"State of Emergency" Water/Sewer/System Development Fee Waiver Application

Eligibility

Only temporary uses intended to support the response and recovery of the event that precipitated the "State of Emergency", as determined by the Zoning Administrator, are eligible for this waiver. By signing this document, applicant attests under the penalty of law, that the temporary use for which this waiver is granted shall remain in support of response and recovery for the duration of this waiver/State of Emergency.

Applicant also acknowledges that, shall the temporary use become permanent, or cease to support response and recovery, this waiver is no longer valid and the applicant shall be subject to the expiration provisions below.

Duration

The length of this waiver corresponds with the length of the local State of Emergency declared _____ and scheduled to end _____ . Though City Council may extend the State of Emergency, waiver recipients must apply for an extension without 30 days or be subject to the expiration provisions below.

Upon Expiration

Applicant acknowledges that upon expiration of the State of Emergency, or upon expiration of the waiver due to eligibility

- *All tap fees must be paid in full within 30 days at the rates listed in the Schedule of Fees at the time of application.*
- *If fees are not paid within 30 days, meters are subject to immediate recovery by the City of Brevard and utility access shall be terminated*
- *The city waives all liability for any damages to life and property that occur as a result of terminating access to utilities*
- *The applicants waives all claims of liability against the city occurring as a result of removal of utility access*

Subject to State

Municipalities are governed by the North Carolina General Assembly via the North Carolina General Statutes and the interpretation of those statutes set forth by the Courts. Shall either of those bodies deem this waiver inadmissible, the City of Brevard will comply and terminate the program. Should this occur, the City will notify recipients of waivers and offer a 30 day period to pay the fees in full or voluntarily cut off their access to utilities. At the end of the 30 day period the City will exercise the provisions in the expiration section.