

**DILLON VALLEY DISTRICT**  
(A Metropolitan District)

RESOLUTION NO. 99-2 (amended May 18, 2000)

**CONCERNING AUTHORIZATION FOR ENTRY INTO IMPROVEMENTS AND  
INSTALLATION OF SHUT-OFF VALVES**

WHEREAS certain adjacent single-family detached and certain duplex homes within the District are served by a single water service line and a single shut-off valve; and

WHEREAS the District's policy permits a shut-off of service after delinquency in payment of service fees, notice, and public hearing; and

WHEREAS the District's policy is frustrated when one owner is delinquent, but the other is not, because shutting off the service to one unit cannot be done without affecting the other unit; and

WHEREAS the District has the statutory authority to adopt rules and regulations not in conflict with the constitution and laws of this state for carrying on the business of the District, and to exercise all rights and powers necessary or incidental to or implied from the specific powers granted to special districts by law, which includes the right to shut off or discontinue water or sanitation service for delinquencies and to provide for the connection with and the disconnection from the facilities of the District; and

WHEREAS it may become necessary for the District's representatives to enter the premises of a delinquent owner and to install such equipment as is necessary to effectively shut off the service for one owner and not the other.

NOW THEREFORE, it is resolved by the Dillon Valley District that the rules and regulations of the District are amended, effective May 18, 2000, to provide as follows:


1. When the board of directors has determined that a delinquency in service fees has occurred and has authorized the District's manager to disconnect the service to the delinquent unit, and where the delinquent unit is served by a common water service line with another unit with one shutoff valve, the manager is authorized to enter the premises upon reasonable advance notice to the owner and to install such valves and equipment as are reasonably necessary to disconnect the delinquent unit from water service without disconnecting the other unit.

2. Any expense incurred by the District for such entry and installation of valves and equipment shall be paid by the delinquent owner, in addition to any other monies due the District, and shall become a lien against the delinquent unit, all as provided by law.

3. If the District's manager determines that, without substantial additional expense, a second shutoff valve can be installed at the same time as the first so that both units will have individual and independent shutoff valves, then the manager may install the second shutoff valve, in which case, the reasonable costs of adding the second shutoff valve will be assessed

against the delinquent owner. In the event a second shutoff valve is installed, the manager shall make a reasonable effort to notify the adjacent owner before the installation is completed.

Done this 18<sup>th</sup> day of May, 2000.



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Paul Raabe, Secretary