Aqua Green Utility Inc.

T.R.A. No.1 Section 1 Original Page 1

WASTEWATER UTILITY SERVICE

TITLE PAGE

REGULATION AND SCHEDULE OF CHARGES GOVERNING THE PROVISION OF WASTEWATER UTILITY SERVICE TO RESIDENCES AND BUSINESSES WITHIN THE STATE OF TENNESSEE

This tariff contains the descriptions, regulation and rates applicable to the furnishing of wastewater utility service provided by Aqua Green Utility Inc. within the Sate of Tennessee. This tariff is on file with the Tennessee Regulatory Authority. Copies may be inspected during normal business hours at the Company's principal place of business at 3350 Galts Rd., Acworth, GA 30102.

Issued: April 17, 2009 Effective:

CHECK SHEET

Sheets of this tariff are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original sheet and are currently in effect as of the date on the bottom of this sheet.

SECTION	SHEET	REVISION
1	1	Original
1	2	Original
1	3	Original
1	4	Original
1	5	Original
1	6	Original
2	1	Original
2	2	Original
2	3	Original
2	4	Original
2	5	Original
2	6	Original
2	7	Original
3	1	Original
4	1	Original

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SYMBOLS

The following symbols are used for the purposes indicated below:

- C Changed regulations or rate structure
- D Discontinued material
- I An increased rate
- M A move in the location of text
- N A new rate or regulation
- R A reduced rate
- S Reissued material
- T Change in text but no change in rate or regulation

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President

TARIFF FORMAT

- **A.** Sheet numbering Sheet numbers appear in the upper right corner of the sheet. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 12 and 13 would be 12.1.
- **B.** Sheet Revision Numbers Revision numbers also appear in the upper right corner of each sheet. These numbers are used to determine the most current sheet version on file with the TRA. For example, the 4th revised Sheet 12 cancels the 3rd revised Sheet 12. Because of various suspension periods, deferrals, etc., that the TRA follows in its tariff approval process, the most current sheet number on file with the TRA is not always the sheet in effect. Consult the Check Sheet for the sheet currently in effect.
- **C.** Paragraph Numbering Sequence There are nine levels of paragraph coding. Each level of coding is subservient to the next higher level:
 - 2. 2.1 2.1.1 2.1.1.A 2.1.1.A.1 2.1.1.A.1.(a) 2.1.1.A.1.(a).1 2.1.1.A.1.(a).1.(i) 2.1.1.A.1.(a).1.(i)
- **D.** Check Sheets When a tariff filing is made with the TRA, an updated Check Sheet accompanies the tariff filing. The Check Sheet lists the sheets contained in the tariff, with a cross-reference to the current revision number. When new sheets are added, the Check Sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (*). There will be now other symbols used on this sheet if these are the only changes made to it (i.e., the format, etc. remain the same, just revised revision levels on some sheets.) The tariff user should refer to the latest Check Sheet to find out if a particular sheet is the most current on file with the TRA.

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DEFINITIONS

Certain terms used generally throughout this tariff for the Utility Service of this Company are defined below:

- 1. Company Aqua Green Utility Inc.
- 2. Engineer the consulting engineer of Aqua Green Utility Inc.
- 3. Customer any person, firm, corporation, association or government unit furnished sewage by the Company.
- 4. Residential Property property that is an established residence for a single family that is intended solely for the family's use.
- 5. Commercial Property property that is used for commercial, overnight rental or institutional purposes.
- 6. Facilities all equipment owned and operated by the Company.
- 7. TRA the Tennessee Regulatory Authority.
- 8. Septic Pump Tank the tank located near a customer's building which accepts waste and contains a pump vault.
- 9. Septic Gravity Tank the septic tank located near a customer's building which accepts waste and contains an effluent filter.
- 10. Service Line the line from the Septic Pump/Septic Gravity Tank to a Collector Line.
- 11. Collector Line the line from the Service Line to the Main Line.
- 12. Main Line the line from the Collector Line to the treatment facility.
- 13. Building Outfall Line the customer owned line that caries waste from the building to the Septic Pump Tanks/Septic Gravity Tank.
- 14. Pumping Station a tank that contains pumps and receives effluent from Septic Gravity Tanks and/or Collector Lines.
- 15. Premises shall mean customer's private property.
- 16. Service Connection the point at which the service line to the wastewater system components at the customer's building is connected to the main wastewater collection system.

