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August 25, 2026

Via Email

Members of the Town Board
Town of Moreau, Town Hall
351 Reynolds Road
Moreau, New York 12828

Re: Proposed Local Law No. 4 of 2026 – Comments for Public Hearing Record

Dear Members of the Moreau Town Board:

As you know this firm represents Schermerhorn Residential Holdings, LP and it's affiliated entities (collectively, Schermerhorn). Schermerhorn offers the following comments for the Town Board's consideration and inclusion in the official record of proceedings related to Proposed Local Law No. 4 of 2026 (the "Proposed Local Law") which would amending Section 115 -70 of the Moreau Town Code.

1. Conflicting and Misleading Versions of the Sewer Use Law

The Proposed Local Law purports to revise Section 115-70 of Chapter 115 of the Moreau Town Code, also known as the "Sewer Use Law". The Sewer Use Law was last amended by Local Law No. 4 of 2025 (the "2025 Amendment"). By its terms, the 2025 Amendment became effective upon filing with the New York Department of State. A copy of the 2025 Amendments, as filed with the New York Department of State, is appended here as **Tab 1**[1]. The 2025 Amendments revised certain sections of Chapter 115, including Section 115-70 ("Sewer Charges"), Section 115-71 ("Billing"), and Section 115-75 ("Agreements for service outside of the sewer district of extension"). It is noted the 2025 Amendments included an express requirement that the Town Board prepare a budget for each sewer district and extension and that it be available for public

[1]Local Law No. 4 of 2005 that is filed with the New York Department of State begins with amendments to Section 115-70 which is confirmed by the notation "Attachment page 1").

review *before* it adopts a sewer charge for that service area. *See* Tab 1, Section 115-70 (B) ("Notice of the public hearing shall be published in a newspaper of general circulation within the Town, and posted on the Town's website, at least five days prior to the public hearing which shall be held at the first Town Board meeting that is held in the month of October provided that a proposed budget for the sewer district or extension has been prepared and made available for public review.")(emphasis added). This language was included in the local law that was filed with the Department of State and has the force of law.

Regardless, the Town has posted a different version of Section 115-70 on its website that does not require that budgets be prepared for public review before annual sewer charges are adopted. *See* "Local Law No. 4 of 2025 – Sewer Regulations, rev. – Adopted 3/25/26" on the Town of Moreau website.[2] At Section 115-70(B), this version states: "Notice of the public hearing shall be published in a newspaper of general circulation within the Town, and posted on the Town's website, at least five days prior to the public hearing which shall be held at the first Town Board meeting that is held in the month of October." Again, the requirement that budgets be prepared and available for public review has been omitted from this version despite it being part of the local law that was filed with the New York Department of State and currently in effect. It is noted that this version has a "rev." notation next to it, indicating it has been revised but how and by whom is not known or disclosed. This is obviously concerning as are "revisions" made to other Town record, including its meeting minutes which we brought to the Town Board's attention by letter dated August 21, 2026.

This is obviously very concerning and misleading to the public. The Town has an unadopted, incorrect version of its Sewer Use Law on the Town website. It also has published an incorrect version on E-Codes website which also conveniently omits the budget requirement, despite misleadingly stating it incorporates the 2025 Amendments. *See* E-Codes, Town of Moreau, Code 2026-2-24. Part II General Legislation, Chapter 115 Sewer Regulations, Article XI Charges, Section 115-70 ("Sewer Charges").[3] It is noted this version also has different language in Sections 115-70 (A) (1) through (3), thereby creating a second, unofficial version of the local law that does not accord with the lawfully adopted 2025 Amendments. The Town Board must ensure that correct version of the sewer use law are posted and available to the public so that they can understand and meaningfully comment on any proposed amendments – such as the amendment that is the subject of tonight's public hearing.

