

**NORTH AUSTIN MUNICIPAL UTILITY DISTRICT NO. 1
RULES GOVERNING WATER AND WASTEWATER SERVICES**

May 20, 2020

These Rules (the “Rules”) shall govern the installation of connections or taps to the waterworks and sanitary sewer system of North Austin Municipal Utility District No. 1 (the “District”), the limitations on flow of waste into the District’s sanitary sewer system, the protection of all facilities that are part of the District’s waterworks and sanitary sewer system, the enforcement of these Rules, and the penalties for violations hereof:

I. DEFINITIONS

A. As used in these Rules, the following terms shall have the meanings indicated:

1. “City Standard Installation Detail” shall mean the water and wastewater service detail promulgated by the Water and Wastewater Department of the City of Austin, Texas, as hereafter amended from time to time.
2. “Commission” shall mean the Texas Commission on Environmental Quality or its successor agency.
3. “Cross Connection” shall mean a direct connection between the public drinking water supply and a source of potential contamination.
4. “District’s Representative” shall mean the General Manager of the District or another representative or employee of the District acting pursuant to either general or specific authorization from the General Manager or the Board of Directors of the District (the “Board”).
5. “District” shall mean the North Austin Municipal Utility District No. 1.
6. “Non-Domestic Waste” shall mean any waste, other than domestic sewage, including, but not limited to industrial waste, commercial waste, and water from swimming pools.
7. “Rate Order” shall mean the District’s current Order Establishing Water Charges and Tap Fees, and Adopting General Policies with Respect to the District’s Water and Drainage Systems.
8. “Rules” shall mean these Rules Governing Water and Wastewater Services.
9. “Sewer Service Line” shall mean the sewer line from the foundation of a building, including residential and commercial structures, to the District’s sanitary sewer system.
10. “Sewer Tap” shall mean the physical connection of a Sewer Service Line to the District’s sanitary sewer system. Without the written consent of the Board, only one Sewer Tap shall be permitted for each building.

11. “*Temporary Water User*” shall mean a party involved in a construction project or related activity within the District who requires a water supply on a temporary basis to carry out such project or activity but does not desire to make a regular connection to the District’s water system.

12. “*Water Service Line*” shall mean the water line from the property line of the property to be served with water to the District’s waterworks system.

13. “*Water Tap*” shall mean the physical connection of a Water Service Line to the District’s waterworks system.

II. CONNECTION PROCEDURES, GENERALLY

A. Location of Existing Facilities

Any applicant proposing to make a connection to the District’s Systems shall be responsible for determining the location of all existing utilities, services and facilities in the work area. The applicant shall immediately repair any damage to such utilities, services and facilities resulting from the connection. The utilities, facilities and services to which this provision applies shall include, but not be limited to, street lights, electric lines, boxes and transformers, natural gas facilities, television cable facilities, water lines, wastewater lines, telephone facilities, curbs and concrete flat work, and irrigation systems. Information on the location of most of such utilities, services and facilities can be obtained from the One-Call Service, Telephone No. (512) 472-2822.

B. Extension or Modification of Existing Facilities

Any applicant proposing to make a connection to the District’s System shall be responsible for the costs of extension and/or modification of the Existing Facilities in order to connect Service Lines to the District’s Systems. Such extensions or modifications must be approved in writing in advance by the District’s representative. Modifications to be completed at the applicant’s expense shall include opening necessary valves.

C. General Inspection Procedures

After a connection is made to the District’s Systems pursuant to authorization granted by the District’s Representative, and before the service line and connections are covered or enclosed with dirt or any other material, the same shall be inspected by the District’s Representative to verify that such service line and connections have been properly installed in accordance with the requirements of these Rules; the connection permit granted to the applicant; the Uniform Plumbing Code; the City of Austin Plumbing Ordinance; and the City Standard Service Installation Detail. The District’s Representative shall also verify that the bedding materials to be used to cover or enclose the service line and connections are suitable under the standards established by these Rules; the terms of the connection permit; and the requirements of the Uniform Plumbing Code, the City of Austin Plumbing Ordinance, and the City Standard Service Installation Detail to insure that the service line will operate and function properly under normal and usual operating conditions. The applicant for connection shall be responsible for covering or enclosing the service line and connections with proper materials as authorized and approved by the District’s Representative.

