

| For Office Use Only: |               |                |               |                   |                   |
|----------------------|---------------|----------------|---------------|-------------------|-------------------|
| App. Approved Date   | Permit Number | Permit Expires | Work Began On | Work Completed On | Use Permit Number |
|                      |               |                |               |                   |                   |

Name of Property Owner(s) *(required)*

Property Subdivision and Lot Number *(required)*

Physical Address of Construction *(required)*

Billing Address *(required)*

City, ST, ZIP *(required)*

E-Mail Address *(required)*

Phone Number *(required)*

In consideration of the payment in advance of a non-refundable application fee, in the amount of \$35.00, an inspection fee of \$65.00 and the representations set forth in this application, the provisions of which are made a part hereof, a construction permit is hereby requested by Permittee as follows:

|  |   |
|--|---|
| <b>Attach all the documents below:</b><br><input type="checkbox"/> Both pages of this application<br><input type="checkbox"/> Construction plans (to scale) & materials specifications<br><i>(plans must include location of dusk to dawn light if length is 50' or more)</i><br><input type="checkbox"/> Plan showing location of pier/boathouse in relation to property lines<br><input type="checkbox"/> Copy of contractor's certificate of liability insurance<br><input type="checkbox"/> Completed Inspections Page<br><input type="checkbox"/> Non-refundable \$35.00 application fee and \$65.00 inspection fee | <b>Length of pier/dock <i>(required)</i></b><br>REQUESTED: _____ ALLOWED: _____   |
|  | <b>Square footage of boathouse <i>(required)</i></b><br>REQUESTED: _____ ALLOWED: _____   |
|  | <b>Type of Pier/Boathouse Construction <i>(required)</i></b><br><input type="checkbox"/> ADD TO EXISTING <input type="checkbox"/> NEW <input type="checkbox"/> REPLACE EXISTING |
|  |   |

The Permittee shall indemnify and hold harmless the Authority for any damages, costs, and charges to which Permittee or Authority may be subject or which Permittee or Authority may have to pay by any reason whatsoever, including but not limited to any injury to any person or property, or loss of life or property suffered or sustained by any person whatsoever arising out of the activities here permitted; Permittee shall, at his sole expense, assume the defense of any and all claims and actions for damages arising out of any and all injuries which may be brought against the Authority by third persons, and shall pay any and all judgments that may be rendered on such actions.

It is agreed that the Authority does not take any responsibility for protecting the Permittee's property nor guarantee that said property will not be used by others persons in the absence of Permittee. It being expressly intended that the Authority assumes absolutely no responsibility for the conduct of the activities herein permitted which shall be at the sole risk of the Permittee.

This Permit is granted upon the express condition and understanding that the Permittee shall conduct the permitted activities in the manner and in accordance with the mandate set forth in the rules and regulations of Athens Municipal Water Authority, and State and federal laws, pertaining to such activities as well as all rules and regulations pertaining to Lake Athens and that any breach of any rules and regulations shall automatically void this permit and any further activities by Permittee shall be deemed in violation of the penal resolutions providing a penalty for the failure to obtain a permit for the activities hereby permitted. Permittee agrees to observe and abide by all applicable Federal, State and Local laws, ordinances and regulations pertaining to the activities herein permitted and nothing contained herein shall be construed as alleviating the Permittee of any responsibility to obtain any permit, license or other approval required in connection with the activities herein permitted.

Four (4) construction inspections are required during this process: (1) Meeting with the owner/contractor prior to construction, (2) Length/location inspection once posts have been driven, (3) Size inspection once deck stringers and boards have been secured, (2) Final inspection upon completion.

Applicant and/or contractor must call the inspector to schedule an inspection, at a minimum of twenty-four (24) business hours prior to the needed inspection. The contractor may not move to the next phase of construction until the inspection is completed (i.e. may not apply stringers/deck boards, until the post placement has been inspected). Inspection are scheduled at the convenience of the inspector.

