

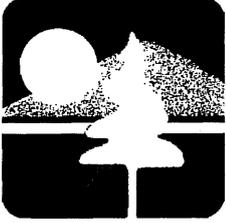
# **ATTACHMENT III**

## **North Tahoe Public Utility District Assurances**

- a. North Tahoe Public Utility District September 22, 2006 Letter (SEP implementation schedule)
- b. North Tahoe Public Utility District October 10, 2006 Resolution (Use, maintenance, storage, training, and capital replacement for portable sewer bypass hose reel system)
- c. Settlement Agreement Between North Tahoe Public Utility District and the Dischargers

# **ATTACHMENT III.a**

**North Tahoe Public Utility District  
September 22, 2006 Letter  
(SEP implementation schedule)**



# NORTH TAHOE PUBLIC UTILITY DISTRICT

September 22, 2006

Mr. Robert S. Dodds  
Assistant Executive Officer  
Regional Water Quality Control Board  
Lahontan Region  
2501 Lake Tahoe Boulevard  
South Lake Tahoe, California 96150

Re: Regional Board ACL Complaint No. R6T-2005-0029 (C. Geoffrey and Christine Davis, Hans and Margaret Coffeng, and Pacific Built, Inc.)

Dear Bob,

This is to confirm our conversation earlier today concerning the ordering, delivery and training relative to the Sewer Bypass Hose Reel System.

The NTPUD will order the system no later than 30 days after receipt of payment of the SEP sum. The manufacturer informs me that the equipment should arrive no later than 120 days after receipt of the order<sup>1</sup>. The manufacturer also informs me that they will conduct training within 45 days after the equipment is delivered.

If you have any questions or require anything additional, please let me know.

Sincerely yours,

Neil A. Eskind

NAE:c

cc: Steven R. Rogers, General Manager/CEO

<sup>1</sup> The hose is made in Norway and the trailer and reel custom made in Minnesota.

## **ATTACHMENT III.b**

**North Tahoe Public Utility District  
October 10, 2006 Resolution  
(Use, maintenance, storage, training,  
and capital replacement for portable  
sewer bypass hose reel system)**

**RESOLUTION 2006-\_\_\_**  
**OF THE BOARD OF DIRECTORS**  
**OF THE NORTH TAHOE PUBLIC UTILITY DISTRICT**  
**ESTABLISHING A POLICY FOR USE, STORAGE, MAINTENANCE, TRAINING AND**  
**CAPITAL REPLACEMENT RELATIVE TO THE PROPOSED SEWER BYPASS HOSE**  
**REEL SYSTEM SUPPLEMENTAL ENVIRONMENTAL PROJECT**

**WHEREAS**, the parties to the District force main breach which took place on July 19, 2005 have proposed a Supplemental Environmental Project (SEP) whereby the District would be provided funding for a Sewer Bypass Hose Reel System as part of the resolution of a proceeding before the California Regional Water Quality Control Board, Lahontan Region; and

**WHEREAS**, while the District is not a party to said proceeding, the California Regional Water Quality Control Board, Lahontan Region has requested that the District adopt a policy relative to the use, maintenance and training of the proposed Sewer Bypass Hose Reel System; and

**WHEREAS**, the Board believes that adopting such a policy is appropriate.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE NORTH TAHOE PUBLIC UTILITY DISTRICT, as follows:**

1. The District hereby adopts that POLICY FOR USE, STORAGE, MAINTENANCE, TRAINING AND CAPITAL REPLACEMENT RELATIVE TO THE PROPOSED SEWER BYPASS HOSE REEL SYSTEM SUPPLEMENTAL ENVIRONMENTAL PROJECT attached hereto.
2. Said policy shall become effective upon the District's acquisition of said Sewer Bypass Hose Reel System pursuant to the terms of the proposed SEP.
3. Said policy shall be subject to revision as determined by the District for the protection of the water quality of Lake Tahoe.

**PASSED AND ADOPTED THIS 10<sup>th</sup> DAY OF OCTOBER, 2006, BY THE FOLLOWING ROLL CALL VOTE:**

**AYES: DIRECTORS**  
**NOES: DIRECTORS**  
**ABSENT: DIRECTORS**

\_\_\_\_\_  
S. Lane Lewis, President  
Board of Directors

**ATTEST:**

\_\_\_\_\_  
Leon C. Schegg, Acting Clerk of the Board

**10-0177**

**POLICY FOR USE, STORAGE, MAINTENANCE, TRAINING AND CAPITAL  
REPLACEMENT RELATIVE TO THE PROPOSED SEWER BYPASS HOSE REEL  
SYSTEM SUPPLEMENTAL ENVIRONMENTAL PROJECT**

**Purpose:** This Policy is intended to establish guidelines for the use, storage, maintenance, training and capital replacement of that certain Sewer Bypass Hose Reel System (“subject equipment”) proposed as a Supplemental Environmental Project (SEP) pursuant to CRWQCB, Lahontan Region Administrative Civil Liability Complaint No. R6T-2005-0029.

