



W2520673

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ERNEST D ROWLEY, WEBER COUNTY RECORDER
25-MAR-11 11:31 AM FEE \$55.00 DEP LF
REC FOR: POLE PATCH LOA

POLE PATCH LANDOWNERS ASSOCIATION, INC.
ADDENDUM TO COVENANTS, CONDITIONS & RESTRICTIONS

ARTICLE XV

Protection of Water System

Purpose.

This Article has been adopted to assist in protecting the safe drinking water supply of The Pole Patch Landowners Association from the possibility of contamination or pollution by requiring compliance with state and local plumbing codes, OSHA and other applicable industry standards for water system safety within the Owner(s) private water system(s); and to promote reasonable elimination or control of cross connection in the plumbing fixtures and piping system(s) of the Owner, as required by state and local plumbing codes, OSHA and other applicable industry standards to assure water system safety; and to provide for the administration of a continuing program of back flow prevention which will systematically and effectively prevent the contamination of the drinking water system due to unprotected cross connections.

It shall be the responsibility of the Owner to purchase, install, test and maintain any back flow prevention device or assembly required complying with this Article.

No water service connection to any premises shall be installed or maintained by the Owner or the Association unless the water supply is protected as required by State Laws, regulations, plumbing codes, and this Article. In the event an Owner's water system is found to be in violation of this Article, service shall be discontinued by the Association if:

- a. A back flow prevention assembly required by this Article for control of back flow and cross connections is not installed, tested, and maintained, or
- b. If it is found that a back flow prevention assembly has been removed or bypassed, or
- c. If an unprotected cross connection exists on the premises, or
- d. If the Owner causes that a periodic system survey has not been conducted as requested by the Association.

Service will not be restored until such conditions or defects are corrected.

The Owner's system(s) shall be opened for inspection at all reasonable times to authorized representatives of the Association to determine whether cross connections or

other structural or sanitary hazards, including violation of this Article exist and to audit the results of the required survey.

Whenever the Association deems a service connection's water usage contributes a sufficient hazard to the water supply, an approved back flow prevention assembly shall be installed on the service line of the identified Owner's water system, at or near the property line, or immediately inside the building being served; but, in all cases, before the first branch line leading off the service line (meter protection), or, as determined by the Association, an approved assembly or air gap may be installed in a manner that will isolate the cross connection from the Owner's system, as well as the water system (isolation).

The type of protective assembly required above shall depend on the degree of hazard which exists at the point of cross connection (whether direct or indirect), applicable to local and state requirements or resulting from the required survey.

All presently installed back flow prevention assemblies which do not meet the requirements of this section but were approved assemblies for the purpose described herein at the time of installation and which have been properly maintained, shall, except for the inspection and maintenance requirements, be excluded from the requirements of these rules so long as the Association is assured that they will satisfactorily protect the Association's water system. Whenever the existing assembly is removed from the present location or, requires more than minimum maintenance or, when the Association finds that the operation or maintenance of this assembly constitutes a hazard to health, the unit shall be replaced by an approved back flow prevention assembly meeting the local and state requirements.

If the Association determines that a cross connection violation or other violation of this Article has occurred, service shall be discontinued to the Owner by providing a physical break in the service line. The Owner shall be liable for all of the expenses incurred by the Association to discontinue service, the expenses to remedy the violation and for all consequential damages caused thereby. Water services shall be withheld until such time that the Owner has come into compliance with the regulation of this Article, assumed responsibility for all expenses and damages that The Association has incurred or has made agreed arrangements to pay for the same.

Definitions, for purposes of this Article.

Approved Back flow Assembly or Device: Accepted by the Utah Division of Drinking Water, as meeting an applicable specification or as suitable for the proposed use.

Back flow: The reversal of the normal flow of water caused by either back- pressure or back-siphonage.

Back-Pressure: The flow of water or other liquids, mixtures, or substances under pressure into the feeding distribution pipes of a potable water supply system from any source(s) other than the intended source.

Back-Siphonage: The flow of water or other substances into the distribution pipes of a potable water supply system from any source(s) other than the intended source, caused by the reduction of pressure in the potable water supply system.

