

Presented and Adopted: May 7, 2026

SUBJECT: Approval to Execute the Award of Contract No. 260010 (A, B, C, D), Master Service Agreements Miscellaneous Facilities Upgrade Phase 9 (MFU 9), Multiple Firms

**#26-25
RESOLUTION
OF THE
BOARD OF DIRECTORS
OF THE
D.C. WATER AND SEWER AUTHORITY**

The Board of Directors ("Board") of the District of Columbia Water and Sewer Authority, ("DC Water") at its meeting held on May 7, 2026, upon consideration of a joint-use matter, decided by a vote of eleven (11) in favor and none (0) opposed to approve the award and execution of Contract No. 260010 (A, B, C, D), Multiple Firms.

Be it resolved that:

The Board of Directors hereby authorizes the CEO and General Manager to execute the Award of Contract No. 260010 (A, B, C, D), Multiple Firms. The Master Service Agreements for Miscellaneous Facilities Upgrade Phase 9 (MFU 9) enable DC Water to quickly address emergency construction and urgent improvements at Blue Plains and various pump station facilities by engaging qualified contractors experienced in complex wastewater projects and collaborative delivery methods. The total program budget is not-to-exceed \$200,000,000 over a five-year contract period, with two one-year options for renewal. Renewal periods will be granted at the sole discretion of DC Water.

This Resolution is effective immediately.


Acting Secretary to the Board of Directors

Presented and Adopted: April 7, 2026

**SUBJECT: Approval to Execute the Award of Contract No. 10473,
Green Infrastructure Maintenance, National Services
Contractors, Inc.**

**#26-26
RESOLUTION
OF THE
BOARD OF DIRECTORS
OF THE
D.C. WATER AND SEWER AUTHORITY**

The Board of Directors ("Board") of the District of Columbia Water and Sewer Authority, ("DC Water") at its meeting held on May 7, 2026, upon consideration of a non-joint use matter, decided by a vote of five (5) in favor and none (0) opposed with one (1) recusal to approval the Award of Contract No. 10473, National Services Contractors, Inc.

The Board of Directors hereby authorizes the CEO and General Manager to execute the Award of Contract No. 10473, National Services Contractors, Inc. This contract aims to maintain DC Water-constructed Green Infrastructure facilities installed under the Long-Term Control Plan Consent Decree, as well as other facilities built to meet District stormwater regulations for Clean Rivers projects. The contract encompasses a three-year base period, with two additional option years that may be exercised at the discretion of DC Water. The total contract value is not-to-exceed \$3,383,947.24.

This Resolution is effective immediately.



Acting Secretary to the Board of Directors

Presented and Adopted: May 7, 2026

SUBJECT: Approval to Publish the Notice of Proposed Rulemaking to Establish House By House Lead Pipe Replacement Assistance Program and Priority Full Lead Water Service Line Replacement Program

**#26-27
RESOLUTION
OF THE
BOARD OF DIRECTORS
OF THE
DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

The District members of the Board of Directors (“Board”) of the District of Columbia Water and Sewer Authority (“the DC Water”) at its meeting held on May 7, 2026 upon consideration of a non-joint use matter decided by a vote of six (6) in favor and none (0) opposed, to take the following action with respect to approval to publish the Notice of Proposed Rulemaking to Establish House By House Lead Pipe Replacement Assistance Program and Priority Lead Water Service Line Replacement Program.

WHEREAS, on March 13, 2019, the Council of the District of Columbia (Council) enacted the Lead Water Service Line Replacement and Disclosure Amendment Act of 2018 (Lead Replacement Act), effective May 18, 2018, but implementation was subject to funding; and

WHEREAS, the Lead Replacement Act requires DC Water to perform full lead pipe replacements unless the owner does not consent and established the District’s Lead Pipe Replacement Assistance Program (LPRAP) to provide funding up to 100% of the costs to replace the remaining portion of the lead service line on private property remaining after the replacement of the lead service line in public space resulting in the removal of all of the lead water service line. The Council approved funds in the District’s FY 2020 budget to cover the costs for DC Water to replace lead service lines on private property when replacing the portion in public space and funds to implement the LPRAP program; and

WHEREAS, in 2019, the General Manager established and implemented the Lead Free DC Program to replace lead service lines in the District by 2030 and used District funds to pay for the costs to replace the lead service line on private property through multiple programs: small diameter water main replacement projects (SDWM) and Capital Improvement Project and Emergency Repair Replacement (CIPERR) Block by Block;; and

