

TITLE IX.

WATER AND SEWER SERVICE

CHAPTERS:

9-01. Water, Garbage and Sewer Service

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WATER, GARBAGE AND SEWER SERVICE

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9-0101. **WATER AND SEWER SERVICE CONNECTION, REPAIRS AND RATES.** The City Council of the City of Argusville shall, by resolution, establish the procedure and cost for connection to water and sewer lines in the City of Argusville, set the monthly charges for water service, and set out the City's and customer's responsibilities for repairs to water and sewer lines.

9-0102. **WATER SERVICE CONNECTION - PERMIT REQUIRED.** Plumbers shall first secure a permit from the City before making any connection with a main, and no plumber or other person shall make any attachment or connection to a main to serve premises other than the premises describe described in the permit.

1. No permit shall be issued for the making of any connection between any water or sewer lines in any property which has not previously been benefitted by existing water and/or sewer lines, or whenever the owner of such property has not been assessed for such water and sewer facilities, unless and until such person shall have paid or made a written agreement with the City to pay in monthly installments within a maximum of five years an amount of money as may be thereafter determined by the City Council. Such amount shall be based upon the area served and the benefit resulting to the property involved. Within thirty (30) days from the date of receipt of such application, the City Council shall

determine the amount of money required to be paid before such connection shall be made and shall advise the applicant property owner of such determination. All such monies paid in and received pursuant to the provisions of this subsection shall be placed in the water and sewer utility fund and shall be expended in accordance with the purpose of such fund.

2. No permit shall be issued for the making of any connection between any water main of the City and any property of which any special water main assessment taxes are delinquent.
3. No connection shall be made except under the direct supervision of the Water Superintendent.
4. Any connection made without prior inspection by the Water Superintendent shall be subject to excavation.

9-0103. **WATER SERVICE CONNECTION - WHO MAY MAKE - COST.** All taps or connections to the water mains shall be made under the supervision of the Water Superintendent. The fee for such taps shall be established by resolution of the City Council and all taps shall be paid for before made. Should a tap be made without the supervision of the Water Superintendent, the City Council will impose a fine established by resolution of the City Council and excavation will be necessary to expose the tap for inspection by the Water Superintendent.

9-0104. **WATER SERVICE - CONSTRUCTION AND MAINTENANCE BY OWNER.** The cost of original installation of all plumbing between the main and any service devices maintained by the consumer and all extensions made to such plumbing, as well as repairs, shall be borne entirely by the consumer, although such plumbing and services as well as the meters shall at all reasonable times be subject to inspection by duly authorized representatives of the City. Any repairs found to be necessary by such representatives shall be made promptly, or the City will discontinue service.

All services shall be constructed by licensed plumbers at the owner's expense, and each service shall be maintained by the owner. Services heretofore acquired by the issuance of special assessment warrants and assessed against the property, or which may be acquired in the future in like manner, shall likewise be maintained by the owner. Services means the service line running from the point of connection with the City main to owner's premises.

9-0105. **CURB COCKS.** There shall be a curb cock in every service line attached to the water mains, the same to be placed as

near as possible to the curb if on a street, or within one (1) foot of the alley line if the main is located in the alley. Curb cocks shall be supplied with strong suitable "T" handles and shall be enclosed in a substantial iron case covered with a tight fitting iron lid with the letter "W" cast upon it. There shall be one or more stops and waste cocks attached to every supply pipe at some point between the curb cock and the meter so that the water can be shut off and the meter and the house plumbing entirely drained. There shall be another such stop and waste cock in the pipe on the house side of the meter.

9-0106. **WATER METERS REQUIRED.**

1. No person, firm or corporation shall take water from the water mains of the City except when drawn through a water meter as provided herein.
2. Meters for residences shall be furnished by the City at no charge to the customer. Each separate residence shall also require a remote reader and the installation and cost of said remote reader shall be paid by the owner. The Water Superintendent shall inspect all residential installations. No installations shall be made except under the direct supervision of the Water Superintendent. Any installation made without prior inspection by the Water Superintendent shall be subject to removal and fine.
3. All commercial and industrial water users shall purchase and install their own meters. The Water Superintendent shall inspect all such installations.

9-0107. **WATER RATES AND CHARGES -- LIABILITY FOR.**

1. Owners of premises where water is supplied shall notify the City when a tenant moves from his premises, and such notification shall be made prior to the date of moving. In the event any said tenant moves from said premises to other premises in the City, and is there supplied with water, he shall be liable for the water used at his former residence up to the time of moving, and the Water Superintendent shall take such measures to enforce the collection of such water bills as are provided for in the case of non-payment of other water bills. In the event any said tenant moves away from the City or moves to some place within the City where he is not directly supplied by the City with water and refuses or neglects to pay said bills within fifteen (15) days after notice thereof, then and in that event the owner of the property for which said bill was rendered shall be liable for the same, and the Water Superintendent shall take such

measures to enforce collection of such water bill as are provided for in the case of non-payment of other water bills.

