

SECTION 38: WATER CONSERVATION REBATE PROGRAM:

(a) To encourage the conservation of water, the District shall provide rebates for District customers replacing existing, higher consumption toilets and shower heads with new, standard low consumption toilets and shower heads in their households or places of business, as provided herein.

(b) Rebate amounts shall be as follows:

- (i) \$100.00 per new, standard low consumption toilet, and
- (ii) \$10.00 per new, standard low consumption shower head.

Notwithstanding the foregoing, rebate payments shall be limited to the actual purchase price if that price is less. The District will mail the rebate check within (6) weeks from the date of application subject to funding availability.

(c) In order to receive a rebate, the customer must complete an application (available at the District Office and on-line on the District's website), attach the original sales receipt or itemized plumber's invoice showing the date of purchase, and return to the District Office by U.S. Mail or in person. Applications will be date and time stamped when received.

(d) The following eligibility requirements shall apply to this rebate offer:

(i) The toilets and/or shower heads must be installed in a location served by the District.

(ii) A representative of the District must be permitted to inspect the property to verify installation.

(iii) New construction projects and remodeling projects requiring a building permit do not qualify for rebates.

(iv) Rebates for toilets are only available for replacing higher consumption, existing toilets that use 3.5 gallons of flush or more with new, standard low consumption toilets that use 1.6 gallons of flush or less. Rebates for shower heads are only available for replacing higher consumption, existing shower heads that use 5 gallons per minute or more with new, standard low consumption shower heads that use 1.5 gallons per minute or less. Rebates are not available for the replacement of another low consumption toilet or low consumption shower head.

(v) Rebates are limited to two (2) toilets and two (2) showers per household or business for the lifetime of the service location (regardless of a change in ownership of the service location).

(vi) The rebate application must be received by the District within ninety (90) days of the date of purchase, as shown on the sales receipt or itemized plumber's invoice; however, this restriction shall not apply to purchases made between July 1, 2009 and December 15, 2009.

(e) The following restrictions shall apply to this rebate offer:

- (i) The rebate does not apply to sales tax, seat, fittings, or installation charges.

(ii) The District reserves the right to withhold payment of any rebate until any identified problems with the application are resolved. The District may terminate a rebate, in whole or in part, due to the recipient's failure to fulfill the requirements of this policy.

(iii) The rebates are subject to funding availability. The District shall budget a certain amount each year for the rebate program. Any qualifying applications for rebates that exceed the funds budgeted for the rebate program for that fiscal year shall be carried over to the next fiscal year. Rebates will be paid on a first come, first serve basis. Notwithstanding the foregoing, the District may cancel the rebate program at any time, prior to payment, without notice by not continuing to fund the program in its budget.

(iv) If the customer is in default of any payment obligations to the District, the District may, in its sole discretion, apply the rebate amount as a credit against such default amounts.

(f) In no way shall the District be liable for, and participation in the rebate program is specifically conditioned upon, the customer indemnifying, defending and holding harmless the District, its employees, officers, and agents from and against any and all liability, loss, damage, cost or expense that may be caused by, due to, occasioned by or otherwise arising out of the installation, operation, misoperation, or use of the customer's new, standard low consumption toilets and/or shower heads. The District's approval of the rebate application, payment of the rebate, or any District inspection of the new, standard low consumption toilets and/or shower heads shall not be construed as a warranty or guarantee as to the safety, reliability, or durability of the new, standard low consumption toilets and/or shower heads; nor does the District guarantee that the installation of the new, standard low consumption toilets and/or shower heads will result in lower utility costs to the consumer.

Specific Authority: 120.54, F.S., 190.011(5), F.S., 190.035, F.S.

Law Implemented: 120.54, F.S., 190.011(5), F.S., 190.035, F.S.

History: Adopted December 15, 2009

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