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SECTION 2

RULES AND REGULATIONS

Governing the sewage collection and treatment systems of Aqua Green Utility Inc.

Statement of Purpose

The general purpose of these rules and regulations is:

- To establish procedures for furnishing sewage collection and treatment services on a uniform basis to customers within the Company's service area.
- 2. To provide standards and procedures for:
 - a. Acceptable sewage characteristics
 - b. Protection of the integrity of the water tight system
 - c. Engineering design standards
 - d. Construction standards and inspection requirements
 - e. Quality of materials

Authorization of Rules and Regulations

Aqua Green Utility Inc. is a corporation organized and engaged in business as a public utility in the State of Tennessee. The Company is regulated Under a Certificate of Convenience and Necessity issued the Tennessee Public Service Commission (PSC) on _______, 2009, under Docket No. 09-00045, and subsequent certificates issued by the PSC and the TRA.

Effect of Rules and Regulations

All provisions of these rules and regulations shall be incorporated in each contract with each sewage system customer of the Company.

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Utility Facilities on Private Property

The Company shall maintain all Septic Pump and Septic Gravity Tanks, control systems and service lines required to provide sewer services on the Customer's Premises. The Customer must execute an agreement granting an easement to the Company for maintenance of the sewer system. The building's plumbing and Building Outfall Line shall be maintained by the Customer.

Discontinuance of Service

Service under any application may by discontinued for the following reason:

- 1. Non-payment of bill as hereinafter set forth below
- 2. For misrepresentation of application
- 3. For adding to the property without notice to the Company
- 4. For tampering any service pipe, tank, control system, filter or any other facilities of the Company in any way whatsoever.
- 5. For violation of any rules of the Company
- 6. For disconnecting or reconnecting service by any party, other than a duly authorized agent of the Company, without the consent of the Company

Non-Payment Penalties

A non-payment penalty of five percent (5%) of the monthly charge will be due after the due date shown on the bill. If payment is not received within fifteen days after the due date, a 2nd notice will be sent o the customer. If payment is not received within 30 days, service will be turned off from the customer's property as per the Sewer Service Contract Agreement (Attachment 1) executed by the customer with no additional notice being sent. No service shall be reconnected if discontinued for non-payment (or any other valid reason) until all

charges have been paid, including disconnection and reconnection fees. The disconnection fee is \$10. The reconnection fee is \$15 plus all back payments. Bills over 18 months old will be subject to a tap removal with a tap reconnect fee of \$2800.

Returned Checks

A check returned by the bank will incur a fee of \$20.

Changes in Ownership, Tenancy of Service

A new application and contract must be made and approved by the Company on any change in ownership of property, or tenancy, or in the service as described in the application. In the event of a failure of a new owner or tenant to make such application, the Company shall have the right to discontinue service until such new application is made a approved.

Sewer System Access Fee

The owner of each property parcel, which is provided a service connection when the sewer system is built, will be required to pay a sewer access fee of \$84.00 per year. This fee will be payable each July 1st. As each Customer attaches to the Service Connection and signs up for service, they will pay a pro-rated access fee for that year and thereafter the fee will not be charged.

Engineering, Material and Construction Standards

1. General – This specification covers the type of sewer system required for various design conditions of sewers constructed by developers. The requirements called for are minimum in all cases. Bedding conditions, material specifications, sealing requirements and installation methods are the responsibility of the design engineer and must be approved by the Company Engineer. Design and construction of sewer lines shall meet the requirements of the State of Tennessee Department of Environment. Any conflicts

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- 2. All sewage collection system components are be watertight. This includes Building Outfall lines, all tanks, Collector Lines, Service Lines and Main Lines. Collector Lines and Main Lines are to be tested to 100 pounds per square inch of water pressure. Risers and lids are to be watertight.
- 3. Septic Pump and Septic Gravity Tanks are to be installed near the customer's building to be served. The tanks are to be set in a level condition and tested for water tightness before backfilling.
- 4. All pipe is to be PVC. Classes and sizes will be per Engineer's design and in all cases Schedue 40 will be the minimum allowable.
- 5. Only wastewater drains are to be connected to the sewer system. No water sources such as roof drains, sump pumps, condensate lines and swimming pools shall be connected to the sewer system.

Special Pretreatment Sewage Requirements

For all sewage connections the Company reserves the right to require any non-residential user to provide special pre-treatment for any high strength effluent before discharge into its sewage system. The Company may, upon the basis of recognized engineering standards and treatment costs, increase the rate charged to cover the cost of treatment of high strength effluent or industrial waste, and may impose recognized engineering standards as to the maximum size of solids and constituents in such waste discharged into its sewage system.

