

Sample Water Ordinance

An ordinance relating to the Administration, Operation & Protection of the City Water Works of _____, Missouri

The City Council of _____ does ordain:

SECTION 1. DEFINITIONS

- A. Water Works:** This shall include but not be limited to the following property now owned or hereafter acquired by the City, used in providing a water supply for the City: Wells, pumping stations, pumps & pumping equipment, water tanks and towers, fire hydrants, water mains, service connections including curb cocks.
- B. Service Connection:** That portion of the water pipe that lies between the main and up to and including the curb cock at each dwelling or other structure having water service.
- C. Service Pipe:** That portion of the water service lying from, but not including the curb cock and extending to the building and affixed to the meter.
- D. Water Rate Resolution:** The most recent resolution passed by the City Council setting forth the charges to be made for water and other water works services.

SECTION 11. HOOK-UP REGULATIONS

A. Application

- 1.** No new service shall be connected to the City water system without the approval of the City Council. The owner shall supply the following information to the City Council or authorized City employee:
 - a. Size and type of pipe to be used.
 - b. Location of pipe within the lot.
 - c. Location of meter.
 - d. Name of person to install pipe.
- 2.** The City Council shall have the right to refuse to accept any installation that is installed before the owner has secured the proper approval and reserves the right to refuse water to such an installation.

B. Materials and Installation

- 1.** The pipe shall be of copper or other approved material at least 3/4" in diameter and placed a minimum of 6 feet below the surface.
- 2.** The curb cock shall be furnished by the City and installed as near the property line as practical.
- 3.** An employee of the City shall tap the main.
- 4.** Each water customer shall have a separate and distinct water connection. Branch service connections may be attached to a service connection, provided written approval for such an installation is secured from the City Council and a separate curb cock shall be installed for each branch service.
- 5.** A suitable location shall be provided for the meter in the service pipe. Such location shall be convenient for reading and free from the danger or freezing and must not have any branch line between it and the curb cock.
- 6.** No installation may have the trench backfilled until it has been inspected by a representative of the City appointed for this purpose.

7. Any dispute concerning materials or installation, the state plumbing code shall be deemed to be final authority.
8. The cost of maintenance of the service connection shall be borne by the City and maintenance of the service pipe shall be the responsibility of the owner of the real estate.
9. Any leak in the service pipe shall be cause for the curb cock to be shut off until such leak is repaired.

SECTION 111. REPLACEMENT

Any owner of a piece of real estate now having a water service may be required to replace this service if its condition is beyond repair or is of inferior quality as determined by the representative of the City Council. Any owner of real estate may also request such replacement. The cost of such replacement shall be borne by the owner and the connection fee shall be one-half of the current fee charged for new installations.

SECTION IV. FINANCING

- A. Charges:** The City Council shall establish fees and charges for water and related services and such fees and charges shall be established by Council resolution contained in the official minutes. Such resolution shall contain fees and charges for, but not limited to, the following: water, surcharges, hook-up fees, materials, meters, reinstallation of service. The most recent resolution shall be the one in effect at a given time.

B. Billing

1. The City shall read the meters 4 times per year, every 3 months, and the charge determined by actual gallons used. Should the meter quit working, the charge for that quarter will be estimated from prior usage.
2. A reading may be made more frequently at the discretion of the Council.
3. A penalty of 10% of the amount of the bill may be charged for any bill delinquent over 90 days from the billing date.
4. Any water bill remaining unpaid after 4 months shall be considered cause for termination of service. Following 10 days notice, the Council or their representative shall be authorized to turn off the water at the curb cock. A fee shall be charged to disconnect and reconnect services.
5. Water provided to property that is unmetered shall be charged at a flat fee per quarter as set forth in the rate and fee resolution.
6. Any bill remaining unpaid for 4 months may be assessed against the property and the County Auditor shall be instructed to add it to the taxes.

C. Hook Up Charges

1. The owner of the real estate shall pay a hook up fee as stated in the water rate resolution.
2. The owner of the real estate shall pay the City for the cost of any pipe, curb cock tapping fitting, or any other material furnished by the City.
3. The owner of the real estate shall pay all trenching and labor costs, exclusive of any labor furnished by the City, for installing both the service connection and service pipe.
4. The owner of the real estate shall purchase the meter from the City and the City shall maintain and/or replace this meter for no charge except for damage caused by the real estate owner's negligence such as, but not limited to, freezing, impact, or mechanical damage.
5. Renters of property in the City will be required to pay an initial fee as stated in the most recent resolution.

SECTION V. PROTECTION

- A.** It shall be unlawful for any person except a City official, employee, member of the fire department or other person acting under the direction of such official or employee of the City to:
1. Climb upon or attempt to climb upon any water tank, tower, or pumping station.
 2. Take or draw water from any hydrant.
 3. Open, close or tamper with any fire hydrant or curb cock.
- B.** It shall be unlawful for any person to take or draw water from the connection of another person without permission of such other person.
- C.** It shall be unlawful for any person to interfere with any official or employee while such official or employee is engaged in the lawful performance of any duty in connection with the operation of the water works or to prevent such official or employee from entering upon property for the reading of a water meter or for making an inspection of a water connection and plumbing.
- D.** Any person violating the provision of this section shall be deemed guilty of a misdemeanor.

SECTION VI. REPEAL

The following ordinances of the City of _____, _____ County, Missouri are hereby repealed: _____, _____, _____, and all other provisions of ordinances inconsistent with this ordinance.

SECTION VII. EFFECTIVE DATE

This ordinance becomes effective upon its passage and publication according to law.

Passed by the _____ City Council this _____ day of _____, _____.

Mayor

Clerk