

BILL O. _____
ORDINANCE NO. 257

AN ORDINANCE IN RELATION TO THE WATERWORKS SYSTEM

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF
ST. MARYS, MISSOURI, as follows:

SECTION 1. WATERWORKS TO BE SUPERVISED BY SUPERINTENDENT.

The Superintendent of the Water Department shall have general charge, supervision, and control of the waterworks system of the city.

SECTION 2. PERMIT REQUIRED - WHEN. Any person, firm or corporation carrying on a plumbing business and desiring to introduce water from the water system of the City to any premises, shall first procure a permit to do so from the Superintendent; the application for a permit shall be in writing and signed by applicant and shall state the size and kind of service pipe to be used, the location of the premises, the name of the owner of the premises, the main tapped and for what purpose the water is used. For every extension of pipe or new attachment to take place of old ones, applications shall be made for a permit, as provided herein. All such applications shall be numbered, filed and registered by the Superintendent.

SECTION 3. TAPPING FEE. No person, firm or corporation shall be granted permission to tap any water main until the owner, or his representative, shall have paid the sum of \$1.00 for the privilege of tapping such main.

SECTION 4. SERVICE CONNECTIONS. All service pipes placed in connection with any water main or pipe shall be made of lead or brass, and not less than 5/8 inches in diameter, and laid at least three feet below the surface of the ground and with sufficient waiving to allow an extra length of one foot, and in such manner as to prevent rupture by settlement or otherwise. All service pipes placed across and under any street shall be made of lead, copper or brass.

SECTION 5. CONSENT OF ADJOINING PROPERTY OWNER REQUIRED - WHEN. No permit for an attachment for water privileges shall be granted to any person when the service pipe connecting such attachment with the premises to be supplied with water must pass over or through the premises of any other person, unless the written permission of the owner of such intervening premises be first obtained and filed

with the Superintendent of the Water Department.

SECTION 6. STOP-COCKS, TYPE AND WASTE COCK REQUIRED.

There shall be a stop-cock placed on every attachment to any water main or pipe, and shall be placed under sidewalks and within one foot of the curbstone or outer edge of such sidewalk when the same can be done. All stop-cocks shall have a strong and suitable "T" head; they shall be placed immediately in front of the premises to be supplied with water and shall be enclosed in a case of iron, the top of which shall be on a lever with the sidewalk. All street washers placed in connection with the pipe supplying the building shall be controlled by a stop-cock so as to admit the water being turned off from the street or vice versa. There shall be a pipe and waste cock attached to every supplying pipe at the point where it enters the building so that the water may be shut off in freezing weather.

SECTION 7. MATERIALS USED SHALL BE STRONG ENOUGH TO RESIST THE WATER PRESSURE, AND ALL WORK AND MATERIALS USED IN CONNECTION WITH THE WATER SYSTEM SHALL BE SUBJECT TO THE INSPECTION AND APPROVAL OF THE SUPERINTENDENT OF THE WATER DEPARTMENT. All stop-cocks and other appliances must be sufficiently strong and secure to resist the pressure and ram of the water from the water main. All plumbing, tapping, and other work materials herein provided shall be subject to the control, inspection and approval of the Superintendent of the Water Department, and all underground work shall be inspected by him, or his representative, before being covered.

SECTION 8. WATER METERS REQUIRED; RATES PRESCRIBED. Water from the waterworks system of this City shall be furnished through meters and the following rates for the use of water, for the period of one month, are hereby established.

1.50

2.50

3.00 Aug 7-1970

SECTION 9. METERS SHALL BE READ MONTHLY AND CONSUMERS BILLED MONTHLY. It shall be the duty of the Superintendent, either in person or by his assistants, to visit each residence, place of business or other place where a meter, used for registering water, is kept, on or about the first of each month, and to read such meter and ascertain therefrom the quantity of water consumed by the licensed owner of the meter for the previous month or license period; and thereupon the Superintendent of the Water Department, or his assistants, shall make out a statement of the quantity of water thus consumed; one copy of which, upon request, shall be left with the consumer or with some member of said consumer's family, at the place where said meter is located; the other copy shall be promptly delivered to the city auditor. The city ~~collector~~ shall thereupon make out, from the meter readings so delivered to him by the Superintendent, a statement of the quantity of water used by each consumer, and the total cost thereof due from the consumer to the City for same, and shall, on the first day of each month, or as near the first day of each month as practicable, mail, through the United States mail, a copy of such statement or account to each consumer.

SECTION 10. WATER BILLS ARE DUE AND PAYABLE ON OR BEFORE THE 10TH DAY OF EACH MONTH. All accounts for the use of water from the City waterworks system shall be due and payable by the consumer, either in person or by letter (letter to be addressed to the city auditor), at the city ~~auditor's~~ office, on or before the 10th day of the month in which the account for such water is rendered.

SECTION 11. DELINQUENT ACCOUNTS - HOW HANDLED. If the account of any consumer, whether for water used, supplies furnished or work done, is not paid on or before the 25th day of the month during which such account is rendered, the Superintendent of the Water Department, by and with the consent of a majority of the members of the Board of Aldermen, shall immediately cut off such delinquent consumer from the water supply and shall not furnish such consumer with water

while such indebtedness remains unpaid. And if such account remains unpaid after the 25th day of the month in which the same is rendered, as aforesaid, the Superintendent shall place the account in the hands of the City Attorney for collection; provided, however, that should there be a dispute between the City and any delinquent consumer as to the correctness or other conditions of the account so rendered, the same shall immediately be reported to the Light and Water Committee, by such complaining consumer, and no proceeding shall be commenced against such delinquent consumer until such committee shall first have passed upon the correctness or other conditions of said account, and shall have reported its findings thereon to the Board of Aldermen.

