

October 13, 2015

Applewood Park Townhome Association, Inc.
13029 W. 20th Avenue
Golden CO 80401

Colorado Water & Wastewater Facility Operators Certification Board
c/o Colorado Department of Public Health and Environment
4300 Cherry Creek S. Drive
Denver, CO 80246

RE: Commentary; Proposed revisions to Regulation No. 100 “Water and Wastewater Facility Operators Certification Requirements” (5 CCR 1003-2)

To whom it may concern,

On August 10, 2015, a representative from Consolidated Mutual Water Company visited my office here at Applewood Park Townhomes. He was very quick to point out that the Association was required to remove our backflow prevention device from its present location (in an underground vault), to an above-ground location housed within an insulated enclosure (along with changing the type of backflow device per Consolidated’s “Cross Connection Control Program”), and that the meter was going to be changed as well.

While I was taken aback with this demand, I asked this individual if it is common practice for Consolidated to arbitrarily demand that this Association perform this type of work without a written notice, or request; he did not answer the question. Rather, he did interject that if we did not have the work done by September 11, 2015, the water would be turned off to all 87 customers without notice.

I asked the representative that he return to my office the next day with written proof of this action, as the Home Owners Association cannot accept a verbal demand for compliance from any entity; legally, and professionally, we can only accept a written request. On August 11, 2015, the representative returned with a letter outlining the request, with an extension on the original “shut-off date” advanced to November 11, 2015. Presently our Board of Directors is deciding on a contractor to do this work.

In summary, our concern is that Consolidated Mutual Water Co. and its’ contemporaries should be held accountable for their actions in the course of regular business. While this Association understands the reasoning behind the compliance request at State and Federal levels, we feel that this was initially handled in a very poor and unprofessional manner.

Consolidated did announce in a January 2015 newsletter that all meters would be changed within a two-year period, but made no mention that customers would have to bear the expense (in our case, upwards of \$20,000.00), to facilitate the unseen requirements that would accompany that action. This is also considered an unprofessional act, as many other businesses within Consolidated's service area may also be affected in similar fashion; one must come to the conclusion that this Association is not alone in dealing with this manner of "doing business".

I thank you for your time in reading this commentary. I do hope that it does have an influence on how business is conducted in the future between water service providers and their customers.

Paul Black, Property Manager
Applewood Park Townhomes Association, Inc.

Cc: file.