

CHAPTER 3
USE OF WATER

Section

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§11-3-1: UNAUTHORIZED TURNING ON:

No water from the Village water system shall be turned on for service to any premises by any person except the Village's water system manager, or his designee. (Ord. 95-379, 1-16-1995)

§11-3-2: APPLICATION TO HAVE WATER TURNED ON AND/OR TO HAVE BILLING CHANGED:

(A) Application:

1. Application to have water turned on or to have water service continued in the name of new owner(s) or a new occupant(s) shall be made to the Village or the Village water system manager and shall contain an agreement by the applicant(s) to abide by and accept all of the provisions of this Title as a condition governing the use of the Village water system by the applicant.

2. The proposed occupant(s) and the property owner(s) shall both be required to be applicants and shall provide the Village with their respective names, addresses, telephone numbers, and any other pertinent information the Village may require to fully identify both the occupant(s) and owner(s) of record of the subject property.

(B) Conditions:

No water from the Village water system shall be turned on, nor shall any change be made in the name of the person(s) designated to receive bills for water service, nor shall water service be extended to new owner(s) or occupant(s) of any premises, nor shall title to any premises served by the Village water system be transferred until and unless the applicant(s) for any such turn-on or any such billing change, and/or any existing or new owner of such premises: 1) shall have paid all unpaid water bills for the premises in question, 2) shall have paid an additional amount to cover the estimated billings for the last and current billing period(s) (whether a partial or full quarter) immediately prior to such turn-on or billing change, or all bills for the premises, including, but not limited to, the final bill for all service prior to any transfer of title, have been paid in full, and 3) the water meter has been inspected for proper operation by the Village water system manager and the Village water system manager has also inspected the subject premises for cross connections which are prohibited by Chapter 4 of this Title.

(C) Authority of Village:

This Section shall not be construed to restrict the authority of the Village to inspect any property nor to seek penalties and/or other remedies for violations of other provisions of this code.

(Ord. 2007-018, 10-15-2007)

§11-3-3: DEPOSITS TO ACCOMPANY APPLICATIONS; REFUND WHEN SERVICE DISCONTINUED:

(Repealed by Ord. 2007-018, 10-15-2007)

§11-3-4: SERVICE PROHIBITED IF PLUMBING SUBSTANDARD:

No water shall be turned on for service in premises in which the plumbing does not comply with the ordinances of this Village; provided, however, that water may be turned on for construction purposes in unfinished buildings, subject to the other applicable provisions of this Title. (Ord. 95-379, 1-16-1995)

§11-3-5: RESALE PROHIBITED:

No water shall be resold or distributed by the recipient thereof from the water supply to any premises other than that for which the original sale has been made, as evidenced by meter installation except as may be specifically authorized by the Village's water system manager, or his designee, in cases of emergency use. (Ord. 95-379, 1-16-1995)

§11-3-6: TAMPERING OR INTERFERENCE WITH SYSTEM, METERS PROHIBITED:

- (A) No unauthorized person shall break or tamper with any water meter, with any seal placed by the Village upon any water meter, or with other fixture or equipment which is part of the Village water system. Meters shall be left in the condition as set by the Village and shall not be interfered with or tampered with in any manner. No meter shall be removed, relocated or otherwise disturbed without the permission of the Village's water system manager, or his designee, except that duly licensed plumbers, making repairs to frozen services may remove the meter provided it is immediately delivered to the Village's water system manager, or his designee, for inspection and testing, and provided that a bond wire is installed prior to the removal. In no case shall a pipe coupling or bypass be installed or maintained in a line in place of or around a meter, except that in case of a frozen meter the Village's water system manager, or his designee, may approve such installation. Any person violating this provision shall, in addition to such fines as established by this Title, be liable to pay an amount reasonably estimated by the Village's water system manager, or his designee, to cover the charges for water service not recorded by reason of the incorrect or lost registration on the meter.
- (B) No person shall in any manner obstruct the access to any stopcock, hydrant or valve, or any public faucet or opening for taking of water in any street, alley, public ground or place connected with or part of the Village water system, nor pile or place any lumber, brick or building material or other article, thing or hindrance whatsoever within twelve feet (12') of the same, or so as to in any manner hinder, delay or obstruct the members of any fire department in accessing or reaching same, and, in addition, it is unlawful for any person in any manner to interfere with or obstruct the members of the fire protection district in reaching or accessing same.
- (C) It is unlawful for any person in any manner to interfere with or obstruct the flow, retention, storage or authorized use of water in the Village water system, or any part thereof, or to injure, deface, remove or display any water main, hydrant, service pipe, water meter, shutoff box, public fountain valve, engine, well, pump, tank or building connected with said Village water system, or to cause, suffer or permit any of said things to be done.
- (D) No person shall prevent or deny access to any authorized Village employee or agent attempting to read or inspect any meter during normal business hours.

