



RIGHT OF ENTRY AND RELEASE FOR LEAD SERVICE LINE REPLACEMENT

REASON FOR THE CITY'S REQUEST FOR A RIGHT OF ENTRY:

The City's records reflect that the water service line from the City's water main to your home, may be made of lead, or other materials containing lead such as brass or galvanized iron/steel. Although the lead service line is owned by you (as the property owner), the City believes that providing clean, lead-free drinking water to its residents is a public purpose beneficial to the City. For this reason, on September 18, 2019, the City enacted Ordinance No. 6PSF-M to implement the mandatory replacement of lead service lines within the City. Under the Ordinance, and with the monetary help of the County, the City has implemented a **Lead Service Line Replacement Program** where you can choose to have the City fully replace your obsolete lead service line with a new copper one *at no cost to you*. You also have the option to replace the obsolete lead service line at your own cost and expense. Whichever option you choose, under the Ordinance, the lead service line must be replaced.

If you desire to participate in the LEAD SERVICE LINE REPLACEMENT PROGRAM, then you must complete this form per the instructions provided below.

The City's Contractor and other Representatives will need access to your Property to perform the work associated with the Lead Service Line Replacement ("Replacement Work"). This Replacement Work includes access to the water meter inside your home, and involves: shutting off your water service for approximately eight (8) hours; removing your existing lead service line; replacing the lead service line with a new copper service line (from the street to your home, and through your basement wall to the existing water meter); connecting the new service line to the City water main and flushing the new service line. Before beginning work, the City's Contractor will notify you when they will be on your Property to perform the work. It is your responsibility to provide reasonable access and a working area for the Contractor at the service line and water meter location as requested by the Contractor. The Contractor and City Representatives may continue to enter onto your Property until construction is completed, and both you and the City accept the work. The City's Contractor and Representatives will suitably identify themselves prior to entering the property.

RIGHT-OF-ENTRY

I _____ affirm that I am the lawful owner ("Owner") of the Property, which has the street address of _____ ("Property"), and hereby grant the City of Newark's contractors, agents, and employees the right to enter and access my Property, so that the City can perform and complete lead service line replacement work on the Property. I authorize the City its contractors, agents, and employees to: take photographs and videos of the interior and exterior of the Property in the area of the water service line before and after installation; bring workers, material, equipment, and supplies onto the Property, and; utilize the Property for the purpose of performing the work necessary to replace the lead service line.

If you are a tenant, then please provide a copy of this Right of Entry to your landlord to authorize and sign. If your Property is rental property, then please notify your tenant(s) of your participation in the Lead Service Line Replacement Program and the scheduled work.

Pursuant to City Ordinance No. 6PSF-M, the Owner of any dwelling, building or structure shall replace their lead service line by any of the following methods. By indicating your choice below, signing and returning this Right of Entry form you, as the Owner of the Property:

- grant the City, its Representatives and Contractor the right to enter your Property between the hours of 7:00 a.m. and 6:00 p.m. to replace of your lead or galvanized iron/steel service line.

OR

- agree to replace your lead service line on your own and at your own expense within 90 days and submit proof of the completed work to the Department of Water and Sewer Utilities.

IMPORTANT: You agree and understand that the Lead Service Line Replacement Work cannot begin until the City has received this signed Right of Entry and it is on file with the City.

It is the City's policy and standard contract provision to require the Contractor to restore your Property to its preconstruction condition or better.

IN CONSIDERATION OF AND AS A CONDITION TO THE PERFORMANCE OF THE LEAD SERVICE LINE REPLACEMENT, YOU, THE UNDERSIGNED, HEREBY RELEASE AND FOREVER DISCHARGE THE CITY, ITS EMPLOYEES, AND LEGAL REPRESENTATIVE (COLLECTIVELY THE "CITY") FROM ALL LIABILITY FOR INJURY, DEATH, DAMAGE, OR LOSS TO PERSONS, REAL PROPERTY, OR PERSONAL PROPERTY IN CONNECTION WITH THE PERFORMANCE OF THE LEAD SERVICE LINE REPLACEMENT. YOU AGREE TO HOLD ONLY THE CITY'S CONTRACTOR, ACTUALLY PERFORMING THE WORK, RESPONSIBLE TO PAY ANY CLAIM IN CONNECTION TO THIS RIGHT OF ENTRY FOR DAMAGE TO YOUR PROPERTY OR ASSETS ON YOUR PROPERTY.

SIGN BELOW:

Name (Property Owner/Authorized Tenant):

Property Address (Street Number & Street Name):

Signature

Date

Mailing Address (Street Number & Street Name)

Printed name

City

State Zip

Phone Number [] Cell or [] Home

Email Address

REQUESTS & CLAIMS:

A. YOUR PRESENCE DURING WORK: Someone must be present while the Replacement Work is being performed, to provide the Contractor with access in the area where your water service line enters your home up to your meter.

B. CLAIM PROCEDURES: In order to make a claim against the City's Contractor for damage to your Property in connection to the Lead Service Line Replacement Program and this Right of Entry, please call (973) 733-6303 and have a copy of this Right-of-Entry form available.