

ORDINANCE NO. 203

An Ordinance of the Borough of Alburdis revising in part and affirming as to the remainder of Ordinance No. 31 of the Borough of Alburdis pertaining to the operation and maintenance of the Water Department, inclusive of the service and supply of water, as well as the charges for the same and the billing.

THE BOROUGH OF ALBURDIS HEREBY ORDAINS AS FOLLOWS:

Article I. Water Department

SECTION 1. There is herewith created a Water Department which shall be charged with the management and administration of the water system of the Borough of Alburdis. Borough Council shall appoint a superintendent to manage the physical affairs of the Water Department.

Article II. Management and Administration

SECTION 1. Management Day to day operation and maintenance of the Alburdis Water System, inclusive of all elements of the physical system such as reservoir, trunk lines, and pumping stations, shall be the major responsibility of the superintendent of the Water Department. The superintendent shall be charged with and have custody of all tools and machinery in use by his department and supervise and be responsible for any changes, alterations, or repairs to the Water System to the curb box, at which point his responsibility shall cease. The superintendent shall also be responsible for chemical and bacteriological tests and shall keep such charts and records as shall relate to the condition and extent of the Borough Water System. The superintendent may be assigned additional duties from time to time by Borough Council.

SECTION 2. Administration The Borough Secretary and Treasurer are charged with the responsibility for keeping of proper books and records.

It shall be the duty of the Borough Secretary to cause the water rate duplicates and water bills to be made out showing the nature and rate of charge to each person charged for the use of water. Any consumer considering himself aggrieved by the charge shall appeal to Borough Council.

Article III. Water Rents

SECTION 1. Charge for Use The annual rent or charge for use and consumption of water shall be fixed by Council on the first Monday of April of each year. Charges for the consumption of water by all metered users drawing from the water system of the Borough of Alburdis shall be as follows:

(a). Meter Charges A minimum meter charge for the drawing of one (1) gallon to 3,000 gallons, quarterly, based upon meter size as follows:

	5/8th	inch	meter	\$	5.00	per	quarter
	3/4th	"	"		5.00	"	"
1	1	"	"		15.00	"	"
	1 1/4	"	"		20.00	"	"
	1 1/2	"	"		30.00	"	"
	2	"	"		50.00	"	"
	3	"	"		80.00	"	"
	4	"	"		130.00	"	"
	6	"	"		260.00	"	"

(b) Volume Charge A volume charge based upon total consumption during the quarterly period, as follows:

1 gallons to	3,000 gallons - \$5.00 per EDU
3,001 "	8,000 " .50 " M
8,001 "	13,000 " .55 "
13,001 "	18,000 " .60 "
18,001 "	1,000,000 " .65 "
Over 1,000,000	.30 "

(c) Payment The water rents shall be payable to the Secretary of the Town Council, quarterly, i.e. on the first day of January, April, July, and October of each successive year. On all rents remaining unpaid from the 31st to the 60th day, a 10% penalty shall be added; after the 60th day, the penalty shall be 15%.

(d) Discount Discount for prompt payment and the imposition of additional penalties for delay payment may be authorized by action of Borough Council, by resolution from time to time.

(e) Delinquent Rents In the event that water rents remain unpaid after the first day of the second month after the due date, the Borough Secretary, upon the approval of the Borough Council shall notify the superintendent of the Water Department to shut off service to the premises of the delinquent owner. Such shut off shall be made after due notice has been given by the Borough Secretary in accordance with the provisions of State Statute and the Borough Code. Water service shall again be provided only after payment of arrearages and a service fee of \$15.00.

Article IV - Permits

SECTION 1. Water Service Permit All owners of improved property abutting the water system, within the Borough limits, are required to connect such property to the water system and use Borough water.

Every person or persons who requires a supply of water, or to make extensions or alterations in the use thereof, other than those already provided for in the permit, shall make application to the Borough Secretary. A water service permit shall be issued by the Borough Secretary, containing information as to the name and occupant of the premises; location of the premises; and nature of the work to be done.