A pier or boathouse is not deemed usable until a final inspection has been completed. As such, no boats, personal water craft, deck furniture, etc. may be placed on/in the pier or boathouse until the final inspection has been completed and a use permit has been issued. Once a use permit has been issued, it must be visibly displayed at the end of the pier/boathouse farthest from shore.

Applications for construction permits will not be considered if submitted incorrectly or are incomplete. Applications for construction permits will not be considered for those with a past due balance or do not have an active account with the Authority.

**ACKNOWLEDGEMENTS**

- I, the property owner, agree to the terms and conditions contained here-in.
- I, the property owner, have read and understand the Rules & Regulations Governing Lake Athens, as they pertain to this application.
- I, the property owner, have accurately represented the length, size, and location of this boathouse, including but not limited to all boat slips, walkways, closets, personal watercraft lifts/floats, and any other apparatus that may be present over the waters of Lake Athens or on Authority property.

\_\_\_\_\_  
Signature of Property Owner/Applicant

\_\_\_\_\_  
Construction Permit Approved by Authority/Title

Name of Property Owner(s) \_\_\_\_\_ Property Subdivision and Lot Number \_\_\_\_\_

Physical Address of Construction \_\_\_\_\_ Construction Contractor (must be registered with the Authority) \_\_\_\_\_

| <b>PRE-CONSTRUCTION INSPECTION/MEETING</b> |             | <u>    </u> <b>PASS</b> | <u>    </u> <b>FAIL</b> |
|--|-------------|-------------------------|-------------------------|
| <b>DATE</b>                                | <b>TIME</b> | <b>INSPECTOR</b>        |                         |
| <b>NOTES/ DEFICIENCIES</b>                 |             |                         |                         |
| <br>                                       |             |                         |                         |
| <b>SIGNATURE</b>                           |             |                         |                         |

| <b>LENGTH/POLE PLACEMENT INSPECTION</b> |  | <u>    </u> <b>PASS</b> | <u>    </u> <b>FAIL</b> |
|---|--|-------------------------|-------------------------|
| <b>DATE</b>                             | <b>TIME</b>  | <b>INSPECTOR</b>        |                         |
| <u>    </u>                             | Support posts have been driven to the length specified in the permit application |                         |                         |
| <u>    </u>                             | Support posts are of an allowed material   |                         |                         |
| <u>    </u>                             | Conforms to the location specified in application                                |                         |                         |
| <b>NOTES/ DEFICIENCIES</b>              |  |                         |                         |
| <br>                                    |  |                         |                         |
| <b>SIGNATURE</b>                        |  |                         |                         |

| <b>SIZE INSPECTION</b>     |   | <u>    </u> <b>PASS</b> | <u>    </u> <b>FAIL</b> |
|----------------------------|---|-------------------------|-------------------------|
| <b>DATE</b>                | <b>TIME</b>   | <b>INSPECTOR</b>        |                         |
| <u>    </u>                | Pier/Boathouse appears to conform to the size in the permit application |                         |                         |
| <u>    </u>                | Deck/stringers made of an allowed material                              |                         |                         |
| <u>    </u>                | Conforms to the location specified in application                       |                         |                         |
| <b>NOTES/ DEFICIENCIES</b> |   |                         |                         |
| <br>                       |   |                         |                         |
| <b>SIGNATURE</b>           |   |                         |                         |

| <b>FINAL INSPECTION</b>    |  | <u>    </u> <b>PASS</b> | <u>    </u> <b>FAIL</b>             |
|----------------------------|--|-------------------------|-------------------------------------|
| <b>DATE</b>                | <b>TIME</b>  | <b>INSPECTOR</b>        |                                     |
| <u>    </u>                | Photo-cell light (piers/boathouses >50' length)  | <u>    </u>             | 30" Handrails (for upper sun decks) |
| <u>    </u>                | Single Story/Single Story with Sun Deck  | <u>    </u>             | Floating Docks (if applicable)      |
| <u>    </u>                | Constructed as specified in application  |                         |                                     |
| <u>    </u>                | Conforms to the size/length specified in the application including personal water craft/jet-skis |                         |                                     |
| <b>NOTES/ DEFICIENCIES</b> |  |                         |                                     |
| <br>                       |  |                         |                                     |
| <b>SIGNATURE</b>           |  |                         |                                     |