WHEREAS, subsequent to the initial funding for FY 2020, the District reduced the amount of its funding for the LPRAP program from \$1.2 Million to \$356,591.53 for FY 2026, which

is depleted within approximately 3 months of the fiscal year. Since September 2023, Environmental Protection Agency (EPA) has authorized DC Water to use federal grant funds to supplement and cover the cost of lead pipe replacement on private property; and

WHEREAS, on October 30, 2024, EPA finalized the National Primary Drinking Water Regulations for Lead and Copper: Improvements (LCRI), requiring all public water systems, including DC Water to identify and replace all lead service lines under their control by December 31, 2037; and

WHEREAS, on April 15, 2026, the Environmental Quality and Operations Committee met to consider the proposal to promulgate regulations to establish House By House Lead Pipe Replacement Assistance Program and Priority Lead Water Service Line Replacement Program; and

WHEREAS, the General Manager outlined the House By House Priority Full Lead Pipe Replacement Assistance Program to expedite the lead service line replacement at properties meeting certain high risk criteria: 1) occupied by pregnant/nursing women; 2) occupied by children under 6; 3) occupied by person with elevated blood lead levels; 4) property is a child development facility, and 5) lead water level exceeds the EPA lead action level; or 6) property has a leaking or broken lead water service line on private property; and

WHEREAS, the General Manager estimates 500-800 replacements per year at cost of \$1.2 Million to \$2 Million that is within the approved capital budget; and

WHEREAS, the General Manager recommended and requested the Environmental Quality and Operations Committee to recommend Board approval to publish the Notice of Proposed Rulemaking to receive public comments on the proposed House By House Lead Pipe Replacement Assistance Program and Priority Lead Water Service Line Replacement Program; and

WHEREAS, on April 15, 2026, the Environmental Quality and Operations Committee after discussion of the amendments to the SAF, recommended the Board to approve the publication of the Notice of Proposed Rulemaking to receive public comments to establish House By House Lead Pipe Replacement Assistance Program and Priority Lead Water Service Line Replacement Program.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Board hereby approves the publication of the Notice of Proposed Rulemaking to receive public comments to establish House By House Lead Pipe Replacement Assistance Program and Priority Lead Water Service Line Replacement Program.
2. The Board directs the General Manager to publish the Notice of Proposed Rulemaking as provided in Attachments A and B to receive public comments, and

to take all steps necessary in their judgment and as otherwise required, in the manner provided by the District of Columbia's Administrative Procedure Act.

This resolution shall be effective immediately.


Acting Secretary to the Board of Directors

Attachment A – Notice of Proposed Rulemaking to Establish DC Water House by House Lead Pipe Replacement Assistance Program

Chapter 42, DC WATER HOUSE BY HOUSE LEAD PIPE REPLACEMENT ASSISTANCE PROGRAM, of Title 21 DCMR, WATER AND SANITATION, is added to read as follows:

4200 DC WATER HOUSE BY HOUSE LEAD PIPE REPLACEMENT ASSISTANCE PROGRAM

4200.1 DC Water adopts these regulations to establish and implement the requirements for the DC Water House by House (HBH) Lead Pipe Replacement Assistance Program (LPRAP) for eligible property owners to receive assistance to replace the eligible portion of the lead water service line.

4200.2 As defined in section 4299, the “eligible portion of the lead service line” is the portion of the lead water service line located on private property and/or any portion of the lead water service line remaining on public property after a partial lead water service line replacement.

4201 APPLICATION PROCESS

4201.1 To allow DC Water to determine the eligibility of an applicant to receive HBH LPRAP assistance, the District property owner or their authorized representative shall complete and submit to DC Water a HBH Lead Water Service Line Replacement Application (HBH LSLR Application).

- (a) For a property owned by one person, that property owner or their authorized representative to act on behalf of the property owner must complete and submit an HBH LSLR Application.
- (b) For a property owned by multiple persons, at least one of the property owners or an authorized representative to act on behalf of the property owners must complete and submit a HBH LSLR Application.
- (c) As a condition of eligibility, each applicant shall sign a release, or provide electronic acknowledgement, that authorizes DC Water to obtain or verify information necessary to process the HBH LSLR Application or for reporting purposes.
- (d) An applicant requesting HBH LPRAP assistance must mark “HBH LPRAP” on the HBH LSLR application and submit the completed application to DC Water through DC Water’s website or mail to:

DC Water - Private LSL Replacement Project
5000 Overlook Avenue, SW, COF Bldg., 5th Floor

Washington, DC 20032

- 4201.2 An authorized representative of the property owner(s) may apply on behalf of the property owner(s) if the representative provides:
- (a) A written document signed by a property owner designating the authorized representative to act on their behalf of the property owner(s); or
 - (b) Other documentation that affirms that the authorized representative is authorized to act on their behalf of the property owner(s).
- 4201.3 After submitting the HBH LSLR Application, the applicant shall notify DC Water of any change in ownership of the property before the work begins.

