvement district created and operating under Chapter 51 of the Texas Water Code.
- (h) “Dwelling Unit” means one or more rooms in an apartment house or condominium, suitable for occupancy as a residence, and containing kitchen and bathroom facilities; a unit in a multiple use facility; or a manufactured home in a manufactured home rental community.
- (i) “Residential Service” means service provided to dwelling units.
- (j) “Residential Customer” means a Customer receiving service to a dwelling unit.
- (k) “Rules” means these Rules and Tariff Governing Sewer Services.
- (l) “Service line” means the sewer line from the foundation of the dwelling unit or commercial building to the sewer main owned and operated by the District to supply sewer service to the Customer.

Chapter 2. - Rules for Obtaining and Maintaining Sewer Service

Chapter 2.1 General Requirements

Chapter 2.1.1 The District provides service to Customers, with Board approval, who satisfy all requirements for service established in these Rules. All applications for sewer service shall be filed with the District on forms to be provided by the Board.

Chapter 2.1.2 The District provides service only through facilities constructed in accordance with these Rules and officially accepted for use and maintenance by the District. **WARNING: FAILURE TO COMPLY WITH THESE RULES WILL RESULT IN THE DISTRICT’S REFUSAL TO CONNECT ITS SEWER SYSTEM TO THE PROPERTY OWNER’S FACILITIES.**

Chapter 2.1.3 Property owners are responsible for all service lines on their property and on public easements up to and including the sewer tap connection and cleanout. Property owners are responsible for the above ground air-tight mechanical plug for the cleanout pipe and must replace any plugs that have become damaged or are missing. The District will notify the property owner in writing if a plug is damaged or missing. Upon receipt of such notice, the property owner will then have thirty (30) calendar days to replace the plug.

Chapter 2.1.4 All applicants must have paid all sums due the District for prior service to have a new application processed.

Chapter 2.1.5 Sewer service will not be provided by the District until the requirements in these Rules have been met and a Connection Permit, as defined herein, has been granted.

Chapter 2.2 Application & Service Line Inspections

Chapter 2.2.1 Applications for connections to or services from the District's sewer system must be made by the record owner of the property using the District's "Application for Sanitary Sewer Service." Applications must be approved before a connection is made to the District's sewer system.

Chapter 2.2.2 The applicable inspection and tap or connection fees for the initial connection to the District's sewer system are set forth in **Schedule A** attached, and shall be received by the District for each connection to be made to the District's sewer system when application for service is made. If existing service is being transferred to a new owner, a transfer inspection shall be performed when the District deems it warranted and the charge shall be the transfer inspection fee in **Schedule A**.

Chapter 2.2.3 The District has the discretion of accepting or rejecting applications for new or additional taps based on projected plant capacity, the distance the connection would be from the sewer collection lines and the elevation of the applicant's property. Only gravity flow service lines will be permitted. No service lines with pressure pumps will be approved. If the elevation of the applicant's property is too low to allow for proper gravity flow, and if the applicant will not fill in the property to raise the elevation to the accepted and appropriate height, the application will be denied. If the elevation is questionable, the District can require the applicant to conduct an elevation survey and engineering drawings at the applicant's expense, and present the results, along with the engineer's drawings, to the Board for consideration.

Chapter 2.2.4 The application for sewer service must be completed and submitted to the District prior to construction of the service line. Information regarding the required service line may be obtained from the Board. Construction must not begin until authorized by the Board. For the Tap Fees, additional charges above those reflected in **Schedule A** may be incurred by the Customer depending on the complexity of the new tap installation.

Chapter 2.2.5 When the service line is completed, and prior to backfilling the pipe trench, the applicant must request a District inspection of the service line installation. Requests for inspections are made to the District's Inspector at least twenty-four (24) hours in advance of the inspection. Contact the District at 361-552-0160 to schedule an inspection. Following the inspection and approval, backfilling of service line trench must be complete within twenty-four (24) hours. No debris or foreign materials are permitted in the trench.

Chapter 2.2.6 A Connection Permit will be granted after inspection confirms that all requirements of these Rules and Regulations have been met.

Chapter 2.3 Installation, Maintenance and Repair of Service Lines to Premises

Chapter 2.3.1 It shall be the responsibility of each Customer of the sewer system to install, maintain and repair or replace all the service lines from the District's main to the building or premises served that are necessary for the Customer to have adequate service.