2. Town's Failure to Respond to Schermerhorn's FOIL Appeal Leaving it Unable to Offer Meaningful Comments on the Proposed Local Law

In addition to the confusion caused by the Town's apparent unofficial and illegal "revision" of the Sewer Use Law, Schermerhorn has been left unable to provide meaningful comments on the proposed amendment due to the Town's failure to produce records that should be publicly

[2] townofmoreau.org/local_laws.asp (last visited August 25, 2026).

[3] https://ecode360.com/39443366 (last visited August 25, 2026).

accessible under FOIL. On May 14, 2026, over three (3) months ago, Schermerhorn requested copies of water and sewer bills for Sewer District 1 for fiscal years 2015 through 2026 and any other records reflecting capital charges, total billings, total number of gallons of water used, and late fees if applicable. The documents were requested to determine how parcels in Sewer District 1 were being charged, including the methodology and rate, and to determine how the purported fund balance approved for Sewer District 1 was calculated.

To date, the Town has not provided *any* response to this FOIL request (and others related to the Town's practice of determining sewer charges and related fund balances). The Town's failure to respond constitutes a constructive denial of access to records in violation of Article 7 of the New York State Public Officer's Law (the "Freedom of Information Law" or "FOIL"). Schermerhorn appealed to the Town's denial of access, and the Town again refused to respond with the time required by the statute. This willful violation of the law is compounded by the Town's decision to schedule a public hearing on a Sewer Use Law amendment at the same time it is wrongfully withholding documents that would allow Schermerhorn a meaningful opportunity to comment on the Proposed Local Law. This pattern constitutes a knowing and willful violation of Schermerhorn's rights to access record, to meaningfully observe the Town Board's deliberations and to participate in the local law adoption process. Schermerhorn is currently reviewing this matter and is prepared to pursue all available legal remedies to redress its rights.

3. <u>The Town's Failure to Redress Existing and Past Violations of the Sewer Use Law</u>

Town Board Resolution 159-2025, adopted on April 8, 2025, and attached here as **Tab 2**, required that properties in Sewer District 1- Moreau Industrial Park – be charged an Equivalent Dwelling Unit ("EDU") rate of $270 per EDU. This rate accords with the rate schedule that is currently posted on the Town Website under "Water Department". Pursuant to a report prepared by LaBerge in October 2023, Hexion was assigned 91 EDUs. A map with parcel ID's and acreage (including other vacant parcels in Sewer District 1) is also posted to the Town website under legal notices. In total, the Town's own records indicate a total of approximately 127.5 EDUs in Sewer District 1. At a rate of $270 per EDU, that would have resulted in a total charge of $34,447.68 for Sewer District 1. Regardless, documents the Town *has* elected to produce under FOIL disclose the Town has, since November 2024, been billing Sewer District 1 based on flow measured by a sewer effluent meter. Using this methodology, Sewer District 1 was only charged $16,238.88 – thereby demonstrating the users in Sewer District 1 have been significantly underbilled.

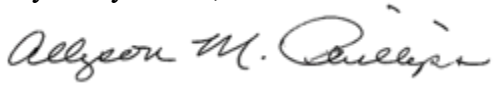
This problem persists in 2026. For the first three months of 2026, Sewer District 1 has been billed based on metered effluent flow totaling $3,442.32. If the Town was charging Sewer District 1 as required by the Sewer Use Law, at the rate of $270 per EDU, the resulting charge would have been $2,870.64 per month or $8,611.92 for the same time-period. While this has repeatedly been brought to the Town's attention, no action has been taken to remedy its practice of chronically underbilling Sewer District 1 and the resulting impact that has had on the allocation of sewer fund balances (which the Town has artificially allocated based on *billings* that do not accord with the Sewer Use Law).