Additionally, if excessive volumes of sewage are received, the Company may require the Customer to monitor flow volume and increase surge holding capacity at the Customer's expense. All customers will be required to follow the Owners User Manual for an effluent collection system supplied to them by the Company (Attachment 2). These requirements prohibit the dumping of any toxic

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chemicals that kill tank bacteria and disposal of an excessive amount of grease, among other things. All requirements (and notification of repair costs associated with the system abuse) are established in the Customer's Sewer Subscription Contract with the Company.

Damages

The Company shall in no event be responsible for maintaining any Building Outfall Line owned by the Customer, nor for damages created by sewage escaping there from, nor for defects in Customer's building lines or fixtures. The customer shall at all times comply with all regulations of the TRA and of the Company.

All leaks in any building pipe or fixture on the premises of the Customer shall be immediately repaired by the Customer. On failure to repair any such leak, the service may be discontinued until repairs are made. Any customer found introducing prohibited substances into the waste water system is liable to pay the full cost of cleanup and the repair of any damage caused.

<u>Inspection</u>

All pipes, valves and fixtures shall be at all reasonable hours, be subject to inspection by the Company or its duly agent.

In Event of Emergency

The Company shall not be liable to the Customer for interruption in service, or for damages or inconvenience as a result of any interruption, stoppage, etc., which was beyond the reasonable control of the Company. In case of emergency, call 865-908-0432.

Service Area

The Company will provide service within its current service area. Additions to the service area must be approved by TRA.

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Extension Plan

The Company may furnish sewer service to property owners whose lands abut the Main Line of

existing sewer systems. The sewer service charges listed in the sewer billing monthly rates do

not include costs for constructing extensions to the sewer system. Any sewer system facilities

required to service such abutting properties shall be constructed at the cost of those parties

desiring same, and these facilities shall become the property of the Company to be credited to

the account for Contributions in Aid of Construction. In addition, treatment system facility costs

will be paid by the Customer desiring to connect onto the system. Sewer service to new areas

within a service territory will be made available where it is technically feasible and the

developer or property owner is willing the bear the expense of designing and building the sewer

system.

Contributions in Aid of Construction

Sewer system facilities furnished by developers and property owners to the Company will be

recognized as Contributions in Aid of Construction in the amount of the actual cost of

construction. Capital contributions from developers will be treated in like manner.

Contracts for Service

Each Customer before installation of service shall be required to execute on the appropriate

forms furnished by the Company, a Sewer Subscription Contract.

Customer Billing Forms

Customer billings will be sent monthly or annually to Customers for payment of a flat fee.

President

Public Contact

Dart Kendall

3350 Galts Rd.

Acworth, GA 30102

865-908-0432

Tennessee Regulatory Authority Regulations

The Company, in its operation, shall conform to all the applicable rules and regulations promulgated from time to time by the Tennessee Regulatory Authority. The TRA can be reached by phone at 1-800-342-8359 or 615-741-2904.

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SECTION 3

RESIDENTIAL SEWER SERVICE TERRITORIES

Service Territory	County	TRA Docket #	Rate Class
The Peninsula at Douglas Lake	Jefferson	09-00045	Rate Class 1

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SECTION 4

RESIDENTIAL RATE SHEET

RATE CLASS 1
Fixed Film Treatment, Drip Dispersel
\$41.75

Fees: Non-Payment: 5% of total bill amount

Disconnection: \$10 Reconnection: \$15

Returned Check (NSF Fee): \$20 Reconnected Tap Fee: \$2800

Access Fee: \$84/yr (See Rules and Regulations for Explanation)

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ATTACHMENT 1

Aqua Green Utility Inc.