(Ord. 95-379, 1-16-1995)

§11-3-7: INSTALLATION FROM SHUTOFF BOX TO PREMISES:

All service pipes from the shutoff box to the premises to be served shall be installed and maintained by, and at the cost of, the owner of the property to be served or the applicant for the service. Such installations shall hereafter be under the supervision of the Village's water system manager, or his designee. (Ord. 95-379, 1-16-1995)

§11-3-8: REQUIREMENTS FOR PIPING:

All water service pipes from the main to the meter hereafter installed shall be not less than one inch (1") in size. Only type K copper tubing shall be used to connect the meter with the mains. All fittings and connections hereafter installed shall be uniform in size and comply with specifications established by the

Village's water system manager, or his designee. In all cases where a service pipe enters a building, services hereafter installed shall be furnished with a stop or valve placed within twelve inches (12") of the inside wall where the service enters the building between the meter and the wall, and a similar valve shall be placed on the opposite side of the meter within twelve inches (12") thereof. Such stops or valves shall have a handle or wrench attached thereto for the purpose of turning same so that the water may be turned off in case of leaks in the building. Such stops or valves shall be kept accessible at all times. Any electrical grounding devices shall only be installed where the service pipe enters the building and before the valve. (Ord. 95-379, 1-16-1995)

§11-3-9: DEPTH:

All service pipes hereafter installed shall be buried at a depth of at least five feet (5') below the ground surface. (Ord. 95-382, 3-20-1995)

§11-3-10: RESPONSIBILITY FOR REPAIRS:

- (A) All repairs to service pipes from the shut-off box to the building or premises served shall be made by and at the expense of the owners of the building or premises served.
- (B) In case of emergency, the Village may, but shall not be obligated to, repair any such service pipe, and if this is done, the cost of such repair work shall be repaid to the Village by the owner of the premises served.
- (C) In the event that a leak or break occurs in that portion of the service pipe to be maintained by the owner of the premises, the Village may close the curb stop and discontinue the service of water to the premises until the required repairs have been made by such owner.
- (D) The Village shall not be liable for any damage caused by leak or break in any service pipe, or for damage caused by a failure to repair the same promptly; nor shall the Village be liable for any damage caused by the repair or installation of such pipes or resulting therefrom.

(Ord. 95-379, 1-16-1995)

§11-3-11: EXCAVATIONS:

Excavations for installing service pipes or repairing the same shall be made in compliance with all applicable ordinances of the Village relating to excavations in streets. (Ord. 95-379, 1-16-1995)

§11-3-12: SHUT-OFF BOXES:

Shut-off or service boxes shall be placed on every service pipe, hereafter installed and shall be located between the curblines and the sidewalk line approximately eight feet (8') from the adjacent property, where this is practicable. Such boxes shall be so located that they are easily accessible, and shall be protected from frost. No property owner or occupant of any premises shall impede access to or place impediments over or around the shut-off box located on or adjacent to their property, and shall remove any such impediments after notice by the Village or its water system manager. Any costs incurred in the

removal of an impediment by the Village or its water system manager, after notice to the property owner and/or occupant, shall be reimbursed to the Village by the property owner and/or by the occupant. (Ord. 95-382, 3-20-1995)

§11-3-13: CONNECTION OF SERVICE WITH MAIN:

