

## DIVISION III. WATER SYSTEM

### Chapter 13A.24

#### PUBLIC SYSTEM

##### Sections:

- 13A.24.010 Administration.
- 13A.24.020 Building waterline inspection and approval.
- 13A.24.030 Altering waterlines restricted to authorized personnel.
- 13A.24.040 Altering streets restricted to authorized personnel.
- 13A.24.050 Connection permit--Required.
- 13A.24.060 Connection permit--Application.
- 13A.24.070 Connection permit--Fee--Determination.
- 13A.24.080 Connection permit--Approval--Appeal.
- 13A.24.090 Connection permit--Expiration date.
- 13A.24.100 Connection permit--Limitation on effect.
- 13A.24.110 Separate building waterline.
- 13A.24.120 Installation standards.
- 13A.24.130 Meters--City property.
- 13A.24.140 Meters--Location determination.
- 13A.24.150 Meters--Relocation cost.
- 13A.24.160 Responsibility for building waterline leaks.

**13A.24.010 Administration.** The Superintendent shall oversee the maintenance and operation of the public water system, the making of repairs of all kinds, the construction of all extensions or additions, and the construction work of whatever nature whatsoever in connection with the present public water system and/or of any new system that may be established. (Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.020 Building waterline inspection and approval.** The Superintendent shall inspect and approve in writing that portion of the building waterline from the water meter to a point two feet outside any structure prior to effecting any connection to or joining of any building waterline with the public water system, to make certain that the line complies with all City ordinances, including but not limited to the Uniform Plumbing Code and State laws in effect at the time of connection. The Superintendent may, upon reasonable cause to believe a violation of this Title has occurred, that damage to the public water system has or threatened to occur, or to prevent damage or injury to private or public property, may enter and make such inspections, corrections, repair or alterations as may be necessary to determine whether a violation has occurred or to prevent damage to private or public property. This right of inspection shall include authority to collect all information from City utility customers including the completion of questionnaires on water usage, flow measurements, and changes in business activity conducted on the premises as may be necessary for the protection, maintenance and improvement of the public water system. (Ord. 930, 2014; Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.030** **Altering waterlines restricted to authorized personnel.** No person except the Superintendent shall uncover, make any connection with, make an opening into, use, alter, or disturb any public waterline. (Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.040** **Altering streets restricted to authorized personnel.** No person except the Superintendent shall open, alter, or disturb the streets or alleys of the City for the purpose of connecting or joining any building waterline with the public water system without the appropriate permit per Section 12.04.010. (Ord. 930, 2014; Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.050** **Connection permit--Required.** No person shall construct, extend, or connect a building waterline without first obtaining a written permit from the City Clerk and having the permit approved by the Superintendent, confirming that the construction, connection, or extension shall be in compliance with this chapter and with City resolution. (Ord. 667, 1998; Ord. 405 S1(part), 1981.)

**13A.24.060** **Connection permit--Application.** All applications for building water connections to the public water system shall be made by the property owner or his authorized agent in writing. An application for a building water connection permit shall be made on a form furnished by the City which the applicant shall complete and supplement with such plans, specifications, and other information as are deemed necessary by the Superintendent. The application shall include but not be limited to the date of application, the name and signature of the applicant, the name and authorizing signature of the property owner, the location by street address and legal description of the property to be serviced by the connection, the location of the water meter referenced from a property corner, the size and type of the building waterline, and the size of the meter requested. (Ord. 667,1998; Ord. 405 S1 (part), 1981.)

**13A.24.070** **Water Application and Investigation—Fee—Determination of Available Water—Waiver** A nonrefundable application and investigation fee established pursuant to the most current City Fee Schedule Resolution shall be paid to the City Clerk to obtain the application form. The City Clerk shall sign the application to verify the payment of the application fee. The Superintendent shall review the application, determine the availability of the public water system to service the property, and determine the impact to the public water system that would be caused by the building water. The results of the determination shall be recorded on the application. The Superintendent shall ensure that all necessary infrastructure in place, or constructed, is suitable to the safe transmission of potable water. For new water connections, those with no infrastructure suitable to the safe transmission of potable water, or prior water connections where infrastructure is found to be unsuitable to the safe transmission of potable water, as determined by the Superintendent, a water connection permit fee shall be assessed pursuant to Section 13A.28.020 and the most current City Fee Schedule Resolution. Such water connection permit fee shall include the installation, by the City, of the water meter and antenna. The applicant is responsible for all other installation costs, including parts and labor

associated with ensuring all necessary infrastructure is in place for the safe transmission of potable water to the building. Any costs above those included in the permit fee must be paid prior to effecting any connection with the public water system. The installation of any building waterline or connection is dependent on the availability of the public water system and the public water system's capacity. (Ord. 1009, 2020; Ord. 930, 2014; Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.075** **Connection reuse permit fee.** The water connection permit fee charged under 13A.28.020 may be waived in the Mayor's sole discretion, either in whole or in part, if after consultation with the Superintendent the Mayor determines that all necessary infrastructure is in place, ensuring the safe transmission of potable water, excluding the water meter and antenna, and the application under this section was signed by the city clerk within eighteen (18) months of the water connection being physically disconnected by the City. If the connection permit fee is waived, either in whole or in part, a connection reuse permit fee shall be assessed under this section. A waiver shall only be granted, where the application for water seeks to use any existing infrastructure in place from an old water connection for use in a new or converted building, if the Mayor in consultation with the Superintendent determines that such use conforms in all respects to the requirements of this chapter. If the connection permit fee under 13A.28.020 is waived the applicant shall be assessed a connection reuse permit fee according to the most current City Fee Schedule Resolution. (Ord. 1009, 2020)