SEWER SERVICE CONTRACT AGREEMENT

	DATE:		DATE:	
PRINTED NAME				
ADDRESS OF PROPERTY				
MAILING ADDRESS				
TELEPHONE NUMBER	EMAIL ADDRESS			

I hereby make application to Aqua Green Utility Inc. (AGU) for sewer service at the address of property stated above. In consideration of the undertaking on the part of AGU to furnish sewer service, I understand, covenant and agree as follows:

- 1. I understand that the components of a sewer system have been installed on the property referred to above, which is owned or occupied by me, and which is to be connected with a wastewater disposal system owned and/or maintained by AGU. I warrant that any connection to and/or subsequent use to this system by the components on my property shall be in accordance with the Rules, Regulations and Plans of AGU. Regarding my usage of the system components on my property, which are owned by me, I covenant to follow the guidelines set forth in the Owners User Manual. Should I violate these Rules and/or abuse or damage my components, I understand that I must bear the expense to repair or replace the same in accordance with the Plans of AGU.
- 2. I acknowledge AGU, its successors and assigns, have a perpetual easement in, over, under and upon the above specified land as shown on the property plat, with the right to operate and repair all components of the sewer system on my property, including but not limited to the septic tank and septic pump tank systems. I further grant AGU permission to enter upon my property for any reason connected with the provision or removal of sewer service or collection therefore.
- 3. For all other plumbing and structures on the property, including the outfall line to the septic tank, I agree that I am responsible for all operation and repair thereof.
- 4. I agree to promptly pay for service at the then current schedule or rates and fees and agree to abide by and be subject to AGU's billing and cutoff procedures. Should I not pay in accordance with AGU's rules. I agree to pay all costs of collection including attorney fees.
- 5. I accept the current Rules and Regulations and the Rates and Fees Schedule and agree to abide by any amendments to such Schedules.
- 6. I agree that this Agreement shall remain in effect for as long as I own, reside upon or rent the above-described property. When such circumstances no longer exist, I agree to provide notice to AGU at least thirty (30) days in advance of my vacating the property

SUBSCRIBERS SIGNATURE	
5005011152115515111111	

ATTACHMENT 2

Aqua Green Utility Inc.

OWNERS USER MANUAL

Welcome! You are hooked up to a state of the art fixed film wastewater treatment system. This environmentally friendly system does an excellent job of treating wastewater and returning it to the soil. It will do best if you follow the guidelines listed below:

Proper Use:

Direct all wastewater from the home into the septic tank. Any wastewater can contain disease causing organisms and pollutants.

Practice water conservation to avoid overloading the onsite sewage system. Repair dripping faucets and leaking toilets. Run dishwashers when full. Do not do all your laundry in one day. Space out the washing machine use over the week. Replace old fixtures with water saving fixtures.

Do not direct water from gutter downspouts, sump pumps or subsurface drains into the septic tank. The sewage management system is designed based on an estimated daily water use. Excess water directed into the septic tank will cause a hydraulic failure.

Use commercial bathroom cleaners and anti-bacterial soaps in moderation. Treatment in the wastewater system depends on natural bacteria. The Utility does not recommend the use of septic tank additives. These products are not necessary for proper system operation.

Do not plant trees or bushes on top of the septic or pump tank. Root intrusion may damage and block the line.

Do not dig without knowing the location of your septic and pump tank. Landscape the site to allow surface water to drain off of these tanks. Divert roof drains from these tanks. Standing water over these tanks will cause increased load saturations and potential pump failure.

Do not park or drive over the septic and pump tank. This can damage or compromise the tanks.

Do not pour grease, oil, paint or other chemical products down the drain. Do not put not-bidegradable items such as cigarette butts, feminine hygiene products, condoms, disposable diapers or other similar solid waste into the septic tank. Remember living microbes clean the wastewater.

Do not enter your septic or pump tank. Gases from inside the tank can be fatal. Keep the lids secure and screwed down.

Do not turn off the main circuit breaker to the wastewater pumps when going on vacation. The pumps will need to handle any infiltration into the system.

If there is a power failure, your alarm might go off when the power comes back on. Wait at least 2 hours; if the alarm is still going off please call the customer service number. If you have had no power failure and the alarm goes off, call customer service without delay.

Customer Service: 865-908-0432

Aqua Green Utility Inc.

To: Aqua Green Utility Customers

I would like to welcome you to Aqua Green Utility Inc. and The Peninsulas. We at Aqua Green Utility Inc. look forward to providing the best and most environmentally friendly wastewater treatment service. First of all I would like to explain our rates for The Peninsula. As you are aware you have signed an agreement with the developer to pay an \$800.00 tap or connection fee, to help offset development cost. That fee goes to the developer and not Aqua Green Utility Inc, so it has no effect on our rates. For the sake of convenience we will collect the \$800.00 on behalf of the developer.