The service pipe from the main to the shut-off box shall hereafter be installed, subject to approval and inspection by the Village's water system manager, or his designee, by and at the expense of the owner of the property or at the expense of the applicant for service. (Ord. 95-379, 1-16-1995)

§11-3-14: WATER REGULATING DEVICES REQUIRED:

- (A) Any air-conditioning unit using water from the Village water system having three (3) tons of capacity or less must be equipped with a water regulating device to limit the use of water from the Village mains not to exceed two (2) gallons per minute per ton of capacity.
- (B) Any air-conditioning unit using water from the Village water system shall be provided with a device approved by the Village's water system manager, or his designee, to prevent backsiphonage and backflow.

(Ord. 95-379, 1-16-1995)

§11-3-15: PERMIT REQUIRED FOR INTERIOR AND EXTERIOR SPRINKLER SYSTEMS; APPROVAL, ISSUANCE:

It shall be unlawful to install any interior or exterior sprinkler system, automatic or otherwise, in the Village without first having secured a permit therefor. Such permits may be issued by the building inspector or by the Village water system manager, or his designee. (Ord. 95-382, 3-20-1995)

§11-3-16: APPLICATION FOR A SPRINKLER SYSTEM PERMIT TO INCLUDE PLANS:

The application for a sprinkler system permit shall be accompanied by, or include, plans and specifications in duplicate showing the location of the proposed system, and all features thereof from the connection with the Village water main to the sprinkler heads. Such applications shall be approved by the Village's water system manager, or his designee. Plans for any exterior sprinkler system shall accurately show the location of any septic system on the subject property and the location of any septic system within fifty feet (50') of such sprinkler system on adjacent property. Each such exterior sprinkler system shall be set back not less than twenty five feet (25') from any part of any septic system. (Ord. 95-382, 3-20-1995)

§11-3-17: STANDARDS ADOPTED:

No interior sprinkler system shall be installed unless it complies with the standards for the installation of sprinkler systems published by the national board of fire underwriters, or its successor, the national fire protection association, the BOCA national fire protection code, as amended from time to time. All

sprinkler systems shall be installed and maintained in accordance with this Title and all other applicable ordinances of the Village. Said standards are hereby adopted as regulations governing the installation of sprinkler systems in the Village, provided that wherever in such standards, it is recited that anything must be done to the approval of or subject to the direction of any Village official, this shall be construed to give such officer only the discretion to determine whether the rules and standards established have been complied with, and no such provision shall be construed as giving any officer of the Village discretionary powers as to what such regulations or standards shall be, or power to interpret such regulations or provisions in an arbitrary or discriminatory manner. (Ord. 95-382, 3-20-1995)

§11-3-18: SUPERVISION OF EXTERIOR WORK:

All installation work on sprinkler systems on the exterior of any building shall be done under the supervision of the Village's water system manager, or his designee. No such sprinkler system shall be placed into operation or operated until such installation has been inspected and approved by the Village's water system manager. (Ord. 95-382, 3-20-1995)

§11-3-19: SUPERVISION OF INTERIOR WORK:

All installation work on sprinkler systems within the interior of any building shall be done under the supervision of the building inspector or his designee. No such sprinkler system shall be placed into operation or operated until such installation has been inspected and approved by the building inspector. (Ord. 95-382, 3-20-1995)

§11-3-20: SHUT-OFF VALVE, CONNECTION FOR FIRE HOSE REQUIRED FOR INTERIOR SPRINKLER SYSTEMS:

There shall be a shut-off valve in each interior sprinkler system connection at the street main housed in a masonry valve vault and there shall be a service connection suitable for connection with a fire hose outside the building wall. (Ord. 95-382, 3-20-1995)

§11-3-21: CHECK VALVE AND BYPASS METER FOR INTERIOR SPRINKLER SYSTEMS:

For each interior sprinkler system installed pursuant to this Chapter, a detector check valve and bypass meter as approved by the Village's water system manager, or his designee, shall be installed on each water service line used for fire protection purposes and the actual costs thereof paid for by the owner or applicant for service. Such water service lines used for fire protection purposes shall not be subject to the water service connection fees or the meter charges as provided in this Title but no other connections shall be made to such water service lines. (Ord. 95-382, 3-20-1995)

