

ORDINANCE NO. 140

IT IS HEREBY ORDAINED THAT THE TOWN OF EGAN ESTABLISHES AN ORDINANCE FOR WATER, TO READ AS FOLLOWS:

WATER

1.01. Application for Service. Any person, corporation or firm desiring the use of water from the Waterworks System of this Town shall make application therefor to the Finance Officer; such application shall be in blank form to be furnished by the Town Board. It shall further contain a description of the premises to which the same is to be taken, the name of the owner of such premises, and if the applicant be not the owner then the written consent of the owner shall accompany such application, upon receipt of such application, the applicant shall present same to the Finance Officer, who shall enter the same upon the books, and issue to the applicant a permit to use the water from the Waterworks System for the purpose specified in said application. Said permit shall be conditioned upon the applicant complying with all the ordinances, rules and regulations of the Town of Egan relating to the Waterworks System. Any assignment or transfer of said permit shall not be valid unless same shall have been approved by the Finance Officer, and entered upon the books.

1.02. Expense of Taps. All taps to water mains and renewal of service pipes in said Town shall be under the direction of the Town Water Department, and the expense of making such taps is to be paid by the property owners, and shall be charged for from the center of the street, and the amount of such charge shall be fixed by resolution as may be heretofore or hereafter adopted by said Town Board.

1.03. Water Charges. As of the date passage of this Ordinance, the following water charges have been in effect and shall continue to apply unless and until this Ordinance is amended by action of the Town Board.

A. Minimum Service Charge per month shall be \$8.85 meter charge. This charge shall be each and every month that the meter is installed. Double charges for out of town meters.

B. Water usage will be charged at the rate of \$1.10 per 1,000 gallons. Double water rates will be charged for out of town users.

C. All customer water service meters installed shall be furnished and installed by the Town. The Town shall have the right to exchange any inoperative water meter and continue the replacement in service without returning the original meter.

Waterworks System, in any case, be liable or responsible for damages growing out of the overflow or stoppage of water, or any insufficient supply of the same.

1.07. Use of Water During Fires. During the time of fires, the use of water for lawn purposes is prohibited, and any person violating this section is guilty of a misdemeanor.

1.08. Turning on Water. Any person who shall turn on the supply of water to a service pipe from which the same has been turned off by the Town on account of non-payment of water rates, or for any other reason without having first obtained a permit to do so or who shall have turned on such water without having first obtained a permit from the proper Town officials as in this ordinance provided, shall be guilty of a misdemeanor and punishable as provided for by the general penalty provision of this ordinance.

1.09. Property of Town. All service pipe connection, and boxes leading from the mains to the curb shall be, and remain the property of the Town of Egan.

1.10. Payment of Water Rates. The meter rate charge as previously indicated and the monthly charge per 1,000 gallons of water, shall be billed and paid monthly.

1.11. Water Supplied When. Water shall be supplied only upon written order of the owner of the real estate to which it is piped, and the Town shall have a lien upon the property to which water shall be taken from the Municipal Plant for all water rents due, and in no case shall water be turned on at any place or property at which water shall have been used and remain unpaid for, except by permission of the Town Board.

1.12. Turning on Water. Any person who shall turn on water in any hydrant, or from any part of the Waterworks Plant except as public drinking fountains, and except in the case of fire, without permission of the person in charge of the system, shall be deemed guilty of a misdemeanor, if convicted, shall be punished in accordance with the general punishment provisions of the Town's revised Ordinances.

1.13. Restrictions, Sprinkling, Air Conditioning. All water used for air conditioning or cooling systems, lawn or garden sprinkling, watering of trees or shrubs, the washing of cars, or any other use other than domestic or necessary commercial use, may be restricted at any time by the Town Board should the scarcity of water or an emergency of any kind so require. Such restrictions shall be imposed by resolution of the Town Board and notice thereof given the public by publication of such restrictions and the extent thereof in the official newspaper and if possible by radio or TV announcement at least twenty-four hours before the effective date of such restriction; and it shall be unlawful for any person, firm or corporation, to use town water in the manner or at the times restricted by such resolution.

D. If the user wishes to deactivate the service, the meter must be removed and there shall be a charge of \$200.00 for the removal of said meter.

E. All water main taps shall be made by the Town in accordance with specifications for materials and procedures adopted by the Town. Before a water main tap is made, the customer must obtain a permit from the Town and pay the fees required for the service. The permit fee shall include the water main assessment, the cost of tapping the water main, and the installation of the meter. The owner shall be responsible for installation of the service line from the water main to the meter location and prepare plumbing to receive the meter. All work shall be in accordance with specifications for materials and construction methods adopted by the Town. The owner shall provide a shut-off valve immediately ahead of the meter for ease of installation. A back flow preventor must be installed between meter and house plumbing. No meter bypasses will be allowed, except those that may be designed in the system for fire protection or other special cases.

1.04. Inspection of Meters. In case the water meter fails to register the amount used or for any reason fails to properly tally, the Waterworks Superintendent of the Town or other officer in charge of the Waterworks System shall estimate the amount used and the decision shall be final.

1.05. Water Pipes How Laid. All corporations, stop and water cocks, goose necks, and all service and stop boxes shall be of the kind and pattern prescribed by the Town. All service pipes must be laid as much below the surface of the ground as the main pipes in the street, and in all cases, protected so as to prevent rupture from freezing. All service pipes leading from the main to any premises, or pipes leading from such service pipes to any part of the premises and up to the meters shall be of one (1) inch extra heavy material. Before any pipes are attached to the main, or attached to any service pipes leading to any part of the premises where the water is to be used, the same shall be inspected by the Superintendent or proper employee of the Waterworks Department, and he shall have the absolute right to refuse to allow any such pipes to be connected to said main or service pipes, or other pipe connected thereto, if he deems the same unfit for the use for which the same is to be put.

1.06. City Not Liable. All persons using water from the Waterworks System for any purpose whatever shall do so at their own risk, and the Town of Egan will not, nor will the Mayor, Town Board, Superintendent or other officer in charge of the

The term sprinkling shall include the use in any manner of water for lawn or garden purposes where such water is distributed by the use of any hose or conduit.

FIRST READING: 10-13-93

SECOND READING: 11-3-93

TOWN OF EGAN

BY: Jerome Olson
TOWN BOARD PRESIDENT (Vice)

ATTEST:
Eda Mae Vasek
City Finance Officer

Passed and adopted 11-3-93.