D. Paving Cuts

The applicant for connection shall backfill any cuts made in paved streets with sand, road base and cement materials such as may be approved by the District's Representative, and shall compact the same to standard, acceptable densities as established by the Board. The District shall apply the actual paving material on top of the road base material supplied by the applicant.

E. Materials to be Furnished

All water and wastewater service lines, connections, and related materials, other than water meters, shall be furnished by the applicant. Water meters shall be furnished by the District and shall remain the property of the District.

III. INSTALLATION OF CONNECTIONS TO THE DISTRICT'S WATERWORKS SYSTEM

A. Water Service Line and Tap Materials

1. The following requirements shall apply to pipe and fitting materials used for the installation of Water Service Lines and connections.

a. Water pipe and fittings shall be of brass, copper, cast iron, galvanized malleable iron, galvanized wrought iron, galvanized steel, or other approved materials. Asbestos-cement, PE, or PVC water pipe manufactured to recognized standards may be used for cold water distribution systems outside a building.

b. Cast iron fittings up to and including two (2) inches in size shall be galvanized.

c. All malleable iron water fittings shall be galvanized.

d. Piping and tubing which has previously been used for any purpose other than for potable water systems shall not be used.

e. Valves up to and including two (2) inches in size shall be of brass or other approved material. Sizes over two (2) inches may have cast iron or brass bodies.

2. A District-owned water meter and a District-approved meter box shall be installed for each water connection at the location specified by the District's Representative. If a water meter box subsides or tilts more than one (1) inch within one (1) year after installation, the installer shall be obligated to raise or straighten the meter box to the proper position. The following materials shall be used for the installation of all 5/8" or 3/4" water meters and meter boxes in the District:

(1) U-Branch - James Jones Model J-1575 or approved equivalent.

(2) Flat Head Angle Stop - James Jones Model J-1526 or approved equivalent.

(3) P.E. Heavy Wall Service - ASTM 2737 line or approved equivalent.

- (4) Drain tile and metal lid to cover owners cut-off valve.
- (5) 6-1/2" x 3/4" brass meter nipple - James Jones Model J-130 or approved equivalent.

Materials of qualities similar to the foregoing shall be used to install meters larger than 5/8" or 3/4".

B. Installation of Water Service Lines and Taps

1. All Water Service Lines and Water Taps shall be installed in accordance with the Uniform Plumbing Code, the City of Austin Plumbing Ordinance, the City Standard Installation Detail, and these Rules.

2. Unless otherwise authorized by the District's Representative pursuant to these Rules, only one (1) Water Service Line and connection to the District's water system shall be permitted for each single family dwelling unit or its equivalent, and each single family dwelling unit or its equivalent shall have one (1) water meter through which all water to the unit shall flow and be metered.

3. If required by the District's Representative, Water Service Lines shall be bedded in washed sand to provide six (6) inches of cushion below the line. The Water Service Line shall be properly bedded in the sand and the sand to be used to cover the line shall be on-site at the time the District inspection is requested. The trench bottom and walls shall be cleared for all protruding rocks which could damage the pipe before the sand bedding is put into place. Washed sand shall be filled to the same elevation as the top of the adjacent curb and shall, at the discretion of the District's Representative, be compacted to a Proctor density of ninety percent (90%). No rocks or other material over six (6) inches in diameter shall be used for backfill over the sand.

4. A full-way gate valve controlling all outlets shall be installed on the discharge side of each water meter.

5. Neither Water Service Lines nor any underground water pipes shall be run or laid in the same trench with non-metallic Sewer Service Lines or drainage piping, except as provided in subparagraph 6 below. Unless otherwise approved by the District's Representative, Water Service Lines and Sewer Service Lines shall be not less than three (3) feet apart horizontally and shall be separated by undisturbed or compacted earth.

6. A Water Service Line may be placed in the same trench with a Sewer Service Line provided that all three (3) of the following conditions are met:

(1) The bottom of the Water Service Line, at all points, shall be at least twelve (12) inches above the top of the Sewer Service Line.