We have 2 basic rates, one if you have not built your home yet and the other as your home is built. First, the rate if you have not built your home yet is referred to as an access fee. The access fee is \$84.00 dollars per year and is due on July 1st. What this fee pays for is the maintenance of the lines in the streets and the treatment plant components. Even if no homes are built in the subdivision, maintenance and test records must be maintained to meet state requirements. We use this fee to offset these costs so that when you are ready to connect, the system will be ready for you. One additional fee in this area is for late payments, if you fall 18 months behind, the service line to your property will be removed from the system. At a later date when you decide to connect on to the service, there will be reconnect tap fee of \$2800.00. This fee will only be accessed if you fall 18 months behind on your bill. The purpose of this fee is to keep from putting all maintenance cost on the residents. If something like a land speculator did not pay the access fee for a period of many years, the residents would incur the maintenance cost through increased rates.

Our next rate is for when you build your home and tie on, this rate is \$41.75 per month. For this payment we will treat the wastewater to the highest standards and dispose of it into a drip emitter field. We use the fixed film system of treating the wastewater because of its' reliability and it can be maintained more cost effectively than other systems. This is a fully automated PLC controlled system for the utmost reliability. You will additionally install a septic and pump tank at your home at your expense. We will pump and maintain the septic tank, pump tank and components at no additional cost to you. It should be noted that we do not maintain any plumbing or unstop any blockages in your home or the outfall line to the septic tank.

Additional charges are as follows:

Service disconnect \$10.00

Service reconnect all past due amounts with late fees and \$15.00

Returned Check Fee \$20.00

A 5% late fee will be added on the 10th of any month in which we have not received your payment.

Remember your bills are due on the first of each month and considered late if not received by the 10th.

A complete copy of our tariff or billing amounts is available for viewing at our office during normal business hours by appointment.

Now for connecting, we have a set of specifications that must be followed and are included in this packet. You must get a permit from Jefferson County Environmental Health before starting work. Before you can connect to the Aqua Green Utility Inc. Service Connection you must sign and return your Sewer Service Contract Agreement and pay the \$800.00 fee for development offset.

You will have an alarm post next to your pump tank and if there is a power failure this alarm might go off after the power comes back on due to residual water needing to be pumped out. Wait at least 2 hours and if the alarm is still going off please call the customer service number. If you have had no power failure and the alarm goes off, call customer service with out delay.

If you need additional assistance please call our Customer Service number: 865-908-0432

All payments will be sent to:

Aqua Green Utility Inc. 3350 Galts Road Acworth GA, 30102

Again I would like to welcome you to Aqua Green Utility Inc. and The Peninsulas. We at Aqua Green Utility Inc. will do our best to handle your wastewater service needs in an honest and professional manner.

Sincerely,

Dart Kendall President Agua Green Utility Inc.

Aqua Green Utility Inc.

Individual septic tank and pump tank requirements.

Only configurations and equipment approved by Aqua Green Utility Inc. may be used. Not following these configurations shall be cause for disconnect until the specifications are met.

All connections to the septic and dosing will be:

4" Schedule 40 PVC at not less than 1/8" fall per 1'

Have an Inspection port relief valve between the septic tank and pump tank. The Inspection port relief valve will be on an elevation of not less than 6" below the elevation where the building outfall line leaves the home. (see approved products) Foam core pipe is approved if it meets local code requirements

The line from the pump tank to the main line will be:

Pressure rated Schedule 40 PVC minimum 1 1/4 inch

Have a piece of single strand insulated copper wire included in the ditch turned up in the utility box at the road and alarm post for future locating needs.

Pumped line from pump tank to service connection should be burred at least 18"deep.

The septic and pump tank must meet the Utility's design requirements:

All tanks must be on the Utility's approved list. Other tanks may be added to approved list if they meet all requirements. Contact the Utility for details on adding additional equipment to approved list.

Shall be of a watertight design and all joints must be sealed to stop ground water intrusion and sewage leaks. Concrete tanks **must be 1 piece** tanks with sealed lid.

The septic tank will be a two chamber design at least 1000 gallon capacity.

The pump tank will be a one chamber design at least 1000 gallon capacity.

The septic tank will have PVC tees in each end at least 1/3 the water depth.

The outlet tee will include a septic tank filter.

The top of the tanks shall not be buried deeper than 24" from the surface.

The septic tank will include two approved risers to the surface.

The dosing tank will include one approved riser to the surface.

The risers will have two forms of entry security. Safety screws in outer lid and a riser pan with cement lid or a safety screen.

