

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 [?]