

Bulk Water Sales Rules and Procedures

(Adopted By Minute Order April 21, 2009)

Preamble

It is the intent of this section to establish rules and regulations for the operation of bulk water sales.

The Laytonville County Water District Board of Directors ("Board") has the sole authority to make water available for bulk water sales.

Nothing in this section shall be construed to prohibit or limit the Board's authority to institute, restrict, interrupt, decrease, or terminate the sale of bulk water under this provision, or any other provision of District ordinance, resolution, and regulation.

Whenever water is made available to those engaged in the commerce of retailing bulk water, is a privilege, not a right, conferred solely and entirely by the Board.

Definitions

For the purposes of this section, the following words and phrases shall have the meanings set forth below:

"Bulk water" means water purchased from the District and supplied to the buyer by means of fire hydrant or by any other means approved by the District.

"Bulk water customer" means a person, company, government, or other legal entity who purchases bulk water from the District.

Section 1

Water Shortage Or Emergency: Interruption Of Bulk Water Sales Of Surplus Water

The first priority of use of the water produced by the District is to provide water for the use of its customers residing within District boundaries, and for the fire protection needs of Laytonville area residents..

If a water shortage or water emergency is declared, the District shall first restrict, decrease, interrupt, or terminate the sale of water to bulk water customers.

Section 2

Revocation, Suspension of Bulk Water Privileges

The District Manager may suspend or revoke bulk water sales privileges issued under this section for cause including, but not limited to:

1. applications, logs or any other documents required under this section containing any error, misstatement, omission, or misrepresentation of material fact, either with or without intention on the part of the bulk water customer, such as might or would have caused a denial of the privilege;
2. violation of any applicable provision of this section;
3. violation of any other applicable water-related law, ordinance, or regulation regarding water quality, public health, or safety which governs the bulk water customer's equipment, facilities or operations;
4. delinquency in payment of water utility charges, fees and penalties owed to the District;
5. conducting operations or maintaining facilities in such a manner that public health or safety is endangered.

Section 3

Rules, Regulations And Procedures

The following rules, regulations and procedures on the use and/or misuse of bulk water privileges from the Laytonville County Water District ("District") are as follows:

1. No person or entity shall resell water provided by the District unless that person or entity is an approved and authorized bulk water sales customer. Violation of this provision shall result in revocation of access to District water services, and possible prosecution under the applicable law.

