

**DRAFT RESOLUTION NO. 09-007**

(of Clark County Water Reclamation District)

**A RESOLUTION ESTABLISHING SEWER LATERAL LOCATING CHARGES.**

WHEREAS, the Governor of the State of Nevada signed AB 80 into law on May 29, 2009;  
and

WHEREAS, AB 80 sets forth, among other things, the duties of an operator of a sewer main with respect to a sewer service lateral connected to that sewer main; and

WHEREAS, AB 80 requires, among other things, the operator of a sewer main to provide the best available information regarding the location of the connection of the sewer service lateral to the sewer main in the event of a proposed excavation or demolition in a public right-of-way; and

WHEREAS, AB 80 allows, among other things, a government, governmental agency or political subdivision of a government that operates a sewer main, may charge for providing the information regarding the location of the sewer lateral an amount that does not exceed the actual costs for providing the sewer lateral location; and

WHEREAS, AB 80 becomes law on October 1, 2009; and

WHEREAS, AB 80 stipulates that a government, governmental agency or political subdivision of a government that operates a sewer main in a county with a population of 40,000 or more may not charge a person responsible for excavation or demolition in a public right-of-way after January 1, 2011.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Clark County Water Reclamation District (District) that the following charges shall apply within Clark County from October 1, 2009 through December 31, 2010:

**SECTION 1: DEFINITIONS**

- a. "Demolition" includes, but is not limited to, the wrecking, razing, rendering,

movement or removal of a structure or mass of material by means of tools, equipment or the placement and discharge of explosives.

- b. “Excavation” includes, but is not limited to, the movement or removal of earth, rock or other material in or on the ground by use of mechanical equipment or by the placement and discharge of explosives. The term includes auguring, backfilling, digging, ditching, drilling, grading, plowing-in, ripping, scraping, trenching and tunneling.
- c. “Operator” means the District.
- d. “Sewer main” means a pipeline located in the public right-of-way, owned and operated by the District, to convey wastewater.
- e. “Sewer service lateral or lateral” shall mean a sewer line that connects a parcel to a sewer main. The Sewer service lateral is installed by a developer or the property owner, and is owned and maintained by property owner.

## SECTION 2: LOCATING LATERALS

- a. The District will provide information regarding the location of sewer service laterals in such a manner as is determined by the District, which may include any one or more of the following methods.
  - 1. Placement of a green “T” identifying the location of the point of connection of the sewer service lateral to the District sewer main;
  - 2. Providing copies of documents relating to the location of the sewer service lateral within 2 working days; or
  - 3. Placement of a triangular green marking along the sewer main or the edge of the public right-of-way, pointing toward the real property serviced by the sewer service lateral to indicate that the location of the sewer service lateral is unknown.

SECTION 3: LATERAL LOCATING CHARGES

- a. The District will invoice the party conducting the excavation for the sewer lateral locating charges under the following rate schedule.
- b. All invoices will be due upon receipt.

<b>SEWER LATERAL LOCATING CHARGES</b>	
<b>Administrative Service</b>	<b>Required Charge</b>
Identification of the location of the connection of the sewer service lateral to the sewer main	\$40.00 per lateral
Document charge for documents relating to the location of the sewer service lateral	\$2.00 per page
Placement of a triangular green marking indicating the location of the sewer service lateral is unknown	\$82.00 per hour, charged in increments of one half hour

PASSED, ADOPTED AND APPROVED this \_\_\_ th day of \_\_\_\_\_, 2009.

CLARK COUNTY WATER RECLAMATION DISTRICT

By:

\_\_\_\_\_  
LAWRENCE L BROWN III, Chairman

ATTEST:

\_\_\_\_\_  
SHIRLEY B. PARRAGUIRRE, Secretary

Approved as to legality only:

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CAROLYN CAMPBELL, Deputy District Attorney

