Sewer Regionalization Implementation Committee
Legal Subcommittee

Intermunicipal Trunk Sewer Line and Wet Weather Facility
Transfer Process Framework

I. Proposed Transfer Transaction Principles [Adopted by SRIC May 21, 2014]

II. Due Diligence

A. Location of Trunk Sewer Lines and Existing Wet Weather Facilities
   1. Is existing GIS-based mapping of trunk sewer lines sufficiently precise to provide definitive locations for purposes of the formal transfer agreement?
   2. Are there existing descriptions of existing wet weather facility sites that are sufficiently definitive for purposes of the formal transfer agreement?
   3. Information to support methods of description other than existing map delineations of the trunk sewer line rights-of-way and existing wet weather facility, if necessary

B. Ownership/Occupancy Documentation
   1. Municipality
   2. Municipal Authority

C. Existing Agreements among Municipalities Concerning Intermunicipal Trunk Sewer Lines or Existing Wet Weather Facilities

D. Identification of Third-Party Encumbrances, if any

E. Clearance from Debt Holders for Transfer, if necessary

F. Inspection and Maintenance Plans and Performance Records

G. Engineering Records, Surveys and Drawings

H. Permits
   1. Environmental
   2. Other (e.g. highway occupancy permits, railroad licenses)

I. Regulatory Compliance Records and Submissions to Regulatory Agencies
J. Pending or Threatened Legal Claims Relating Municipality’s Ownership or operation/maintenance of the transferred facilities

K. Relevant Insurance Policies

L. Other

III. Proposed Transfer Agreement [Adopted by SRIC December 17, 2014]

IV. Transaction Sequencing Schedule [?]