4202 ELIGIBILITY

- 4202.1 To be eligible for a HBH LPRAP assistance, the applicant shall be the property owner or authorized representative of the property owner(s) of a property in the District of Columbia that has an eligible portion of the lead water service line.
- 4202.2 DC Water shall determine whether the property has an eligible portion of the lead water service line if the portion of the water service line on private property and/or the portion in public space remaining after a partial lead water service line replacement is confirmed to be a lead water service line.
- 4202.3 The material of the water service line on private property or remaining in public space after a partial lead water service line replacement shall be confirmed to be a lead water service line based on:
- (a) Information on DC Water’s Water Service Information Map (available at <https://dewater.com/leadmap/>) designates the water service line material as “verified lead” on private property and/or the portion in public space remaining after a partial lead service line replacement;
 - (b) Information provided by the residential property owner or authorized representative confirms the water service line material located on private property and/or the portion in public space remaining after a partial lead water service line replacement is a lead water service line; or
 - (c) Information from the property owner’s contractors completed test pit that confirms the water service line material located on private property and/or the portion in public space remaining after a partial lead water service line replacement is a lead water service line.

- 4202.4 Each applicant shall cooperate fully in establishing eligibility by providing documentation or other proof of:
- (a) Property ownership by the applicant for the property to be benefited; and
 - (b) Additional information that DC Water may require, which is relevant to establishing eligibility.
- 4202.5 DC Water may obtain the information used in determining eligibility from any relevant sources.
- 4202.6 DC Water shall complete the eligibility and benefit determination within thirty (30) days after it receives a completed application, or, in the event of an unexpected or extenuating circumstance that affects DC Water, such as a natural disaster, as promptly thereafter as possible, except that the following shall toll the timeline:
- (a) An applicant's failure to supply information to document facts stated in an application;
 - (b) An applicant's refusal to permit DC Water to inspect their property, including the location inside where the pipe enters the structures;
 - (c) DC Water's inability to make contact with an applicant after three (3) attempts;
 - (d) Evidence of misrepresentation in an application;
 - (e) A failure to respond by a third party from whom DC Water has requested necessary information and over whom DC Water has no control; or
 - (f) A delay in receipt of necessary information over which DC Water has no control.
- 4202.7 DC Water shall notify the applicant of the eligibility and benefit determination, which shall expire within ninety (90) days or at the end of the fiscal year, whichever occurs first.
- 4202.8 If the lead pipe replacement is not completed within ninety (90) days from the date of approval or before the end of the fiscal year in which the application was approved, whichever occurs first, DC Water may require the applicant to reapply for HBH LPRAP assistance.

4203 LEAD PIPE REPLACEMENT

- 4203.1 An applicant approved for HBH LPRAP assistance shall complete the following actions to receive benefits:

- (a) Contract with a DC Water HBH approved contractor;
- (b) Sign and date the estimate of the project costs, and the HBH approved contractor shall submit the estimate along with all required documentation for the replacement of the eligible portion of the lead service line to DC Water for approval.
- (c) If the project cost estimate exceeds the reasonable caps in section 4204.2, DC Water may:
 - 1. Approve the estimate that exceeds the reasonable caps;
 - 2. Require the applicant to sign a statement acknowledging that costs that exceed the reasonable caps will not be covered by DC Water under HBH LPRAP Assistance Program and will be the sole responsibility of the property owner(s); or
 - 3. Require the applicant to submit an additional estimate for further consideration.
- (d) Upon DC Water's approval of the estimate, obtain the District Department of Buildings required permits.
- (e) Prior to initiating any field work, the applicant's HBH approved contractor shall:
 - 1. Notify DC Water at least one (1) day prior to initiating an emergency repair/replacement work.
 - 2. Notify DC Water at least five (5) business days prior to initiating any field work for non-emergency replacement work.
- (f) Notify DC Water of any change in ownership of the property before the work begins.
- (g) Conduct a test pit or approved alternative test method and inspect the point of entry to confirm the water service line material;
 - 1. If the test pit or alternative method and point of entry inspection confirms the water service line material is not a lead water service line; STOP all service line replacement work and submit the report results (tap card), signed by the HBH approved contractor, to DC Water within thirty (30) days.