**Equipment Summary:** The subject equipment consists of five 660-foot sections of 10-inch lay flat hose, one 535-foot section of 10-inch lay flat hose, one 600-foot section of lay flat 8-inch hose, one trailer with hydraulic power unit, two A-frame hose reels which carry the hose, and appurtenant pieces of equipment.

**Ownership:** The subject equipment shall be the property of the NTPUD. Any special fittings or ancillary equipment purchased by a Mutual Aid entity for adaptation of the hose reel system to specific pumps, fittings, or other equipment owned by that entity shall be and remain the property of that entity, whether stored with the subject equipment or not, however the NTPUD shall not have any special responsibility for the protection of the property of others.

**Use:**

**Agency Availability:** The subject equipment shall be primarily available to the NTPUD and other sewer entities signatory to the Tahoe Truckee Area Emergency Contingency Plan – Agreement for Mutual Emergency Aid, pursuant to the terms and conditions of said Agreement for Mutual Emergency Aid.

**Purposes of Use:** The subject equipment is for emergency use. Emergency use shall include but not be limited to the immediate deployment to mitigate an active sewage discharge or for back-up purposes in a standby location where the failure of existing facilities or equipment could result in an imminent sewage discharge. In the latter event, the subject equipment shall be maintained in an immediately transportable configuration and shall not be deployed without a sewage discharge starting or becoming immediately imminent.

A sewage discharge will be considered imminent if a sewer line has suffered exterior damage due to natural forces (e.g. earthquake, flood, landslide, etc.), the sewer has been damaged by exterior forces (e.g. auger impact, backhoe/excavator bucket impact, etc.) or other conditions which lead to a conclusion that the integrity of the pipeline is compromised, regardless of whether sewage is being discharged or not, and the failure of the pipeline would cause a sewage discharge requiring immediate bypass to prevent a discharge to receiving waters or the environment.

**Storage:** The NTPUD shall store the subject equipment at its facilities. The hose shall be kept covered as protection from the elements.

**Maintenance:** The subject equipment shall be maintained by the NTPUD under a maintenance schedule appropriate to manufacturer's recommendations. This shall include visual inspection, cleaning and pressure testing after each use.

**Training:** Upon receipt of the subject equipment, at a time frame convenient to the NTPUD, the manufacturer and as many of the entities signatory to the Tahoe Truckee Area Emergency Contingency Plan as can attend, an initial manufacturer training session shall be arranged, including the following topics: operations including but not limited to transport, deployment, coupling, operation, repair, maintenance, retrieval, storage of the lay flat hose, and operational safety measures, and the maintenance and operation of the engine, hydraulic units, trailer, reels, couplings, and all appurtenant equipment. Training will also include the shortening of hose lengths to suit deployment requirements.

The supplier will provide the NTPUD manufacturer's instructions to document the training procedures and act as an on-going training guide for subsequent refresher and new employee training.

The NTPUD will provide a hands-on bypass hose reel use training at least annually. Such training may include the deployment of the sewer bypass hose reel system in an actual field operation such as a sewer line maintenance activity to replicate actual field deployment, operation, dewatering, cleanup, hose observation and testing during retrieval operations. Such training will be scheduled and sufficient advance notice given to all Mutual Aid entities that the training is being provided. Such training may be in conjunction with local or regional training sessions by professional organizations such as the California Water Environment Association.

**Capital Replacement:** Once placed into service the NTPUD shall develop and maintain an unrestricted capital reserve sufficient in amount to maintain and replace the subject equipment. The reserve shall be funded by the NTPUD and by equipment use, maintenance and replacement charges to Agreement for Mutual Aid users.

**Service Life:** The subject equipment is expected to have a long service life. However, nothing shall prohibit the NTPUD from replacing all or part of the equipment with equipment from a different manufacturer or of a different configuration as technology evolves such that the resulting equipment shall perform sewer bypass operations to the same or greater quantity, distance, and operating pressure, and within the same or lesser deployment time.

# **ATTACHMENT III.c**

## **Settlement Agreement Between North Tahoe Public Utility District and the Dischargers**

**PLACEHOLDER FOR  
SIGNED SETTLEMENT AGREEMENT  
BETWEEN NORTH TAHOE PUBLIC  
UTILITY DISTRICT AND THE  
DISCHARGERS**