

POLICY OF DIAMONDHEAD WATER AND SEWER DISTRICT ON SEWER BACKUPS

The Diamondhead Water and Sewer District provides water and sewer service to the people of Diamondhead. This policy statement is to clarify the District's position regarding sewer backups into the customer's building.

Sewer backups can result from various causes, including, but not limited to, lines becoming clogged with foreign objects, improperly installed lines, and construction which has been performed at improper grade elevations.

The District has the obligation to operate the sewer system using reasonable care and to formulate policies which are in the best interests of all users of the system. The District cannot spend public money to benefit one individual's interest over that of another.

The customers and owners of properties served by the District also owe a duty of reasonable care to protect their property from sewer overflows.

The District legally cannot and will not pay for damage from sewer backups which occur for any reason unless it can be demonstrated that the cause of the backup was the negligence of the District.

The District, for example, is not liable when some third party (or the customer whose property is damaged from a sewer backup) has caused or allowed to exist an obstruction of the sewer line to the customer's building. The District is not responsible when the customer or a third party allows a condition to exist which causes the line to become clogged. The District is not responsible when a home is built below the grade elevation of the sewer lines.

WHAT YOU SHOULD DO TO PREVENT OVERFLOW

Before allowing any new construction of a sewer connected building, call the District to determine that the construction is at the proper grade elevation. Wastewater will not flow uphill and

the District cannot be responsible for overflows due to construction that is faulty or at an improper elevation. You may need a "grinder pump" or other device in order to continue service.

Locate your building sewer line (The District may be able to assist in this process) and do not allow tree root growth or other obstructions to close the line. Do not dispose of oil, grease, or other substances which would clog the line by sending them down the building sewer. Do not flush foreign objects down the sewer line.

IF A SEWER BACKUP OCCURS

If a sewer backup should occur, notify the District at once. The District is not liable for fees paid to private plumbers or others unless it is shown the overflow was caused by the negligence of the District. Meanwhile, take all measures necessary to mitigate the damage to floors and other property.

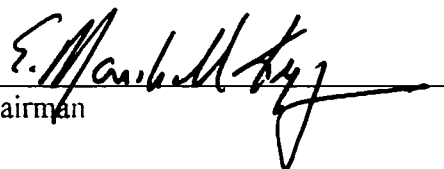
SUMMARY

The Diamondhead Water Sewer District is not allowed by law to pay for a sewer backup when it did not cause such backup through the actual provable negligence of the District. If the District has no notice of an obstruction in the line, it is not liable. Each property owner and customer is requested to help prevent sewer backups. If a sewer backup occurs, please notify the District at once.

Approved: JAN 14, 2009



Attest: Secretary-Treasurer


Chairman