

## ARTICLE 1

### DEFINITIONS

#### 1. DEFINITIONS

Alteration, To Alter The act or fact of rebuilding, reconstruction, restoration, renovating, remodeling, replication, removal, demolition, and other similar activities

Applicant

Any person seeking either a reclaimed water permit or a certificate of approval from the commission.

Approved Backflow Prevention Device

A method or device to prevent backflow approved by the Massachusetts Department of Environmental Protection and/or the Department.

Appurtenance

Anything other than a painted sign as defined in this section, which is placed on or attached to a water and reuse facility that is not inherent to the structure, operation, function and maintenance of that facility

Backflow

The flow of water or other liquids, mixtures or substances into the distributing pipes of a potable water supply system from any source other than its intended source.

Back-Siphonage

A form of backflow due to reduced or sub-atmospheric pressure within a water system.

Beneficial Use

Beneficial use shall mean uses of treated wastewater such as: toilet and urinal flushing, landscape irrigation, groundwater recharge and other uses as may be allowed by the Massachusetts Department of Environmental Protection pursuant to its regulations.

### Building

A structure enclosed within exterior walls or firewalls, built, erected, or framed of any materials, whether portable or fixed, having a roof to form a structure for the shelter of persons, animals or property or the conduct of a trade or business or for the holding of athletic sporting and other such public events. Buildings shall also include stadiums.

### Certificate of Approval

A certificate issued by the commission authorizing the holder to place an appurtenance or a painted sign upon a water and reuse facility.

### Certificate Holder

Any person as defined in this section, to whom the commission has issued a Certificate of Approval pursuant to Article 8 of these regulations.

### Commission

"Commission" shall mean the Foxborough Board of Water and Sewer Commissioners or its designated agent.

### Commissioners

"Commissioners" shall mean the Foxborough Board of Water and Sewer Commissioners.

### Common Ownership

The right to use and enjoy property, including the right to transfer it to others, held by two or more persons. In assessing whether facilities are in single ownership for the purpose of these regulations, the department shall apply the criteria specified in 310 CMR §15.011(1), as the same may be amended from time to time.

### Construction, To Construct

The act or fact of building, erecting, installing, enlarging, moving and other similar activities.

### Consumer

"Consumer" shall mean the individual, firm, or corporation whose name the Water and Sewer Department has on record as the party who has applied for water service, or any individual, firm, or corporation who, in fact, uses the water service of the Town of Foxborough.

### Contamination

"Contamination" or "contaminant", shall mean an impairment of the quality of the potable water by substances such as sewage, industrial fluids or waste liquids, compounds or other materials to a degree which creates an actual or potential to the public health through poisoning or through the spread of disease.

### Contractor and Developer

"Contractor and Developer" shall mean an individual, firm, or corporation who installs water mains, water services, and appurtenances.

### Cross Connection

"Cross Connection" shall mean any actual or potential connection between distributing pipes of potable water from a public water system and any waste pipe, soil pipe, sewer drain, private well system, or other unapproved source. Without limiting the generality of the foregoing, the term "cross connection" shall also include any by-pass arrangements, jumper connections, removal section, swivel or changeover connection and other temporary or permanent connection through which backflow could occur.

### DEP

"DEP" shall mean the Massachusetts Department of Environmental Protection..

### Department

"Department" shall mean the Foxborough Water and Sewer Department, the Superintendent, or its authorized agent.

### Enforcement Authority

"Enforcement Authority" shall mean the Town of Foxborough Board of Water and Sewer Commissioners, or its authorized agent.

### Facility

Something built, installed or established to serve a particular function

### Health Hazard

An actual or potential threat of contamination to the potable water system in a public water system which, in the opinion of the Massachusetts Department of Environmental Protection, the Foxborough Water and Sewer Department or the Foxborough Board of Health, could endanger health.

### In-Plant Protection

The location of an approved backflow prevention device in a manner which provides the protection of the potable water system within the premises.

### Main

A "main" is the supply pipe laid in the street or right of way, from which house connections are made.

### Painting, To Paint

The act or fact of applying paint or other chemical coating to the surface of a water and reuse facility.

### Painted Sign

Any sign as defined in this section, placed on the surface of water and reuse facilities solely and exclusively by the application of paint or other chemical coating to said surface.

### Person

Shall mean any individual, trust, corporation, authority, limited liability corporation, joint stock company, partnership, association, organization or any other legal or commercial entity and any officer, employee or agent of such person, and any group of persons.