**13A.24.080** **Connection permit—Approval—Appeal.** The Superintendent is not required to approve or install a public waterline in areas not served by the existing public water system or where the public water system is inadequate to accommodate the increased demand that would result from the applicant's proposed use. Building water connections are subject to the approval of the Superintendent, in accordance with this chapter; provided, however, that the decision of the Superintendent may be appealed to the City Council within thirty (30) days of decision by giving written notice to the Council of the appeal. Upon receiving notice of appeal, a hearing date shall be set by the Council, which date shall be within thirty (30) days of receipt of the notice by the Council. After approval in writing of an application for a building water connection by the Superintendent, a water connection permit shall be issued to the property owner by the City Clerk upon receipt of payment of an additional permit and assessment fee as provided in this chapter. Usage shall not be allowed until after the Superintendent has inspected and approved the construction and/or installation as completed, which inspection shall be before any part of the underground portions of the building waterline, which has not been inspected, is covered. The Superintendent's inspection may include, but shall not be limited to, the meter setter, water meter, meter box, and meter box lid to ensure that the foregoing comply with the meter box standards established by the Superintendent. Inspection shall be made by the Superintendent within three working days after his receipt of written

request to so inspect. The Superintendent shall effect the connection of the building waterline to the public water system within twenty (20) working days after his inspection, provided that all other ordinances of the City are complied with. (Ord. 1000, May 2019; Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.090 Connection permit--Expiration date.** A permit for a building water connection shall be valid for a period of one hundred eighty (180) days after the date of its issue. Installations which have not been completed as provided in this chapter within one hundred eighty (180) days from the date of the issue of the permit shall not be effected by the Superintendent until such time as reapplication is made. No applications, permit, or assessment fee shall be refunded to the applicant. Each application or reapplication shall be subject to the applicable application, permit, and area fees. (Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.100 Connection permit--Limitation on effect.** A granted application or permit shall in no way be construed to constitute a permit or authorization to build any structure or to imply that a permit to build any structure will be granted by the City. (Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.110 Separate building waterline.** After April 5, 1978, a separate and independent building waterline shall be provided for each residential lot or commercial unit in connection with the public water system. Each residential lot or commercial unit connected must pay the connection permit and area charge fee. (Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.120 Installation standards.** All building waterlines and connections with the public water system shall be constructed, installed, and connected in such a manner as to insure a permanent and leak-free system and must comply with the Uniform Plumbing Code. The pipe of the building waterline shall be laid at a depth of not less than thirty (30) inches from the surface of the ground at any place. All meter boxes and meter box lids installed by either the City or the property owner must comply with the meter box standards established by the Superintendent. (Ord. 1000, May 2019; Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.130 Meters—City property.** All water meters shall be and shall remain the property of the City. All meter boxes and meter box lids constructed or installed on or after May 1, 2019 shall be and remain the property of the City. Any meter may be removed, replaced, or changed as to size and/or type by the Superintendent whenever deemed necessary. (Ord. 1000, May 2019; Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.140 Meters--Location determination.** The Superintendent shall determine the location along the service line at which the water meter will be installed to service the applicant's property. (Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.150 Meters--Relocation cost.** When it is necessary for the convenience of the City or because of the installation of new public water mains or for any other reason deemed necessary by the City Council to change an existing building

City water meter location, such new location shall be made at the cost and expense of the City Water and Sewer Department, except that the property owner shall reinstall his building waterline to connect with the water meter, as relocated, at his own expense. (Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.160** **Responsibility for building for building waterline leaks.** The property owner shall be responsible for all leaks and/or damages resulting from leaks in his building waterline. (Ord. 667, 1998; Ord. 405 S1 (part), 1981.)

**13A.24.170** **Maintenance of building waterline and meter boxes.**

- A. The service connection and its fixtures from the water main to and including the water meter shall be maintained in good repair at the expense of the City, including replacement of necessary parts because of corrosion, tuberculation, or other deterioration.
- B. The service and its fixtures from the water meter into the property served shall be maintained at the expense of the customer or owner of the property, and any leaks or other defects in the same shall be promptly repaired by the customer or owner of the property.
- C. All meter boxes (including pits and vaults) constructed or installed by the owner, regardless of the location, and any such boxes if constructed or installed by the City before May 1, 2019 shall be maintained in good repair by the owner, at their expense. All meter boxes (including pits and vaults) constructed or installed on or after May 1, 2019, regardless of the location, shall be maintained by the City at its expense. The Superintendent shall have the authority to determine if any defects exist and if repair is needed to the meter box to protect both the building line and the public water system. Failure to maintain a privately-owned meter box and lid in good repair that leads to damage of the public water system will constitute a violation of Section 13A.08.010. Nothing in this Section shall be interpreted so as to prevent the City from declaring as a nuisance or abating any condition that prevents or endangers access to a meter box.
- D. Upon the Superintendent's determination that a meter box is defective and repair is needed, the City may seek the property owner's permission to allow the City to replace the meter box at the City's expense. Permission from the property owner shall be secured by the City in writing on a form provided by the City, in which the property owner acknowledges that the City's replacement of the meter box shall be at the City's expense and shall render the meter box as the property of the City. (Ord. 1000, May 2019; Ord. 930, 2014.)