

ORDINANCE NO. 308 A

Introduced by Commissioner Quincy Robinson

AN ORDINANCE ESTABLISHING THE RULES AND REGULATIONS FOR THE WATER DEPARTMENT OF THE CITY OF WARRENTON, AND ALL POINTS SERVED BY THE CITY WATER DEPARTMENT OUTSIDE OF THE CITY LIMITS OF THE CITY OF WARRENTON: FIXING AND DETERMINING RATES TO BE CHARGING FOR SERVICES RENDERED BY THE WATER DEPARTMENT, REQUIRING THE INSTALLATION OF WATER METERS AND REVOKING ORDINANCE NO. 13A AND 178A AND RESOLUTION NO. 107 AND ALL ORDINANCES AND RESOLUTIONS AND PARTS OF ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH, AND PROVIDING A PENALTY FOR THE VIOLATION OF ANY OF THE TERMS AND CONDITIONS OF THIS ORDINANCE AND DECLARING AN EMERGENCY.

THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:

SECTION 1. Applications for the use of water must be made on printed forms, to be furnished by the Water Office, signed by the owner, lessee, or agent and the applicant must state fully and truly all purposes for which the water may be required, and must agree to conform to the rules and regulations as conditioned for the use of water.

SECTION 2. Any person supplied with water from the city main will not be entitled to use it for any purpose other than stated in his, her or their application, or to supply in any way other persons or families not mentioned in the said application.

SECTION 3. Shut Off Account of Waste - Water will not be furnished where there are defective or leaking faucets, closets or other fixtures, or where there are water closets or urinals without self-closing valves, or tanks without self-acting float valves; and when such may be discovered, the supply will be shut off from the premises.

Water must not be allowed to turn to waste through any faucets or fixtures in order to prevent freezing, or kept running at any time longer than necessary in its proper use. When such waste is found to exist, the water will be shut off from the premises.

SECTION 4. Service Outside the City - The Water Department may furnish surplus water to places outside of the city boundaries which may not affect the city supply, and to charge therefor the rates fixed by ordinance. Such rates may be changed, from time to time, by ordinance and furnishing of water shall also be conditioned upon the terms of contracts made or to be made.

SECTION 5. Use of Private Water and City Water - Buildings supplied with water other than furnished by the City of Warrenton may obtain city water at meter rates, providing that no physical connection shall in any way, directly or indirectly, exist between the private system and the city's water system. When such connection is found to exist, the water will be shut off.

SECTION 6. Unauthorized Use of Water - It shall be unlawful for any vessel to obtain water for its use from the city mains except through a meter and from persons duly authorized to collect for such water and it shall be unlawful for any person to serve a vessel except through a meter.

SECTION 7. Use of Fire Hydrant - It shall be unlawful for any person to cut, alter, change, remove, disconnect or connect with, or in any manner interfere, meddle, or tamper with any hydrant owned or used by the City of Warrenton; provided, however, that the provisions of this Section shall not apply to the Fire Department of this City; and, provided, further, that all other departments of said City may be allowed to connect on the said hydrants, but must use a spanner or regulation wrench in connection therewith.

SECTION 8 - City may Restrict Use of Water - If a shortage of water shall exist, the City Manager shall have authority at any time to restrict the use of water.

SECTION 9 - Turn-On Fee - Where water has been shut off for any reason, the Water Department shall collect a turn-on fee of \$1.00 before water is again turned on.

SECTION 10 - Application in Writing - Application for permits to connect premises with the City water system, or request to turn off water, or to turn on water, shall, in all cases, be in writing and signed by owner, lessee or agent of the premises to be served.

SECTION 11 - Special Provisions - There shall be no special rates made to manufacturers for use of water.

Water users outside of the City Limits shall have water meters and will be charged the meter rates for water used as set by Ordinance and will be charged flat rates until meters are installed.

The City may prohibit the use of water for any purpose, such regulation being within the police power and is a precautionary measure to promote the health and safety of the inhabitants of the City.

Where two or more families are served with water through one meter, the minimum water rate for each family shall not be less than \$2.25 per month. The owner must report the number of tenants served by such meters on or before the first of the month following the month in which water was consumed, otherwise the owners will be billed and must pay for the minimum applying to the maximum of occupancy.

Installation of master meters will not be allowed except by permission of the City Commission or except by Contract with the City Commission.

SECTION 12 - Collection - The Water Superintendent shall be allowed to collect from each house or family unit individually if he so desires.

