

SECTION 2 **GENERAL PROVISIONS**

2.1 APPLICATION FOR NEW SERVICES

Application for new Services shall be made on the Water Department's standard form available at the Water Department office. The applicant shall be the Owner or the Owner's authorized agent. The applicant shall state fully the primary use to which water is to be applied. Should water subsequently be required for other purposes, the owner must submit a new application.

All applications for new Services shall be subject to the Superintendent's review and approval. Upon review of the application, the Superintendent may condition the Water Department's approval on additional requirements as needed in support of these Regulations. All requirements of the approval and these Regulations shall be met and all System Development Charges and fees associated with the installation of the new Service shall be paid before water is supplied.

As part of the local Building Permit application process, the applicant shall be required to meet with the Superintendent to review Water Department requirements. The Superintendent's signature on the Building Department's *Permit Signature Sheet* confirms that the applicant met with the Superintendent but does not constitute Water Department approval for Service.

Each applicant for a new Service shall notify the Water Department of any Cross-Connections associated with the Service and shall submit a Design Data Sheet for each backflow prevention device proposed. Design Data Sheet forms are available at the Water Department office. All backflow prevention device proposals shall adhere to the Water Department's *Regulations for the Control of Backflow and Cross-Connections*.

2.2 RESPONSIBILITY FOR CHARGES

The Owner shall be charged, and held responsible, for all water passing through the Domestic Service meter until such time as the Water Department is notified in writing that Town water is no longer desired. The Owner of a Fire Service shall also be charged and held responsible for Fire Service fees (also referred to as "sprinkler fees") and associated backflow prevention device test fees until either (a) the Fire Service is removed or (b) as the Water Department is notified in writing by the Orange Fire Department that the Fire Service shall be shut off.

In case of the sale of the property, the Owner or Owner's authorized agent shall request a final water meter reading and invoice for the current balance of water use charges (including a final meter reading fee). As part of the final meter reading request, the Owner or Owner's authorized agent shall identify the name and current mailing address of the buyer.

2.3 PRIVATE WELLS

There shall be no interconnection of private water systems with the Town system. Any Owner using Town water who also has a private well shall register the well with the Water Department and shall install a backflow prevention device on the applicable Service. All backflow

prevention device proposals shall require the Superintendent's approval and adhere to the Water Department's *Regulations for the Control of Backflow and Cross-Connections*.

Owners shall permit periodic Water Department inspections of private water systems, and shall comply with all applicable provisions of the Massachusetts *Drinking Water Regulations*.

2.4 EXTENDED USE

No User shall supply water purchased from the Water Department to parties not entitled to its use except by written permission of the Commissioners.

2.5 UNUSUAL CONSTRUCTION

Owners desiring Town water for any construction, alterations or attachments shall submit plans and specifications for the proposed work to the Superintendent for approval. The Water Department shall determine whether Town water for the proposed work is permissible and the terms, charges and conditions under which the proposed use shall be permitted.

2.6 RIGHT OF ENTRY

Owners or occupants of properties served by the Water Department shall authorize entry by Water Department personnel without a warrant to inspect the Service, to operate a curb/gate valve or to remove, repair or replace a water meter at any time the Water Department deems necessary. If requested, Water Department personnel shall provide credentials prior to entry.

The Service apparatus, including any fixtures, valves and appliances as well as the water meter(s), shall be readily accessible. Should access be refused, the water may be shut off and may not be turned on until such access has been allowed and appropriate fees paid.

The Water Department shall have access at all times to curb/gate valves for Services located on Private Water Mains where a master meter for billing purposes has not been installed.

2.7 FIRES & USE OF HYDRANTS

The extinguishing of fires through the use of hydrants connected to Water Mains may place unusual physical stresses on the Water Mains. To limit those stresses and maximize the amount of water available for fire-fighting, it is the duty of Users to discontinue all unnecessary use of water whenever a fire occurs in areas served by the Water Department.

Only Water Department personnel may operate fire hydrants except in the case of a fire or a fire training exercise. If water from a hydrant is desired for construction, flow testing or other approved purposes, the applicant shall seek and receive approval from the Superintendent prior to hydrant use. The applicant shall be responsible for all associated charges including hydrant meter fees and water usage fees.

