

Fisherman Bay Sewer District

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APPLICATION AGREEMENT TO CONSTRUCT EXTENSION TO SEWER SYSTEM

The undersigned hereafter referred to as Developer, hereby makes application to the Fisherman Bay Sewer District, San Juan County, Washington, hereafter referred to as the District, for permission to construct and install an extension in the public right of way of District and/or on easements which are subject to approval of the District, and to connect to the District's sewage collection system. When this application agreement is submitted to the District the Developer **SHALL INCLUDE A PLAN OR DIAGRAM OF PLUMBING AND DRAINAGE FACILITIES.** Developer hereby represents to, and covenants and agrees with the District as follows:

1. LOCATION OF EXTENSION

The proposed extension will be installed in roads and/or easements and/or on other approved rights-of-way and shall be for the use and benefit of the property hereafter described, which property is owned by Developer and/or other persons who are contributing to the costs of said extension; and that said owners join in the application and are referred to as Additional Owners. Said property is described as follows (**ATTACH LEGAL DESCRIPTION**):

TAX PARCEL # _____

2. DESCRIPTION OF EXTENSION/INCORPORATION BY REFERENCE OF OTHER CONTRACT DOCUMENTS

The proposed extension will consist of approximately _____ lineal feet of sewer pipe and appurtenances and shall be installed in accordance with plans and specifications provided to the District and in accordance with the Administrative Code and Operations Resolution of the District, which are in effect as of the date hereof and are on file in District's office and in the office of the District's Engineer, the terms and conditions set forth in full herein.

Extension shall serve (check one):

- a. _____ single family residence or _____ auxiliary building
- # of square feet of residence _____
 - # of bedrooms _____
 - # of bathrooms _____
 - # of auxiliary buildings containing plumbing _____
 - # of square feet each auxiliary building with plumbing _____
- b. _____ multi-family residence
- # of structures _____
 - # of residential units _____
 - # of square feet each residence _____
 - # of bedrooms per unit _____
 - # of bathrooms per unit _____
 - # of auxiliary buildings containing plumbing _____
 - # of square feet each auxiliary building w/plumbing _____
 - Laundry facilities provided other than in individual units?
_____ yes _____ no

- c. _____ commercial establishment
- # of structures _____
 - # of units _____
 - # of bathrooms _____
 - # of kitchens _____
 - Restaurants:
 - Total seating capacity _____
 - # of meals served per day _____
 - Which meals will be served? _____

3. FEES AND OTHER CHARGES

a. Application

An application fee of \$_____ per building or structure to be connected shall be charged upon any extension or change to District facilities. This fee is due at time of submittal of application.

b. Hook-up Fee

A hook-up fee of \$_____ for each equivalent service unit shall be charged upon any extension or change to District facilities. This fee is due upon approval of the application and **prior** to the issuance of the "Permit to Construct Extension to Sewer System" which must be finalized before commencement of any construction.

c. ULID #2 Equivalent Residential Unit Charge

An Equivalent Residential Unit Charge of \$_____ for each equivalent service unit shall be charged on all properties within ULID #2 that have not previously been assessed an equivalent residential unit charge. This fee is due upon approval of the application and **prior** to the issuance of the "Permit to Construct Extension to Sewer System" which must be finalized before commencement of any construction.

d. Latecomers Agreement

Applicants connecting to sewer line extensions installed by private property owners may be required to pay a "Latecomers Connection Fee." This connection fee is determined based on the front footage of the Developer's property multiplied by the cost per running foot of the line extension. This fee is due upon approval of the application and **prior** to the issuance of the "Permit to Construct Extension to Sewer System" which must be finalized before commencement of any construction.

- Number of front feet _____
- Cost per running foot _____
- Total Latecomers Connection Fee _____

e. Maintenance and Operation

All maintenance and operation charges are due and payable by the end of the month of billing. Billings are done the first of the month following the month of service. A maintenance and operation charge shall be paid monthly to the District by Owner as follows:

- Single family residences shall be charged a rate of \$_____ per month per residence;
- Commercial developments, additions, or multiple residential structures without meters shall be charged a rate of \$_____ for each equivalent residential unit. This development is equivalent to _____ residential units;
- Commercial developments, additions, or multiple residential structures with meters shall be charged \$_____ for each gallon of usage per month.

f. Surcharges

All surcharges are due and payable by the end of the month of the date of billing. Billings are done the first of the month following the month of service. Surcharges shall be paid monthly to the District by Owner as follows:

- 1995 Waste Water Treatment Plant Expansion Surcharge
Single family residences and commercial developments shall be charged \$_____ per month per ERU.
- 2006 Plant Improvements Bond Surcharge
Single family residences and commercial developments shall be charged \$_____ per month per ERU.

g. Additional Expenses after Acceptance of the System

During the first year following acceptance of the system, should the District incur any expenses above and beyond normal maintenance operations, these expenses shall be the responsibility of the Developer and are due within thirty (30) days of billing.

4. EASEMENT

Upon acceptance of this agreement by the District, Developer agrees to grant and convey to the District a sewer system easement and right-of-way (form will be provided by the District) for the purpose of construction, operation, maintenance, and/or repair, and/or replacement of, and/or addition to underground utility pipelines, septic tank, pump sump, effluent pump, and all appurtenances thereto, together with the right of ingress and egress to and from said easement for all purposes necessary and related thereto. **This form must be filed with the District before extension is staked in the field.**

5. RELINQUISHMENT OF CUSTODY AND CONTROL OF SEPTIC TANK

Upon completion of the sewer system by Developer, and acceptance of the sewer system by the District, Developer agrees to release and relinquish (form will be provided by the District) the custody and control and use of the septic tank located on the property described in section #1 above to the District. **This form must be filed before any service is connected.**

6. TRANSFERABILITY

The permit issued in conjunction with this agreement is issued to and runs with the tax parcel. The permit is not transferable.

7. TERM OF AGREEMENT

Developer acknowledges that the permit issued as a result of this agreement shall automatically expire one year from date of issuance of said permit. Said permit **may** be renewed at the discretion of the District.

8. WARRANT OF AUTHORITY

The undersigned Developer and Additional Owners warrant that they constitute the owners of all the real property that is the subject matter of this agreement and, upon District request, agree to provide title insurance or a preliminary title report, at District's option and at Developer's sole cost and expense, establishing to the satisfaction of the District that the parties executing this application constitute the owners of all the real property described and have the authority to execute this agreement with respect to said real property.

**Signature page for Application Agreement to Construct Extension to Sewer System
between Fisherman Bay Sewer District and _____**

Dated at _____, Washington, this _____ day of _____, 20__.

Developer/Owner signature

Additional Owner signature

PRINT name of Developer/Owner

PRINT name of Additional Owner

Developer/Owner address

Additional Owner address

Developer/Owner phone number

Additional Owner phone number

DATE APPROVED _____

DATE EXPIRES _____

BY: _____
For Fisherman Bay Sewer District

Fees Paid: \$ _____
Application Fee
\$ _____
Hook-up Fee
\$ _____
ULID #2 ERU Charge
\$ _____
Latecomers Connection Fee