Instead, the Town Board now proposes a Sewer Use Amendment that may have the effect of codifying a lower, subsidized, sewer charge for Sewer District 1. This is perplexing considering the preamble to the Proposed Local Law acknowledges industrial sewage discharges require greater monitoring and reporting, and thereby, greater costs to operate and maintain. It is impossible to know how the Town intends to account for these costs in a new sewer charge or rate for Sewer District 1 as the Town has repeatedly failed to prepare and publish a budget for this sewer district, or any of the Town's distinct and independent sewer service areas. Regardless, its act of amending the Sewer Use Law to adopt a methodology that has, when applied illegally, resulted in a reduced sewer charge for industrial users is per se arbitrary and capricious when the pre-amble to the law acknowledges these users generate unique costs that are not attributable to domestic users.

Based on the foregoing, we respectfully request that the Town Board consider these comments before taking action to amend the Sewer Use Law. A thoughtful and comprehensive plan that not only lays groundwork for reasonable and rational sewer use charges in the future, must be accompanied by an equally comprehensive plan to redress past violations that have resulted in inequitable and illegal billings and cost allocations that favor some users and punish others. We look forward to working with the Town Board through that process.

We request that a copy of this letter be included in the official record of proceedings on the Proposed Local Law.

Very Truly Yours,



Allyson M. Phillips

Cc: Richard Schermerhonrn, Schermerhorn Residential Holdings
Erin Tromley, Town of Moreau Town Clerk
Glen Bruening, Esq, Town Attorney

TAB 1

New York State Department of State
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, NY 12231-0001
www.dos.ny.gov

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

☐ **County** ☐ **City** ☒ **Town** ☐ **Village**
(Select one:)

of Moreau

Local Law No. 4 **of the year 20**25

A local law AMENDING CHAPTER 115 OF THE MOREAU TOWN CODE RELATING TO SEWER
(Insert Title)
REGULATIONS

FILED
STATE RECORDS
MAR 28 2025
DEPARTMENT OF STATE

Be it enacted by the Town Board **of the**
(Name of Legislative Body)

☐ **County** ☐ **City** ☒ **Town** ☐ **Village**
(Select one:)

of Moreau **as follows:**

Section 1. Authority.

This Local Law amending portions of Chapter 115 of the Code of the Town of Moreau relating to sewer regulations is adopted pursuant to Section 10 of the New York State Municipal Home Rule Law and General Municipal Law Article 14-F.

Section 2. Town Code Section 115-8 (A) is amended by repealing the definition of SEWER RATES AND CHARGES.

Section 3. Town Code Section 115-63 is repealed and a new Section 115-63 is enacted to read as follows:

§ 115-63. Penalties for offenses.

A. Any person who fails to comply with any provision of Articles III through VIII of this Chapter shall be guilty of a violation, and each day of such violation shall be deemed a separate and distinct violation, and every conviction of such violation shall be punished by a fine not exceeding $250 or by imprisonment for a term not exceeding 15 days, or both. The Town Board may designate one or more Town officials or employees to commence appropriate judicial proceedings.

B. In addition to the penalties set forth in paragraph A, any person who fails to comply with any provision of Articles III through VIII of this Chapter shall be subject to a civil penalty not exceeding $500 per day that such non-compliance continues. Such civil penalty, plus the cost to the Town to enforce compliance with this Chapter, plus the

Dept. of State Local Law Index # 4 of the year 2025

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 4 of 2025 of the ~~(County)(City)~~(Town)~~(Village)~~ of Moreau was duly passed by the Town of Moreau Town Board on March 25 2025, in accordance with the applicable provisions of law.

(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)

(Name of Legislative Body)

(repassed after disapproval) by the _____ and was deemed duly adopted

(Elective Chief Executive Officer)*

on _____ 20[ ][ ], in accordance w ith the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)

(Name of Legislative Body)

(repassed after disapproval) by the _____ on _____ 20____.

(Elective Chief Executive Officer)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)

(Name of Legislative Body)

(repassed after disapproval) by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)
I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: March 27, 2025

cost to the Town to repair or replace any damage to the sewer system caused by such non-compliance, shall be recovered in a civil action brought in the name of the Town in a court of competent jurisdiction, including as a small claim in justice court, as authorized by the Town Board.

