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BRUNSWICK SEWER DISTRICT

RULES & REGULATIONS

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Brunswick Sewer District

10 Pine Tree Road

Brunswick, Maine 04011

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The following Rules & Regulations are hereby established, which Rules & Regulations shall be considered a part of the contract between the District and every customer who uses the sewers of the District, and every such customer, by connecting or maintaining a connection of any premises with such sewers, shall be considered to express assent to be bound thereby.

ARTICLE I - DEFINITIONS

Unless the context specifically indicates otherwise, the meaning of terms used in these Rules & Regulations shall be as follows.

1. "*Applicant*" shall mean any person requesting approval to discharge domestic, commercial, or industrial wastewater into facilities of the District.
2. "*BOD*" (Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of the wastewater under standard laboratory procedure in 5 days at 20⁰ C., expressed in milligrams per liter (mg/l).
3. "*Building Sewer*" shall mean the pipe which receives the wastewater from a building, extending from the walls of the building to the public sewer.
4. "*Charter*" shall mean the Charter of the Brunswick Sewer District, as established by an act of the Maine State Legislature P. & S.L. 1947 Chapter 77, and all acts additional and amendatory thereof and thereto.
5. "*Codes Enforcement Officer*" shall mean the Codes Enforcement Officer of the Town of Brunswick, or a duly authorized representative.
6. "*Customer*" shall mean any individual, firm, company, corporation, association, society, group trust or governmental authority who is authorized to use the sewer of the District
7. "*Director of Public Works*" shall mean the Director of Public Works of the Town of Brunswick, or a duly authorized representative.
8. "*District*" shall mean the Brunswick Sewer District (BSD) according to its charter, its Trustees, General Manager, or other representative acting on its behalf
9. "*Domestic Wastewater*" shall mean the wastewater derived principally from sanitary conveniences in dwellings, business buildings, institutions, and the like. It should not contain groundwater, surface water, or stormwater.
10. "*E.P.A.*" shall mean the Environmental Protection Agency of the U.S. Government.
11. "*Excessive*" shall mean amounts or concentrations of a constituent of a wastewater which, in the opinion of the District, will cause damage to any facility of the District, which will be harmful to a wastewater treatment process, which cannot be removed at the wastewater treatment plant to the degree required to meet the limiting stream classification standards of the Androscoggin River or the discharge requirements of EPA, which can constitute a nuisance, or which can otherwise endanger life, limb, or public property.

12. "*Facilities of the District*" shall mean all structures and sewers of the Brunswick Sewer District used for collecting, pumping, treating, or disposing of wastewater or wastes, including all connected furnishings and appurtenances and any other machines and/or equipment used in carrying out its purposes.
13. "*Garbage*" shall mean the animal and vegetable wastes resulting from the handling, preparation, cooking, and serving of food. It is composed largely of putrescible organic matter and its natural moisture content.
14. "*Industrial Wastewater*" shall mean the wastewater in which the liquid waste coming from an industry predominates, as distinct from domestic wastewater.
15. "*Industrial User*" shall mean a non-governmental establishment identified in the Standard Industrial Classification Manual, 1972, Office of Management & Budget, as amended and supplemented, excluding those establishments which discharge only segregated domestic waste or waste from sanitary conveniences.
16. "*Non-Public Water*" shall mean potable water that is derived from something other than a public entity, from a source that is privately owned and operated, such as a private water well.
17. "*Owner*" shall mean any customer which holds title to a house, building or property which abuts any street or right-of-way in which a public sewer is located.
18. "*Person*" shall mean any individual, firm, company, corporation, association, society, group, trust, or governmental authority.
19. "*pH*" shall mean the reciprocal of the logarithm (to the base ten) of the hydrogen ion concentration in grams per liter of solution.
20. "*Plumbing Inspector*" shall mean the Plumbing Inspector of the Town of Brunswick, or a duly authorized representative.
21. "*Water Meter*" shall mean a water meter designed to record the amount of water entering the property or structure. The meter shall record in cubic foot or preferably one-hundred-cubic-foot increments.
22. "*Properly Shredded Garbage*" shall mean garbage that has been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than 1/2-inch (1.27 centimeters) in any dimension.
23. "*Public Sewer*" shall mean a sewer in which all owners of abutting properties have equal rights, and which is controlled by the Brunswick Sewer District.
24. "*Public Water*" shall mean potable water derived from a public municipal or quasi-municipal provider such as the Brunswick-Topsham Water District.