(2) The Water Service Line shall be placed on a solid shelf excavated at one side of the common trench and the two lines shall be separated by a minimum of eighteen (18) inches.

(3) The Water Service Line shall be installed with water tight joints tested to a minimum of 150 PSI.

7. Prior to the installation of a Water Tap, an applicant for water service must pay to the District's Representative all tap and inspection fees and deposits required. by the District.

8. Potable water supply piping, water discharge outlets, backflow prevention devices and similar equipment shall not be located so as to make possible the submergence of such equipment in any contaminated or polluted liquid or substance.

9. Lawn sprinkling systems shall be equipped with an approved vacuum breaker installed in the discharge side of each of the last valves. The vacuum breaker shall be installed at least six (6) inches above the surrounding ground and above a sufficient number of heads so at no time will the vacuum breaker be subject to back pressure or drainage.

10. No private water supply shall be interconnected with the District's public water supply.

11. Swimming pool and/or hot tub makeup water shall be protected by means of an approved backflow preventer or an adequate air gap.

12. No Water Service Line, connection or portion thereof shall be covered or concealed until it first has been tested, inspected and approved by District's Representative.

IV. INSTALLATION OF CONNECTIONS TO THE DISTRICT'S SANITARY SEWER SYSTEM

A. Sewer Service Line and Tap Materials

1. Only the following types of pipe and fitting materials shall be approved for the construction of Sewer Service Lines, and the pipe and fittings in each Sewer Service Line shall be of identical material:

a. Vitrified clay pipe conforming to ASTM Specification C700 with joint coupling conforming to ASTM Specifications C425 or C594 and installed according to ASTM C12.

b. Cast iron soil pipe, standard weight, conforming to ASTM Specification A74 with rubber gasket joint coupling conforming to ASTM Specification C564.

c. Poly-vinyl-chloride PSM ("PVC") pipe conforming to ASTM Specification D3034 and installed according to ASTM D2321.

d. Ductile-Iron Pipe conforming to ANSI A21.51 with rubber gasket joints ANSI A21.11, and installed according to manufacturer's recommendations.

e. Acrylonitrile-butadiene-styrene ("ABS") pipe, material conforming to ASTM Specification D2751.

2. The minimum sizes of Sewer Service Lines shall be as follows:

Residential - 4-inches in diameter
Commercial - 6-inches in diameter

3. The minimum sizes of Sewer Service Lines shall be as follows:
 - a. 4-inch pipe - one-foot drop per hundred feet (1%)
 - b. 6-inch pipe - six-inch drop per hundred feet (0.5%)
 - c. 8-inch pipe - four-inch drop per hundred feet (0.33%)
4. The maximum grades for Sewer Service Lines shall be as follows:
 - a. 4-inch pipe - two and one-half feet drop per hundred feet (2.5%)
 - b. 6-inch pipe - one and one-half feet drop per hundred feet (1.5%)
 - c. 8-inch pipe - one foot drop per hundred feet (1%)

5. All Sewer Service Lines shall be constructed to true alignment and grade. Warped and sagging Sewer Service Lines will not be permitted. If required by the District's Representative, Sewer Service Lines shall be bedded in washed sand to provide six (6) inches of cushion below the line. The Sewer Service Line shall be properly bedded in the sand and the sand to be used to cover the line shall be on the site at the time the District inspection is requested. The trench bottom and walls shall be cleared of all protruding rocks which could damage the line before the sand bedding is cut into place. Washed sand shall be filled to the same elevation as the top of the adjacent curb and shall, at the discretion of the District's Representative, be compacted to a Proctor density of ninety percent (90%). No rocks or other material over six inches (6") in diameter shall be used for backfill over the sand.

6. Anything herein to the contrary notwithstanding, all Sewer Service Lines and Sewer Taps shall be installed in accordance with the Uniform Plumbing Code, the City of Austin Plumbing Ordinance and the City Standard Installation Detail.