1. **AREA.** No pier or boathouse shall contain more than the ratio of eight (8) square feet per linear foot of the adjacent property owner's property line at the 448 msl. The area measurement shall exclude a walkway not to exceed five (5) feet in width leading to the structure. Jet Ski docks and/or platform square footage shall be calculated and considered as part of the boathouse and dock square footage allotment. Any person seeking to construct a pier or boathouse larger than the area allowed in this paragraph, must petition the Board of Directors for a variance approval.
2. **LENGTH.**
  - a) A pier or boathouse located on Lake Athens may extend into the lake from the shoreline a distance of up to sixty (60) feet. Notwithstanding the aforementioned, no pier or boathouse may occupy more than one-third (1/3) of any channel width and in no case will any part of the structure come within ten (10) feet of the centerline of the channel (the end of the channel being the exception).
  - b) Any person seeking to extend a pier or boathouse more than sixty (60) feet from the shoreline, to obtain 48" of water depth at the end of same, when Lake Athens is at full pool, must petition the Board of Directors for a variance approval.
3. **HEIGHT.** No boathouse shall be taller than a standard one-story structure, plus an open sun deck. If a second story open deck is to be constructed, both the deck and the stairway must have a 30" high safety rail, surrounding the deck and stairway.
4. **MATERIALS.** All piers or boathouses shall be constructed of cedar, redwood, treated wood, steel materials, or other materials with a demonstrated long life expectancy.
5. **LOCATION.** No pier or boathouse (or any part thereof) may be located closer than fifteen (15) feet to a property line or the extension of a property line into the lake without a variance granted by the Board, as referenced in Section 14 of this Article.
6. **SAFETY.**
  - a) All piers or boathouses fifty (50) feet, or more, from the shoreline shall install, maintain, and operate a dusk to dawn light at the outermost portion of the pier or boathouse.
  - b) No pier or boathouse shall constitute, in any reasonable manner, a safety hazard.
7. **ENCLOSURES.** No new enclosed boathouses will be permitted on Lake Athens. If any existing enclosed boathouse is removed or altered, the replacement or alteration must adhere to the current *Rules & Regulations*.
8. **MAINTENANCE.**
  - a) All piers and boathouses shall be properly maintained.
  - b) The Authority, with the approval of the Board of Directors, may undertake to remove any pier or boathouse that may be considered, in the sole judgment of the Authority, to be a threat to the public safety or which creates a nuisance to the property owners surrounding the Lake.
  - c) When any pier or boathouse is to be removed and/or destroyed by the Authority, the Authority shall notify the adjacent land owner within twenty (20) days thereof, by certified mail, return receipt requested, at the last known address of the record owner of such adjacent owner that such pier or boathouse will be removed and/or destroyed. The notice shall further state that the failure of the owner to repair the pier or boathouse to the satisfaction of the Authority or to remove the pier or boathouse themselves shall be deemed a waiver by the owner of all right, title, and interest in the pier or boathouse and their consent to the removal and/or destruction of said structure.
  - d) The cost of removal and/or destruction of any pier or boathouse by the Authority shall be a penalty against the owner of the property adjacent to the Authority Property on which the pier or boathouse is located.
9. **FLOATING PIERS OR DOCKS.** A floating pier or boathouse is defined as a pier or boathouse that is not anchored into the substratum below the waters of Lake Athens. All floating docks, ramps or boathouses shall be of a manufactured polyethylene construction. Weight capacity shall be a minimum of 108 pounds per cubic foot and the structure shall meet or exceed Texas Parks & Wildlife specifications on structures used in State Parks.
10. **PERMITTING PROCEDURE.**
  - a) Anyone desiring to build a pier or boathouse shall make a written application to the Executive Director for a Pier or Boathouse Permit. The application shall be accompanied by:
    - 1) A drawing, to scale, of the proposed construction, and a drawing, to scale, showing the applicant's lot with its boundary lines, the shoreline, with the proposed location of the pier or boathouse; and, in the event that the drawing is not adequate, the Board may require a plat by a licensed surveyor showing those items specified above;
    - 2) Material specifications.
    - 3) Signed contractor page.
    - 4) Certificate of Insurance from the

contractors' general liability insurance policy, with the Athens Municipal Water Authority listed as an additional insured. Liability coverage shall be no less than \$250,000 per occurrence.

