

**AN ORDINANCE DECLARING OWNERSHIP AND USE OF PUBLIC FIRE HYDRANTS AND BANNING THE OBSTRUCTION OF ANY FIRE HYDRANT WITHIN THE CITY OF ST. MARY, MISSOURI.**

**WHEREAS**, the City Council of the City of St. Mary, Missouri has determined the City as owner of the water lines and fire hydrants within the city limits is in need of establishing rules for the use of fire hydrants and blockage of fire hydrants, and

**WHEREAS**, the City Council believes it is in the best interests of the residents of the City of St. Mary to control the use of and blockage of fire hydrants within the city limits.

**NOW, THEREFORE,**

**BE IT ORDAINED BY THE BOARD OF ALDERMAN OF THE CITY OF ST. MARY, AS FOLLOWS:**

**SECTION ONE:** All public fire hydrants with gate valves, tees and connections from the main, inside of the City limits, shall be owned, maintained and used only by the City who shall be solely responsible for same. Use of water from fire hydrants by contractors and others shall be only upon permission by the City and after approved application to the City.

**SECTION TWO:** The City shall not be held liable and will not assume any responsibility for the condition of any fire hydrant inside or outside of City limits, the pressure or amount of water obtainable therefrom or any damage either direct or resultant because of the condition, pressure or amount of water available at any fire hydrant.

**SECTION THREE:** No one shall plant vegetation, place or maintain any yard ornamentation, shrubbery, trees, vegetation, fencing or any other objects that will obstruct the view of, easy access to, or prevent the operation of any fire hydrant.

**SECTION FOUR:** The Fire Chief and or The Board of Alderman including the Mayor shall have full power to determine whether plant vegetation, any yard ornamentation, shrubbery, trees, vegetation, fencing or any other objects that may be obstructing the access or view of any fire hydrant. They shall have full power to enforce this ordinance and have these obstructions removed from the property.

**SECTION FIVE:** The violation of this ordinance shall be punished by a fine not to exceed five hundred dollars (\$500.00).

**SECTION SIX:** This ordinance shall apply to all future and currently existing hydrants and any current yard ornamentation, shrubbery, trees, vegetation, fencing or other objects obstructing the view of, easy access to, or preventing the operation of any fire hydrant.

**SECTION SEVEN:** 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 of parts.

DATE OF 1<sup>ST</sup> READING: June 12<sup>th</sup>, 2009

DATE OF 2<sup>ND</sup> READING: June 12<sup>th</sup>, 2009

PASSED AND APPROVED THIS 12<sup>th</sup> DAY OF June, 2009 Roll Call Vote of the St. Mary Board of Alderman as follows

FIRST VOTE:

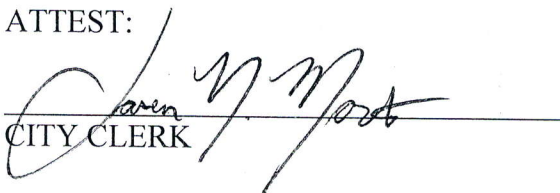
Alderman Bequette:	Aye
Alderman Gerardot:	Absent
Alderman Cassoutt:	Aye
Alderman Bovey:	Aye

SECOND VOTE:

Alderman Bequette:	Aye
Alderman Gerardot:	Absent
Alderman Cassoutt:	Aye
Alderman Bovey:	Aye

  
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Mayor Carl Wyatt

ATTEST:

  
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CITY CLERK

(SEAL)