§11-3-22: CONNECTION OF INTERIOR SPRINKLER SYSTEMS WITH OTHER PIPES PROHIBITED:

There shall be no connection of any kind between the interior sprinkler system pipes and any other pipes in the building except for connection with the sprinkler heads. (Ord. 95-382, 3-20-1995)

§11-3-23: BULK DELIVERIES OF WATER FOR NONDOMESTIC USE; IN GENERAL:

Every purchaser of bulk amounts of water for nondomestic purposes requiring delivery of large quantities of water shall apply to the Village's water system manager, or his designee, to arrange for a temporary hookup to the Village water system. In such application, the purchaser shall specify the specific date and time at which the temporary connection service is requested. The Village's water system manager, or his designee, may approve such application:

- (A) For any location serviceable by a fire hydrant if the Village has available all necessary manpower and equipment, including, a fire hydrant meter, fittings and hose to measure, in order to deliver the amount of water required.
- (B) For any area not serviceable from a fire hydrant, if the purchaser is able to obtain water from a hydrant designated by the Village's water system manager, but in such event, the purchaser shall provide the necessary vehicle to transport the water from such hydrant to the desired site. The Village shall not be responsible for quality and cleanliness of the water beyond the point of delivery into whatever vehicle provided by the purchaser.

(Ord. 95-379, 1-16-1995)

§11-3-24: TEMPORARY CONNECTION FOR NONDOMESTIC PURPOSE:

All temporary connections to fire hydrants for the purposes of supplying bulk amounts of water for nondomestic use shall be made under the supervision of the Village's water system manager, or his designee, and he shall determine which hydrant shall be used for such temporary connection. Only personnel designated by the Village's water system manager, or his designee, shall be permitted to operate fire hydrants or to make hookups for such purposes. (Ord. 95-379, 1-16-1995)

§11-3-25: RATES FOR WATER FOR NONDOMESTIC PURPOSES:

- (A) Purchasers of water for nondomestic purposes then receiving regular water service from the Village shall be charged for the actual amount of water used at current rate applicable to their property as established by this Title. An additional fee of fifty dollars (\$50.00) shall be charged for the cost of the temporary hookup.
- (B) Purchasers not receiving water service from the Village shall deposit with the Village in the form of a cashier's or certified check, an amount equal to one hundred twenty five percent (125%) of the estimated charges, which charges shall be based upon twice the water quantity charge rate provided in Section 11-2-6 of this Title, plus a fifty dollar (\$50.00) service fee prior to the establishing of any temporary hookup. The balance, if any, shall be returned to the purchaser upon payment of the final bill.
- (C) The actual amount of water used shall be determined by the use of a fire hydrant meter, to be furnished and installed by the Village.

- (D) The purchaser will be billed for and shall pay any overtime salaries which must be paid by the Village or its water system manager to cause a temporary hookup at a time outside of regular working hours, if such hookup is approved by the Village's water system manager.

(Ord. 95-379, 1-16-1995)

§11-3-26: PENALTIES:

Any person, firm or entity violating the provisions of this Chapter shall be subject to a fine of not less than two hundred dollars (\$200.00) nor more than seven hundred fifty dollars (\$750.00), and each and every day that the violation is allowed to exist or remains uncured shall constitute a distinct and separate offense. In addition to fines provided in this Section, the Village may also seek any other lawful and appropriate remedy to enforce compliance with the provisions of this Chapter, including, but not limited to, an action in a court of competent jurisdiction for mandatory injunction, injunction, temporary restraining order, preliminary injunction equitable relief, demolition or other lawful relief including, but not limited to, fines and costs of enforcement. All attorney fees and costs incurred by the Village in enforcing the terms of this Chapter shall be paid by the violator, to the extent authorized by law. The remedies authorized by this Chapter and/or otherwise available to the Village shall be cumulative and not exclusive of one another. (Ord. 2007-018, 10-15-2007)