The dosing tank will have an 1½ inch metal pipe entering at least 46" on center from the bottom of the tank at the riser end. The total length of the installed pump and piping shall be 46" from center of the line entering the tank to the bottom of the pump. The pipe in the tank will have a 1/16 hole pointed downward in the tank to relieve air after pump cycle.

The pump tanks will have an EZ pull adapter for quick pump service.

All pipes in the dosing tank will be galvanized water pipe, aluminum or stainless steel. Metal pipe must extend at least 3' from tank toward Utility connection before converting to using PVC.

The metal elbow shall have a 1/16 hole at a 30 degree downward angle drilled into it. A non spring check valve shall be connected to the Utility service just inside the Utility service box. This will make a total of two check valves at the service box.

Electrical Connections

All connections shall meet the national electrical code.

All connections shall be located outside of the tank.

An approved alarm post with a high level alarm shall be located at the pump tank riser. No electrical connections are allowed inside the pump tank or riser.

Two 110 volt electrical circuits are required from the house to the alarm post. One 12 gauge dedicated for the pump and one 14 gauge for the alarm, so the alarm will work even if the pump throws a circuit breaker. Wire in PVC conduit or direct burial wire is required.

The conduit connecting the riser to the alarm post must be sealed so as to keep corrosive gasses from entering the alarm post.

Approved Materials: (contact the Utility in advance to recommend an addition to this list)

Risers:

Polylok 3008 HD Heavy Cover or www.polylok.com 1-877-POLYLOK

Polylok 3008 RC Light Duty Cover

Polylok 3008-RP 24" Riser Pan or

Polylok 3008-SS 24" Safety Screen

Polylok 3008 24" Riser 6" tall

Polylok 3008-R12 24" Riser 12" tall

Polylok PL-68 Filter Cartridge (septic tank filter)

Polylok 3009-AR (adapter ring for plastic tanks)

Alarm Post:

SJE Rhombus - model PSP120V6H17A <u>www.sjerhombus.com</u> 1-888-DIALSJE Septic Products Inc. - Observer 100 <u>www.septicproducts.com</u> 419-282-5933

EZ pull adapter – EZ-Puller 1 ½ inch www.webtrol.com 800-769-7867

Inspection Port Relief Valve S62-304 <u>www.Plumbest.com</u> 800-462-6991

Septic Tank: 1 piece 2 chamber

Norwesco - 1050 Septic tanks part number 42250, 42248, 42283, 42293 <u>www.norwesco.com</u>

Ashley Cement Tanks – Must be 1 piece 2 chamber poured tanks with two Polylok 24" risers and sealant between lid and tank. Be sure to let them know when ordering. 865-429-3007

Pump Tank: 1 piece 1 chamber

Norwesco - 1050 pump tanks part numbers 42249, 42247, 42282, 42292 www.norwesco.com

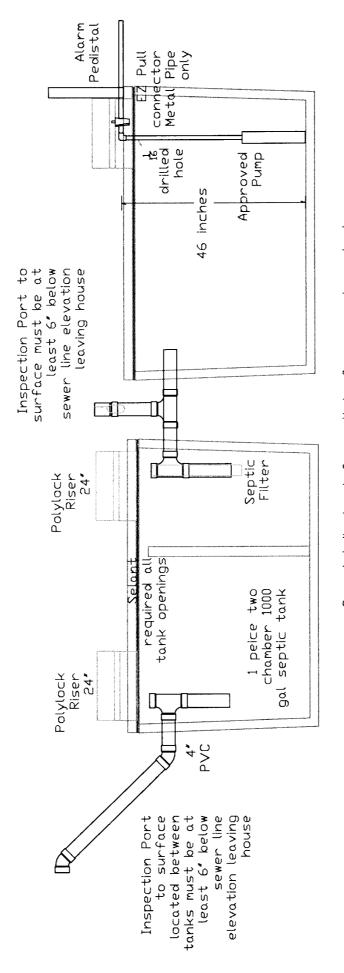
Ashley Cement Tanks – Must be 1 piece 1 chamber poured tanks with one Polylok 24" risers and sealant between lid and tank. Be sure to let them know when ordering. 865-429-3007

Approved Pump: Myers 2NFL51-8E www.femyers.com 419-289-1144

Some local Installers: (if an installer does poor work, the Utility reserves the right to not allow him/her to do further work) To add your installer, please call the Utility first.

Russell Kent 423-327-4005

For additional technical assistance call Aqua Green Utility Inc. 865-908-0432



See detail sheet for a list of approved products