SECTION 13 - Use of float valves - No water shall be used in tanks, troughs or other vessels for watering of stock or industrial use without automatic float valves.

SECTION 14 - Extra fees - People using water for other purposes than normal home usage or sprinkling shall pay a fee to the City to be set by the Water Superintendent, subject to the right of the user to appeal to the Commission who will have the right to revise it.

SECTION 15 - Family rates - Family rates, ordinary family rate with complete plumbing, shall be \$2.25 per month for each family unit and each additional family unit with complete plumbing shall be \$2.25 per month and each additional family same as first family on a flat rate.

SECTION 16 - Water users outside of the City of Warrenton shall pay an additional fee of 25¢ per month on a flat rate for each family unit and each additional family unit with complete plumbing shall be 25¢ per month additional and each additional family same as first family and shall be metered as soon as labor and material are available.

SECTION 17 - Penalty for Delinquent Payment - The water rates will be due and payable in advance at the office of the City Water Department on the first day of the month (except for meters which are payable on the first day of the succeeding month) and if not paid on or before the fifteenth, the water will be shut off from the premises.

SECTION 18 - SCHEDULE OF WATER METER RATES

| | U.S. Gallons | Total | City | Total | Outside City | Total |
|------------|--------------|---------|--------|--------|-----------------|--------|
| first unit | 2000 or part | | \$1.25 | \$1.25 | \$1.50 | \$1.50 |
| second | 2000 or part | 4,000 | .75 | 2.00 | 1.00 | 2.50 |
| third | 2000 or part | 6,000 | .50 | 2.50 | .75 | 3.25 |
| <hr/> | | | | | | |
| | per thousand | | | | | |
| next | 4000 | 10,000 | .50 | 4.50 | .75 | 6.25 |
| next | 30,000 | 40,000 | .45 | 18.00 | .67½ | 26.50 |
| next | 20,000 | 60,000 | .40 | 26.00 | .60 | 38.50 |
| next | 15,000 | 75,000 | .35 | 31.25 | .52½ | 46.37 |
| next | 10,000 | 85,000 | .30 | 34.25 | .45 | 50.87 |
| next | 5,000 | 90,000 | .25 | 35.50 | .37½ | 52.74 |
| next | 5,000 | 95,000 | .20 | 36.50 | .30 | 54.24 |
| next | 5,000 | 100,000 | .15 | 37.25 | .22½ | 55.36 |

over 100,000 within City

.10 per thousand

Minimum charge within city \$2.25 - outside city \$2.50 *flat rate*.
The City Commission may fix a flat rate for use of water without meter.
Property owners will be held responsible for water rates as well as the tenant.

SECTION 19 - Meters Required - All persons using city water will, at the city's option, be required to install water meters, the kind or make of said meters to be approved or designated by the Water Department. Outside users will be required to install water meters as a general rule before local users, all being at the city's option. The Water Department may at any time, attach a meter to, or detach a meter from, the service pipe of any place and to charge for the quantity of water used or measured at the regular established meter rates. When a meter becomes out of order and fails to register accurately, the charge shall be according to the average quantity used daily, as shown by the meter when in order.

SECTION 20 - Meters Not to be Tampered With - No person, unless properly authorized by the Water Department, shall connect, remove, repair, or otherwise disturb any water meter after once set.

SECTION 21 - Meter to be Accessible - The occupants of any building or premises where meter is located shall see that the meter is kept and remains free from obstructions on or around the same and is conveniently accessible at all times for the purpose of reading, inspecting or repairing.

SECTION 22 - Service pipes and meters of suitable sizes will be furnished upon application to the Water Department and the prepayment therefor, as hereafter provided, and the Water Department shall furnish all labor and materials necessary for such construction, including tapping of mains, installation of corporation cocks, meter, meter box and connections and such quality and type of pipe as may be necessary. The rates to be charged for furnishing meters and for laying and constructing such service pipe by the Water Department shall be as follows:

Minimum \$60.00, and proportionately more as labor and materials increase in cost for 5/8" by 3/4". Larger meters at market price.

The city shall maintain such service connection from the date of installation without further cost to the property owner. When \$60.00 has been paid for the meter and service pipe, the meter belongs to the property owner, but the city will repurchase the meter based on market value at the time of repurchase if the property owner wishes to sell as in the case of the sale of the premises or a non-use for water. If existing service is metered, there will be a minimum charge of \$40.00 for the installation of the meter and an increased cost if the cost of labor and materials increases.