### Pollution

The presence of any foreign substance, organic, inorganic, or biological, in water which tends to degrade its quality so as to constitute a hazard or impair the usefulness or quality of water to a degree which does not create an actual hazard to the public health, but which does adversely and unreasonably affect such waters for domestic use.

### Potable Water

Water from a source which has been approved by the Massachusetts Water Supply and Pollution Control Commission for human consumption.

### Private Way

An Access Road not Publicly owned.

### Public Water Supply

A system for the provision of potable water for public consumption.

Reclaimed Water

Wastewater that has been treated at a wastewater treatment facility, to a degree that complies with the DEP guidelines and/or regulations in existence and as amended from time to time, suitable for beneficial uses.

Reclaimed Water Permit

A permit issued by the department authorizing a user to connect to the reuse water system.

Reclaimed Water User

Any user to whom the provisions of Article 7 herein apply.

Removal

The act or fact of removing, extracting, taking away and other similar activities.

Repair

The act or fact of restoring to a sound condition after damage or injury, fixing, putting in order and other similar activities.

Reuse Service Connection

Any pipeline used for the purpose of transporting reclaimed water from the property line of the user to the reuse system on the site.

Reuse Service Lateral

Any pipeline used for the purpose of transporting reclaimed water from the transmission main to the property line of the user.

Reuse Storage Facility

Any structure used for the storage of reclaimed water.

Reuse Transmission Main

Any pipes, mains, or conduits owned by the Town which transports reclaimed water from a wastewater treatment facility to or from a water reuse storage facility.

Reuse Water

Shall have the same meaning as reclaimed water.

### Reuse Water System

Shall mean the reuse transmission mains, reuse service laterals and reuse storage facilities used for the conveyance and or storage of reclaimed water. (Such system shall not include any wastewater treatment facility as defined in either 314 CMR § 12.02, or Paragraph II (B)(1) of the Water Supply and Wastewater Infrastructure Agreement between the Town of Foxborough and Foxboro Realty Associates dated August 14, 2000.) and with respect to those portions within a Site shall mean the piping used to carry reuse water within a building, structure or facility up to and including the reuse service connection.

### Reuse Wastewater

Shall have the same meaning as reclaimed water.

### Service

A "service" pipe is the pipe connecting from the main in the street to the building plumbing. It includes a curb stop, curb box, shut off valve, meter and meter connections.

### Shall

"Shall" is mandatory.

### Sign.

Any letter, word, symbol, figure, drawing, picture, design, device, light, painting, message, plaque, poster, billboard, flag, pennant, banner, or other similar thing, article or other object that advertises, or calls attention to, or indicates any premises, person, activity, business, event, goods, product, service, use or other matter including both the supporting structure and the informative contents thereof, whatever the material or manner of composition of construction; provided that each sign face or message shall be considered a separate sign for purposes of the applications and fees submitted and certificates issued in accordance with these regulations.

### Site

Any real property (including any abutting real property) and any buildings thereon, which is served, is proposed to be served, or could in the future be served, by a reclaimed water system

### State of Water Supply Conservation

A State of Water Supply Conservation shall mean a State of Water Supply Conservation declared by the town pursuant to section 9 of this bylaw..

### State of Water Supply Emergency

A State of Water Supply Emergency shall mean a State of Water Supply Emergency declared by the Department of Environmental Protection under M.G.L. c.21G, §15-17.

### Superintendent

The Superintendent of the Water and Sewer Department of the Town of Foxborough or his or her duly authorized representative.

### Taxable User

Consumers subject to Real Estate Taxation by the Town of Foxborough.

### Town

The term "Town" shall mean the Town of Foxborough, Massachusetts.

### Unapproved Water Supply

The source or distribution system for any water or other liquid or substances which has not been approved by the Massachusetts Water Supply and Pollution Control Commission as being of safe and sanitary quality for human consumption.

### User

Any person who owns a nonresidential site and who is or might be connected to the Town's reuse water system.

### Wastewater Treatment Facility

Shall mean a facility as defined by 314 CMR § 12.02.

### Water and Reuse Facilities

Any real property and any buildings, water towers, above or underground storage tanks or other structures thereon, any device or system including sewers, pipes and other conveyances, either owned by the Town of Foxborough or under the control of the Town of Foxborough or which is under the authority of the Town of Foxborough Board of Water and Sewer Commissioners because of an easement held by the Board or Town or because of any connection to the Town of Foxborough's water or reuse water supply system, which are used in the storage, treatment, delivery, recycling and/or reclamation of potable water or municipal or private sewage or industrial waste of a liquid nature, or which supports any of these uses.

Water Reuse

The activity or system supporting the beneficial use of reclaimed water.

Will

"Will" is discretionary.