25. "*Sewer*" shall mean a pipe or conduit for carrying wastewater, to which rain water, surface, or ground water are not intentionally admitted.
26. "*Slug*" shall mean any discharge of water or wastewater which includes a concentration of any given constituent or a quantity of flow which exceeds for any period longer than 15 minutes, more than 5 times the average 24-hour concentration or flow during normal operation.
27. "*Spill*" shall mean the release, accidental or otherwise, of any material not normally released to the facilities of the District, which by virtue of its volume, concentration, or physical or chemical characteristics, creates a hazard to the facilities, their operation, or their personnel.
28. "*Storm Drain*" shall mean a pipe or conduit for carrying rainwater, groundwater, surface water, condensate, cooling water, or unpolluted water from any source.
29. "*Suspended Solids*" shall mean total suspended matter that either floats on the surface of, or is in suspension in water, wastewater, or other liquids, and that is removable by laboratory filtering as prescribed in "Standard Methods for the Examination of Water & Wastewater" latest edition.
30. "*Town*" shall mean the Town Council of Brunswick, the Brunswick Town Manager, or their duly authorized representative.
31. "*Trustees*" shall mean the Brunswick Sewer District Board of Trustees, or their duly authorized representative.
32. "*Waste*" shall mean substances in liquid, solid or gaseous form that can be carried in water.
33. "*Wastewater*" shall mean the spent water of a community and may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions, together with any groundwater, surface water, and rainwater that may be present.
34. "*Wastewater Treatment Plant*" shall mean the Brunswick Sewer District Wastewater Treatment Plant, located on Pine Tree Road, Brunswick.

ARTICLE II - USE OF PUBLIC SEWERS.

Sec. 1 Scope.

This article regulates the use of the public sewer system and the discharge of water and waste into the system and provides for penalties for violations of this article.

Sec. 2 Permit Required.

- a. No private drain or sewer shall be entered into or discharge into a public sewer or any appurtenance thereof without an approved permit from the Brunswick Sewer District.
- b. Applications for permits to connect or disconnect with any public sewer shall be made to the Brunswick Sewer District as currently prescribed and furnished by the District

- e. All applications for connection or discharge to the public sewer shall, unless determined otherwise by the District, be subject to the Entrance Charge Program current at the time of application for a permit.

Sec. 3 Connection to Public Sewer.

The applicant for a building sewer permit shall notify the District when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the direction of the District.

Sec. 4 Responsibility for Connection Costs.

All costs and expenses incident to the installation and connection of the building sewer shall be borne by the owner. The owner shall indemnify the District from any loss or damage to facilities of the District that may directly or indirectly be caused by the installation of the building sewer.

Sec. 5 Building Sewer Jurisdiction.

All building sewers connected to the District's public sewer, regardless of locations and property ownership, are within the jurisdiction of the District, and the provisions of these Rules & Regulations apply to such building sewers.

Sec. 6 Construction Methods and Materials.

The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall all conform to the requirements of the Maine State Plumbing Code or other rules and regulations of the District.

Sec. 7 Connection of Old Building Sewers.

Old building sewers may be used in connection with new buildings only when they can be shown by the applicant to meet all requirements of these Rules & Regulations.

Sec. 8 Lifting of Wastewater Required.

In all buildings in which any plumbing fixtures are too low to permit gravity flow to the public sewer, wastewater originating from such fixtures shall be lifted by an approved means and discharged to the building sewer.

Sec. 9 Protection & Restoration of Public Property.

All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard.

Sec. 10 Abandonment of Service.

No person shall dismantle or move any building having a service entrance into a public sewer without first notifying the District. Before the building is dismantled or moved, the entrance of the service into such building shall be sealed with a watertight plug. The plug shall be installed under the supervision of the District. If the building sewer is determined to be unserviceable, the owner shall, at the owner's expense, remove such service and seal the opening at the entrance to the public sewer.

Sec. 11 Responsibility for Building Sewer Repairs and Maintenance.

All costs and expenses incident to repairs and maintenance of the building sewer to the point of entrance to a public sewer shall be borne by the owner. It is the property owner's responsibility to promptly notify the District at the first sign of a possible problem or plug-up with the property's sewer line. Unless promptly notified, the District will not be responsible for any cost or expense incurred by the owner in response to the problem or plug-up if it is later determined that the problem or plug-up is in the public sewer.

Sec. 12 Unpolluted Water Prohibited Without Approval.

