



Emerald Lake Village District

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Emerald Lake Village District (ELVD) Commissioner Meeting

Wednesday, September 22, 2021 @ 6:30pm

Location: ELVD Office

Non-Public Session Meeting Minutes

Commissioner Auger made a motion to enter a non-public session under RSA 93:3 A I for a discussion on legal advice. Commissioner Taber seconded, all in favor, motion passed.

The Board of Commissioners entered a non-public session at 8:45pm and included Commissioner Auger, Commissioner Page and Commissioner Taber.

Discussions included:

- Information on the district provided by New Hampshire Department of Environmental Services (DES) which included ELVD does not currently have a moratorium in place.
- NHDES no longer considers or imposes a moratorium on new connections as an enforcement tool.
- The previous moratorium on EVLD was lifted on August 6, 2018.
- Sustainability of our Water System and source capacity going forward.
- Looking at data and impact one or more households would add to the water system versus the impact of the added revenue with a capped annual growth rate
- District Water Rules section 3.1-3.3 were used as a reference in discussion on legal advice in a letter response on New Connections provided by legal on September 22, 2021

Current District Water Rules & Regulations regarding new hookups:

3.1 Anyone owning property within the District may apply on a designated form for issuance of a water hookup permit in order to connect to the District's main line for water service, which shall be submitted together with the appropriate fee

for review by the District.

3.2 The fee to obtain permission for new water hookups shall be as set by the Emerald Lake Village District Water Fee, Rate & Fine Schedule. In addition to the base fee applicable to standard connections defined as having a water main passing in front of the subject property, the owner and/or applicant shall be responsible for extra costs incurred for, but not limited to, extension of water lines to the boundary of the subject property, blasting of ledge or other extraordinary excavation situations, and replacement of paving or other road work to restore the District road to its original condition.

3.3 Any water hookup permit issued by the District shall be good for six months, after which it shall expire. The District may waive failure to comply within this time period for good cause, and may in its discretion for good cause extend the time period or allow refund less an administrative fee as set by the Emerald Lake Village District Water Fee, Rate & Fine Schedule.

A motion was made at 9:21 to exit the non-public session by Commissioner Auger, seconded by Commissioner Page. The board then entered public session again at 9:22pm.

A motion was made by Commissioner Page to not seal the non-public session meeting minutes. Commissioner Auger seconded, all in favor, motion passed. The meeting minutes from a non-sealed non-public session must be posted within 72 hours.

A motion was made by Commissioner Page based on legal advice to amend the motion made on September 9, 2021 stating the Board of Commissioners would issue a letter stating water service is not available, and that Emerald Lake Village District will issue a letter requesting the resident, Norm Hebert, submit an application with permit fees as supported by District water rules. Seconded by Commissioner Auger, all in favor, motion passed.

Commissioner Auger made a motion to adjourn the meeting at 9:36, Commissioner Taber seconded, all in favor, motion passed. The meeting was adjourned at 9:37pm.