B. Connection of Building Sewer Outlets to Service Lines

1. On all building waste outlets, the building tie-on connections shall be made directly to the stub-out from the building plumbing at the foundation.
2. Water-tight adapters of a type compatible with the materials being joined shall be used at the point of connection of a Sewer Service Line to the building plumbing. No cement grout materials shall be permitted.
3. Unless an exception is permitted by the District's Representative, existing "wye" and stack connections must be utilized for connection of a Sewer Service Line to the District's sanitary sewer system.

C. Fittings and Cleanouts

1. No bends or turns at any point will be greater than 45 degrees.
2. Each horizontal Sewer Service Line will be provided with a cleanout at its upper terminal, and each such run of piping which is more than 90 feet in length will be provided with a cleanout for each 90 feet, or fraction thereof, in the length of such piping.

3. 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 “wy” branch and end-of-the-line cleanouts, cleanouts will be installed vertically above the flow line of the pipe.

4. Cleanout will be fitted with an airtight mechanical plug.

V. INSTALLATION OF SEWER TAPS AND PERMITS

A. Application for Sanitary Sewer Service

An “Application for Connection”, on a form approved by the Board, must be filed with the District’s Representative prior to construction of a Sewer Service Line. All tap and inspection fees and deposits shall accompany such application. Application forms shall be available from the District’s Representative. Construction of any Sewer Service Line shall not begin until authorized by the District’s Representative.

B. Sewer Service Lines.

1. Upon completion of a Sewer Service Line, and prior to backfilling the trench for such line, an applicant for sewer service shall request: (a) a Sewer Tap and (b) an inspection of the installation of the Sewer Service Line. Requests for Sewer Taps and inspections shall be made to the District’s Representative at least Twenty-four (24) hours in advance of the inspection. No Sewer Service Line or connection, or portion thereof shall be covered or concealed until the same has been tested, inspected and approved by the District’s Representative.

2. The Sewer Tap shall be made by the applicant’s plumber by use of an adapter of a type compatible with the materials being joined. The Sewer Tap shall be water-tight. No cement grout materials shall be permitted.

3. Backfilling of the Sewer Service Line trench must be accomplished within twenty-four (24) hours of inspection and approval by the District’s Representative. No debris shall be permitted in the Sewer Service Line trench.

4. After the Sewer Tap is made and the inspection performed, the District’s Representative shall transmit a letter to the City of Austin confirming that all requirements of these Rules have been met, and complete a certification of completion of such inspection to be filed in the records of the District.

VI. SPECIAL CONNECTIONS

A. Temporary Water Connections

A Temporary Water User may, upon obtaining the prior approval of the District’s Representative make a connection to the District’s water system at a surface flushing-valve or fire hydrant. The amount of water used shall be determined by a temporary water meter installed at the connection or by agreement between the Temporary Water User and the District’s Representative.

B. Fire Line, Irrigation and Special Water Connections

1. Permanent connections to the District's water system to provide water for facilities specifically designed for fire-protection of particular buildings in the District, for irrigation, and for any other special purposes approved by the District's Representative (a "Special Connection") may be made under the same procedures and requirements specified herein for regular water connections. Rates and charges applicable to Special Connections shall be established by the Board upon request of an applicant. A person who receives or is provided a water supply, water service or wastewater service from any source (including, by way of example only, a private water well for water supply or a septic tank for sanitary waste disposal) other than through the District's water and wastewater systems shall not be eligible to make or maintain a Special Connection to the District's water system. It shall not be necessary, however, for a person to take wastewater service or regular water service or both, from the District in order to be eligible to make a Special Connection.

2. The following additional rules shall apply to temporary and permanent connections for fire-fighting and fire-protection purposes:

a. Standby charges for permanent fire line connections shall be payable on an annual basis, in advance, and shall be established by the Board.

b. Temporary fire line connections, such as for fire hoses, for combatting active fires in the District may be made at any surface flushing valve or fire hydrant of the District, as the exigencies of the matter may require, without prior notification to or approval of the District. However, after such a connection is made, notice shall be given to the District as promptly as possible. The person or persons making the temporary fire line connection shall inform the District of the amount of time water was used through the temporary connection and the estimated amount of water used.

c. No meter shall be required or provided by the District for a fire line connection. The amount of water used through a fire line connection for any purpose, including fire fighting, shall be determined by the District's Representative on the basis of information and data reasonably available. In the absence of fraud, capriciousness or grossly arbitrary action, the determination of the District's Representative shall be final.

