

41-00797

ORDINANCE #46
16 October 2007
City of Scotts Mills, Oregon
Water Ordinance

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FIELD SERVICES
DRINKING WATER PROGRAM

Ordinance No. 46, an Ordinance prescribing rates, rules, and regulations governing the use of water supplied by the City of Scotts Mills, Oregon, and providing penalties for the violation of the same; and repealing any ordinances in conflict therewith.

The City of Scotts Mills, Oregon, by and through its mayor and city council, does ordain as follows:

Section 1

Definitions: Unless the context otherwise requires, the following definitions shall apply to this Ordinance and others relative to water service.

1. City: The City of Scotts Mills, Oregon
2. Subscriber: The person or persons to whom the bills for charges are rendered, or whose application for water service has been accepted.
3. User: Any person being supplied with water by the City, either knowingly or unknowingly.
4. Service Pipe: The section of water-carrying pipe from the City water main at its point of connection therewith to the meter.
5. Plumbing: All water pipes, vent pipes, fixtures and other installations using or affecting the use of water on any premises provided by the City.
6. Lot: Unless otherwise expressly stated herein, it shall mean any tract of ground used for a single residence or commercial building or intended to be so used.
7. Use-Unit: Any home, trailer, or commercial building which, as a single structure, provides either a place of residence for one or more persons or families or one or more commercial enterprises; outbuildings, such as garages, sheds and barns shall not be considered separate use units unless occupied as a residence.
8. Domestic Water Use. Unless otherwise specifically provided herein, shall constitute normal and usual home-residence usage such as toilet, home cleaning, drinking, normal watering of domestic livestock, and irrigation of not over one-half (1/2) acre of ground of usual, ordinary, landscaping or garden vegetation.
9. Delinquent: Any bill for water charges, whether correct or incorrect, which is not paid by the twenty-fourth (24th) day of the month in which the water department shall render a statement or bill for services.
10. Premises: Any tract of land of any size held in a single ownership.
11. Water Main: Any and all conduits, pipes, mains, ditches, or similar devices used for supplying City water to any water use, including service pipes and privately owned systems.
12. Emergency: Any unexpected occurrence, whether or not foreseeable, and whether or not caused by any employee, agent or contractor of the City or of any other person or caused by any individual, corporation, or natural cause, and whether or not such occurrence was preventable, or negligently caused.
13. City Main: Water mains owned or maintained by the City.
14. Water Service: Water provided by the City to any user or subscriber.

Section 11

It shall be unlawful for any person to obtain water service from the City except through a meter, meter valve and service pipe provided or approved by the City. All meters and meter valves will be installed by the City and remain the property of the City unless a meter be required other than that ordinarily supplied by the City, in which case the property owner shall pay all extra costs for providing and installing the special meter. All meters will be repaired, replaced, and maintained, except for ordinary wear and tear, at the expense of the subscriber or user.

Section 12

Meters shall be read by or at the request of the City and during any period in which the meter readings are not actually taken, the City may average such use. The subscriber and user are jointly and severally liable for all water service charges as legally established and must be paid prior to becoming delinquent.

Section 13

Hereafter, any hot water system using water supplied by the City shall be required to have a check valve approved by the City, adequate to protect hot water from backing up into the City meters, valves and mains. All such hot water systems shall further be required to have a pressure relief valve of a type approved by the City adequate to prevent excessive pressure buildup in any part of the plumbing or water system. Any damage caused by, or contributed to by the lack of such check valve or pressure relief valve shall impose strict liability upon both the subscriber and user whose system such damage originated.

Section 14

No subscriber or user of City water shall cause or permit any **interconnection** which will allow water derived from any source other than City water to use the same plumbing or facilities as that of the City water, whether or not controlled by any type of valve. It is declared that any such possible intermixing would constitute an extreme health hazard and possibility of polluting City water. Violation of this provision and any damages arising from such interconnection, or costs of abating such interconnection shall be borne by either or both the subscriber and user. Such interconnection shall be grounds for immediate discontinuance of City water service with notice.

Section 15

The City may, at any time and for any reason, limit or restrict the use of water to any user or group of users provided that the authority granted hereunder shall not be used arbitrarily.

Section 16

Use of City water is deemed to be for domestic purposes only. Use for additional irrigation or other uses shall be by written permission of the City and shall be