

TRANSYLVANIA COUNTY, CITY OF BREVARD AND TOWN OF ROSMAN
JOINT POLICY
TO EXTEND WATER AND WASTEWATER SERVICES

The following policy is adopted for the extension of water and wastewater services between Transylvania County and its municipalities. This general policy was developed at the request of both the Transylvania County Board of Commissioners and the City of Brevard Council members and does not require Transylvania County or either municipality to participate in a specific project when funds are not available or the project's cost would outweigh the benefits. This policy is designed to promote future economic development of the County and its municipalities.

Within the limitation of available funds and in accordance with any other economic incentive policies, Transylvania County will help to finance and install water and wastewater lines from the corporate limits of either Brevard or Rosman subject to the following terms and conditions.


1. That each water and/or wastewater service extension proposal is considered on its own merits.
2. This policy does not include residential developments.
3. That the city or the town shall install water and/or wastewater lines of adequate size(s) to the municipal corporate limits. Where the nearest appropriate lines are remote from the corporate limits, but within a municipality's extra-territorial jurisdiction, then the cost between the municipality and the county would be equal (50%-50%). The County will pay for 100% of the cost for any water and sewer extension outside the municipality's extra-territorial jurisdiction.
4. Application for such line(s) outside the municipality's incorporated area, shall be made by the industry and/or business to the Transylvania County Economic Development Department. The application must be accompanied by a proposal of the project showing the following:
 - A. Location and acreage of land involved.
 - B. Industrial or commercial development project description.
 - C. Description of proposed project to include size, buildings, etc.
 - D. An engineer's estimated cost of project to include land, buildings, and equipment.
 - E. Estimated number of employees and scale of wages.

- F. Approximate project starting and completion date.
 - G. Letter of intent by the business or industry showing a firm commitment to the property should the County provide for the installation of water and/or wastewater lines.
 - H. Projected water and wastewater treatment requirements.
 - I. Statement that the requested water and/or wastewater lines will be adequate in all respects to serve the needs of the proposed project.
 - J. Approval letter from appropriate municipality stating that existing municipal water and wastewater capacity will meet the requirements identified in items H and I.
5. The Economic Development Department will present the application and make a recommendation within thirty (30) days upon receipt of a proposal to the Transylvania County Manager and the appropriate City Manager or official.
 6. That the County contribution to the cost of the water and wastewater project shall not exceed the estimated tax recovery to be determined by multiplying the enhanced value of the land, equipment and buildings by the current county tax rate and then multiplying by a specified time period not to exceed five (5) years.
 7. That the project shall conform to all applicable federal, state, and local ordinances and codes and municipal water and wastewater extension policies.
 8. The design, type of materials, and location of lines shall be in accordance with the municipalities standards and specifications.
 9. The County's commitment shall be limited to the cost of installing the lines, including the cost of the pipe and normal appurtenant items (i.e., valves and fire hydrants).
 10. The County shall not be responsible in any way for the maintenance of and the services through said water and/or wastewater lines except to exercise the one-year warranty from its contractor after completion of the lines. Services and charges shall be the exclusive responsibility of the municipality to whose system the said lines are connected.
 11. The participating municipality agrees to enter into an agreement with Transylvania County pursuant to which the said municipality takes title and ownership to the said lines after the one-year warranty expires and assumes the responsibility for the maintenance; said agreement to be in accordance with all applicable county, state, city, and federal laws.
 12. The participating municipality agrees not to require annexation of properties served by water and/or wastewater provided that they are located outside of the extra-territorial jurisdiction. If the property is annexed within five years, the municipality agrees to

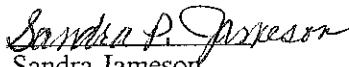
reimburse the County, on a pro-rated basis, the remaining difference of the amount identified in Section 3.

13. The County agrees to investigate a way to develop and enforce land use regulations in the general area served by proposed water and wastewater lines in order to promote appropriate land development.

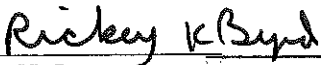
TRANSYLVANIA COUNTY BOARD
OF COUNTY COMMISSIONERS


R. H. Masengill
Chairman

ATTEST:


Sandra Jameson
Clerk to the Board

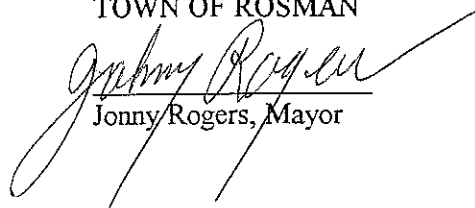
CITY OF BREVARD


~~John H. Peterson~~ Rickey K. Byrd
Mayor

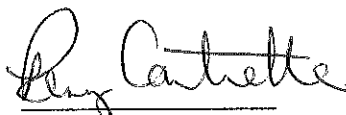
ATTEST:

Glenda W. Sansosti, CMC/AAE
City Clerk

TOWN OF ROSMAN


Jonny Rogers, Mayor

ATTEST:


Penny Cartrette
Clerk to the Board