VII. LIMITATIONS ON FLOW OF WASTE

A. No waste material which is not biologically degradable shall be permitted to be discharged into the District's sanitary sewer system, including mud and debris accumulated during Sewer Service Line installation.

B. No surface runoff water will be permitted to be discharged into the District's sanitary sewer system, including, but not limited to, downspouts and yard or area drain runoff.

C. Swimming pool connections shall not be made to the District's sanitary sewer system unless specifically approved in writing by the Board.

D. Non-Domestic Waste

1. No Non-Domestic Waste shall be discharged into the District's wastewater system without the prior approval of the District's representative. The District's Engineer shall review the application based upon the considerations set forth in the City of

Austin Industrial Waste Ordinance and such additional factors as may be deemed appropriate, and shall make a recommendation to the Board on approval or denial of the application. If the application for the discharge of Non-Domestic Waste is approved, the Board shall establish rates and charges to provide for an equitable assessment of costs whereby rates and charges for discharges of Non-Domestic Waste correspond to the cost of waste treatment, taking into account the volume and character of the Non-Domestic Waste and all other waste treated, and any special techniques of treatment or operation required for the Non-Domestic Waste. The rates and charges shall provide an equitable system of cost recovery which is sufficient to produce revenues, in proportion to the percentage of Non-Domestic Waste to be treated relative to the total waste load to be treated by the District, so as to provide for operation and maintenance of the treatment works, for the amortization of the District's indebtedness for the cost of the District's waste collection and treatment system, and for such additional costs as may be necessary to provide adequate waste treatment to meet the waste discharge requirements applicable to the District on a continuing basis.

2. If, in the opinion of the District's Engineer, pretreatment of any Non-Domestic Waste is necessary to prevent harm to the District's waste collection and treatment system or to prevent interference with the proper and efficient operation and maintenance of each system, the District's representative shall require pretreatment as recommended by the District Engineer as a precondition to the District's receipt and treatment of such Non-Domestic Waste. If the District's Engineer recommends against accepting the Non-Domestic Waste into the District's wastewater system under any condition, the District's representative shall deny the application for the District to receive and treat such Non-Domestic Waste.

VIII. PROTECTION OF THE DISTRICT'S WATERWORKS AND SANITARY SEWER SYSTEM

A. It shall be unlawful for any person, unless authorized in writing by the District's Representative, to tamper or interfere with; to obstruct access to; or, as the result of willful action, to injure, deface, or destroy any facilities that are a part of the District's waterworks and sanitary sewer system, including, with respect to the waterworks system, water plants, flushing valves, valve boxes, and water lines up to the meter boxes and including the meters; provided, however, that duly authorized members of the fire department which provides fire protection services to the District shall have access to such flushing valves for fire protection purposes.

B. It shall be unlawful for any person to connect any building to the District's waterworks system without an authorized District meter or to make a straight line connection to a building without a meter. It shall also be unlawful for any person to draw water from the District's waterworks system without being metered by the District, including the unauthorized use of a flushing valve or unmetered water taps, or to use water from the District's water system on premises other than those upon which the Water Tap was made.

C. It shall be unlawful for any person to deposit, throw, drain, discharge, or otherwise cause to be injected into any sewer, manhole, catch basin, flush tank, or other facility that is a part of the District's waterworks and sanitary sewer system any debris or foreign substance that would interfere with the proper and routine functioning thereof, or to discharge waste to the District's wastewater system:

(1) other than through an authorized Sewer Tap for which necessary connection fees, deposits and other charges have been paid;

(2) generated on premises or other than that for which the Sewer Tap was originally made;

(3) generated at a building other than that for which the Sewer Tap was originally made; or

(4) of a type different from that contemplated at the time the Sewer Tap was originally made;

provided, however, that the actions described in the foregoing subparagraphs (3) and (4) shall not constitute violations of these rules if the prior approval of the District's Representative has been obtained.

