

**SANITARY DISTRICT NO. 5 OF MARIN COUNTY
APPLICATION FOR WAIVER
AND INDEMNIFICATION AGREEMENT**

TO: Sanitary District No. 5 of Marin County

FROM: _____

SUBJECT PROPERTY: _____ / _____
ADDRESS ASSESSOR'S PARCEL #

CERTIFICATION

Application is hereby made for a Waiver from the provisions of Section 611 of Ordinance No. 2010-01 requiring mandatory installation of backflow prevention devices. I hereby certify that the following conditions exist:

1. That a manhole exists upstream of the point where the Subject Property side sewer connects to the District main sewer line.

Yes ___ No ___

2. That the elevation of the top of said manhole is a minimum of two (2) feet below the lowest plumbing fixture flood level rim in the building.

Yes ___ No ___

3. That said manhole is in a paved area with a relatively low likelihood of a vehicle or other object being in a position to prevent the manhole cover from discharging sewage as intended.

Yes ___ No ___

4. That the installation of the backflow prevention device is unnecessary or too difficult to install due to the alignment of the lateral connection to the main sewer line.

Yes ___ No ___

5. By verbal description or drawing, indicate location of manhole in relationship to your residential structure. Use distance in feet and permanent City/Town improvements such as streets, curbs, sidewalks, and light poles in your description.

6. By verbal description or drawing, indicate elevation of upstream manhole in feet or inches in relationship to the flood rim level of your lowest plumbing fixture.

INDEMNIFICATION

Applicant hereby warrants that they understand that the purpose of the District's Requirement/Ordinance to install a sewage backflow prevention device is to protect the public health and safety by avoiding sewer backups inside residences - and to minimize damages caused by such backups. Applicant further understands and acknowledges that by applying for and obtaining a Waiver from this requirement, Applicant is knowingly and voluntarily declining to obtain the protection provided by a sewage backflow prevention device.

Accordingly, Applicant agrees to and shall indemnify and hold harmless the District and its officers, employees, and agents, from and against any and all suits, actions or claims brought for injuries or damages to any person(s) or properties which are attributable in any way to the Applicant's failure to install a sewage backflow prevention device, or which could have been avoided by installation of such a device on Applicant's property. Applicant further agrees to indemnify and hold harmless the District and its offices, employees, or agents from any attorney's fees they incur in connection with any such suits, actions or claims.

_____/_____/_____
PLEASE PRINT NAME(S) HERE

_____/_____/_____
Signature(s) of Property Owner(s) – All owners of record must sign

_____/_____/_____
Date