Back flow Prevention Assembly or Device: An assembly or means designed to prevent back flow. Specifications for back flow prevention assemblies are contained within the currently adopted plumbing code for the State of Utah, and the Cross-Connection Control Program for Utah.

Contamination: Degradation of the quality of the potable water supply by sewage, industrial fluids or waste liquids, compounds or other materials.

Cross Connection: Any physical connection or arrangement of piping or fixtures which may allow non-potable water or industrial fluids or other material of questionable quality to come in contact with potable water inside a distribution system. This would include any temporary connections, such as swing connections, removable sections, four way plug valves, spools, dummy sections of pipe, swivel or change-over devices or sliding multi-port tubes of other plumbing arrangements.

Cross Connection - Controlled: A connection between a potable water system and a non-potable water system within an approved back flow prevention assembly properly installed and maintained so that it will continuously afford the protection commensurate with the degree of hazard.

Cross Connection - Containment: The installation of an approved back flow assembly at the water service connection to any Owner's premises where it is physically and economically infeasible to find and permanently eliminate or control all actual or potential cross connections with the Owner's water system; or, the installation of an approved back flow prevention assembly on the service line leading to and supplying a portion of an Owner's water system where there are actual or potential cross connections which cannot be effectively eliminated or controlled at the point of the cross connection (isolation).

EXHIBIT A

Parcel No. 1

A part of the Northwest Quarter of Section 17 and the Northeast Quarter of Section 18, Township 7 North, Range 1 West, Salt Lake Base and Meridian, U.S. Survey:

BEGINNING at the North Quarter corner of said Section 17 and running thence South 0D06' 04" East 2260.10 feet, thence North 83D44'30" West 457.80 feet, thence North 59D47' West 504.50 feet; thence North 83D27' West 2018.00 feet, thence South 20D05' West 258.00 feet to a point on the existing corp. limits of Pleasant View; thence North 77D48'08" West 1098.56 feet along said existing corp. limits; thence North 20'10"20" East 440.80 feet; thence North 2D29' East 746.0 feet; thence North 1D56'30" East 671.75 feet to the section line; thence South 89D09'30" East 3705.67 feet along said Section line to the point of beginning consisting of Lots 7 through 38 inclusive, Pole Patch No.2, an unrecorded Subdivision.

Parcel No. 2

A part of the East one-half of Section 18, Township 7 North, Range 1 West, Salt Lake Base and Meridian, U.S. Survey:

BEGINNING at a point which is 1013.0 feet North 89D09'30" West, 671.75 feet South 1D56'20" West 746.0 feet South 24D29' West and 440.80 feet South 2D10'20" West from the Northeast corner of said section 18 to the true point of beginning; running thence South 2D10'20" West 215.0 feet; thence South 0D57'50" West 1436.9 feet; thence North 89D14'20" East 590.0 feet; thence North 20D05' East 1503.0 feet; thence North 77D48'08" West 1098.56 feet to the point of beginning. Consisting of Lots 1 through 7 inclusive, Pole Patch No.1, an unrecorded subdivision.

Pole Patch #1

- 16-012-0091 ✓
- 16-012-0090 ✓
- 16-012-0038 ✓
- 16-012-0045 ✓
- 16-012-0046 ✓
- 16-012-0039 ✓

Pole Patch #2

- 16-012-0047 ✓
- 16-012-0040 ✓
- 16-012-0072 ✓
- 16-012-0043 ✓
- 16-012-0005 ✓
- 16-012-0041 ✓

- 16-012-0042 ✓
- 16-012-0049 ✓
- 16-009-0037 ✓
- 16-009-0056 ✓
- 16-012-0048 ✓
- 16-009-0038 ✓
- 16-009-0039 ✓
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- 16-009-0040 ✓
- 16-009-0041 ✓
- 16-009-0042 ✓
- 16-009-0043 ✓
- 16-009-0044 ✓
- 16-009-0045 ✓
- 16-009-0046 ✓
- 16-009-0070 ✓

16-012-0003, 0004, 0028,