

**OLYMPIC VALLEY PUBLIC SERVICE DISTRICT  
WATER AND SEWER COMMITTEE MEETING  
DATE: NOVEMBER 7, 2023**

**Directors Present:** Director Cox,\* Director Smolen

\*Participated via noticed teleconference.

**Staff Present:** Thomas Archer, District Counsel; Jessica Asher, Board Secretary; Mike Geary, General Manager; Dave Hunt, District Engineer.

**Others Present:** None.

A      Call to order: 9:05 A.M.

B      Public comment: None.

C      Granite Chief “A” Line Sewer Replacement: The committee reviewed the item.

Mr. Hunt provided a slideshow presentation to review the history of the “A” line, maintenance agreements, compliance, the 2015 technical design memorandum, efforts to bring the system into compliance, and the status of those efforts.

Design alternatives include: (1) replacing the line in place with the Granite Chief Estates Property Owners Association (GCPOA) retaining ownership and providing operations and maintenance responsibilities, (2) installing individual sewer lift stations at each of the eight affected properties, or (3) designing and constructing a new line with necessary easements that is acceptable for dedication to the District. The CGEPOA has pursued a District-owned system, but negotiations to date have failed due to inability to secure the necessary easements for the project.

District staff issued a letter to the GCEPOA on April 13, 2023 regarding the abandonment of the failed “A” line sewer by November 30, 2023. The letter stated that *Pursuant to Division 9 of the District Sewer Code, the District has the authority to disconnect any property served by the District system in the event of a violation of District Ordinances and Regulations of the District. Non-compliance with the stipulations addressed in this letter by November 30, 2023 would constitute such a violation. Failure to initiate, construct and complete one of these potential options, subject to District approval, shall be considered a violation justifying disconnection of the Private Sewer Line and individual property sewer service laterals to District facilities.*

Staff provided the Committee with proposed next steps to enforce District Code. Staff will request Board action at the November 28<sup>th</sup>, 2023 meeting to authorize staff to serve each affected property owner and the GCEPOA with a notice of the continued violations constituting a potential public nuisance and health hazard, and specifying enforcement through a discontinuation of maintenance services and disconnection of water services. Each of the affected owners will be provided with an opportunity for a hearing before the Board at which the basis for the action would be presented.

Legal counsel discussed potential liability concerns and outlined the process mandatory for protection of the District in consideration of moving forward with potential disconnection of services to the Granite Chief Estates Subdivision.

Director Cox and Smolen stated that their recommendation to the Board at the November 28<sup>th</sup>, 2023 meeting will be for the Board to authorize staff to send a notice of discontinuation of maintenance of the "A" line sewer line on June 30<sup>th</sup>, 2024 and notice of disconnection to property owners that are reliant on that line at that time.

D      Adjourn: No further business coming before the Water and Sewer Committee, the meeting was adjourned at 10:55 A.M.

By, JA/DH/TA