Chapter 2.3.2 Only one (1) service line connection to the District's sanitary sewage collection system is permitted for each lot, as defined by the Calhoun County Appraisal District or commercial building.

Chapter 2.3.3 Only the following types of pipe and fitting materials are approved for construction service lines. Pipe and fittings in each individual service line will be of identical material: Poly-vinyl-chloride PSM (PVC) pipe conforming to ASTM Specification D3034, and installed according to ASTM D2321.

Chapter 2.3.4 Minimum sizes of service lines shall be as follows:
a. Residential Service: 4 inches in diameter.
b. Commercial Service: 6 inches in diameter.

Chapter 2.3.5 Minimum grades for service lines shall be as follows:
a. 4-inch pipe: Twelve (12) inches drop per hundred feet (1%).
b. 6-inch pipe: Six (6) inches drop per hundred feet (0.5%).
c. 8-inch pipe: Four (4) inches drop per hundred feet (0.35%).

Chapter 2.3.6 Maximum grades for service lines shall be as follows:
a. 4-inch pipe: Thirty (30) inch drop per hundred feet (2.5%).
b. 6-inch pipe: Eighteen (18) inch drop per hundred feet (1.5%).
c. 8-inch pipe: Twelve (12) inch drop per hundred feet (1.0%).

Chapter 2.3.7 All service lines must be constructed to true alignment and grade. Warped and sagging lines will not be permitted. The entire length of the service line is to be embedded in sand. There must be six (6) inches of sand below the service line and twelve (12) inches of sand on top of service line.

Chapter 2.3.8 All building tie-on connections must be made directly to the stub-out from the building plumbing at the foundation on all waste outlets.

Chapter 2.3.9 All water-tight adapters, of a type compatible with the materials being joined, will be used at the point of connection of the service line to the building plumbing. No cement grout materials are permitted.

Chapter 2.3.10 Existing "WYE" and stack connections must be utilized for connection of the service line to the sewer main, unless an exception is permitted by the District's Inspector.

Chapter 2.3.11 No bends or turns at any point in the service line greater than 45 degrees will be permitted.

Chapter 2.3.12 Each horizontal service line will be provided with a clean out at its upper terminal; and, each such run of piping, which is more than ninety (90) feet in length, will be provided with a clean out for each ninety (90) feet or fraction thereof in the length of such piping.

Chapter 2.3.13 Each cleanout will be installed so that it opens in a direction opposite to the flow of the waste and, except in the case of “WYE” branch and end-of-the-line cleanouts, will be installed vertically above the flow line of the pipe. End-of-line cleanouts are required.

Chapter 2.3.14 Cleanout will be made with air-tight mechanical plug.

Chapter 2.3.15 If the District responds to a service request from a Customer and the problem is found to be on the Customer’s side of the main, the Customer will be billed for a service call at the applicable “Service Calls” rate specified in **Schedule A**. When made, this charge will be part of the charge for sewer service under this tariff. If the problem is found to be on the District’s side of the main, no service call charge shall be imposed on the Customer.

Chapter 2.4 Sewer Service Billings

Chapter 2.4.1 Monthly rates for sewer service for Residential Service, Commercial Service, Additional Residential Connections, and Additional Commercial Connections are as set forth on **Schedule A** attached. Charges for sewer service shall be billed monthly at the **Schedule A** rates and based on flat rates and any other applicable charges. Typically, the bill will be mailed on or about the 21st of each month for the following month. For example, Customers will receive a July 21st bill for the month of August service.) All bills are due by the 20th of the month. A late charge will be charged for all bills not paid by the 20th of the month with no exceptions. The late charge specified in **Schedule A** may be assessed on delinquent bills.

Chapter 2.4.2 A Customer who pays a bill with a check or draft that is not honored by the bank may be charged the amount on **Schedule A**, which amount shall be based upon the cost imposed on the District as a result of the check or draft having not been honored. If a check is submitted on two separate occasions for the same bill, and dishonored both times, the District may commence termination of service according to all applicable laws and regulations. To prevent termination, the Customer must make payment by cash, cashier’s check, or money order.

Chapter 2.4.3 All charges for sewer services shall be made as required by this tariff; provided, however, that this sub-section shall not preclude the Board’s granting of bill adjustment requests when the Board determines such adjustments are warranted by equitable considerations.