Personnel from, or under the supervision of, the Orange Fire Department may operate fire hydrants only during a fire or a fire training exercise. The Orange Fire Department shall notify the Water Department of any hydrants used during a fire and the estimated length of time

operated or volume of water used. The Orange Fire Department shall notify the Water Department of any scheduled training dates when a hydrant will be used and of the estimated duration of hydrant operation or volume of water used.

2.8 CONDITIONS FOR WATER USE

The Water Department shall endeavor to provide a constant and uninterrupted supply of water to its Users with quality that meets or exceeds the levels set forth by the United States Environmental Protection Agency and the Massachusetts Department of Environmental Protection. However, because conditions within a water system may vary under both routine and emergency situations, the Water Department cannot guarantee consistent volumes, pressures and qualities of water.

2.9 LIABILITY FOR LOSS OF SUPPLY

The Water Department reserves the right to interrupt water supply as necessary for system maintenance, repair or other cause beyond the Water Department's control. No User shall be entitled to damages or to payment refund for any interruption of supply or water quality.

2.10 LIABILITY FOR LOSS OF PRESSURE

The Water Department reserves the right at any time and without notice to shut off the flow of water in the Water Mains for routine or emergency purposes. Users having appliances dependent on specific pressures for proper operations are cautioned that they should provide, at their own expense, safety features to protect the appliances. The Water Department is not liable for any damage resulting from loss of pressure, whether through accident or necessity.

2.11 OUTSIDE WATER USE

The Commissioners reserve the right to regulate or ban outside water use at any time in order to insure adequate volume and pressures for essential use. The Commissioners may also issue water use restrictions in accordance with the Town's *Water Use Restrictions* bylaw, as well as Section 7.3 of these Regulations.

2.12 DEMOLITION

Prior to demolition of any building with a water Service, the Owner or Owner's authorized agent shall request approval from the Superintendent. At the Superintendent's discretion, said Service shall be removed from the building to either (a) the curb/gate valve controlling the Service or (b) the corporation valve on the Private Water Main or Public Water Main.

The corporation valve controls the flow of water from the Water Main to the curb/gate valve. If the building to be demolished will not be rebuilt, or in the Superintendent's opinion is unlikely to be rebuilt, the Service shall be removed to the corporation valve.

The Water Department shall be given 48 hours notice prior to demolition commences. Prior to backfilling, the Water Department shall inspect the work to ensure that the Service has been removed and properly cut and/or capped in accordance with Town specifications.

2.13 SEVERABILITY

The provisions of these Regulations are severable. If any provision of these Regulations or any specific application to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications which can be given effect in the absence of the invalid provision or application.

2.14 RIGHT TO AMEND REGULATIONS

The Commissioners reserve the right to amend these Regulations in any manner and to establish more stringent limitations or requirements as is deemed necessary or appropriate.

2.15 APPLICABILITY

Every User and Owner shall be subject to these Regulations and any applicable charges, rates, fees and assessments which are or may be established by the Commissioners. Every User and Owner shall also be subject to other applicable local, state and federal regulations.

In instances where various regulations contain conflicting requirements, the most stringent requirements protective of the water system and public health and safety shall be met. At a minimum, in addition to these Regulations, the most recent editions of the following codes and guidelines shall be met:

- Massachusetts Department of Environmental Protection *Guidelines and Policies for Public Water Systems*
- Massachusetts Department of Environmental Protection *Drinking Water Regulations*
- Massachusetts Board of Building Regulations and Standards *State Building Code*
- Massachusetts Board of State Examiners of Plumbers and Gas Fitters *Uniform State Plumbing Code and Massachusetts Fuel Gas Code*
- Massachusetts Department of Public Health *State Sanitary Code*
- National Fire Protection Association *National Fire Code*
- Orange Water Department *Regulations for the Control of Backflow and Cross-Connections*
- Town of Orange *Planning Board Regulations and Zoning Bylaws*
- Town of Orange *Water Use Restrictions Bylaw*