2. If the test pit or alternative method and point of entry inspection confirms the eligible portion of the water service line material is a lead water service line, complete the replacement of the lead water service line, keep the excavation open, notify DC Water to inspect the site and submit report (tap card), signed by the HBH approved contractor, to DC Water within thirty (30) days of the replacement; and
- (h) Within thirty (30) days of completing the test pit in (g)(1) or lead water service line replacement in (g)(2), submit the HBH approved contractor's invoice for 1) the test pit costs or 2) the lead water service line replacement costs and any additional information required by DC Water.

4204 BENEFITS

4204.1 HBH LPRAP assistance is a one-time benefit per eligible District property, subject to the availability of funds:

- (a) DC Water shall pay 100% of the actual replacement costs to the DC Water HBH approved contractor, which are subject to the reasonable caps provided in section 4204.2;
- (b) The HBH LPRAP assistance shall be provided to the HBH approved contractor only after:
 1. The eligible applicant's HBH approved contractor completes a test pit or approved alternative testing method and point of entry inspection and confirms the water service line is not lead and submits an invoice and any required documentation to DC Water within thirty (30) calendar days of completing the work; or
 2. The eligible applicant's HBH approved contractor completes the test pit or approved alternative testing method and point of entry inspection and confirms the water service line is a lead water service line and the HBH approved contractor:
 - (A) Completes the replacement of the eligible portion of the lead water service line and keeps the excavation open, pending DC Water's inspection;
 - (B) Notifies DC Water as soon as practicable of completion of the work to conduct the inspection;

- (C) DC Water inspects the work; and
- (D) The contractor submits an invoice and any required documents to DC Water within thirty (30) calendar days of completing the work.

4204.2 The project costs shall be in accordance with the following:

- (a) The reasonable caps on replacement costs by type of work shall be equal to:
 - (1) Two thousand five hundred dollars (\$2,500) for mobilization and demobilization work for a test pit or alternative testing method where the water service line is not a lead water service line;
 - (2) Five thousand five hundred dollars (\$5,500) for mobilization, demobilization, identifying location of curb stop, test pit, excavation, backfill, restoration, penetration, and replacement of lead water service line where the length of the lead portion is eleven (11) linear feet or less;
 - (3) Two thousand eight hundred dollars (\$2,800) for mobilization, demobilization, identifying location of curb stop, test pit, excavation, backfill, restoration, penetration, and replacement of lead water service line where the length of the lead portion is more than eleven (11) linear feet and, as applicable:
 - (A) Two hundred twenty dollars (\$220) per foot of one inch (1") pipe to be replaced;
 - (B) Two hundred sixty-five dollars (\$265) per foot of one and one-quarters inch (1.25") pipe to be replaced;
 - (C) Three hundred thirty dollars (\$330) per foot of one and one-half inch (1.5") pipe to be replaced;
 - (D) Four hundred dollars (\$400) per foot of one and three-quarters inch (1.75") pipe to be replaced;
 - (E) Four hundred eighty dollars (\$480) per foot of two inch (2") pipe to be replaced; and
 - (4) Six hundred dollars (\$600) for installation of the curb stop and curb stop box where the curb stop cannot be located or a new curb stop is otherwise deemed necessary.

- (b) Additional costs for permits, inspectors, restoration, and industry adjustments, including changes in material costs and labor costs will be considered on a case-by-case basis upon submission of documentation. Approval of additional costs above the reasonable caps are subject to available funding.
- (c) Each year, as of the first business day in December, the reasonable caps in this section shall automatically increase by the percentage, if any, by which the All Items Consumer Price Index for all Urban Consumers in the Washington-Arlington-Alexandria, DC-VA-MD-WV Core-Based Statistical Area (or such successor area that includes Washington, DC) (“the Urban Consumer Price Index”) for October of the calendar year exceeds the Urban Consumer Price Index for October of the previous year. Each such inflation adjustment shall be posted to DC Water’s website.

4204.3 If DC Water determines that remaining available funds may be insufficient to provide HBH LPRAP assistance during a fiscal year, DC Water may:

- (a) Suspend the process of taking new applications; or
- (b) Suspend the process of awarding new assistance and place the application on the waitlist.

4205 DENIAL OR REVOCATION OF BENEFITS

4205.1 If an applicant is determined ineligible for HBH Lead Pipe Replacement Assistance Program, DC Water will provide to the applicant notice of ineligibility or revocation, to include:

- (a) A statement of the determination of ineligibility and an explanation of that determination;
- (b) A statement of the action that the applicant must take, if any, to be found eligible; and
- (c) Notice of the applicant’s right to appeal the determination, as provided in § 4206.

