

AN ORDINANCE ESTABLISHING A MUNICIPAL WATER SYSTEM FOR THE VILLAGE OF GLYNDON, CLAY COUNTY, MINNESOTA, AND SETTING FORTH RULES AND REGULATIONS PERTAINING TO THE INSTALLATION, USE, ADMINISTRATION, RATES AND CHARGES, AND MAINTENANCE, AND PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF.

Section 1. - General Operation.

The Village of Glyndon municipal water system (hereinafter called the water system) shall be operated as a public utility from which revenues will be derived, subject to the provisions of this Ordinance.

Section 2. - Use of Water System Restricted to Authorized Persons.

No person, firm or corporation shall make, construct, or install any water service or make use of any water service which is connected to the water system except in the manner provided in this Ordinance.

Section 3. - Willful Damage to Water System.

No person shall willfully remove or damage any structure appurtenance, or property of the water system, or raise or open any gate constructed or maintained for the water system.

Section 4. - Discontinuance of Service for Violation.

Water Service may be shut off at any stop box connection whenever:

- A. The owner or occupant of the premises served, or any person working on any pipes or equipment thereon which are connected with the water system, has violated or threatened to violate any of the provisions of this Ordinance,
- B. Any charge for water or any other financial obligation imposed by this Ordinance on the present or former owner or occupant of the premises served is unpaid and in default.
- C. Fraud or misrepresentation by the owner or occupant of the premises served in connection with an application for service.

D. There shall be paid a fee of \$5.00 for restoring water service to the premises if shut off by reason of violation of this Ordinance.

Section 5. - Deficiency of Water and Shutting Off Water.

The Village shall not be liable for any deficiency or failure in the supply of water to consumers whether occasioned by shutting the water off for the purpose of making repairs or connection, or from any other cause whatever. In case of fire, or alarm of fire, or in making repairs or construction, water may be shut off at any time and kept shut off as long as necessary.

Section 6. - Supply From One Service.

No more than one house or building shall be supplied from one service connection except by special permission of the Village Council. Whenever two or more parties are supplied from one pipe connecting with the distribution main, each building must have a separate stop box and each party shall be charged a separate rate in accordance with the rate schedule hereinafter specified.

Section 7. - Tapping of Mains Prohibited.

No persons, except persons authorized by the Village Council, shall tap any distributing main or pipe of the water supply system, or insert stopcocks or ferrules therein.

Section 8. - Responsibility for Leakage.

It shall be the responsibility of the property owner or consumer to maintain the service pipe from the curb box into the house or building. In case of failure upon the part of any consumer or property owner to repair any leak occurring in his pipe within twenty-four hours after verbal or written notice thereof, the water will be

but off and not turned back on until the sum of \$10.00 has been paid and the leak repaired. When the waste of water is great, or when damage is likely to result from the leak, the water may be turned off immediately pending repairs.

Section 9. - Service Pipes.

Every service pipe must be laid sufficiently waiving to allow not less than one foot of extra length and in such manner to prevent rupture by settlement. The service pipe must be placed no less than seven feet below the surface or the depth of the water main and in all cases so arranged as to prevent rupture by freezing. Service pipes must extend from the curb box to the inside of the building; or, if not taken into the building, then to the hydrant or other fixtures which it is intended to supply. Type K copper tubing shall be used up to and including two inch services. All underground joints are to be mechanical when using copper tubing. Joints on copper tubing shall be kept to a minimum, with not more than one joint used for service up to seventy feet in length. All joints and connections shall be left uncovered until inspected and tested at normal water line pressure. All service over two inches shall be PVC. Connections with the mains for domestic supply shall be at least three-fourths inch. All piping connections from curb box to house supply piping shall be made by a plumber.

Section 10. - Private Water Supply.

No water pipes of the water system shall be connected with any pump, well, tank, or piping that is connected with any other source of water supply.

Section 11. - Use Confined to Premises.

No person shall permit water from the water system to be used for any purpose except upon his own premises unless written consent is obtained from the Village Council.

Section 12. - Connections Beyond Village Boundaries.

Where water mains of the Village are in any street or alley adjacent to or outside the corporation limits of the Village, the Village Council may issue permits to the owners or occupants of the property adjacent to or accessible to such water main to make proper water service pipe connection with such water mains of the Village and to be supplied with water in conformity with the applicable provisions of this Ordinance, and to set rates and charges, therefore, in excess of those provided for herein.

Section 13. - Restrictions Against Sprinkling and Other Limitations of Water.

All water customers and consumers shall be governed by any regulations promulgated by the Village Council as to limitations in the time and manner of using water and such other applicable regulations promulgated by the Village Council affecting the preservation, regulation, and protection of the water supply and system.

Section 14. - Private Wells.

Private wells may be maintained and continued in use after the connection is made to the water system, provided there is no means of cross-connection between the private well and municipal water supply at any time.

Section 15. - Use of Municipal Water System Requirements.

The owner of every residence, business or industrial building in the Village of Glyndon abutting on any street or alley in which the water mains are maintained, shall within a period of one year from the date the water system is put into operation, connect said building with the public water mains. If such owner fails to provide such connection with the municipal water system after said one year period, the Village may provide for the installation for such water

connections and charge the costs against the property as a special assessment. In addition, after the expiration of said one year period, the Village shall have a right to charge the monthly rate hereinafter designated, against every owner of said residence or building who has failed to install said water system.

Section 16. - Use of Water for Air Conditioning.

All use of water for air conditioning shall be allowed only after a special written permit shall have been given by the Village Council.

Section 17. - Application for Water Connections.

