

*added Sept. 11, 1911
with Public Hearing*

AN ORDINANCE REGULATING THE CONNECTION TO AND USE OF THE MUNICIPAL WATER SYSTEM; ESTABLISHING AND IMPOSING MEANS OF PRODUCING REVENUE AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF IN THE VILLAGE OF TRUMANSBURG, COUNTY OF TOMPKINS AND STATE OF NEW YORK

Be it ordained and enacted by the Board of Trustees of the Village of Trumansburg, State of New York, as follows:

Section 1 TITLE: This ordinance shall be known as the Water System Use Ordinance.

Section 2 DEFINITION: Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

A. "Water System" shall mean all facilities for the collection, production, pumping and distribution of water owned and operated or maintained by the Village of Trumansburg.

B. "Person" shall mean any individual, firm, company, association, society, corporation, group or agent therefor, including municipal corporations and school districts.

C. "Owner" shall mean any person having title to or any interest in real property in the Village of Trumansburg, New York.

D. "Shall" is mandatory; "May" is permissive.

E. "Village" shall mean the Village of Trumansburg, Tompkins County, New York.

F. "Superintendent of Public Works" shall mean the Superintendent of Public Works of the Village of Trumansburg, New York.

G. "Water Rents" shall mean the charge established and imposed by the Village upon persons or owners served by the water system.

Section 3 APPLICATION FOR WATER SERVICE:

A. No person shall enter into, open or connect to the municipal water system, or extend any pipe used for the conveyance of water, without first making application therefor to the Village Clerk. All such applications shall be made in writing upon forms furnished by the Village,

and if more than one service is desired for the same premises, a separate application shall be made for each service.

B. No connection to the Village water system servicing property situated outside of the corporate limits of the Village shall be permitted other than by individual written agreements made between the Village and owners of such property.

C. No owner or occupant of any premises supplied with water from the Village water system shall furnish water to any other user or place.

D. No person shall install or permit to be installed any cross connection, whether permanent or temporary, between the Village water system and any other source or supply of water.

Section 4 NUMBER OF SERVICES: Each building shall be provided with a separate and independent water service from the main, provided, however, that a group of buildings under the same occupancy, use and exclusive control may be served by a single principal water service upon permission granted by the Village, which permission may contain such conditions as may be prescribed by the Village. Where two or more branch water service lines from the main service pipe are used for separate tenants in the same premises, each branch shall be provided by the owner with proper fittings for separate and independent meter installations in the respective branches and each such branch shall be provided with a compression stop and wastecock ahead of the meter.

Section 5 INSTALLATION OF WATER MAINS AND SERVICE LINES:

A. Except where water mains cross bridges, and except when variations are specifically approved by the Board of Trustees of the Village, all water mains connecting with the Village water system must be cast iron hub and spigot pipe meeting the specifications of the American Water Works Association, and installed with leaded joints. All proposed plans and specifications for water mains must be approved by the Village Board and installed under the supervision and inspection of the Superintendent of Public Works.

B. The installation of all service pipes between the water main and curb box shall be at the expense of the owner of the premises served, excepting that when a service pipe type K soft copper or such other material as may hereafter be approved as permanent shall have been installed at the expense of the owner, such installation between the main and curb box shall be considered to be a part of the Village water system thereafter, and shall thereafter be maintained by the Village. In the event that larger or different services are requested by an owner, or required by reason of the use of the property served, such larger or different service shall be installed at the expense of the owner.

C. All installations of service pipes between the main and curb box shall be made only by authorized Village personnel.

D. Whenever leaks occur in service pipes at any point between the main and the meter, they must be repaired immediately by the owner and if repairs are not made within fifteen (15) days after written notice to the owner, mailed to his local address, the Village may shut off the water supply until such repairs are made, or, in the alternative, may repair such leaks without notice and charge the expense thereof to the owner.

E. All lateral or service pipes for public or private use and all necessary fixtures connected therewith shall be subject to the approval, and laid under the supervision, of the Department of Public Works. Such laterals and service pipes shall be laid not less than four (4) feet deep and shall be kept in good repair and protected from frost by and at the expense of the owner.

