



RESOLUTION NO. 29-23

WHEREAS, the board has been informed of the following;

3/15/23 a Leak was discovered, Locates filed, and repairs were done

Between March and June several phone calls were taken regarding the above incident from the property owner. The district response was that the district would pay for what the district removed.

6/6/23 email was received from the property owner along with photos

9/22/23 additional photos were received from the owner via email inferring the slab was not cracked “before”. This photo is dated 19 days after the repair. District file photos show a crack in the slab at time and it is not consistent with the work being done.

10/9/23 Invoice was sent via email to district

10/10/23 Invoice was forwarded to the General Manager

10/30/23 Another email was sent by the owner, requesting an update on payment. The district response was that the district would pay only for what was removed.

11/28/23 Another email received from owner inquiring on payment for the entire slab replacement

WHEREAS, The Heights Water District; Standards, Rules and Regulations 2.14 Liability of Utility “The District shall only be responsible for providing water service in accordance with the conditions set forth herein, irrespective of the ownership of the property served. The District shall not be responsible for inconvenience, damage, or injury to persons or property resulting from the Districts termination, discontinuance, or interruption of water service to any property in accordance with these rules and regulations. The District shall not be responsible for the providing of water service to a customer at a pressure greater than or less than the existing pressure in the water main at the point of delivery to the customer in question. The District is responsible for the maintenance from the water main to the curb stop. The customer is responsible for maintenance from the curb stop into and including all interior plumbing with the exception of the water meter. Connection at the main will be done by District personnel.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS of the County Water District of Billings Heights, Yellowstone County, Montana as follows:

being the leak was downstream from the curb stop, the property owner will be responsible for all repairs as per the Water District's Standard, Rules and Regulations 2.14.

The board therefore rejects all bills for the replacement costs as presented by the above owner.

PASSED by the Board of Directors of the County Water District of Billings Heights and **APPROVED** this 20th day of December, 2023.

**COUNTY WATER DISTRICT
OF BILLINGS HEIGHTS**

BY: _____

ITS: President, Doug Kary

Attest:

Board Secretary