A. All applications for service installation and for water service shall be made to the Village Clerk on printed forms furnished by the Village. All such applications for service installation shall be made by the owner or agent of the owner of the property to be served and shall state the size and location of the service connection required.

B. When service connections have been installed, application for water service may be made either by the owner, agent, tenant, or occupant of the premises.

C. The size of water service connection shall be subject to the approval of the Village Council.

D. The Village Clerk shall issue permits provided all requirements of this Ordinance are complied with and shall only be issued to a plumber or contractor licensed by the Village.

E. No application fee shall be charged to connect to existing water service leads at the curb box. If, however, said application requires the tapping and making of connections with the water main where a curb box and service lead is not installed, then said application and permit shall provide that the applicant pay to the licensed plumber or contractor, all charges for tapping of the water main, the

installation of the service line and the installation of the curb stop and box.

F. In the event the installation is to be upon a surfaced street then the applicant, at the time of making application, shall pay to the Village the sum of \$75.00, which fee shall be used by the Village for restoration of the street or sidewalk area which is disturbed by the installation.

Section 18. Property Assessments.

No permit shall be issued to tap or connect with any water main directly or indirectly from any lot or tract of land unless the Village Clerk shall have certified:

A. That such lot or tract of land has been assessed for the cost or construction of the water main with which the connection is made; or,

B. If no assessment has been levied for such construction costs, that proceedings for levying such assessment have been or will be completed in due course; or,

C. If no assessment has been levied, and no assessment proceedings will be completed in due course, a sum equal to the portion of the cost of constructing said water main which would be assessable against said land or tract, shall be paid to the Village. Said assessable costs shall be determined by the Village Council with the assistance of the Village Engineer upon the same basis as any assessment previously levied against other property for the said main.

Section 19. - Location of Stop Boxes.

Curb stop boxes will be installed at a point most suitable to the property and shall be an accurate vertical position when backfilling is completed. One will be installed on each lot containing a building, and at the discretion of the Village Engineer, on vacant property. Curb stop boxes will be installed at an approximate depth below the grade established by the Village Engineer.

Section 20. - Turning on Water

No person, except persons authorized by the Village Council, shall turn on or off any water supply at the stop box without permission from the Village Council.

Section 21. - Water Rates

A. The rate due and payable by each water user within the village for water taken from the water system shall be as follows:

- a. For each residence, \$3.50 per month.
- b. For apartment houses, \$2.50 per month per apartment.
- c. For liquor stores, potato washing plants, motels, laundromats, commercial garages, restaurants and filling stations, \$10.00 per month.
- d. Churches and all other commercial establishments, \$3.50 per month.
- e. School District No. 145, \$150.00 per month.

B. The foregoing charges are payable quarterly.

C. Rates due and payable by each water user located beyond the territorial limits of the Village, shall be determined by special contract.

Section 22. - Payment of Charges.

Statements for total water charges for the preceding quarterly period shall be mailed by the Village to each customer on or before the 10th day of each quarter. Each statement shall be due on or before the 20th day of the month following the quarterly period covered by the statement. There shall be added to all statements not paid when due, a penalty charge of 50 cents for each month or fraction thereof that the statement remains unpaid.

Section 23. - Action to Collect Charges.

Any amounts due for water service hereunder may be collected in a civil action or the Village Clerk may certify to the County Auditor the amounts due, together with the legal description of the premises served, and the County Auditor shall thereupon enter such amount as

rt of the tax levy on said premises to be collected during the ensuing year as provided by the laws of the State of Minnesota.

Section 24. - Access to Buildings Served by Water System.

Village Officials and other authorized Village Personnel shall have free access at reasonable hours of the day to all parts of every building and premises connected with the water system for the purpose of making any inspections that the Village Council deems necessary.

Section 25. - Use of Fire Hydrants.

No person other than authorized Village Personnel shall operate fire hydrants or interfere in any way with the water system.

Section 26. - Minnesota Plumbing Code.

The provisions of the Minnesota Plumbing Code, as approved by the Minnesota State Board of Health, including future amendments thereof, are hereby adopted by reference and shall be a part of this Ordinance as if set forth in full, except as the same may be inconsistent with any provision of this Ordinance or inapplicable. Three copies of said Minnesota Plumbing Code as amended are on file in the office of the Village Clerk, as provided by statute.

Section 27. - Water Utility Fund.

There is hereby created a water utility fund, which fund shall be used to meet all the expenses for operation, maintenance, repair and expansion of the water system, administration of the Glyndon Water System, and for payment of any indebtedness to the Federal Housing Administration of the United States of America. There shall be paid into said fund all monies collected pursuant to this Ordinance together with such other funds as may be paid into the said fund pursuant to resolution of the Village Council.

Section 28. - Accounting Procedure.

The accounting procedure shall conform to the requirements and recommendations of the public examiner of the State of Minnesota.

Section 29. - Penalties for Violation.

Any person, firm or corporation who shall violate this Ordinance shall be guilty of a misdemeanor and upon conviction of such violation shall be fined a sum not to exceed One Hundred and no/100 Dollars (\$100.00) or sentenced to the county jail for a period not to exceed ninety (90) days. Each and every day that said violation shall continue shall constitute a separate and distinct violation.

Section 30. - Effective Date.

This Ordinance shall take effect and be enforced from and after its passage and publication. The Village shall have the right to enforce this Ordinance by injunction or any other legal remedy, including the right to prohibit the use of the water system in the Village by any person, firm or corporation violating or operating contrary to the provisions of this Ordinance.

PASSED by the Village Council of the Village of Glyndon, Clay County, Minnesota, this 24th day of February, 1970.

Fay Bolin
Fay Bolin, Mayor

ATTEST:

Dennis Johnson
Dennis Johnson, Village Clerk

(SEAL)