

935.19 CONNECTION OF PRIVATE AND PUBLIC WATER SUPPLY SYSTEMS.

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Sheffield Lake Overview

Codified Ordinances of Sheffield Lake, OH

CODIFIED ORDINANCES OF THE CITY OF SHEFFIELD LAKE, OHIO

CERTIFICATION

ROSTER OF OFFICIALS

ADOPTING ORDINANCE NO. 116-84

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Sheffield Lake

Codified Ordinances of Sheffield Lake, OH

935.19 CONNECTION OF PRIVATE AND PUBLIC WATER SUPPLY SYSTEMS.

CHAPTER 935 Water

935.15 RATE SCHEDULE.

(a) The following water rates shall be charged to each water consumer in the Municipality.

(1) A monthly base rate currently of six dollars (\$6.00) shall be charged to each water consumer each month which shall include the first ninety-nine cubic feet of water consumed in that month and which shall be increased as follows:

January 1, 2020

.25

January 1, 2021

.25

January 1, 2022

.25

January 1, 2023

.25

(2) For each 100 cubic feet of water consumed or any fraction thereof in excess of ninety-nine cubic feet of water consumed for a month, an additional water rate shall be established and recalculated annually for each year subsequent to 2007. In recalculating the monthly additional water rate per one hundred cubic feet of water consumed or fraction thereof in excess of ninety-nine cubic feet of water, the Director of Public Service is hereby authorized to apply a percentage increase equal to the annual percentage increase charged to the City of Sheffield Lake by the facility servicing water to the City.

(3) In addition to any annual increase pursuant to section 935.15(a)(2) of the Code, the water rate charged by the City of Sheffield Lake to each water consumer in the municipality for each 100 cubic feet of water in excess of the first ninety-nine cubic feet, presently \$2.30/unit, shall be increased as follows:

January 1, 2020

4%

January 1, 2021

4%

January 1, 2022

4%

January 1, 2023

4%

(b) Senior citizens and residents who are totally disabled should consult the Clerk of the Utilities Department as to any credits allowed them.

(c) In addition to all other water charges in the City, the City shall charge a monthly water connection charge in an amount established by the E.P.A. for such water connections.

(d) In addition to all other costs and charges to be paid by water customers within the City, the following charges shall also be charged to and payable by water customers:

(1) A charge of one dollar (\$1.00) shall be charged to any water customer to whom the City sends a disconnect notice.

(2) A charge of two dollars (\$2.00) shall be charged to each water customer on whose dwelling or other premises or building the City places a red tag notice which notice is placed on said building or premises on the day before water service disconnection will occur.

(e) In addition to all other charges to be paid by water customers within the City, there shall be charged an additional two dollars (\$2.00) to be designated exclusively for water capital improvements related to fire hydrants and water lines within the municipality.

(f) The Water Department is hereby authorized to establish a line item on each water billing account in the City for Water Meter Replacement in an amount not to exceed two dollars and ninety-eight cents (\$2.98) per account per month for a period not to exceed fifteen years.

(Ord. 61-19. Passed 11-12-19.)

935.16 PAYMENT DATE; SURCHARGE; REMEDIES FOR NONPAYMENT.

Charges for water consumed shall become due and payable on the first day of every calendar month. All bills not paid by the fifteenth of the month in which the same become due shall be subject to a ten percent (10%) penalty. The failure to pay water charges sixty days in arrears from the date that the same become due and payable shall result in the immediate shutting off of the water at the curb cock. The payment of all current and past due charges, together with the penalty set forth under this section and a fee of fifty dollars (\$50.00) for restoring service to any customer pursuant to this section must be made before the water will be turned on. The Director of Public Service or the Service Department Superintendent may establish such additional rules and procedures as he or she deems necessary to provide the user with notice of any arrearage and the date upon which the water will be shut off for nonpayment of all charges.

(Ord. 60-18. Passed 10-23-18.)

935.17 PAYMENT PLACE.

All payments shall be made to the office of the Clerk of the Department of Public Service. (Ord. 54-11. Passed 11-15-11.)

935.18 VARIATIONS.

The rate of charge for any use of water not definitely set forth above shall be fixed by the Director of Public Service. In the event that a defective meter has failed to register during the term of any quarter, service shall be billed to the customer on the following basis:

Immediately upon discovery of such broken or defective meter the Superintendent of the Divisions of Water and Sewers shall install a new meter. The amount of the bill for the period during which the meter was defective shall be estimated on the basis of previous readings. (Ord. 116-69. Passed 12-9-69.)