4205.2 If DC Water determines that a prior eligibility decision for HBH Lead Pipe Replacement Assistance Program was based on material error, falsity, misrepresentation, concealment, omission, or fraud, DC Water will:

- (a) Reopen the application;
- (b) Inform the applicant of DC Water’s final action or intended action;

- (c) Provide the applicant with a reasonable opportunity to respond;
- (d) Revise or revoke the determination of eligibility; and
- (e) Take all steps authorized by law to recover any funds provided, if applicable.

4205.3 The applicant shall not have a right to appeal a reduction, suspension, or revocation of the benefit based on a lack of available funding.

4206 ADMINISTRATIVE APPEALS

4206.1 With respect to a matter governed by §§ 4201 to 4205 of this chapter, an applicant adversely affected or aggrieved by an action of DC Water may file a written appeal to the General Manager of DC Water, or the General Manager’s designee, stating the basis of the appeal, and providing any information or material that would support a change to DC Water’s action. The appeal must be filed within fifteen (15) calendar days after receipt of DC Water’s action.

4206.2 The General Manager shall review the applicants appeal and issue a notice of final action. The decision of the General Manager or the General Manager’s designee upon appeal shall become the final action of DC Water.

4206.3 An applicant may seek review of the General Manager’s notice of final action by filing a petition for an administrative hearing to request a hearing before the DC Water Administrative Hearing Officer within fifteen (15) days of the date of the General Manager’s notice of final action as provided in 21 DCMR § 412.

4299 DEFINITIONS

DC Water -- the District of Columbia Water and Sewer Authority.

Eligible portion of the lead service line – the portion of the lead water service line located on private property and/or any portion of the lead water service line remaining on public property after a partial lead water service line replacement.

House by House (“HBH) Lead Pipe Replacement Assistance Program -- The DC Water House by House Assistance Program that provides eligible properties with assistance for the replacement of the eligible portion of the lead water service line.

Lead water service line – for purposes of this chapter, the pipe supplying potable water from the water main to the first connection in a property whose material is lead or galvanized.

Partial Lead Water Service Line – The lead water service line that remains after the replacement of a portion or all of the lead water service line in public space with a nonlead water service line from the watermain to the property line.

Replacement Costs – exploratory, construction, and restoration costs incurred under the HBH Assistance Program.

Attachment B – Notice of Proposed Rulemaking to Establish DC Water House by House Priority Lead Water Service Line Replacement Assistance Program

Chapter 43, DC WATER PRIORITY FULL LEAD WATER SERVICE LINE REPLACEMENT ASSISTANCE PROGRAM, of Title 21 DCMR, WATER AND SANITATION, is added to read as follows:

4300 DC WATER PRIORITY LEAD WATER SERVICE LINE REPLACEMENT ASSISTANCE PROGRAM

4300.1 DC Water adopts these regulations to establish and implement the requirements for the DC Water House By House - Priority Lead Water Service Line Replacement (HBH Priority Replacement) Assistance Program for eligible property owners to receive assistance to perform an emergency replacement of a leaking or broken lead water service line on private property or to expedite a full lead water service line replacement on their property and in public space.

4301 APPLICATION PROCESS FOR AN EMERGENCY OR FULL LEAD WATER SERVICE LINE REPLACEMENT

4301.1 To allow DC Water to determine the eligibility of an applicant to receive HBH Priority Replacement Assistance to perform an emergency replacement of a leaking or broken lead water service line on private property or to expedite a full lead water service line replacement, the District property owner or their authorized representative shall complete and submit to DC Water or DC Water Contractor a HBH Lead Water Service Line Replacement Application (HBH LSLR Application).

- (a) For a property owned by one person, the property owner or their authorized representative to act on behalf of the property owner must complete and submit a HBH LSLR Application.
- (b) For a property owned by multiple persons, at least one of the property owners or an authorized representative, to act on behalf of the property owner(s), must complete and submit a HBH LSLR Application.
- (c) As a condition of eligibility, each applicant shall sign a release or provide electronic acknowledgement that authorizes DC Water to obtain or verify information necessary to process the HBH LSLR Application or for reporting purposes.
- (d) An applicant requesting an expedited full lead water service line replacement must mark “Emergency” on the HBH LSLR application and provide the completed application to DC Water or DC Water’s Contractor.

- (e) An applicant requesting an emergency replacement must mark “Priority” on the HBH LSLR application and submit the completed application to DC Water.

4301.2 An authorized representative of the property owner(s) may apply on behalf of the property owner(s) if the representative provides:

- (a) A written document signed by the property owner designating the authorized representative to act on their behalf of the property owner(s); or
- (b) Other documentation that affirms the authorized representative is authorized to act on behalf of the property owner(s).

4301.3 After submitting the HBH LSLR Application, the applicant approved for HBH Priority Replacement assistance shall notify DC Water of any change in ownership of the property before the work begins.