- 5) A permit application fee as defined in Article 29, and an inspection fee of \$65, both non-refundable and due with the permit application.
  - b) After the Executive Director, or its representative, has reviewed and accepted the permit application, the construction permit shall have a term commencing on the day the Executive Director grants the construction permit and terminates 90 days thereafter. If construction is not complete within those 90 days, a one-time extension can be requested, along with an extension fee of \$50.
  - c) Once a permit has been approved, the contractor must meet with the Executive Director, or its representative, prior to the start of construction.
  - d) There shall be two points of inspection during the construction of a pier or boathouse. Once the support piers and or/poles are in place, the Executive Director or their representative, will inspect the work, before construction can continue. Once the stringers and deck boards are installed, the Executive Director, or its representative, will inspect the work before construction can continue.
  - e) Once construction is completed, the applicant must request a final inspection, in order to obtain a permit for the structure. The structure permit may be obtained only after inspection by a person designated by the Executive Director, and that person is satisfied said structure meets the Board's criteria. The Permittee shall display the label, tag, or other evidence provided by the Authority in a visible location to demonstrate the fact that the structure has been permitted and the permit is up-to- date. The pier or boathouse may not be used, for any activity, until a final permit has been issued for the structure.
  - f) No permit application will be accepted, nor will any permit be issued for any reason, if the applicant has a past due account balance with the Authority. Permits will be revoked for non-payment of any fees charged by the Authority, on July 1 annually. If June 30 falls on a weekend or holiday, permits will be revoked on the next business day.
11. **NUMBER.** There shall only be one pier or one boathouse per lot.
  12. **FEES.** The Authority shall charge an annual fee for all

piers or boathouses. The fees may be set in accordance with a graduated scale per pier or boathouse square footage, or any other reasonable standard adopted by the Authority.

13. **PRIOR PIERS OR BOATHOUSES.**

- a) Piers or boathouses constructed prior to the enactment of these Rules and Regulations and which have been permitted by the Authority shall be allowed but are subject to all terms of these Rules & Regulations concerning safety, maintenance, and payment of fees to the Authority. All piers and boathouses constructed prior to the enactment of these Rules and Regulations and which were not permitted, or the permit was not renewed shall be subject to this article.
- b) Floating piers or docks constructed prior to the enactment of these Rules and Regulations and to which a permit has been issued shall be allowed except that in the event of substantial repair or alteration, a new permit must be applied for same.
- c) If a pier or boathouse was constructed prior to the enactment of these Rules & Regulations, and that pier or boathouse is removed or altered, any replacement or alteration of the pier or boathouse must comply with to the current Rules & Regulations.
- d) If any portion of an existing pier or boathouse was constructed prior to the enactment of these Rules & Regulations, and that portion of the pier or boathouse is altered for any reason, the alterations must adhere to the current Rules & Regulations.

**VARIANCES.** Variances for the construction of piers and boathouses may be granted by the Board of Directors. Any variance request shall require a written notification, with proof of delivery, to the adjoining property owners a minimum of 10 days prior, to any ruling by the Board of Directors. Such notification shall be to the all adjoining owners for variances affecting the size, length, materials, or height of a pier or boathouse. For a variance for the location of a pier or boathouse, a letter, from the affected property's owner, granting approval, will be required, in addition to a plat, from a licensed surveyor. Notwithstanding the granting of approval by the adjoining land owners, the decision of whether to grant or deny any request for a variance is solely that of the Authority's Board of Directors