Section 4. Town Code Section 115-70 is repealed and a new Section 115-70 is enacted to read as follows:

§ 115-70. Sewer charges.

A. The Town Board shall by resolution set the charges to be paid by the owner or owners of all properties within each sewer district or extension which shall include:

(1) a charge relating to the total cost of operation and maintenance of the sewer system serving the sewer district or extension, as set forth in the adopted budget for said district or extension and allocated on an equitable basis in just proportion to the benefit conferred on the property by the sewer system,

(2) a charge for the payment of the interest on and amortization of, or payment of, indebtedness which has been or shall be incurred for the construction of the sewer system serving the sewer district or extension (other than indebtedness, and the interest thereon, which is to be paid in the first instance from assessments upon benefited real property) , as set forth in the adopted budget for said district or extension and allocated on an equitable basis in just proportion to the benefit conferred on the property by the sewer system, and

(3) any additional charges including but not limited to those applicable to future or proposed connections to the sewer system, tappings, permits, inspections, new capacity allocations, pre-treatment, late payments, and penalties.

B. A Town Board resolution setting sewer charges for the upcoming calendar year shall be adopted only after a public hearing. Notice of the public hearing shall be published in a newspaper of general circulation within the Town, and posted on the Town's website, at least five days prior to the public hearing which shall be held at the first Town Board meeting that is held in the month of October provided that a proposed budget for the sewer district or extension has been prepared and made available for public review. The Town Board resolution setting the charges for the upcoming calendar year shall be adopted at the second meeting of the Town Board held in the month of October, and such charges shall remain in effect until amended by a subsequent resolution.

C. Charges relating to operation and maintenance costs and charges relating to capital costs shall be set using a schedule of equivalent dwelling units (EDU) based on the benefit conferred on the property by the sewer system. Generally, the greater the use of the system by a particular property the higher number of EDUs it will be assigned. The Town Board resolution approving the sewer charges shall also approve the EDU schedule, and the EDU schedule shall be posted on the Town's website.

D. The charge relating to capital costs shall be paid by owners of all properties located within the district or extension regardless of whether the property is connected to the sewer system.

E. Properties located outside the sewer district or extension that are connected to the sewer system shall pay the same costs as properties located within the district or extension.

Section 5. Town Code Section 115-71 is repealed and a new Section 115-71 is enacted to read as follows:

§ 115-71. Billing.

A. Sewer charges shall begin to accrue as of January 1 each year for use in that year and shall be billed as early in the year as practicable as determined by the Town Board.

B. Property owners shall be billed annually but the Town Board may authorize monthly or semi-annual payments for properties assigned 20 or more EDUs. Charges shall be paid within 30 days of the billing, and late payments shall be subject to a late payment fee of ten percent per month after the initial 30-day payment period. Any payment accepted for an amount less than the amount due as stated on the bill shall be subject to the late payment fee on the original amount stated on the bill. Failure to receive a bill shall not relieve the property owner of the obligation to pay the sewer charges.

C. The charges shall constitute a lien upon the real property served by the sewer system, and such lien shall be prior and superior to every other lien or claim except the lien of an existing tax, assessment or other lawful charge imposed by or for the State or a political subdivision or district.

D. Delinquent sewer charges may be collected through municipal property assessments imposed pursuant to Section 452 of the General Municipal Law.

Section 6. Town Code Section 115-75 is repealed and a new Section 115-75 is enacted to read as follows:

§ 115-75. Agreements for service outside of the sewer district or extension.

Properties located outside the sewer district or an extension may be allowed to connect to the sewer system if the owner of the property first enters into a written agreement approved by the Town Board that commits the owner and successors to comply with this Chapter and commits the property to be included in a future sewer extension.

Section 7. Severability.

The invalidity or unenforceability of any provision of this Local Law by a valid judgement of any court of competent jurisdiction shall not affect the validity or enforceability of any other provision.

Section 8. Effective Date.