SECTION 12. RATE CHARGED IN CASE METER FAILS TO OPERATE.

In the event that any meter used for the registering of water gets out of order, or fails to register or to register correctly the amount of water passing through it, the consumer shall be charged at the rate of the average daily consumption of water as shown by the meter readings during the last previous month during which water shall have been used through said meter.

SECTION 13. RE-CONNECTION FEE REQUIRED - WHEN. In the

event that any delinquent consumer of water shall have been cut off from the water supply of this City as provided for in Section 11 of this ordinance, the said consumer shall not be re-connected to the City waterworks system until he shall first pay to the city auditor, or his representative, the sum of \$2.00, as a re-connection fee.

SECTION 14. WATER METER REQUIRED. All furnished water

by the City through its waterworks system to the consumers must be measured through a suitable meter.

SECTION 15. DEFINING A MISDEMEANOR. Whoever shall with-

out the permission turn on any water from any pipe which has been cut off by the Superintendent of the Water Department of the City of St. Marys, or whoever shall procure any water from any hydrant or pipe that has been shut off by such Superintendent, shall be deemed guilty

of a misdemeanor and upon conviction shall be fined not less than \$5.00 nor more than \$100.00, or by imprisonment in the County jail not more than 60 days or by both such fine and imprisonment.

SECTION 16. BOARD OF ALDERMEN SHALL HAVE POWER TO REVOKE ANY PLUMBING OR WATER LICENSE - WHEN. Whenever any person, firm or corporation having a license to carry on the plumbing business in this City, or whenever any person holding a water license, has been convicted of a violation of any provisions of this ordinance, the Board of Aldermen shall have the right to revoke any such plumbing or water license to any such person, firm or corporation.

SECTION 17. A VIOLATION OF THIS ORDINANCE OR FAILURE TO PAY WATER TAX, SHALL BE JUST CAUSE FOR SHUTTING OFF WATER SUPPLY. The violation of any of the provisions of this ordinance in regard to the waterworks system, or the failure to pay any water tax when the same shall be due, and demand has been made therefor, shall be just cause for shutting off the water supply to any premises, and the forfeiture of any advance payment which has been made thereon, when so ordered by the Board of Aldermen.

SECTION 18. WATER METER LICENSE REQUIRED; WATER METERS SHALL BE FURNISHED AND REPAIRED BY THE CITY AND THE COST THEREFOR PAID BY THE CONSUMER. Any person desiring to use water from the waterworks system shall make application to the Superintendent of the Water Department for a water meter. Such meter shall be installed by the City Water Department and repaired and maintained in good working order at the expense of the consumer.

All meters shall be purchased by the Superintendent and furnished to the consumer at a cost equal to the amount expended by the City for such meter. In the event that any consumer discontinues the use of the water from the Water Department and returns the meter to the City, the City shall refund to said consumer the cost of said meter. Such meters shall at all times be subject to the inspection and approval of the Superintendent of the Water Department.

SECTION 19. RIGHTS RESERVED TO THE CITY. The City reserves the right to change at any time by ordinance or resolution, the rates

for the use of water expressed in this ordinance; the right to shut off the water in any main or pipe for the purpose of making improvements, alterations or repairs, and to stop and restrict the supply of water whenever it may be found necessary; and the City shall not be liable for any suspension of the water supply to any holder of any water license; every consumer of water, by accepting water from the City, shall be bound by the terms and conditions of this ordinance.

SECTION 20. SUPERINTENDENT OF THE WATER DEPARTMENT SHALL HAVE ACCESS TO ALL PREMISES IN ORDER TO PERFORM HIS DUTIES AS HEREIN PROVIDED. Any person who shall refuse to permit the Superintendent of the Water Department, or his assistants, to enter upon his premises, at a reasonable hour, for the purpose of examining or repairing any water pipes, equipment, appliance or meter, or for the purpose of reading any meter, shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than \$1.00, nor more than \$100.00.

SECTION 21. DECLARATION OF AN EMERGENCY - WHEN. If at any time the water situation in the City of St. Marys shall, in the opinion of the Board of Aldermen, become critical then a state of emergency shall be declared by a resolution duly passed by a majority of the Board of Aldermen. Upon the passage of such a resolution the Board may order the elimination of excessive uses of water and may prohibit the use of City water in whatever manner they deem necessary.

SECTION 22. ENFORCEMENT OF RESOLUTION PROCLAIMING EMERGENCY. Whenever the Board of Aldermen shall by resolution declare a state of emergency as to the water supply and shall prohibit the use of water in the manner above described then any person convicted of violating the terms of such resolution shall be deemed guilty of a misdemeanor and punishable in the same manner as is provided for the violation of any other section of this ordinance and in addition thereto the Board of Aldermen may order the water of any one so convicted shut off until such time as they are assured that such persons will comply with the the orders contained in said resolution.

SECTION 23. SEVERANCE CLAUSE. That if any section, sentence, phrase or clause of this ordinance shall be held invalid for any reason by a court of competent jurisdiction, the invalidity of such section, sentence, phrase or clause shall not impair the validity of the remaining sections, sentences, phrases or clauses of the ordinance; the Board of Aldermen hereby declare that it would have passed the remaining portions of this ordinance had it known that such section, sentence, phrase or clause would be held invalid.

SECTION 24. REPEALING OF CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict herewith, shall be, and the same are hereby repealed; and this ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

Read three times and passed this 6 day of October, 1954.

L. E. DeLassus
Mayor

Attest:

Lenora Baland
City Clerk

Approved this 6 day of Oct, 1954

L. E. DeLassus
Mayor

Attest:

Lenora Baland
City Clerk