No customer shall discharge or cause to be discharged any rainwater, surface water, groundwater, roof runoff, subsurface drainage, cooling water, or unpolluted commercial or industrial process water, to any public sewer, without explicit approval from the District. Plumbing systems not meeting this requirement, and which existed prior to 1964, will be allowed until the existing plumbing system is repaired or renovated making separation feasible. At such time, the unpolluted discharge shall be removed from the public sewer at the owner's expense.

Sec. 13 Harmful Waste Prohibited.

No customer shall discharge or cause to be discharged into any public sewer any of the below-described substances, materials, wastes, or wastewaters:

- a. Wastewaters having a pH outside the limits required to be met by the District under its discharge permits or having any other corrosive property capable of causing damage or hazard to any facilities or personnel of the District.
- b. Gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.
- c. Solid or viscous substances in such quantities or of such size to be capable of obstructing the flow in sewers, or interfering with the proper operation of the facilities of the District, such as but not limited to: ashes, bones, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole blood, paunch manure, hair fleshing, entrails; and paper dishes, cups, milk containers, etc.
- d. Any waters containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes; to interfere with any waste treatment

process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the Androscoggin River.

Sec. 14 Harmful Wastes Limited.

The following described substances, materials, wastes, or wastewaters shall be limited in discharges to the public sewer to concentrations or quantities which are not excessive as defined in Article I. The District may set limitations more restrictive than the limitations established below if more restrictive limitations are necessary to meet the objectives of these Rules & Regulations or the conditions of the District's discharge permit. Alternatively, the District may waive certain limitations or restrictions if it deems it appropriate.

- a. Wastewater, liquid, or vapor having a temperature higher than 150° F. (65° C.).
- b. Garbage as defined in Article I.
- c. Radioactive wastes or isotopes in excessive amounts or of such half-life or concentration as may exceed limits established in applicable state or federal regulations or by the District.
- d. Water or wastes which by interaction with other waters or wastes in the public sewer, release obnoxious gases or form suspended solids which interfere with or are harmful to facilities of the District or the treatment process.
- e. Wastewaters containing:
 1. An average concentration of suspended solids in excess of 400 mg/l.
 2. An average concentration of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate) in excess of 600 mg/l.
 3. Materials which cause excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).
 4. An average concentration of BOD in excess of 500 mg/l, or materials which cause unusual chemical oxygen demand or chlorine requirements.
 5. Caustic alkalinity, calculated as CaCO₃ (calcium carbonate) in excess of 100 mg/l.
 6. Fats, wax, grease, or oils, whether emulsified or not, in excess of 100 mg/l, or containing substances which may solidify or become viscous at temperatures between 32° F and 150° F. (65° C.).
 7. Excessive amounts of iron, chromium, cadmium, copper, zinc, mercury, nickel, mineral acid, or similar objectionable or toxic substances.
 8. Phenols or other taste- or odor-producing substances in excessive amounts.
 9. Materials in such concentrations as to constitute "slugs" as defined in Article I.
 10. Materials which are not amenable to treatment or reduction by the wastewater treatment plant or are amenable to treatment only to such a limited degree that the wastewater treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over the District.

Sec. 15 Control of Wastewater Strength.

If any wastewaters or wastes that are discharged, or are proposed to be discharged contain excessive substances or possessing characteristics included but not limited to those listed in Article II, Section 14, the District may do any or all of the following:

- a. Reject the wastewater or the waste.

- b. Require pretreatment of wastewater or wastes.
- c. Require control over the quantities and rates of discharge of the wastewater or the waste.
- d. Require payment to cover the added costs of handling and treating the waste under the provisions of Article III, Sections 6 & 7.

Sec. 16 Waste Characteristic Change.

Any customer proposing a substantial change in the volume or character of wastewater that is being discharged into a public sewer shall notify the District prior to the proposed change.

Sec. 17 Septic Tank Waste.

No customer shall discharge or cause to be discharged into any public sewer wastes from septic tanks, holding tanks, or other private sewage disposal systems, except as specifically authorized by the District.

Sec. 18 Water Meter Required.

The District may require connections to the public sewer to incorporate a water meter as the basis for determining the actual quantity of water supplied to the property, and the resulting sewer user charge. If required, the water meter shall be of a type approved by the District. The installation of the meter shall be inspected and approved by the District prior to use.

Sec. 19 Interceptors Required.

Grease, oil and sand interceptors shall be provided when, in the opinion of the District, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand, or other harmful ingredients. All interceptors shall be of a type and capacity approved by the District and shall be easily accessible for cleaning and inspection. Grease, oil, or sand interceptors shall be installed and maintained continuously in effective operating order by the owner at the owner's expense. The District shall have the right to inspect such interceptors in accordance with Article II, Section 25.