4302 ELIGIBILITY

4302.1 To be eligible for the HBH Priority Replacement assistance, the applicant shall be the property owner or authorized representative of the property owner(s) of a property in the District of Columbia that meets the priority replacement criteria and has 1) a full lead water service line or 2) a leaking or broken lead water service line on private property.

4302.2 DC Water shall determine whether the property has a leaking or broken lead water service line on private property based on the information provided in a plumber/contractor’s report or DC Water report attesting to: 1) a leaking or broken water service line on private property and 2) the portion of the water service line on private property is confirmed to be a lead water service line.

4302.3 DC Water shall determine whether the property has a full lead water service line if the portion of the water service line on private property and the portion in public space are confirmed to be a lead water service line.

4302.4 The material of the water service line on private property and/or in public space shall be confirmed to be a lead water service line based on:

- (a) Information on DC Water’s Water Service Information Map (available at <https://dcwater.com/leadmap/>) designates the water service pipe material as “verified lead” on private property and/or in public space.
- (b) Information provided by the property owner(s) or their authorized representative confirms water service pipe material located on private property and/or in public space is a lead water service line.

- (c) Information provided in the property owner(s) plumber/contractor's report confirms the water service pipe located on private property is leaking and the material is a lead water service line.
- (d) Information from DC Water's report that confirms the water service pipe material located on private property is lead water service line.

4302.5 The property owner or authorized representative of the property owner(s) shall submit a HBH LSLR Application and supporting documentation that meets one or more of the following priority emergency or full lead water service line replacement criteria:

- (a) Property is occupied by a pregnant or nursing mother;
- (b) Property is occupied by a child under 6;
- (c) Property is occupied by a person with a blood lead value that exceeds the U.S. Centers for Disease Control and Prevention (CDC) level of three and five hundredths (3.5) micrograms of lead per deciliter of blood ($\mu\text{g}/\text{dL}$), or such more stringent standard as may be established by the CDC;
- (d) Property has a lead water level exceeding the U.S. Environmental Protection Agency (EPA) Lead Action Level of fifteen (15) parts per billion (ppb) or ten (10) ppb after November 1, 2027, or such more stringent standard as may be established by EPA;
- (e) Property is a child development facility, including a child development center, home or expanded home, licensed by the D.C. Office of the State Superintendent of Education (OSSE); or
- (f) Property has a leaking or broken lead water service line on private property.

4302.6 As a condition of eligibility, the applicant shall sign a release, or provide electronic acknowledgement, that authorizes DC Water to obtain or verify information necessary to process the application or for reporting purposes.

4302.7 The applicant shall cooperate fully in establishing eligibility by providing documentation or other proof of:

- (a) Property ownership by the applicant for the property to be benefited; and
- (b) Additional information that DC Water may require, which is relevant to establishing eligibility.

4302.8 DC Water may obtain the information used in determining eligibility from any relevant sources.

4303 PRIORITY EMERGENCY LEAD WATER SERVICE LINE REPLACEMENT

4303.1 An applicant requesting an expedited review and emergency replacement of the leaking or broken lead water service line on private property shall comply with the following requirements:

- (a) Immediately call the DC Water 24-Hour Water and Sewer Emergency Number at 202-612-3400;
- (b) Provide DC Water a copy of the plumber/contractor's report, if available;
- (c) Permit DC Water or DC Water's Contractor to conduct an inspection of the water service line on their property and point of entry;
- (d) Upon determination by DC Water that the property has a leaking or damaged lead water service line, complete and sign a HBH LSLR Application as required in 4301.1, and marking "Emergency" under the priority criteria; and
- (e) Provide any information requested by DC Water or DC Water's Contractor.

4303.2 Upon notice of a leaking or broken lead water service line on property, DC Water shall:

- (a) Respond to the property confirm there is a leak is on private property;
- (b) Turn off the leak at the curb stop (if feasible and necessary); and
- (c) Confirm whether the water service line is a lead water service line by reviewing the plumber/contractor report and/or inspecting the service line at the location of the leak/break (if feasible) or inside the premises at the point of entry.

4303.3 If DC Water determines the property has a leaking/broken lead water service line and the property owner or authorized representative completes and signs a HBH LSLR Application, DC Water shall assign a DC Water Contractor to perform the replacement on private property and public space if that portion is also a lead water service line.

