

## **CHAPTER XIV**

### **MUNICIPAL UTILITIES**

- 14.01 Water Utilities: Rules and Regulations: Rates**
- 14.02 Water Utilities: Cross Connection Control**

## **14.01 WATER UTILITIES; RULES AND REGULATIONS; RATES.**

### **(1) Application**

(a) All persons desiring a water supply from the Village Water Works must first make application upon printed blanks to be furnished by the Village clerk-Treasurer, to the water Works Superintendent, and all applications shall be properly completed and signed by the owner of the premises, or a duly authorized agent of the owner, and shall then be delivered by the applicant to the superintendent who shall submit the same to the Village Board at its next regular meeting for action thereon.

(b) Applications for water must state fully and truly all purposes for which it is intended and applicants must frankly, and without concealment, answer all questions put to them relating thereto. In case of fraudulent representations, the supply of water shall be shut off by the superintendent.

**(2) Meters** All water furnished to consumers will be metered, the meter to be furnished by the Village and shall remain the property of the village and be considered part of the water works system. Meters must be protected by consumers from frost or damage and all meters must, at all times, be accessible to persons in the employ of the Village and authorized thereunder. Damages caused to any meter by failure of the consumer to protect it from the frost, as well as damage to meters by misuse thereof, shall be chargeable to the consumer.

**(3) Opening Apparatus** It shall be unadvisable and unlawful for any person, except the superintendent of Water Works, or an employee under him, or the chief or member of the Fire Department, and then only when engaged in the line of his duties, to injure, open or in any way tamper with fire hydrants, stop valves, meters, covers, machinery, apparatus, or fixtures of the water works.

**(4) Superintendent** The superintendent of the Water Works shall be in direct charge of the system, subject to the authority of the Village Board.

### **(5) Water Rates**

(a) Water rates shall be due and payable quarterly on the first day of January, April, July and October, at the office of the Village clerk-Treasurer. Prior thereto, the superintendent or other authorized person shall read each meter. An accurate account of each meter reading shall be kept by the superintendent and he shall forward his statement of the indebtedness of each owner or occupant of the premises where a meter is installed every 3 months, viz: the first day of January, April, July and October.

(b) If, from any cause, the meter fails to indicate the amount of water consumed for any quarter, the consumer must pay for such quarter the same amount of water as used in the corresponding quarter of the last preceding year, providing conditions are the same on the premises as in the previous year.

**(6) Disconnection**

(a) Any consumer desiring, for any reason, to discontinue use of water on his premises, must notify the superintendent to that effect: and no charges for water will be stopped, nor any deductions of any water rates against any premises be made, unless notice shall have been given.

(b) In a case where the water has been turned off for nonpayment of water rates or for violation of the provisions of this section, it shall not be turned on again until the cause for which the water was turned off has been removed and all back rates and sums, together with the reconnect charge shall be paid.

**(7) Repairs and Extensions** The Village shall have the right at all times to shut off the water for necessary repairs or extensions, but notice thereof shall, in all cases, be given to consumers if possible.

**(8) Rates and Rules** That as for water rates and other rules for service, the Public service Commission of Wisconsin Order with Appendix of May 13, 1976 is adopted and made a part of this Ordinance by reference. If any sections or other paragraphs of this Ordinance are inconsistent with the Public Service commission of Wisconsin Order with Appendix of May 13, 1976, the latter shall be controlling.

**(9) Remote Meter Register** A remote meter register will be required on all meters installed after January 1, 1979, including those required to be placed in a pit. Only an employee of the Village water utility is authorized to make such an installation. The Village shall not be liable for any damage done in such installation. The village shall own, install and maintain at its expense such remote meter register. The customer shall bear the cost of any plumbing modifications necessary to set the same. The customer shall be responsible for repairs and maintenance to the same as a result of the customer's neglect or misuse. The register, transmitter, fastening and connection thereto, there remain the property of the village water utility and shall not be moved from one setting to another. After such installation the Village water utility shall inspect the remote meter register at least once a year.

**(10) Additional Meters** Additional meters may be purchased from the village and added by individual or businesses users in series with the meter connected to the village water line by a plumber under supervision of the Director of Public works, provided the water metered by the additional meter or meters is used for purposes by which it shall not drain into the village sanitary sewers.

**14.02 WATER UTILITIES: CROSS CONNECTION CONTROL.**

## **(1) Definitions**

(a) A cross connection shall be defined as any physical connection or arrangement between two otherwise separate systems, one of which contains potable water from the village of Elkhart Lake water system, and the other, water from a private source, water of unknown or questionable safety or steam, gases, or chemicals, whereby there may be a flow from one system to the other, the direction of flow depending on the pressure differential between the two systems.

(b) Infiltration shall be defined as when any foreign substance, either solid, liquid or gas enters the system through either removal or failure of any portion of the system.

**(2) General Provisions** No person, firm or corporation shall establish or permit to be established or maintain or permit to be maintained any cross connection. No interconnection shall be established whereby potable water from a private, auxiliary or emergency water supply other than the regular public water supply of the village of Elkhart Lake may enter the supply or distribution system of said municipality, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by the Elkhart Lake Water utility and as approved by the Wisconsin Department of Natural Resources in accordance with sec. NR 111.25(3), Wisconsin Administrative code, and the Department of Health and social services in accordance with H 62.14 (1) (c).

**(3) Enforcement** It shall be the duty of the Plumbing Inspector to cause inspections to be made of all properties served by the public water system where cross connections with the public water system are deemed possible. The frequency of inspections and re-inspections based on potential health hazards involved shall be as established by the Elkhart Lake Water utility and as approved by the Wisconsin Department of Natural Resources.

**(4) Inspections** Upon presentation of credentials, the Plumbing Inspector shall have the right to request entry at any reasonable time to examine any property served by a connection to the public water system of the Village of Elkhart Lake for cross connections. If entry is refused, such representative shall obtain a special inspection warrant under Sec. 66.122, Wisconsin statutes. On request the owner, lessee or occupant of any property so served shall furnish to the inspection agency any pertinent information regarding the piping system or systems on such property.

**(5) Discontinuance of Service** The Elkhart Lake water utility *is* hereby authorized and directed to discontinue water service to any property wherein any connection in violation of this ordinance exists, and to take such other precautionary measures deemed necessary to eliminate any danger of contamination of the public water system. Water service shall be discontinued only after reasonable notice and opportunity for hearing under Chapter 68, Wisconsin Statutes, except as provided in section 6. Water service to

such property shall not be restored until the cross connection(s) has been eliminated in compliance with the provisions of this ordinance.

**(6) Emergency Discontinuance** If it is determined by the Elkhart Lake water utility that a cross connection or an emergency endangers public health, safety or welfare and required immediate action, and written finding to that effect is filed with the Clerk of the Village of Elkhart Lake and delivered to the customer's premises, service may be immediately discontinued. The customer shall have an opportunity for hearing under chapter 68, Wisconsin statutes, within 10 days of such emergency discontinuance.

**(7) Adoption of the State Code** The Village of Elkhart Lake adopts by reference the State Plumbing Code of Wisconsin being Chapter H 62, Wisconsin Administrative Code, and this ordinance supplements rather than supersedes the state plumbing Code, and the Village of Elkhart Lake plumbing ordinance No. 29.