

TOWN ORDINANCE # BL03-2004

BABOOSIC LAKE COMMUNITY SEPTIC SYSTEM RULES AND REGULATIONS

From and after the date of adoption of this Ordinance, any property owner permitted to connect with the Baboosic Lake Community Septic System (defined as to include the septic tank and pumping system (STEP), the force main (FM), and the subsurface disposal system (SDS), all owned by the Town of Amherst shall be required to comply with the following rules and regulations:

1. All those connecting to the Community Septic System shall grant to the Town of Amherst a deeded easement and right to access in such form as may be designated by the Selectmen to permit agents and representatives of the Town access for the purpose of inspecting, servicing, maintaining, replacing and repairing the Community Septic System.
2. Each and every dwelling connected to the Community Septic System shall be subject to the restriction that the dwelling may not be expanded in any way which adds additional bedrooms (defined as a room to be used specifically for sleeping purposes) based on the number of bedrooms listed on the assessing property records as of August 23, 2004.
3. Every property owner connecting to the Community Septic System shall agree to comply with these rules and regulations, as they may from time to time be amended.
4. Prior to hook-up, Every property owner connecting to the Community Septic System shall be required to take measures which enhance the efficiency of the System, including the following:
 - a. Installation of low water flow devices or fixtures to reduce the amount of water usage to no greater than 1.6 gallons per minute per fixture.
 - b. Replacement of existing toilet units with low water flow units that use no more than 1.6 gallons per flush.
 - c. Make access available to contracted agents or representatives of the Town of Amherst at least once every 24 months for the purposes of group tank pumping.
 - d. Each dwelling shall be connected to a control panel monitoring pump and tank activity and providing both electrical and telephone service for the STEP system.

Service fees from utility companies will be billed and paid monthly by the Town of Amherst and billed to each user as part of their quarterly bond reimbursement. Seasonal owners shall provide written notification to the Amherst Department of Public Works if they shut down the STEP system for the winter months.

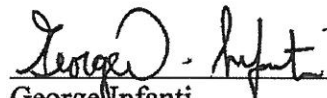
- e. The Town of Amherst, (as part of the overall project) is responsible for the installation of any required power panels or sub-panels and is responsible for the connection from the house plumbing to the new septic tank, including the relocation of the existing plumbing lines as required. The property owner in turn will reimburse the Town of Amherst either in the form of single payment or a "Betterment Assessment" with interest, over a three year period.
 - f. All existing garbage grinders shall be removed and existing water softeners, hot tubs, or whirlpool tubs shall not be connected to the system. In addition the installation and use of garbage grinders, water softeners, hot tubs, or whirlpool tubs connected to the system is prohibited. If the owner provides satisfactory evidence to the Amherst Board of Selectmen, or their representatives that the use of any of the items listed above will not increase the septic loading from the lot, a waiver may be granted on a case by case basis by the Board of Selectmen or their designee.
 - g. All property owners connected to the Community Septic System will be billed quarterly for a just share of the cost of the bond, bond interest, inspecting, servicing, maintaining, replacing and repairing the Community Septic System.
 - h. Property owners must, in addition to complying with these rules and regulations, use their septic systems in a manner that does not increase the septic loading of the lot, so as not to create any additional or unusual expenses for the Community Septic System. The Town reserves the right to assess any property owner for unusual maintenance or repair expenses which result from the action or failure to act of the property owner.
5. Any property owner found to be in violation of these rules and regulations shall be subject to a civil penalty not to exceed \$10,000 per day, in accordance with New Hampshire RSA 149-I:6
6. These rules and regulations may be amended by the Town of Amherst Board of Selectmen. The Selectmen may delegate the authority to amend these rules and regulations in accordance with New Hampshire RSA 149-I

These rules and regulations were adopted by the Amherst Board of Selectmen August 23rd of 2004. These rules and regulations were modified and readopted by the Amherst Board of Selectmen on February 4th of 2008.

TOWN OF AMHERST BOARD OF SELECTMEN



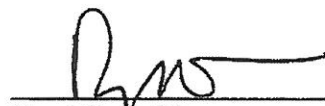
Bruce Bowler, Chairman




George Infanti



Thomas Grella



Reed Parasiti



Brad Galinson