

## ORDINANCE 65

### AN ORDINANCE RESCIBING RULES AND REGULATIONS FOR THE ADMINISTRATION OF MUNICIPAL WATER SYSTEM AND PRESCRIBING PENALTIES FOR THE VIOLATION THEREOF

The Village Council of the village of Bird Island do ordain as follows:

Section 1. Application for Service. Any person, partnership, corporation or otherwise, desiring a connection with the municipal water system shall apply to the clerk for a permit to make such connection.

Section 2. All Water to be Metered. All water furnished by the municipal water plant shall be measured by meters furnished by the owner for that purpose, unless the council shall, on the recommendation of the superintendent of the water plant, otherwise determine.

Section 3. Connections. All taps shall be driven, street excavations made, corporation cocks inserted, pipes installed from main to curb, and the curb cock installed in an iron box to which the service pipe is to be connected, under supervision of the village.

Section 4. All Premises to have Separate Connection. All premises shall have a separate and distinct service connection; and where permission is granted for branch service pipes, each branch pipe must have its own curb cock and separate meter.

Section 5. Service Pipe to be installed by Licensed Plumbers Only. No one except regular employees of the water department of this municipality or plumbers holding licenses issued by the municipality or the state of Minnesota shall do any plumbing work on any pipes connected or to be connected to the municipal water system.

Section 6. Inspection, Trenching and Backfilling. No service line or pipe connected therewith shall be covered until after it has been inspected by someone properly designated for that purpose by the Village.

Section 7. Character of Pipe for Service Connections. All service pipes shall be lead, copper or brass or any other pipe of the same and equal quality and durability approved by the village, and shall be laid as low as the street mains, or not less than five feet below the established street grade in any case.

Section 8. Curb, stop and Waste Cocks. There shall be a curb cock in every service line attached to the mains, the same to be placed as near as possible to the curb if on a street, or within one foot of the alley line if the main is located in the alley. Curb cocks shall be supplied with strong and 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 stop 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.

Section 9. Cost of Installation Borne by Consumer. The cost of original installation of all plumbing between the main and any service devices maintained by the consumer, and all extensions hereafter made to such service pipes, as well as all repairs to the same, shall be borne entirely by the consumer, although such service pipes and devices shall at all reasonable times be subject to inspection by duly authorized officials of the water department. Any repairs found to be necessary by such officials shall be made promptly of the municipality will discontinue service.

Section 10. Meters. Every consumer shall provide a suitable place where a meter can be installed, and he shall install and maintain the same; and if at any time the consumer or the village desires to have the meter tested for accuracy, the same shall be done by the municipality, ad a fee of one dollar (\$1.00) charged therefore to the customer if the meter registers ninety-eight per cent or more accurate. If the meter registers less than ninety-eight accurate, it shall be replaced and repaired.

Section 11. Reading Meters. For the purpose of reading meters, duly authorized employees or officers of the municipality may legally enter upon any premises at a reasonable hour.

Section 12. Quarterly Readings. All water meters installed in the Village of Bird Island shall be read quarterly. Each quarter shall be for that period of each year hereafter, from January 1<sup>st</sup> to June the 30<sup>th</sup>; July the 1<sup>st</sup> to September the 30<sup>th</sup>; and October the 1<sup>st</sup> to December the 31<sup>st</sup>.

Section 13. Payment and Penalty. From and after January 1<sup>st</sup>, 1943, water readings shall be payable quarterly on or before the 1<sup>st</sup> day of February, May, August and November of each year, for water used for each previous quarter or three months period, as herein provided and as indicated by the meter supplying such service; provided, however, that should any user or consumer fail to pay the water rent as the same becomes due, there shall then attach to such amount then due and unpaid, a penalty of ten per cent.

Section 14. Deposits and Guarantees. Hereafter, where the applicant is not the owner of the premises to be served, he shall be required to deposit with the Clerk, at the time the water is turned on at any property, the sum of Four Dollars (\$4.00), and the municipality hereby agrees to pay said consumer simple interest at the rate of three percent per annum thereon, payable upon surrender of the receipt, properly endorsed, at the discontinuance of the service.

Section 15. Taking Water Without Authority. It is hereby declared unlawful for any person, firm or corporation to take any water from the municipal water plant except the same be drawn through a meter installed by the municipality, or from any premises not owned by him or them without the permission of the owner thereof.

Section 16. Tampering with Cut-Off Valves. It shall be unlawful for any person to turn any curb cock on or off except a duly authorized employee of the water department.

Section 17. Reserves Right to Discontinue Service. The municipality hereby reserves the right to discontinue service to any or all customers of the municipal water system without notice when the same is necessary in the repair of said system, or any part thereof, or for the non-payment of water rents. When water service has been discontinued for non-payment or rent, it shall not be resumed until the payment of the water rent past due together with interest at three % thereon a fee of one dollar (\$1.00) for turning water on.

Section 18. Penalty. Any person violating the provisions of this ordinance requiring the taking of water only through meters and allowing free access to the municipality and its employees to the same, shall upon conviction thereof be deemed guilty of a misdemeanor and fined not less than Five Dollars (\$5.00) nor more than One Hundred Dollars (\$100.00) and costs, and in default of payment of such fine and costs shall be committed to the county jail until such fine is paid, not exceeding ninety (90) days.

Section 19. Repeal. All ordinances or parts thereof inconsistent herewith are hereby repealed.

Section 20. Separability. All parts and portions of this ordinance are declared separable, and if any part hereof is declared invalid, such action shall not invalidate any other part or portion hereof.

Section 21. Take Effect. That this ordinance shall be in full force and effect from and after its publication according to law.

Passed the Village Council this 3<sup>rd</sup> day of December, 1942.

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Acting President of Village Council

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Gustave Steffen, Village Recorder

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