D. Each water and wastewater customer shall be responsible for the maintenance of the Water Service Line and Sewer Service Line from the point of connection to the District's Systems to the buildings or premises served. All Sewer Service Lines shall be maintained in such a manner as to prevent the infiltration of water or exfiltration of wastewater from such line.

IX. CROSS CONNECTION INSPECTIONS

Pursuant to Chapter 290 of the Rules of the Commission, the following requirements shall be met as a condition for water service:

A. Existing Customers or Improvements

1. New customers who apply for water service shall execute an agreement provided by the District's Representative which shall allow an inspection to be made if any changes in the plumbing occur or if any potential hazards are noticed.

2. A cross connection inspection shall be performed by the District's Representative when there is a reason to believe a cross connection or other unacceptable plumbing practice exists.

3. A cross connection inspection shall be performed by the customer's plumber when there have been material improvements, corrections or additions to private plumbing facilities.

B. New Homes or Other Buildings

1. The following additional inspections shall be performed:

a. Foundation inspection shall be performed by the builder's licensed plumber when the plumber has completed the lines and before the concrete is poured.

b. Frame inspection shall be performed by the builder's licensed plumber when the plumber has completed the lines and before the sheetrock or other interior walling material is installed.

c. Final inspection shall be performed by the builder's licensed plumber when the plumber completes all plumbing fixtures and shall include a review for the following:

1. Vacuum breaks;
2. Proper air gaps on sinks and toilets;
3. Proper backflow prevention devices on pools, spas, irrigation systems, on-site wells and other sources of backflow; and
4. Any cross connection.

A certificate promulgated by the District shall be executed by the builder's licensed plumber as a part of the cross connection inspection stating that such inspections have been performed and that no cross connections exist. The customer shall also be required to obtain a certificate from the licensed plumber installing the plumbing verifying that no pipe or pipe fitting used contains more than 0.25% lead and that no solder or flux used contains more than 0.2% of lead. The certificates shall be kept on record in the District's files for a minimum of ten (10) years. A permanent water connection to the District's water system shall not be made until the inspections and certificates are completed and all fees required under the District's Rate Order have been paid. A water service transfer from a homebuilder to the initial resident or occupant shall not be permitted until all fees have been paid and both certificates are on file.

X. SERVICE INITIATION POLICY

After all applicable service initiation forms are filed with the District Office, it shall be the customer's responsibility to insure that all water outlets (faucets, hose bibs, etc.) are turned off prior to the District offering service to the residence at the meter. The District assumes no responsibility for water loss or damage due to broken or defecting piping or open lines.

XI. DISCONNECTION AND RECONNECTION OF SERVICE

A. Any failure of the owner of a property receiving water or wastewater service, or both services, from the District to comply with any of the provisions of these Rules, or to pay when due all rates, fees, deposits and other charges owed to the District, or to pay taxes due the District which have been due for not less than six months shall constitute a breach of the owner's contract for service, and the District may, after notice and hearing in substantial compliance with the procedures set forth in the City of Austin Utility Service Regulations, as amended from time to time, these Rules, disconnect all District services to the property in question (hereafter referred to as the "Delinquent Property") as well as to any other properties owned or occupied by the owner of the Delinquent Property, until any such breach is remedied.

B. Notice of hearing shall be given to the owner of the Delinquent Property at the last known address of such owner as shown in the records of the District or the most recent address of such owner of which the District's representative has actual knowledge, if any. If the occupant of the Delinquent Property is other than the owner of the Delinquent Property, notice shall also be given to the occupant at the address of the Delinquent Property.