935.19 CONNECTION OF PRIVATE AND PUBLIC WATER SUPPLY SYSTEMS.

(a) No person shall establish or permit to be established or maintain or permit to be maintained any connection whereby a private, auxiliary or emergency water supply, other than the regular public water supply of the City, may enter the supply or distributing system of the City, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply have been approved by the Director of Public Service of the City and by the Ohio Department of Health.

(b) It shall be the duty of the Director of Public Service to cause surveys and investigations to be made of all industrial and other properties served by the public water supply where private, auxiliary or emergency water supplies other than the public water supply are known to exist or where such supplies are likely to exist. Such surveys and investigations shall be made a matter of public record and shall be repeated as often as the Director deems it necessary.

(c) The Director of Public Service or his duly authorized representative shall have the right to enter at any time any property served by a connection to the public water supply or distributing system of the City for the purpose of inspecting the piping system or systems thereof. On demand, the owner, lessee or occupant of any property so served shall furnish to the Director any information which he may request regarding the piping system or systems and any private, auxiliary or emergency water supply used or useful on such property. The refusal of such information when demanded shall, within the discretion of the Director, be deemed evidence of the presence of an improper connection, as provided in this section.

(d) The Director of Public Service is hereby authorized and directed to discontinue, after reasonable notice to the occupant thereof, the water service to any property wherein any connection in violation of any of the provisions of this section is known to exist, and to take such other precautionary measures as he may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to such property shall not be restored until such connection has been eliminated or corrected in compliance with the provisions of this section.

(e) The Director of Public Service is hereby authorized and directed to establish and enforce rules and regulations establishing requirements for the licensing of installers of backflow prevention systems and devices and to institute other controls and procedures adequate to provide safeguards to the potable water system in compliance and in accordance with Ohio R.C. 6111.13 and Chapter HE-34 of the Regulations of the Ohio Department of Health, Public Health Council. (Ord. 65-75. Passed 7-8-75.)

935.20 UTILITY LINE REIMBURSEMENT.

(a) At any time within ten years from the construction and installation of a particular water and/or sewer line or portion thereof where the water and/or sewer line or portion thereof has been paid for in full and been granted to the City by a private party or developer, any other person or property owner connecting with that water and/or sewer line or portion thereof shall pay to the

person or developer, or his assigns, his proportionate share of the original cost of the construction and installation of the water and/or sewer line or portion thereof based upon front footage.

(b) The proportionate share referred to in subsection (a) hereof, shall be determined by the City Engineer, or other person designated by the Mayor, based upon the actual cost of the construction and installation at the time of the construction and installation. The amount so determined shall be paid by the person or property owner desiring connection with such water and/or sewer line or portion thereof prior to the connecting of the water and/or sewer line or portion thereof and shall be paid to the City which shall transmit such moneys to the original person or developer installing such water and/or sewer line or portion thereof, or his assigns. The City shall receive five percent (5%) of the payment for handling the funds. In addition to the proportionate share of the front footage cost of the line itself, the person or property owner connecting to such water and/or sewer line or portion thereof shall pay the actual cost of installation of the necessary connections to the City or to the developer or to the person originally paying for the same, as the case may be.

(c) The proportionate share of the installation of the water and/or sewer line as referred to in subsection (b) hereof shall be in addition to the regular tap in-fee of the City and any charge for water and/or sewer rental.

(d) The payments referred to herein shall not be made after ten years from the date of the original construction and installation, which date shall be determined by the City Engineer or other person designated by the Mayor.

(Ord. 47-78. Passed 6-13-78.)

935.21 MAINTENANCE OF WATER LINES AT THE REAR SIDE OF WATER METER.

(a) The City shall have no responsibility for water lines and any and all accessories, appurtenances, or other related facilities and/or conditions including but not limited to cross connections and back flow prevention of any type or kind unless such water lines and any and all accessories, appurtenances or other related facilities and/or conditions including but not limited to cross connections and back flow prevention of any type or kind are situated, located or placed by the City in front of the rear side of a City water system water meter.

(b) Nothing in this section shall create any liability or responsibility on the part of the City or any of its employees, agents, representatives, assigns or other individuals or entities in any way connected with the City for any negligence, carelessness, intentional acts or other activities of any type or kind whatsoever that are the responsibility of any person, individual, corporation or other entity of any type or kind not affiliated with or not acting for or on behalf of the City, and further, the City shall not be responsible for any activities of any other persons, individuals, corporations or other entities of any type or kind whatsoever.

(Ord. 39-84. Passed 5-9-84.)