F. All tapping of street mains shall be made only by authorized Village personnel and the applicant shall pay such fee therefor as may be determined from time to time by the Village. For each such tap, an approved stopcock with well and cover shall be installed by the Village at the curb or outer edge of the sidewalk at grade, and as near as practicable to the curb, to be kept visible at all times.

G. All water service sizes shall be determined by consultation with the Superintendent of Public Works or other authorized Village personnel, in accordance with rules and regulations pertaining thereto as from time to time adopted by the Village, and no connection to the Village water system shall be made unless approval of the Superintendent of Public Works or other authorized Village personnel as to materials and sizes shall have been obtained and their recommendation followed.

H. After completion of installation and connection all services shall be shut off at the curb box and disconnected inside the premises to be served and notice of such completion shall be given to the Village Clerk; no person shall turn on the water until approved by the Village Clerk, after recommendation by the Superintendent of Public Works as to compliance with the terms and provisions of this ordinance and the rules and regulations adopted in furtherance thereof, shall have been given.

Section 6 STANDPIPES AND AUTOMATIC SPRINKLERS: Standpipes or pipes for automatic suppression of fires within buildings, which fixtures are intended only for such use, will be permitted to be attached to the Village water system, and no charge will be made for the use of water for such purposes. All such pipes must be provided with a suitable valve outside of the building which shall be under the exclusive control of the Village. In the case of standpipes, a valve must be provided at the bottom of the standpipe and at each hose opening, which will be under the exclusive control of the Village and which shall be sealed by the Village. In case such seal shall be broken for the extinguishment of any fire, the person breaking the seal shall immediately thereafter notify the Department of Public Works and the valve shall be resealed.

Section 7 PROTECTION FROM FREEZING: Service pipes and meters in buildings shall be located in the parts thereof best protected from frost. In buildings where there is no cellar the pipe shall be carried to the center of the building or to an unexposed part, prior to being carried upward. In all cases where the service pipe passes through areas of basements having windows, grating, or

traps open to the weather, the openings shall be closely covered and the windows and doors closed to the outside air during cold weather. In all exposed situations the service pipes and fixtures shall be properly wrapped with felt or other non-conducting substance if necessary to protect said pipes from freezing. Such protection shall be at the expense of the owner and in case any owner shall neglect to protect his service as aforesaid, the Village may cut off the water.

Section 8 METERS:

A. All services shall be metered, except as provided in Section 7 relative to standpipes and automatic sprinklers. Meters will not be placed in coal bins or places not easily accessible to a Village Inspector, and they must be accessible to such inspector at all reasonable hours. After a meter is installed any damage which it may sustain from freezing or any other external cause will be repaired by the Department of Public Works and the cost thereof charged to the owner.

B. No person other than an employee of the Village shall remove, alter, or attempt to repair any water meter. In case of any changes or additions in piping for the use or distribution of water which is not accounted for by the meter, a proper charge for such unmetered water shall be made and in default of prompt payment thereof the water shall be shut off. Every meter shall be provided with a compression stopcock on each side and on all meters over one (1) inch in diameter, a suitable by-pass with valves on each side, and a lock valve on the by-pass, shall be provided, and the installation of such by-pass and valves shall be approved by the Department of Public Works. Meters may be attached or removed at any time by the Village and the Village shall charge for the quantity of water so measured by meter, or used upon the premises, and all water passing through a meter will be charged for, whether used or wasted. In those locations where the owner or occupant of property persists in being uncooperative in making provisions for regular meter readings, a remote reading register will be installed, at the owner's expense, and if at some future date the

remote reading register is removed, the actual cost of the register will be refunded to the owner.

~~A~~ Section 9 TERMINATION OF WATER SUPPLY SERVICE:

A. The Village shall at all times have the right to shut off water for alterations, extensions and repairs to its system, and to stop or restrict the supply of water to individual premises whenever it may be found necessary.

B. The owner of vacated premises must request termination of water service in writing at the office of the Village Clerk, and the owner will be held responsible for such minimum water rate as may be in effect until such request is made. Service shall be shut off at the main, at the expense of the owner. In any case where the meter must be removed, except for temporary repairs, the service must be shut off at the curb stop. If the curb stop cannot be operated from the ground service it must be dug and repaired at the owner's expense.