C. The matter shall be heard by the District's representative, however, the District's representative shall not be involved in the investigation, preparation or presentation of evidence or negotiations on the matter except as such activities are related to and occur in the context of the hearing. Following the hearing, the District's representative may authorize and direct the disconnection of water and wastewater services, or both, to the Delinquent Property on such terms and conditions as are deemed appropriate; may establish a deferred payment schedule for the delinquent amount, subject to disconnection if the schedule is not observed; or may take any

other action that is reasonable under the circumstances. The decision of the District's Representative shall be publicly announced at the conclusion of the hearing and before it is closed. An owner aggrieved by the action of the District's representative may appeal to the Board. Notice of appeal shall be given at the date and time the District's representative announces his decision and before he closes the hearing, and not thereafter. To perfect an appeal, the owner of the Delinquent Property shall pay the amount determined by the District's representative to be owed to the District, which amount may be paid under protest and shall be held in escrow pending the outcome of the appeal, at which time it shall be disbursed in accordance with the decision of the Board.

D. If service to a property is disconnected for any cause, there shall be charged a reconnection fee as established by the Board before service is again commenced to the property. Reconnection shall be performed only by the District's representative. If service is reconnected by someone other than the District's representative before all charges related to the disconnection of service are paid or satisfactory arrangements made for the payment thereof, the District may physically sever the service connection, including removal of the water meter, at the Delinquent Property, at the expense of the Owner thereof.

XII. ENFORCEMENT OF RESTRICTIVE COVENANTS

A. Pursuant to Texas Water Code, Section 54.237 real property owners shall comply with current, valid recorded covenants, property restrictions, plats, plans, deeds and other instruments affecting real property.

XIII. ANTI-LITTERING

It shall be a violation of these Rules and Regulations and is hereby prohibited to deposit, release or otherwise place any materials, including but not limited to, brush, yard clippings, and household waste on the property of the District without the prior consent of the District.

XIV. ENFORCEMENT OF RULES; PENALTIES

A. Enforcement

1. Under Section 54.206 of the Texas Water Code, these Rules will be recognized by the Courts as if they were penal ordinances of a city.

2. Under Section 54.209 of the Texas Water Code, penal enforcement of these Rules will be by complaints filed in the appropriate court of jurisdiction in Travis or Williamson County, Texas or by civil enforcement by the District.

B. Penalties

1. Water, wastewater and/or drainage service will not be provided by the District until all requirements of these Rules with respect to Water Taps, Sewer Taps and inspections have been met and, with respect to Sewer Taps, a written permit has been issued.

2. Violation of these Rules will result in the offending party being subject to the payment of a fine in an amount of up to \$1,000.00 per offense. Each day of violation will constitute a separate offense. In addition, the offending party will be liable to the District for any costs incurred by the District in connection with any repairs or corrections necessitated by the violation.

3. If a fine is levied for a violation of any requirement of these Rules applicable to a subdivision or development, the District may withhold the sales of taps within that subdivision or development until all outstanding fines are paid.

C. Procedures

1. The District manager will serve as the District's Representative in identifying violations and establishing the appropriate civil fines for violations of these Rules. The District manager will give written notice to an offending party of the amount of the fine that has been imposed, the violation or violations giving rise to the fine, the date or dates of the violations, and any other information as he deems appropriate. The written notice will further advise the offending party that the fine will be reviewed by the Board at its next regular meeting, and that the offending party may appear at that meeting to appeal the imposition of the fine. The date, time and place of the meeting will be included in the notice. A copy of the notice will be given to the Board.

2. All fines imposed by the District manager will automatically be reviewed by the Board at its next regular meeting following imposition of the fine. The District manager will ensure that the imposition of the fine is placed on the meeting agenda. At the meeting, the Board will review the action of the District manager, permit the offending party to address the Board to appeal the imposition of the fine, and either affirm or overrule the imposition of the fine. In making its decision, the Board may consider any evidence it deems appropriate.

D. Effect. These Rules replace the North Austin Municipal Utility District No. 1 Rules Governing Water and Wastewater Services adopted on March 21, 2007.

ACCEPTED THIS the 20th day of May, 2020.

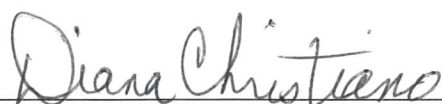
(SEAL)



**NORTH AUSTIN MUNICIPAL UTILITY
DISTRICT NO. 1**

By: 
Donald G. Conklin, President
Board of Directors

ATTEST:


Diana Christiano, Secretary
Board of Directors