935.22 BACKFLOW PREVENTION DEVICES.

(a) An approved backflow prevention device is necessary for the safety of the public water system for all in ground sprinkler systems and where any potential source of backflow contamination exists. The Service Director or designee will give notice to the water consumer to install such an approved device. The water consumer shall, at his or her own expense, install such an approved device at a location and in a manner approved by the Service Director, or designee and shall have the inspections and tests made, at his or her own expense, of such approved device as required by the Service Director or designee.

(b) No person, firm or corporation shall establish or permit to be established or maintain or permit to be maintained any connection whereby a private, auxiliary or emergency water supply, other than the regular public water supply of the City, may enter the supply or distribution system

of the City, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by the Service Director or designee and the Ohio Environmental Protection Agency (OEPA).

(c) It shall be the duty of the Service Director or designee to cause surveys and investigations to be made of industrial and other properties served by the public water supply where actual or potential hazards to the public water supply may exist. Such surveys and investigations shall be made a matter of public record and shall be repeated as often as the Service Director or designee shall deem necessary.

(d) (1) The Service Director or designee shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system of the City for the purpose of inspecting the piping system or systems thereof. On demand, the owner, lessee or occupant of any property so served shall furnish to the Service Director or designee any information which he or she may request regarding the piping system or systems or water use on such property. The refusal of such information, when demanded, shall, within the discretion of the Service Director or designee, be deemed evidence of the presence of improper connections as provided in this section.

(2) The Service Director or designee is hereby authorized and directed to discontinue, after reasonable notice to the occupant thereof, the water service to any property where any connection in violation of the provisions of this section is known to exist, and to take such other precautionary measures as he or she may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to such property shall not be restored until such conditions shall have been eliminated or corrected in compliance with the provisions of this section.

(e) In ground sprinkler system, backflow preventers, shall be listed and approved by the Service Director or designee. Atmospheric pressure type vacuum break is an approved device, however, it must be testable, i.e. have test ports. A reduced pressure type backflow preventer is also acceptable. All backflow preventers must be tested every year by a person certified by either the Operator Training Committee of Ohio (OTCO) or the Department of Commerce to perform such tests. Failure to test as required will result in shut off of water to the sprinkler system or user if they are not separate. Reinstatement of water service will be subject to a turn on fee. Owners or users of such systems will be notified by mail each year in April regarding the required inspection and are expected to provide a test report to the Sheffield Lake Water Department from a state certified tester by June 1st. Should no reply regarding this matter be received by the Sheffield Lake Water Department by June 15th a letter will be mailed indicating the report was not received and that if not received by the first work day after June 30th, water service to the sprinkler or home will be terminated.

(f) Immediately upon connection of an inground lawn sprinkling system to the public water supply, the required backflow prevention device must be in place and tested and approved for operation by a certified backflow prevention person. Such person shall have either an OTCO or Department of Commerce certification. Failure to provide such test and certification of same within ten (10) days of activation of the system may result in a \$500.00 fine and possible loss of water service. It is the property owner's responsibility to assure that such certification is received by the required time. No pump shall be connected to an inground sprinkler system either to increase pressure or to purge the sprinkler system. If a pump or air compressor is used to purge the system, the backflow preventer must be removed and the sprinkler line shut off.

Continued noncompliance with this regulation subjects the offender to an immediate fine of

\$500.00 and termination of water service or loss of backflow testing certification, as determined by the Service Director.

(g) The Sheffield Lake Water Department shall supply and maintain as a matter of public records, expected standards, guidance and definitions of cross connection control including: Where Backflow is Required, Type of Protection Required, Backflow Prevention Devices, Installation, Inspection and Maintenance, Testing Falsification and water powered sump pumps.

(h) Any person, firm, corporation or other entity that violates any provision or Section of this section or any portion of any Section of this section shall be guilty of a misdemeanor of the first degree. (Ord. 14-18. Passed 4-10-18.)

935.23 WAIVER OF COMMERCIAL CONNECTION AND TAP-IN FEES.

The Mayor is hereby authorized to waive up to one hundred percent of the connection and tap-in fees required by this chapter for new commercial construction within the City as an incentive for new business growth and economic development within the City.

(Ord. 19-14. Passed 4-8-14.)

935.99 PENALTY.

Whoever violates any of the provisions of this chapter shall be guilty of a minor misdemeanor. Each day's continued violation shall be considered a separate offense. In the event the person, firm or corporation does not correct the violation, as required by Section 935.10, the Director of Public Service shall cause such violation to be corrected and the costs shall be paid by the person, firm or corporation owning the real estate involved in the violation.

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- ord and shall be repeated as often as the Director deems it necessary
- ordinance with Ohio R
- Ord. 65-75
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