

**NORTH BEACH WATER DISTRICT
PACIFIC COUNTY, WASHINGTON**

RESOLUTION NO. 13-2012

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF NORTH BEACH WATER DISTRICT, PACIFIC COUNTY, WASHINGTON, RELATING TO PAYMENT OF WATER BILLS, AND AMENDING SECTION 1.01.380 OF RESOLUTION NO. 12-2008.

WHEREAS, the Board of Commissioners of the District desires to clarify and modify the District regulations relating to payment of water bills; now, therefore

BE IT RESOLVED by the Board of Commissioners of the North Beach Water District, Pacific County, Washington, that section 1.01.380 Section 1 of Resolution No. 12-2008 is amended to read as set forth in Attachment "A" of this Resolution.

ADOPTED by the Board of Commissioners of North Beach Water District, Pacific County, Washington at its regular meeting held on 20th day of August 2012.



Brian Sheldon, Commissioner Position 1



Gwen Brake, Commissioner Position 2



RD Williams, Commissioner Position 3

ATTACHMENT "A"

1.01.380 Responsibility for Charges - Payment of bills - Delinquencies - Service Turn-off and Disconnection . (August 20, 2012)

A. Responsible Party. All District accounts for water service shall be in the name of the property owner. District accounts for water service shall not be in the name of a tenant, occupant and property agent. The property owner shall be responsible for all water service rates, charges and fees. A tenant may pay rates, charges and fees on behalf of a property owner.

B. Application of Payments. Payments received by the District will be applied first to outstanding rates, charges and fees.

C. Billing Periods and Due Dates. Water service charges will be billed monthly for water service provided during the previous month. Water service charges shall be due upon receipt and must be paid by the fifteenth (15th) day of the next month. If the 15th day is a weekend day or holiday, the water service charge will be due on the first business day following the 15th day. Thereafter, the water service charge will be past due and delinquent.

D. Past Due Notice - Service Turn-off. Water service charges not paid on time shall be assessed a Delinquency Notification Penalty as specified in Section 1.01.390. Twenty-two (22) days or more after delinquency, the District General Manager or designee shall send to the property owner a past due notice, which shall include at least the following:

1. The date on which the water service will be turned off, which date shall not be less than eight (8) days after the date of the past due notice;
2. A statement that the water service will be turned off unless payment is made in full before the turn-off date; and
3. A notification that the "service disconnected/water reconnected for nonpayment" penalty of Section 1.01.390 will be assessed if the water service is turned off.

E. Water Service Turn-On. If the water service has been turned off due to nonpayment of water service charges and penalties, the water service will not be turned on until all delinquent amounts have been paid in full. While a water service is turned off, the water service base charge of Section 1.01.390 shall continue to be imposed and shall be paid when due.

F. Lien Notices and Disconnection. If water service charges and penalties are delinquent for ninety (90) days or more, the District General Manager or designee may certify the delinquencies to the Pacific County Auditor by filing a "notice of lien" or similarly titled document ("lien notice"). Upon filing of the lien notice, the delinquencies and interest from

the date of filing at the rate provided for in RCW 57.08.081(3) shall be a lien against the real property of the property owner. If the water service charges and penalties are delinquent for sixty (60) days or more, the District may file a lawsuit in Pacific County Superior Court to collect all water service charges, penalties and interest as authorized by RCW 57.08.081.

If water service charges, penalties and interest are delinquent for one hundred eighty (180) days or more, and there is no building on the property that must have water service in order to be occupied, the property owner shall be deemed to have abandoned the water service connection. Following written notice of proposed disconnection, and an opportunity to be heard by the Board of Commissioners, the Board of Commissioners may order the permanent disconnection and removal of the water service, meter and other water supply appurtenances from the District's water supply system. After disconnection, the monthly service charges as specified in Section 1.01.390 shall be discontinued. In order to re-connect the property to the District's water supply system, the property owner, or the property owner's successor, shall apply for a new water service connection as specified in Section 1.01.050. and shall pay all charges and fees for a new water service connection, including but not limited to installation charges, service charges and water system connection charges as specified in Section 1.01.390.