Sec. 20 Control Structure Required.

When required by the District, the owner of property served by a public sewer carrying waste shall install a suitable control structure and wastewater flow-measuring and monitoring device to carry out the purpose of these Rules & Regulations. Such structures and measuring devices shall be constructed in accordance with plans submitted to and approved by the District. The structure and flow-measuring device shall be installed and maintained continuously in effective operating order by the owner at the owner's expense.

Sec. 21 Preliminary Treatment Facilities Required.

When required by the District, the owner of any property served by a public sewer shall provide preliminary treatment facilities to carry out the purpose of these Rules & Regulations.

Applications for a permit to install pretreatment facilities are to be accompanied by plans, specifications and other pertinent information, which must be approved by the District prior to discharging into facilities of the District. All preliminary treatment facilities shall be installed and maintained continuously in effective operating order by the owner at the owner's expense.

Sec. 22 Monitoring of Commercial and Industrial Wastes.

All commercial and industrial users discharging into a public sewer shall perform such monitoring of their discharge as the District may reasonably require. Such monitoring of commercial and industrial wastes may include flow, suspended solids, pH, and BOD, metals, ammonia, and/or any other physical or chemical parameter that may be excessive.

All measurements, tests and analyses shall be determined in accordance with the "*Standard Methods for the Examination of Water and Wastewater*", ~~latest~~ approved edition. Sampling location, times and frequency are to be determined on a case-by-case basis, subject to the approval of the District. The industrial user shall keep records of such monitoring, and the records shall be made available upon request by the District or other agencies having jurisdiction.

The District may conduct such monitoring of any wastewater discharged to its facilities as it deems appropriate under its commercial and industrial waste discharge pretreatment program.

Sec. 23 Special Agreement with Industrial User.

No statement contained in these Rules & Regulations shall be construed as preventing any special agreement or arrangement between the District and any Industrial User, whereby an industrial waste of unusual strength or character may be accepted by the District for treatment, provided that such agreements do not contravene any requirements of existing federal laws and are compatible with the user charge and all other District programs and policies currently in effect.

Sec. 24 Tampering Prohibited.

Persons not authorized by the District shall not open, close, or otherwise tamper with any of the maintenance holes, pump stations, or other facilities of the District.

Sec. 25 District Access to Sewered Property.

The District shall have the right at all reasonable hours to free entry to any property connected with the public sewer for the purpose of examining the property and sewer connections, to determine the purposes for which the sewer is used, and the proper sewer use charges, and to enforce these Rules & Regulations.

Sec. 26 Liability for Violations.

Any person violating any of the provisions of these articles shall become liable to the District for any expense, loss, or damage to the District caused by such violation.

Sec. 27 Notice of Violation Required.

Any person found to be in violation of any provision of this article shall be notified by the District, in writing or electronically, stating the nature of the violation and providing a reasonable time limit, as determined by the District, for the satisfactory correction thereof. The offender shall, within the period of time stated in the notice, permanently cease all such violations. Otherwise, the District may correct such violation and charge all expenses thereof to the violator.

Sec. 28 Fine.

Any person who shall continue any violation beyond the time limit provided for in Article II, Section 27 shall be liable to the District. Penalties will be levied at a ratio of four hundred dollars (\$400.00) per 100 CF of average daily flow per day, until such violation is corrected or abated. Penalties will be a minimum of one hundred dollars (\$100.00) and a maximum of one thousand dollars (\$1000) per day.

ARTICLE III - SEWER USER CHARGE.

Sec. 1 User Charges Established.

Each customer discharging wastewater to a public sewer shall be subject to a sewer user charge. The user charge will be based on the quantity, strength, and characteristics of the wastewater discharged to the public sewer and whatever other factors the District deems important to consider.

The District shall, after public notice and hearing, establish user charges and a Schedule of Rates for all uses of the facilities of the District, as provided in this article and in the District Charter.

The current Schedule of Rates, which is published separately, shall be considered an integral part of these Rules & Regulations.

Sec. 2 Metered Sewer Users.

Charges for sewer properties where potable water is derived from metered sources shall be established for the actual quantity of water supplied, as determined by the water meter readings obtained, except that the District may adjust the amount of wastewater where it can be determined by the District that the amount of wastewater is greater than or less than the amount of metered potable water supplied.