This Local Law shall take effect upon filing in the office of the New York State Secretary of State.

TAB 2

A regular meeting of the Town Board of the Town of Moreau was held at 7:00 p.m. on April 8, 2025 at the Moreau Municipal Building, 351 Reynolds Road, Moreau, Saratoga County, New York.

The meeting was held in person. The Supervisor called the meeting to order at 7:00 p.m. with an attendance roll call and the Pledge of Allegiance.

PRESENT:	Patrick Killian	Councilmember
	Kyle Noonan	Councilmember
	Mark Stewart	Councilmember
	Jesse A. Fish, Jr.	Supervisor
ALSO PRESENT:	Erin Trombley	Town Clerk
	Glen Bruening	Town Counsel
	Chris Abrams	Highway Superintendent
	Elizabeth Bennett	Confidential Secretary
	Jeremy Brogan	Recreation Director
	Kristian Mechanick	Water Superintendent

OTHERS PRESENT: Michelle DelSignore, Jeremy Archart, Bill Ramsey, Greg Hewlett (The Pines), Charlene Hewlett, Dave Rogge (Lamplighter Acres), Richie Wiltshire, Kevin Ostrander, Maureen Dennis (Schermerhorn Real Estate Holdings), Alex Portal (Post-Star)

FUTURE MEETINGS
No future meetings were set.

PUBLIC COMMENT PERIOD
No comments were made.

APPROVAL OF MINUTES
Since Councilmembers Killian and Noonan were not present for the March 14, 2025 meeting and Councilmember Donohue was absent at this meeting, a vote to accept the March 14 minutes was tabled.

OLD BUSINESS

Supervisor Fish asked the Town Clerk to read a resolution.

> "**Be it resolved** that the Town Board closes the public hearing on Sewer Rates."

Resolution 159-2025 A motion was made by Councilmember Stewart, seconded by Councilmember Killian to accept the resolution as read.

Asked if all were in favor, the responses were as follows:

Councilmember Donohue	Absent
Councilmember Killian	Aye
Councilmember Noonan	Aye
Councilmember Stewart	Aye
Supervisor Fish	Aye

The motion carried 4:0.

Discussion: The Supervisor said the Board had worked with the Town engineers to make some changes to the proposed EDU schedule, and asked if the Board wanted to discuss anything about the format of the EDUs. Councilmember Stewart said the updated document addressed some of the businesses previous discussed, and included language that would allow the Board to make additions if business types not included in the document join the district. Car washes and schools are different in that use would be calculated because developing an

accurate EDU would be too complicated, he said. Councilmember Killian agreed that use going through a meter made sense versus square footage calculations. Supervisor Fish added that in the case of a warehouse with no water or sewer, the rate would be calculated by square footage, and if water is added, the facility can be re-evaluated.

The Supervisor asked the Town Clerk to read a prepared resolution. She read:

"**WHEREAS** Town Law Section 198 (1) (h) and (j) authorize the Town Board to establish charges, fees or rates to be paid for connections and related services required to access the Town Sewer System; and

WHEREAS Town Law Section 198 (1) (l) authorizes the Town Board to establish sewer use charges consistent with Article 14-f of the General Municipal Law to raise revenue to pay the expenses of the Town Sewer System; and

WHEREAS Moreau Town Code Section 115-70 requires the Town Board by Resolution to periodically establish sewer charges relating to (1) operation and maintenance costs, (2) capital costs, and (3) any additional charges including but not limited to those applicable to connections, tappings, permits, inspections, capacity, pre-treatment, late payments, and penalties; and

WHEREAS the sewer charges relating to operation and maintenance costs and capital costs are to be set using a schedule of equivalent dwelling units (EDU) based on the benefit conferred on the property by the Sewer System; and

WHEREAS the estimated operation and maintenance cost attributable to Sewer District 1 and Extensions 1 through 4 is $138,000 in the current year without reserves, and the estimated capital cost attributable to Sewer District 1 Extensions 1 through 4 is $0 (zero) in the current year; and