4304 PRIORITY FULL LEAD WATER SERVICE LINE REPLACEMENT

4304.1 An applicant requesting an expedited full lead service line replacement, shall complete and sign HBH LSLR Application and submit it to DC Water through DC Water's website or mail to:

DC Water - Private LSL Replacement Project
5000 Overlook Avenue, SW, COF Bldg., 5th Floor
Washington, DC 20032

4304.2 DC Water shall review and complete the eligibility and benefit determination within thirty (30) days after it receives a completed application, or, in the event of an unexpected or extenuating circumstance that affects DC Water, such as a natural disaster, as promptly thereafter as possible, except that the following shall toll the timeline:

- (a) An applicant's failure to supply information to document facts stated in an application;
- (b) Applicants refusal to permit DC Water to inspect their property, including the location inside where the pipe enters the structure;
- (c) DC Water's inability to make contact with an applicant after three (3) attempts;
- (d) Evidence of misrepresentation in an application;
- (e) A failure to respond by a third party from whom DC Water has requested necessary information and over whom DC Water has no control; or
- (f) A delay in receipt of necessary information over which DC Water has no control.

4304.3 DC Water shall notify the applicant of the eligibility and benefit determination.

4304.4 If DC Water determines the applicant is eligible for HBH Priority Lead Water Service Line Replacement assistance, DC Water's Contractor shall contact the property owner or authorized representative to schedule the replacement.

4304.5 If DC Water's Contractor determines the water service pipe material located in public space or on private property is not lead, DC Water shall revoke the approval for HBH Priority Lead Water Service Line Replacement benefits.

4304.6 If DC Water determines the applicant is not eligible, the applicant may following the procedures to appeal that decision as provided in Section 4306.

- 4304.7 Applicant approved for HBH Priority Lead Water Service Line Replacement benefits to replace a full lead service line shall complete the following actions to receive benefits:
- (a) Schedule the work with the DC Water Contractor and ensure the owner or authorized representative is present at the property during the work.
 - (b) Inform the DC Water Contractor of any hidden hazards or property defects during the initial site visit. Examples of hidden hazards could include an electric or gas line leading to a yard lighting fixture or a buried fuel tank for home heating oil.
 - (c) Take detailed pre-construction and post-construction photos inside and outside the home to help the DC Water Contractor restore the area as close as possible to pre-existing conditions once the work is completed.
 - (d) Make the area near the point of entry (POE), where the water service line enters the building, accessible to the DC Water Contractor by removing any furniture, shelves, appliances, etc. that may prevent the contractor from accessing the POE.
 - (e) Remove any trees, shrubs, etc. within the work area prior to the start of the work.
 - (f) Ask DC Water or the DC Water Contractor any questions about the work.
 - (g) Notify DC Water of any change in ownership before the work begins

4305 BENEFITS

- 4305.1 A HBH Priority Lead Water Service Line Replacement assistance is a one-time benefit per eligible District property:
- (a) DC Water's Contractor shall perform the emergency replacement of full lead water service line replacement at no cost to the owner.
 - (b) The HBH Priority Lead Water Service Line Replacement assistance shall be subject to availability of funds.
- 4305.2 If DC Water determines that remaining available funds may be insufficient to provide relief during a fiscal year, DC Water may:
- (a) Suspend the process of taking new applications; or
 - (b) Suspend the process of awarding new assistance and place the application on the waitlist.

4306 DENIAL OR REVOCATION OF BENEFITS

4306.1 If an applicant is determined ineligible for HBH Priority Lead Water Service Line Replacement benefits, DC Water will provide to the applicant notice of ineligibility, to include:

- (a) A statement of the determination of ineligibility and an explanation of that determination;
- (b) A statement of the action that the applicant must take, if any, to be found eligible; and
- (c) Notice of the applicant's right to appeal the determination, as provided in section 4307.

4306.2 If DC Water determines that a prior eligibility decision for HBH Priority Lead Water Service Line Replacement benefits was based on material error, falsity, misrepresentation, concealment, omission, or fraud, DC Water will:

- (a) Reopen the application;
- (b) Inform the applicant of DC Water's final action or intended action;
- (c) Provide the applicant with a reasonable opportunity to respond;
- (d) Revise or revoke the determination of eligibility; and
- (e) Take all steps authorized by law to recover any funds provided, if applicable.

4306.3 The applicant shall not have a right to appeal a denial or revocation of the HBH Priority Lead Water Service Line Replacement benefit based on a lack of available funding.

4307 ADMINISTRATIVE APPEALS

4307.1 With respect to a matter governed by §§ 4301 to 4306 of this chapter, an applicant adversely affected or aggrieved by an action of DC Water may file a written appeal to the General Manager of DC Water, or the General Manager's designee, stating the basis of the appeal, and providing any information or material that would support a change to DC Water's action. The appeal must be filed within fifteen (15) calendar days after receipt of DC Water's action.