C. Whenever this ordinance, and any subsequent amendment thereof, prohibits any act by an owner of property connected to the Village water system, or imposes an obligation to act upon such owner, the Board of Trustees of the Village may in its discretion, upon violation of the provisions of this ordinance, shut off water service to such property.

Section 10 HYDRANTS:

A. No persons shall open, use, draw water from, or in any manner interfere with any hydrant in the Village other than authorized Village personnel, without permission of the Department of Public Works. This prohibition shall not apply to firemen in the pursuit of their duties. No person shall break, deface, injure, remove or in any manner tamper with any hydrant or any part thereof, and no person shall open any hydrant with any wrench other than standard hydrant wrench.

B. No person shall erect or plant any obstruction within three and one-half (3-1/2) feet of any hydrant or cause any obstruction that will in any way hinder a fire company from hooking on to or operating any hydrant. No obstruction shall be placed so as to restrict the view of any hydrant for a distance

of at least two hundred (200) feet in each direction, along the street.

C. No person shall paint or in any way change the color of a hydrant from the standard yellow used by the Village Department of Public Works.

Section 11 WATER FOR BUILDING CONSTRUCTION: The Board of Trustees of the Village shall determine and fix rates for water to be used for building construction or repairs, the volume of water to be estimated upon the basis of the amount required per unit of square area or cubic content for the various classes of construction involved. Such an estimated schedule charge for this service shall be paid in advance. In lieu of a scheduled charge for such service, a meter may be installed in which case a deposit of \$25.00 shall be required as security against damage to the meter, with any surplus thereof to be applied to water consumption charges thereafter incurred.

Section 12 AUTHORITY OF INSPECTORS:

The Superintendent of Public Works and other duly authorized employees of the Village shall be permitted to enter upon any property at reasonable hours for the purpose of inspecting, testing, repairing or disconnecting water services, or for any purpose reasonably necessary to carry out and enforce the provisions of this ordinance.

Section 13 WATER RENTS AND OTHER CHARGES:

A. The Board of Trustees of the Village shall from time to time determine and fix the charges for water service connection and rates for water consumption, including penalties for late payment, and shall establish times for payment thereof.

B. All water rents shall be a charge against the owner of the premises connected with the Village water system and such rents, together with the amount of any penalty thereon, shall be a lien upon the real property upon which or in connection with which the water is used. In addition, in the event any water rent is not paid within sixty (60) days from the date due, the supply of water may be cut off without further notice to the owner or occupants.

C. Where this ordinance calls for any work to be done at the expense of the owner, and such work is in fact done by Village employees, the owner shall pay the Village, at such rate as from time to time be determined by the Board of Trustees of the Village, for all labor and materials used and, if required by the Village, shall make a deposit to the Village in such amount as may be determined by the Board of Trustees in order to assure payment for such service.

D. Where this ordinance calls for work to be done by the Village at the expense of the owner, or where this ordinance calls for work to be done by the owner, at his expense, which work is in fact done by the Village, the charge therefor, if not paid at the time the work is done, shall be added to and become a part of the next succeeding regular water bill, and shall be paid when such bill is due.

Section 14 PENALTIES:

A. No person shall maliciously, wilfully or negligently break, damage, destroy, uncover, deface or otherwise tamper with any structure, appurtenance or equipment which is a part of the Village water system. A violation of this provision shall constitute disorderly conduct and the person committing such a violation shall be a disorderly person. Such person shall be liable to the Village for any expense, loss or damage occasioned by reason of such violation.

B. Any person violating any provision of this ordinance other than those provisions contained in Section 13 shall, upon conviction, be fined in an amount not to exceed One Hundred (\$100.00) Dollars for each such violation. When any such violation shall be continuous for more than one (1) day, each twenty-four (24) hours thereof shall constitute a separate, distinct and additional violation. In addition thereto, such person shall be liable to the Village for any expense, loss or damage occasioned by reason of such violation.

Section 15 REPEAL OF PRIOR ORDINANCES: All ordinances or parts of ordinances of this Village in conflict with or inconsistent with the provisions of this ordinance are hereby repealed.

Section 16 VALIDITY: The invalidity of any section, clause, sentence or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

Section 17 EFFECTIVE DATE: This ordinance shall be in full force and effect upon compliance with Section 35 of the Village Law as amended.