Any permit issued authorizing the supply of water to any premises shall authorize supply only to such premises and to no other.

SECTION 2. Construction Permit It shall not be lawful for any person to use water from public or private pipes for building purposes of any kind without first having a permit for such purpose, unless having secured a construction permit. Costs to be determined by Council by Resolution.

SECTION 3. Water Main Shut-Off Permit It shall be unlawful for any plumber or other person to shut off the water in any of the mains without having first obtained a permit for that purpose; which permit

shall set forth that the applicant has permission to stop off the water at a certain shut-off valve (naming the location), for the space of (naming the time). Any plumber or other person violating this provision shall be subject to the penalties hereinafter provided, and in addition, in case of neglect or refusal to turn on the water after the expiration of the time allotted in such permit, the parties so offending shall forfeit and pay a fine of one (\$1.00) dollar for every ten (10) minutes exceeding the time specified in the permit. All plumbers or other persons authorized by this permit to shut off the water in any mains shall give one (1) hour's notice to citizens in whose neighborhood they propose to make alterations or repairs of water pipes, before turning off the water.

Article V. Use of Water

SECTION 1. Supply from Common Pipe All waste or unnecessary use of water either within a building or enclosure or on the outside thereof, is prohibited, and in all cases where two (2) or more persons, families, firms, or corporations receive a supply of water from a common pipe, they shall be bound severally and jointly to keep the same in repair.

SECTION 2. Responsibility for Repairs The Superintendent, or any other person acting under an order from him, shall be and is hereby authorized and empowered to inquire at any dwelling or place whence any unnecessary waster of water proceeds, into the cause of the same; and if the waste proceed from want of repair in the pipe or other fixtures, and if the owner or occupier thereof shall neglect or refuse, upon notice given, to have the necessary repairs made forth with, he shall shut off the water leading to such place, and no one shall turn on the water before the necessary repairs are made.

Any person who shall obstruct or oppose either of the officers aforesaid in making such examination or in detaching the pipes, shall, upon conviction be subject to the penalties hereinafter provided.

SECTION 3. Emergency The Borough may, from time to time in matters of emergency, or for the preservation of a dwindling water supply, curtail the use of water for other than essential household and business activities. Such action shall be taken by a resolution, which shall be temporary and with a fixed termination date. The violation of such resolution under the terms of this Ordinance shall subject the offending user to the penalty provisions of this Ordinance in a summary proceeding.

SECTION 4. Discontinue Service All persons intending to discontinue the use of water service by removal from the premises or sale of their property, shall give notice of their intention in writing to the Superintendent, at least one (1) month before the expiration of the time for which they have contracted for a supply of water, and insert in such notice the name or names of the holder or occupier of the same premises after them. Upon failure to give such notice, the person or persons in whose name the contract for water rent or the owner of the property shall be deemed and taken to be parties to the contract and chargeable with rents due and to become due for the same, and liable to be sued therefor.

Article VI. Supply of Water

SECTION 1. Attachments Every person or persons having attachments of any kind made without first complying with the requirements of this section, shall, upon conviction in summary proceedings, be subject for each offense, to the penalties hereinafter provided.

(a) Water Mains - Installation Where street mains are required to be installed by property owners, such installation shall be in accordance with Borough specifications and under the supervision of the Borough Engineer or the superintendent of the Water Department, if so designated by the Borough Engineer. In such cases the expense to the property owner required to make said installation shall be set forth in a written agreement with the Borough before construction takes place.

(b) Service Pipes - Connection Service pipes leading off from the main shall be installed by the property owner. Thereafter the property owner should be responsible for repair and maintenance only from the curb box to the dwelling. All connections with water mains are to be made only by a duly registered plumber to whom a permit authorizing the connection has been issued by the Borough.

Location - All service pipes conveying water shall be laid not less than three and one-half ($3\frac{1}{2}$) feet under the surface, and no corporation shall be inserted into the Borough water mains until the service ditch has been opened to the proper depth from the Borough main to the curb stop.