4307.2 The General Manager shall review the applicants appeal and issue a notice of final action. The decision of the General Manager or the General Manager's designee upon appeal shall become the final action of DC Water.

4307.3 An applicant may seek review of the General Manager's notice of final action by filing a petition for an administrative hearing to request a hearing before the DC Water Administrative Hearing Officer within fifteen (15) days of the date of the General Manager's notice of final action as provided in 21 DCMR § 412.

4399 DEFINITIONS

DC Water -- the District of Columbia Water and Sewer Authority.

House by House (HBH) Priority Full Lead Water Service Line Replacement Program – The DC Water House by House Assistance Program that provides eligible properties with assistance to expedite the full lead water service line replacement on their property and in public space .

Lead water service line – the pipe supplying potable water from the water main to the first connection in a property whose material is lead or galvanized.

Partial Lead Water Service Line – The lead water service line that remains after a partial replacement where the lead water service line in private property is replaced with a nonlead water service line from the watermain to the property line and the portion of the water service line in public space is a lead water service line.

Presented and Adopted: May 7, 2026

SUBJECT: Approval to Change Date for the Public Hearing and Extend Comment Period for the Proposed Rulemaking for the FY 2027 & FY 2028 Rates, Charges and Fees

**#26-28
RESOLUTION
OF THE
BOARD OF DIRECTORS
OF THE
DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY**

The District members of the Board of Directors (“Board”) of the District of Columbia Water and Sewer Authority (“DC Water”) at the Board meeting held on May 7, 2026 upon consideration of a non-joint use matter, decided by a vote of six (6) in favor and none (0) opposed, to approve the following action to change the date for the Public Hearing and extend the Public Comment period for the Proposed Rulemaking for the FY 2027 & FY 2028 Rates, Charges and Fees.

WHEREAS, on March 5, 2026, the Board approved Resolution 26-22 authorizing the General Manager to publish a Notice of Proposed Rulemaking to initiate the public comment process in accordance with D.C. Official Code § 34-2202.16(b), 21 DCMR Chapter 40 and the District of Columbia Administrative Procedure Act for the proposed FY 2027 and FY 2028 Retail Metered Water and Sewer Rates, Clean Rivers Impervious Area Charge (IAC), Right-of-Way Occupancy Fee (ROW), Payment In Lieu of Taxes Fee (PILOT), new Public Inconvenience Fee (PIF), Retail Groundwater Sanitary Sewer Service Rate and High Flow Filter Backwash Sewer Rate; and

WHEREAS, on March 20, 2026, DC Water published a Notice of Proposed Rulemaking (NOPR) in the *District of Columbia Register* (DCR) for the proposed FY 2027 and FY 2028 Rates and Fees, at 73 DCR 004508, and published a Notice of Public Hearing for that NOPR at 73 DCR 004506 for the scheduled public hearing on May 14, 2026; and

WHEREAS, on April 28, 2026, the DC Retail Water and Sewer Committee met to consider a proposal to change the date for the public hearing and to extend the public comment period for the proposed FY 2027 and FY 2028 adjusted rates, charges and fees; and

WHEREAS, on April 28, 2026, the General Manager proposed changing the date of the public hearing from May 14, 2026 to June 23, 2026 and to extend the public comment period from May 21, 2026 to end on June 29, 2026 for the proposed FY 2027 and FY 2028 rates, charges and fees as published in the DCR on March 20, 2026; and

WHEREAS, the General Manager reported this change would provide additional time to conduct outreach to customers and provide customers additional time to consider the

proposed rates and fees, attend the Town Hall meeting, attend the public hearing and submit comments; and

WHEREAS, on April 28, 2026, upon further discussion and consideration of the General Manager's recommendation, the DC Retail Water and Sewer Rates Committee recommended to the Board changing the date of the Public Hearing to June 23, 2026 and extending the public comment period to end on June 29, 2026 for the proposed rulemaking for the FY 2027 and FY 2028 rates, charges and fees as published in the DCR on March 20, 2026.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Board approves the change in the date for the public hearing and extension of the public comment period for proposed FY 2027 and FY 2028 rates, charges and fees as published in the DCR on March 20, 2026 to provide additional outreach to customers, additional time for customers to attend the Town Hall meeting, Public Hearing and submit comments.
2. The General Manager is authorized to take all steps necessary in his judgment and as otherwise required, to initiate the public comment process and shall provide notice of the proposed rate adjustments and fees in the manner provided by DC Official Code § 34-2202.16(b), 21 DCMR Chapter 40, and the District of Columbia Administrative Procedure Act.

This resolution is effective immediately.



Acting Secretary to the Board of Directors