

AN ORDINANCE REGULATING THE USE OF THE MUNICIPAL WATER SYSTEM

THE CITY COUNCIL OF THE CITY OF NEW MUNICH ORDAINS AS FOLLOWS:

Section 1. Installation of Meters

All water services being supplied from the municipal water system of the city of New Munich shall be provided with water meters of a kind, size, and type meeting the approval of the New Munich city council. All meters must be procured from the city or approved by the city council. The cost of the initial meter and its installation is borne by the owner of the property.

Section 2. Damaged and Inoperative Meters

The owner of the property upon which a meter is installed shall be held responsible for any damage which the meter may sustain from wilful or malicious misuse or through freezing or hot water backing through it. The property owner shall bear the cost of repairing the meter under such circumstances. All meters shall be put in working condition within thirty days after notification to the owner of the property by the city council. The city shall bear the cost of repairing ~~or~~ replacing meters where the same is made necessary by reason of ordinary wear and tear.

Section 3. Reading of Meters

Meters shall be read by a person(s) designated by the city council, and meters shall, at all times, be accessible for reading. If a reading cannot be taken, a fair and appropriate estimate based on previous usage patterns will be used for billing purposes.

Section 4. Property Owners Liable for Water Service

The owner of the property to which water is being supplied by the city shall be held responsible for the payment of all water bills whether they are occupying the property or not.

Section 5. Billing Dates and Late Charges

All meters shall be read quarterly on or about the first day of January, April, July, and October in each year and amounts due from property owners for water used shall be due and payable within 30 days of bill notice. A late penalty to be set by resolution of the city council shall be charged to any property owner who fails to pay within the 30-day period.

Section 6. Shut-off for Nonpayment

Failure of the owner of the property to pay their delinquent water bill within 60 days of the initial billing date shall subject them to the shutting off of said water service upon proper notice. Such notice shall be personally served and shall inform the property owner of the city's intention to shut off their water supply if payment is not made within 10 days. The notice shall also inform the property owner that they may present any objection to the bill they may have to the city clerk and demand a hearing before a panel of three impartial residents appointed by the mayor, in which case the supply will not be cut off until after the hearing is held. Once water service to any premises has been disconnected due to a delinquent account, service shall not be restored except upon payment of all delinquent amounts due plus a fee for disconnection and reconnection set by resolution of the city council.

Section 7. Collection With Taxes

The city clerk shall prepare an assessment roll each year providing for the assessment of delinquent amounts against the respective properties served. The assessment roll shall be delivered to the city council for adoption on or before Oct. 1 of each year. Upon such adoption, the clerk shall certify the assessment roll to the county auditor for collection along with taxes.

Section 8. Water Rates

Minimum fees for water service and water usage rates shall be set by resolution of the city council.

Section 9. Previous Ordinance Repealed

Ordinance No. 14 is hereby repealed.

Section 10. Effective Date

This ordinance shall be in full force and effect from and after its passage and publication as required by law.

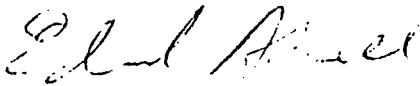
Passed by the City Council this 12th day of September 1989.

CITY OF NEW MUNICH

Arthur Rolfzen, Mayor

(seal)

ATTEST



Edward Atwell, City Clerk