Adjustments for metered water not entering a public sewer may be granted in accordance with the current Sewer Use Billing Adjustment Policy, which is published separately, and which shall be considered an integral part of these Rules & Regulations.

Sec. 3 Unmetered Sewer Users.

Charges for sewerer properties where potable water is derived from unmetered sources, shall be based on an estimated amount of wastewater given the type, size, and use of each property.

Sec. 4 Roof Drains, Catch Basins and Cellar Drains.

Charges for sewerer properties which have existing roof drains, catch basins, cellar drains, or other sources which discharge unpolluted wastewater into the public sewer system shall be based on the estimated amount of wastewater which enters the public sewer from these sources,

Sec. 5 Septic Tank Waste.

Charges for septic tank waste and holding tank waste shall be based on the cost of handling and treating such waste and may be adjusted uniformly due to market conditions as determined by the District.

Sec. 6 Surcharge Limits.

Where the strength or characteristics of wastewater accepted into the public sewer exceeds limits set by the District, a surcharge shall be added to the normal user charges. Surcharge rates for suspended solids and BOD shall be applied in accordance with the Schedule of Rates currently in effect, when their average concentration exceeds the following limits:

- | | |
|------------------------------|----------|
| a. Suspended Solids | 300 mg/l |
| b. Biochemical Oxygen Demand | 300 mg/l |

The District may adjust these limits and set limits for other wastewater characteristics as necessary.

Sec. 7 Industrial Waste.

Charges for industries using the public sewer shall be established as provided in Article III, Section 6.

Sec. 8 Rates Due From Owner.

All rates are due from the owner of the property served by the public sewer, and such owner shall be held responsible.

Sec. 9 Late Payment or Non-Payment of Rates.

A late payment charge may be applied to rate bills which remain unpaid for longer than 30 days after the billing date. The late charge shall be as set forth in the District's currently published rates. The District may also record a lien against the property at the Cumberland County Registry of Deeds to secure payment of rates in accordance with the Charter. Said lien constitutes a mortgage having priority over all other mortgages except those of taxes, and said mortgage automatically forecloses after 18 months after date of recording if not paid.

ARTICLE IV - SEWER ENTRANCE AND EXTENSION POLICIES.

The cost of capital improvements to the facilities of the District must be allocated evenly, fairly, and equitably among customers. For any sewer entering the District system, or for any increased use, pursuant to Section 26 (1.) of the Charter an entrance charge will be paid into a fund. Proceeds in this fund will be applied towards capital and facility-related costs, and towards financing the necessary improvements to the District's facilities.

Sec. 1 Entrance Charge Established.

The Entrance Charge Program is established to create a fund to support the Capital Improvement Program projects. The current Schedule of rates adopted by the District, which is published separately, and which may be amended by them from time to time, shall be considered an integral part of these Rules & Regulations.

Sec. 2 Use of Entrance Charge Funds.

Proceeds of the Entrance Charge Program are dedicated exclusively to support the District's Capital Improvement Program.

Sec. 3 Entrance Charge Due and Payable.

The entrance charge shall be calculated at the time of issuance of the permit, on the basis of the current Schedule of Entrance Charges. The entrance charge shall be due and payable by the property owner or agent at the time the permit is issued. No users may connect or discharge to the public sewer until all charges are paid.

Sec. 4 Extensions of the Public Sewer System.

These Rules & Regulations shall apply to all extensions of the existing public sewer system. The Entrance Charge Program does not cover costs to extend sewers into currently unsewered areas. The applicant is responsible for the costs of any such extensions necessary to serve the applicant's project, as outlined in the District's Facilities Extension Policy.

Sec. 5 Sewer Extension Criteria and Standards.

Criteria and standards of extensions of the existing public sewer system will be determined by the District based on:

- a. the current Collection & Pumping System Facilities Study Report adopted by the District;
- b. the current Facilities Extension Policy adopted by the District;
- c. District design and construction standards and specifications;
- d. industry design and construction standards and specifications;

each of which shall be considered an integral part of these Rules & Regulations.

Sec. 6 Planning of Sewer Extensions.

District long-range planning will be accomplished so as to reflect policies stated in the Town of Brunswick Comprehensive Plan. The District will work closely with Town Departments to coordinate sanitary sewer facilities installation.

Sec. 7 District to Own Facilities.

The Brunswick Sewer District, being the appropriate entity to own, operate, and maintain public sanitary sewer facilities, to include but not limited to lines, maintenance holes, pump stations, treatment plants, and sludge utilization and disposal facilities, such facilities shall become the property of said District after its acceptance by the District.