Chapter 2.4.4 If a Customer fails to timely pay for any account for service provided by or through the District’s sewer system, the District may commence termination of service for all accounts, including non-delinquent accounts, at the property according to all applicable laws and

regulations. To prevent termination, or reconnect service, the Customer must make payment in full, on all delinquent accounts.

Chapter 2.8 Unauthorized Use of Sewer System

Chapter 2.8.1 It is a violation of these Rules and state law to use service from the District's sewer system other than through an authorized tap or connection for which necessary tap fees have been paid.

Chapter 2.8.2 No waste material which is not biologically degradable will be permitted to discharge into the District's sewage facilities, including mud and debris accumulated during service line installation.

Chapter 2.8.3 No downspouts, yard or street drains, or gutters will be permitted to be connected into the District's sanitary sewer facilities.

Chapter 2.8.4 Swimming pool connections will not be made to the District's sewer system unless approved by the Board.

Chapter 2.8.5 A grease interceptor (Grease Entrapment Tank) is required for all business customers that use cooking oil or cooking fats in their business establishments. This requirement is necessary to prevent excessive oil or fats from entering the sewer system. The tank will have accessible clean-out openings so that the tank can be purged of waste on a regular basis.

Chapter 2.8.6 Any person who violates this Chapter shall pay for the sewer services on the basis of **three (3) times** the rate specified in **Schedule A**, plus all costs of the District and its officers, directors, employees, agents, engineers, consultants and attorneys incurred in enforcing this provision and in repairing any damage or injury which may be caused to the sewer system as a result of the unauthorized use.

Chapter 2.9 Damage to District's Facilities

All costs of repairing or replacing the District's facilities due to damage caused by a Customer or the Customer's agents, family members, guests, employees, contractors or servants shall be paid for by the Customer.

Chapter 3. – Interruptions In Service, Liability and Force Majeure

Chapter 3.1 Emergencies and Necessary Interruptions

Chapter 3.1.1 The District may curtail or interrupt service when necessary, in the Board’s sole judgment, in the event of an emergency or for inspection, test, repair or changes in the District’s system, or when such curtailment or interruption will lessen or remove possible danger to life or property, or will aid in the restoration of sewer service.

Chapter 3.1.2 The District shall provide advance notice to Customers of service curtailments or interruptions if such notice is reasonably possible.

Chapter 3.2 Force Majeure

The District shall not be liable in damages for any act or event that is beyond its control, including, but not limited to, an act of God, act of the public enemy, war, insurrection, riot, fire, explosion, labor disturbance or strike, wildlife, unavoidable accident, equipment or material shortage, breakdown or accident to machinery or equipment, or good faith compliance with a then valid curtailment order, regulation or restriction imposed by governmental, military or lawfully established civilian authorities.

Chapter 3.3 Limitation of Warranties By The District

The District makes no warranties with regard to the quality or quantity of sewer service provided and expressly disclaims any and all warranties, express or implied, including but not limited to warranties of merchantability or fitness for a particular purpose.

Chapter 4. – Severability

It is hereby declared to be the intention of the District that the chapters, paragraphs, sentences, clauses, and phrases of these Rules are severable. If any phrase, clause, sentence, paragraph, or chapter of these Rules shall be declared invalid for any reason by a valid judgment, decree or order of any court or administrative agency with jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and chapters of these Rules because the remaining portions would have been adopted by the District without the incorporation of the invalid phrase, clause, sentence, paragraph or chapter.

SOUTH CENTRAL CALHOUN COUNTY WCID NO. 1

Schedule A

Summary of Rates and Service Fees

Adopted January 20, 2023

Effective February 1, 2023

BASIC ONE TIME FEES

New Customer Connection.....\$1,500.00

MONTHLY CHARGES

Monthly Flat Charge

Residential Customer.....\$37.21

Additional Residential Connection.....\$14.10

Commercial Customer.....\$44.26

Additional Commercial Connection.....\$17.63

MISC. MONTHLY CHARGES

Late Payment\$5.00

TCEQ Regulatory Assessment 0.5% of Monthly Charges

Returned Check\$35.00

Disconnection\$125.00

Reconnection\$125.00

Transfer of Service Fee.....\$50.00

Certified Mail Charge.....\$10.00