**Ordinance 2013- 02**

**AN ORDINANCE AMENDING SELECTED SECTIONS OF THE PIEDMONT WATER SYSTEM’S FEES, REGULATIONS AND CONSTRUCTION REQUIREMENTS OF THE PIEDMONT MUNICIPAL CODE**

BE IT ORDAINED BY THE CITY OF PIEDMONT IT HEREBY ADOPTED

THE AMENDMENT TO THE PIEDMONT WATER SYSTEM’S FEES, REGULATIONS AND CONSTRUCTION REQUIREMENTS OF THE PIEDMONT MUNICIPAL CODE

The following amendments are hereby made:

**Section 20.1.1 Definitions:**

Strike the term COMMERCIAL USER and its definition in its entirety and replace with:

“HIGH CAPACITY USER. Any user who requires a meter of 1 ¼ inch or greater.”

Strike the term INDUSTRIAL USER and its definition in its entirety and replace with.

“PREMISES. Distinct and definite locality or building or part of building used by a distinct entity or individual that either owns, leases or controls the location.”

Strike the term RESIDENTIAL USER and its definition in its entirety and replace with:

“STANDARD CAPACITY USER. Any user who requires a meter of less than 1 1/4".”

**Section 20.1.8 Mandatory Water Connections**

The first sentence in the first paragraph shall be stricken and replaced with:

 “The owner of any improved property abutting upon any street where a water main is constructed by the City shall connect to the water line and use the City’s water system within 90 days after written notice to said owner to make such connection. “

**Changes to Section 20.1.13 Tap-Maximum size:**

 In the table, strike 8” and replace with: “Six inches or larger”.

Under Tap Size, change from 1” to “1.5”.

**Delete all of Section 20.1.16 Plumbing and underground utility contractors Return requirements its entirety and replace with:**

**Section 20.1.16 Reports of Plumbing and Underground Utility Contractors.**

“All plumbing and underground contractors shall provide a report to the City whenever working on or connecting to the City water system. The report will include a description of all apparatus and arrangements connected to the City water system for use of water, the amount of water used, how the use was measured and payment for the use of the water, if applicable. This report shall be provided to the City within 48-hours after the completion of work or connection to the water system. If it is determined that there are any misrepresentations or omissions in the report, the City may refuse to allow the contractor or underground utility to tap into or access to the water system in the future.”

**Section 20.1.19 Turning water off after testing new installations required. Sub Section B shall be stricken and replaced with:**

“B.  If the regulation set out in subsection A. of this section is not complied with,

the responsible licensed contractor shall be charged for a minimum of $500 per

month until the Water Department is notified that the water is turned off at the

curb stop.”

**Section 20.1.26 Taking of water hydrants. Rename this section to “Taking of water from hydrants”.**

**Section 20.1.27 Damaging hydrants, mains or connections-Notification of city-Payment of repair costs**

**This language in this Section is stricken and replaced with:**

“Any person damaging a hydrant or water main or any connection thereto shall notify the City Engineer or City Finance Officer at once, and the person responsible for the damage shall pay the cost of repairs or replacements, or face possible criminal charges or both.”

**Section** **20.2.2 Connections to property with existing on-site water**

The first sentence of this Section is stricken and replaced with:

“The internal water and plumbing system of any Property serviced by a private water system or on-lot water system shall be immediately disconnected upon the connection of the building to the Water System.”

**Section 20.3.10** Testing. The second sentence of the paragraph is stricken in its entirety and replaced with the follows:

“A fee as established by Resolution by the City will be required before the meter is disconnected.”

**Section 20.3.12 Notice of removal** – Strike the language in the Section its entirety and replace with:

 **“**No person shall remove a water meter without prior approval from the City.”

**Section 20.4.2 Rates and connection charges**

In paragraph 1: Strike “RESIDENTIAL USERS” and replace with “STANDARD CAPACITY USERS” and to the end of the title, add “AND TRAIL WEST”. The new title of paragraph 1 is: “STANDARD CAPACITY USERS WITHIN THE CITY LIMITS AND TRAIL WEST SUBDIVISION”.

Subpart (b) is stricken and replaced with:

“(b) Hookup Fees: For anyone paying for service from the City Water System by May 1, 2013, the City will absorb the materials cost of the curbstop and provide the meter for installation. For individuals connecting to the City System after May 1, 2013, the hookup fee is $1,000 to cover costs of curbstop and meter. In all cases, installation of the meter and service line from curbstop remain the owner’s expense.”

In paragraph 2: Strike “RESIDENCES” and replace with “STANDARD CAPACITY USERS”. The new title of paragraph 2 is: “STANDARD CAPACITY USERS OUTSIDE OF CITY LIMITS”.

Subpart (b) is stricken and replaced with:

“(b) Hookup Fees: For anyone signing a Water Users Agreement with the City after May 1, 2013, the hookup fee would be $2,500, plus all construction costs to bring line to curbstop. Installation of meter and service line from curbstop shall be the owner’s expense.”

In paragraph 3: Strike “COMMERCIAL AND INDISTRUAL CUSTOMER” and replace with “HIGH CAPACITY USERS” and to the end of the title, add “OR TRAIL WEST”. The new title of paragraph 3 is: “HIGH CAPACITY USERS WITHIN THE MUNICIPAL BOUNDARIES OF TRAIL WEST”.

Subpart (b): Delete the first sentence. To the second sentence, strike “that date” and insert “May 1, 2013 the owner will pay”. This paragraph should read:

“(b) Hookup Fees: For hookups after May 1, 2013 the owner will pay $3,500, plus cost of curbstop and meter. Installation of meter and service line from curbstop shall be the owner’s expense.”

In paragraph 4: Strike “COMMERCIAL AND INDUSTRIAL CUSTOMERS” and replace with “HIGH CAPACITY USERS” and to the end of the title, add “OR TRAIL WEST”. The new title of paragraph 4 is: “HIGH CAPACITY USERS OUTSIDE OF MUNICIPAL BOUNDARIES OR TRAIL WEST”.

**Section 20.4.7 Failure to pay -** In the table, for Outside Office Hours Service Call Charges, strike $65 and insert “$125”.

Add to the City Water Code the following new section:

**Section 20.4.8 Setting of and of Modifications of Fees and Costs.**

“The City, through resolution made and passed by the Board of Trustees and published in the legal paper of notice, may set by Resolution any Fee, Cost, penalty, rate or other expense mentioned but not specifically set in the City Code and, may by resolution passed by the Board of Trustees and published in the legal paper of notice, change, modify, increase or adjust in any way, the City’s Water System fees, costs, penalties, expenses or rates established in the City Ordinance or code. Any change to an existing amount set in an Ordinance or previously established by resolution, shall be applied prospectively and take effect beginning on the first of the month following 20-days from publication of the Resolution. Any costs, penalties, fees, rates or other charge not specifically established in the City Code or set by resolution shall be $150 with a $10 per day penalty for failure to pay.”

Dated this 2nd day of July, 2013.

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 Philip C. Anderson, Chairman

 Piedmont Board of Trustees

**ATTEST:**

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ First Reading: June 18, 2013

City of Piedmont Finance Officer Second Reading: July 2, 2013

 (SEAL) Published: July 10, 2013

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