2. The owner or owners of all real property in the City furnished with water service or service line repairs shall be responsible for the payment of any and all such charges regardless of who the occupant or tenant of any property may be. Upon the request of the owner or owners, the Water Superintendent shall bill the occupant or tenant for such charges, but if such charges are not paid when due by the occupant or tenant, the owner or owners shall be responsible for such charges.

9-0108. **GARBAGE SERVICE.** Any person with water service requesting not to have garbage picked up at the water connected address should notify the City Auditor, at which time the City Auditor will notify the waste company hired not to pick up any garbage from the person requesting this said item.

Any person with water service with no garbage pick up will be responsible for the removal of any garbage without use of the City dumpsters or another resident's curbside pick up place.

9-0109. **DISCHARGE.** No person may discharge or cause to be discharged, any storm water, groundwater, roof runoff, yard drainage, yard fountain or pond overflow, or other surface waters into the sanitary collection system of the City of Argusville between the dates of March 1 to November 30 during any calendar year. Before January 1, 2007, any persons, firm or corporation having a roof, sump pump, swimming pool discharge, or surface drain now connected and/or discharging into the sanitary sewer system shall disconnect and/or remove the same. Any disconnects or openings in the sanitary sewer system shall be closed or repaired in an effective, workmanlike manner, as approved by the City Engineer for the City of Argusville.

1. Every person owning improved real estate that discharges into the City's sanitary sewer system shall allow City employee(s) to inspect the building to confirm that there is no sump pump or other prohibited discharge into the sanitary sewer system during the prohibited time period. Any person refusing to allow their property to be inspected within fourteen (14) days of the date City employee(s) are denied admittance to the property shall immediately become subject to a surcharge hereinafter provided for.
2. A surcharge of \$50.00 per month is hereby imposed and added to every sewer billing mailed on and after March 1, 2007, to property owners who are not in compliance with

paragraph 1 of this section. The surcharge shall be added every month through November, 2007, until and unless the property is in compliance. The surcharge shall continue to be levied monthly for the months of March through November (both inclusive) for every year on properties not complying with paragraph 1 of this section. Provided, the surcharge shall not be charged unless a property has been inspected and found not to be in compliance, or if the person owning improved real estate refuses to allow an inspection.

3. When a structure is being constructed in the City of Argusville, if at or prior to final inspection City staff determine that the sump pump connection has been illegally connected to the City's sanitary sewer system such that there will be a permanent discharge into the City's sanitary sewer system, there shall be levied a \$500 administrative fine against the general contractor for the structure found to be in violation. If after 24 hours after written notice from the City the general contractor has not remedied the situation so that the sump pump connection can be arranged so that no surface runoff or groundwater can enter into the City's sanitary sewer system from May 1 to November 30 of each year, there shall be an additional \$100 administrative fine for each day such a violation exists. In addition, the Building Inspector shall not issue another building permit within the jurisdiction of the Building Inspector of the City of Argusville for that contractor until the violation has been remedied and any administrative fine has been fully paid to the City. A contractor who is informed of the administrative penalty shall have seven (7) days from the date of his notification of the same to request, in writing, a hearing on the issue of whether or not the basis for the administrative penalty actually exists. Such letter must be filed with the City Auditor of the City of Argusville. Upon receipt of such a letter, in a timely fashion the City Auditor shall set the matter for hearing at the next City Council meeting. The contractor claiming that the basis for the penalty is incorrect shall have the burden at that hearing to establish that the violation set forth by the City staff is, in fact, incorrect. The City Council shall either confirm the determination of violation by City staff or modify or eliminate the penalty if the evidence is such that it establishes no violation occurred.

9-0110. **CERTAIN DISCHARGES OF STORM SEWER WATER DEEMED NUISANCE.**

1. Discharges of storm water, groundwater, roof runoff, yard drainage, yard fountain or pond overflow, or other surface runoff waters into areas with inadequate drainage tend to create a harborage for insect and vermin infestations and are hereby deemed a nuisance. No owner, occupant or user of property therefore may discharge any storm water, groundwater, roof runoff, yard drainage, yard fountain or pond overflow, or other surface runoff waters in such a manner so as to allow the collection of the same on their property or other properties without proper drainage. Discharges of storm water, groundwater, roof runoff, yard drainage, yard fountain or pond overflow, or other surface runoff waters by the use of such devices as sump pumps must be made directly into the storm sewer system of the City of Argusville or drainage ditches which run thereto.
2. No owner, occupant, or user of property abutting Park District property of the City of Argusville shall cause or allow water from any spout, sump pump, or similar device to be directly or indirectly deposited on the Park District property. Similarly, no person shall deposit snow, earth, construction material, or other substance on Park District property of the City of Argusville without written permission from the City Auditor of the City of Argusville. Notwithstanding such written permission issued, no person shall deposit any material containing salt, sand, or other substance which may be harmful to vegetation or other Park District property.
3. The City Auditor of the City of Argusville shall have the authority to issue letters to violators of this section. If the violation is not abated within the time set forth in the notice of violation, the City Attorney is authorized to prosecute such offenses in the Argusville Municipal Court or to seek abatement in the District Court.

9-0111. **PENALTY.** A violation of this chapter may be punishable as an infraction as set forth in Section 1-0211 of these ordinances.