SECTION 23 - Service Pipe - Service pipe of all sizes between the main and the meter shall be of the type and material specified by the City Manager. Service pipes from the meter to the property line and within the premises shall be as designated by the Water Department. Service pipes between the main and meter shall be installed and maintained by the City Water Department except where the meter is located at
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a distance from the main farther than the street property line, in which event special arrangements shall be made as to cost of the extra length of line. If pressure reducers which restrict back flow are installed on customer's service line, there shall also be installed therein a proper safety relief valve.

SECTION 24 - It shall be unlawful for any person to attach to or to detach from any water main or service pipe, or other connection through which water is supplied by the City, or to interfere in any manner with such pipes or connections.

Where such attachment is from the meter to the premises, or upon the premises, permission shall be obtained from the City Water Superintendent, and the work shall be performed at the expense of the owner, provided always that all water rates and charges against the applicant be fully paid.

SECTION 25 - The service pipe from the main to the wall of the building must be not less than two feet below the grade of the street and the surface of the ground in the yard.

SECTION 26 - Stop and Waste Cocks - Just inside the basement wall a stop and waste cock, protected from freezing, must in all cases be placed in a convenient location, by means of which the pipes in the building may be drained during freezing weather. If the building is not provided with a basement, stop and waste cocks must be placed near the outside wall thereof. Additional stop and waste cocks should be placed also in sags and bends in pipes when they cannot otherwise be drained.

SECTION 27 - Repair and Protection of Service Pipes - All service pipes, within and without the premises, except that portion between the tap in the City main and the curb cock or meter must be kept in repair, and protected from freezing at the expense of the owner, lessee, or agent, who must be responsible for all damages resulting from leaks or breaks.

SECTION 28 - Temporary Disconnection - Should it be desired to discontinue the use of all water supplied to the premises for a period of not less than one month, notice in writing must be given, and payment in full of all arrears (if any) made at the Water Office. The water will then be turned off, and turned on again on application and the payment of the usual turn-on fee. No remission of rates will be made for a period of less than one month or without the notice prescribed in this section.

SECTION 29 - Separate Control of Service - The service pipes must be so arranged that the supply to each separate house or premises may be controlled by a separate stop cock placed twelve inches inside the street curb, and one person must pay for all the water used through said service for his or her own use, or for the use of others to whom it may be accessible. When two or more families use the same faucet, each will be charged as in the case of separate services and the minimum charge for each shall be \$2.25 per month.

SECTION 30 - Joint Use - When water is now supplied through one service to several houses, families, or persons, the Water Department may, at its discretion, either decline to furnish water until separate services are provided, or may continue to supply on the condition that one person shall pay for all on the same service and the minimum charge shall be \$2.25 for each user. ✓

SECTION 31 - Shut Off for Repairs - The water may at any time be shut off from the mains, without notice, for repairs or other necessary purposes, and the Water Department of the City of Warrenton will not be responsible for any consequent damages. Water for steam boilers for power purposes will not be furnished by direct pressure from the City mains. While water is temporarily shut off from the mains, the hot water faucets should be kept open by the occupants of the premises, to allow the steam to escape from the water heaters, and should damage result to meter by reason of steam or hot water, the owner shall be charged for repairs.

SECTION 32 - Access to Premises for Inspection - The inspector of the Water Department shall have free access at proper hours of the day to all parts of the buildings and premises in which water may be delivered from the City mains, for the purpose of inspecting the condition of the pipes and fixtures and the manner in which the water is used.

SECTION 33 - Water May be Shut Off - On failure to comply with the Rules and Regulations established as a condition to the use of water, or to pay water rates in the time and manner hereafter provided, the water may be shut off the offending premises.

SECTION 34 - Penalty - Any person violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine not exceeding THREE HUNDRED DOLLARS (\$300.00) or imprisonment in the City Jail for a period of not exceeding one hundred (100) days, or by both such fine and imprisonment.

SECTION 35 - That in case any portion or provisions of this ordinance should be held to be invalid for any reason whatsoever by any Court, then all other provisions of this ordinance shall be held and considered to be independent of and separable from such invalid portions and shall not be affected or rendered void by the invalidity of such other portions.

An emergency is hereby declared to exist and this ordinance shall go into force and effect immediately upon passage and approval.

Passed by the City Commission this 16 day of June, 1952.

Approved by the Mayor of the City of Warrenton this 16 day of June, 1952.

F. M. Wilson
Mayor

ATTEST:

F. R. Baldwin
Auditor and Police Judge