(c) Corporation Stop - Connection It shall be unlawful for any person or persons to connect pipe or pipes to the service mains or other pipes in such manner that more than one (1) dwelling house or other building with its appurtenances shall be supplied with water by means of the same corporation stop and supply pipe; but each separate premise shall have a separate attachment. Each corporation attaching to the main shall be placed at an angle of forty-five (45) degrees upwards from the horizontal centerline.

(d) Curb Stops - Location All the connecting or conducting pipes from mains shall have a curb stop affixed thereto, located within the limits of the sidewalk or pavement, at a distance of twelve (12) inches from the curb.

Curb Stop Box - To every curb stop there shall be left an opening of at least four (4) inches square, or if round, of that diameter, which shall be protected with a suitable curb box and securely covered with a cast iron top in such a manner that the situation of the curb stop may be readily distinguished; wherever placed, and shall be even with the surrounding pavement, or level to the top of grade.

(e) Fire Hydrants - Operation - No person shall be allowed to open a fire plug, except such persons as have been granted a permit by the Superintendent. If any person entrusted with the spanners of the fire plugs, or others, shall open a fire plug upon any occasion, except at the request or permission of one of the employees of the Water Department or the Superintendent thereof, or in case of fire in the neighborhood, and shall neglect or refuse to shut the same as soon as the fire is extinguished, or if any person or persons shall willfully, negligently or carelessly injure the pipes of conduct,

the hydrants or fire plugs, or any other device connected with the pipes in the street, he, she, or they so offending shall, upon conviction, be subject to the penalties hereinafter provided.

Article VII. Water Service Installation

SECTION 1. Cost for Service - Any person requesting installation of water service shall furnish and install a brass curb stop; a cast iron curb box to contain the curb stop; and copper pipe to conduct water from the main to the curb stop. The Borough will furnish and install corporation cocks for which the property owner shall be charged at the prevailing rate of cost of material and installation.

SECTION 2. Water Meters - All customers supplied with water service by the Borough, now and hereafter, shall install a water meter in accordance with the provisions of Ordinance 135.

Article VII - Plumbers

SECTION 1. License - It shall be unlawful for any person to carry on the plumbing business, or to make any connections or repairs to any of the water pipes, either public or private, without first having secured a plumber's license from the Borough. The license shall set forth such rules and regulations as the Borough may deem expedient for the maintenance of high plumbing standards (Ordinance 199).

SECTION 2. Reports - All plumbers licensed as heretofore provided, shall report to the Borough Secretary all improvements and additions made in the water arrangements of any premises in the Borough, and if any plumber as aforesaid shall neglect or refuse to make such report, he or they, shall, upon conviction, be subject to the penalties hereinafter provided.

SECTION 3. Violations - Any plumber or other person, excepting those chosen for that purpose, who shall introduce a corporation stop into any public or private pipe, or form any connection or communication whatever with such pipes, or break ground for that or any other similar purposes in the public streets or alleys of the Borough, or introduce or use a corporation stop of a larger diameter than is specified in his or their permits, shall, upon conviction, be subject for each offense, to the penalties hereinafter provided.

Article IX. Penalties

SECTION 1. Construction Violations - Any person or persons, firm, partnership or corporation violating any of the sections or provisions of this Ordinance, shall, unless otherwise provided, upon conviction thereof before any Alderman of the Borough of Alburtis, or elsewhere, be liable to pay a fine or penalty of not less than five (\$5.00) dollars, nor more than one hundred (\$100.00) dollars for each offense, and in default of payment such person or persons so offending may be committed to the Lehigh County jail for a period not exceeding thirty (30) days.

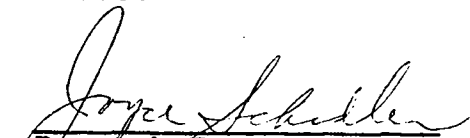
Article X - Repealer

SECTION 1. The parts of any Ordinance conflicting with this Ordinance shall be and the same are hereby repealed.

Ordained and enacted this 9th day of May, 1979.


President of Council

Attest:


Borough Secretary

Approved this 9th day of May, 1979.


Mayor