WHEREAS the estimated operation and maintenance cost attributable to Sewer District 1 Extension 5 is $158,000 in the current year without reserves, and the estimated capital cost attributable to Sewer District 1 Extension 5 is $278,000 in the current year; and

WHEREAS the Town Board commenced a Public Hearing on February 25, 2025, continued the hearing on March 11, March 25 and April 8, 2025 and, after hearing all interested persons, closed the public hearing this date; and,

WHEREAS the adoption of this Resolution is a Type II action under the State Environmental Quality Review Act for which no further review is required.

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. The Town Board hereby adopts the schedule for assigning equivalent dwelling units (EDU) as set forth in the Equivalent Dwelling Unit Schedule attached to this Resolution.

2. The Town Board hereby establishes a sewer use charge of $270 per EDU for all users of Sewer District 1 and Extensions 1 through 4. Any surplus remaining at the end of the year shall remain in a separate fund for use by Sewer District 1 and Extensions 1 through 4.

3. The Town Board hereby establishes a sewer use charge of $650 per EDU for all users of Sewer District 1 Extension 5. Any surplus remaining at the end of the year shall remain in a separate fund for use by Sewer District 1 Extension 5.

4. The Town Board hereby establishes a schedule of all sewer charges, including any charges for

TOWN OF MOREAU
SCHEDULE OF SEWER CHARGES
ADOPTED 4/8/2025

SEWER RATE

DISTRICT 1 AND EXTENSIONS 1, 2, 3, AND 4 OPERATION & MAINTENANCE	$270 PER EDU
DISTRICT 1, EXTENSION 5 DEBT SERVICE OPERATION & MAINTENANCE **CALCULATED PER RATE RESOLUTION	$750 PER EDU

SERVICE LINES AND CONNECTIONS

PERMIT APPLICATION	$50.00
INSPECTION OF APPROVED CONTRACTOR TAP	$50.00
MISCELLANEOUS INSPECTION (15-MINUTE MINIMUM INTERVALS)	$200 PER HOUR
NEW SEWER LINE INSPECTION (PER FOOT)	$1.00

ACCOUNT TRANSFER FEE $50.00

DISCHARGE RESTRICTIONS

LANDOWNER SHALL BE RESPONSIBLE FOR ANY REPAIR COSTS ASSOCIATED WITH PROHIBITED DISCHARGE AS DETERMINED BY THE TOWN WATER & SEWER OPERATOR.

SEWER SERVICE CAPACITY FEE $3,000.00

MAINTENANCE AND REPAIR OF DISTRICT OWNED GRINDER PUMPS AND SERVICE LINES

IF, IN THE OPINION OF THE WATER & SEWER OPERATOR, GRINDER PUMP OR SEWER SERVICE LINE REPAIRS ARE REQUIRED AS A RESULT OF A FAILURE TO COMPLY WITH APPLICABLE REGULATIONS, ALL INSPECTION AND REPAIR COSTS SHALL BE THE RESPONSIBILITY OF THE LANDOWNER.

INDIVIDUAL LANDOWNERS ARE RESPONSIBLE FOR ALL MAINTANCE AND REPAIR OF PRIVATELY OWNED/INSTALLED GRINDER PUMPS, SERVICE LINES, AND/OR TOWN INSTALLED GRINDER PUMPS AND SERVICE LINES WHICH ARE RELOCATED OR ALTERED BY THE LANDOWNER, WITHOUT OBTAINING A PERMIT. A REVISED EASEMENT, IF NECESSARY, WOULD BE REQUIRED TO ACCESS THE GRINDER PUMP AND LINES.

PENALTIES

LATE PAYMENT PENALTIES	10% PER MONTH
RE-LEVY SURCHARGE (PER ACCOUNT)	$50.00
PENALTIES FOR OFFENSES	$250.00 PER DAY PER OFFENSE