

**A R E S O L U T I O N**

**A RESOLUTION TO CREATE A REBATE PROGRAM TO ENCOURAGE REPLACEMENT OF INEFFICIENT TOILETS WITH WATER CONSERVING TOILETS AND FOR OTHER PURPOSES.**

**WHEREAS**, Article 9, Section 2, Paragraph 3(a) (7) of the Georgia Constitution gives the Governing Authority the authority to provide for distribution of water to its citizens and the Governing Authority believes that this rebate program will provide an incentive for citizens of DeKalb County to replace inefficient toilets with water conserving toilets and thereby help to ensure that the citizens of this County are provided with a continuous supply of potable water for domestic service and fire protection; and

**WHEREAS**, buildings and homes constructed in DeKalb County after January 1, 1993 are required to be built with water conserving plumbing fixtures like ultra low flow toilets that use a maximum of 1.6 gallons per flush and showerheads that emit a maximum of 2.0 gallons per minute. Buildings and homes constructed prior to 1993 do not necessarily contain these water conserving plumbing fixtures and therefore vitally needed water is being wasted by the use of outdated plumbing fixtures that do not conserve this precious natural resource; and

**WHEREAS**, water resources may continue to decrease and droughts may continue to occur and the availability of a continuous adequate supply of water for domestic service and fire protection will be a serious issue in the coming years. The rebates described in this Resolution will provide incentives to the citizens of DeKalb County to replace their outdated inefficient toilets with efficient water conserving toilets.

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING AUTHORITY OF DEKALB COUNTY, GEORGIA, AND IT IS HEREBY RESOLVED THAT:**

1. The toilet rebate program will only be available to owners of individually metered residential dwellings as defined by section 27-31 whose homes were constructed before January 1, 1993. The goal of the program is to reduce the cost of retrofitting such homes with low flow fixtures. A list of qualifying toilets and rebate application forms shall be promulgated by the County and shall be available on the department of watershed management website.
2. Master metered town homes, master metered apartment complexes, and master metered condominiums are not eligible for the rebate program.
3. The toilet rebate program shall be administered by the department of watershed management.
4. The governing authority shall determine what if any funds shall be budgeted for the rebate program annually, and if budgeted such funds shall be placed in a rebate account solely to be used and administered in accordance with the terms of this resolution. In 2008, the governing authority shall appropriate five hundred thousand dollars (\$500,000.00) into the rebate account from the Department of Watershed Management operating fund.
5. The program will provide a \$100.00 rebate to customers who purchase and install a High Efficiency Toilet that has received EPA WaterSense labeling (1.28 gallons per flush) and a \$50.00 rebate to customers who install a low flow toilet with a capacity of 1.6 gallons per flush. A list of qualifying products is available from the Department of Watershed Management website.

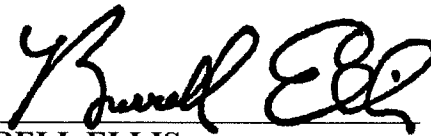
#### **ADMINISTRATION OF REBATE APPLICATIONS**

6. *Complete Applications.* Only those complete applications for rebates submitted within sixty (60) days following the purchase of an ultra low flow toilet shall be considered for a rebate. Applications shall be considered complete when they include all of the following:
  - a. The name and address of the applicant, property owner's name, telephone number and address of the property where the toilet has been installed, DeKalb County water and sewer account number, date of installation, brand and model number of that toilet, name of installer (if applicable), and the original receipt from the retailer of the toilet.
  - b. Applicants must sign the application form certifying under penalty of perjury that the toilet has been installed at the property listed on the application form, that the property is an individually metered single-family residential or individually metered multi-family residential, and that the information on the application form is true, accurate, and complete.

7. *Review Process:* Following the submission of a timely complete rebate application, the director of the Department of Watershed Management or designee shall verify completion and accuracy of the information required by the terms of this Resolution. The director of the Department of Watershed Management or designee shall search its records for previous toilet rebate requests to confirm that the applicant is eligible for a toilet rebate. Following confirmation of eligibility, a rebate shall be processed if funds are available in the rebate account. In the event that no funds are available in the rebate account, the application shall be kept on file in the event the County places additional funds in the rebate account. So long as funds are available in the rebate account, a rebate check will be processed and mailed to the property owner within sixty (60) days following receipt of a timely, complete, and valid application. Rebates will be capped at three (3) per household.
8. *Effective Date.* The rebate program shall become effective on January 1, 2008 after adoption by the Board of Commissioners and approval by the Chief Executive Officer.

**SO RESOLVED BY THE GOVERNING AUTHORITY OF DEKALB COUNTY,  
GEORGIA.**

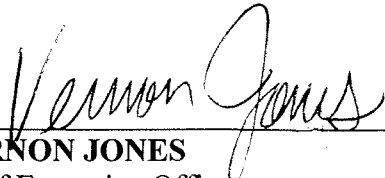
**ADOPTED** by the DeKalb County Board of Commissioners, this 8th day of  
January, 2008.



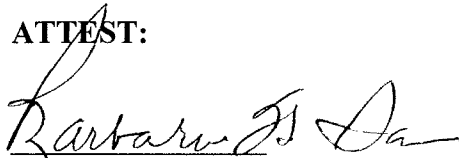
**BURRELL ELLIS**  
Presiding Officer  
Board of Commissioners  
DeKalb County, Georgia

[Signatures continued on next page]

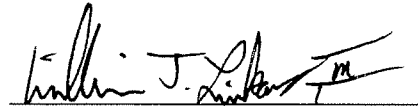
**APPROVED** by the Chief Executive Officer of DeKalb County, this 11<sup>th</sup> day of  
January, 2008.

  
\_\_\_\_\_  
**VERNON JONES**  
Chief Executive Officer  
DeKalb County, Georgia


**ATTEST:**

  
\_\_\_\_\_  
Barbara H. Sanders  
Chief Deputy Clerk to the  
Board of Commissioners and  
Chief Executive Office

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
William J. Linkous III  
County Attorney

**APPROVED AS TO SUBSTANCE:**

  
\_\_\_\_\_  
Francis T. Kung'u  
Director of Watershed Management  
DeKalb County, Georgia