

8.0105 Hookup Provisions. 1993 version repealed and replaced with Ordinance No. 65, October 7, 1996.

8.0105 Hookup Provisions. Ordinance No. 65 (1996) repealed and replaced with Ordinance No. 65 Amended, July 10, 2000.

ORDINANCE NO. 65 AMENDED

AN ORDINANCE AMENDING REVISED ORDINANCE NO. 57, TITLE 8, CHAPTER 8.01, SECTION 8.0105 AND 8.0107 OF THE CITY OF WHITE, SOUTH DAKOTA SETTING PROVISIONS FOR TERMINATION OF CITY UTILITY SERVICE, LATE FEES AND HOOKUP FEES.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WHITE, SOUTH DAKOTA:

That Section 8.0105 of the Revised Ordinances of the City of White South Dakota be amended to read as follows:

8.0105 Hookup Provisions.

- i. Deposit Required for Hookup. A deposit of two hundred (200) dollars is required by the City Council for hookup to City water, sewer and electric services. The deposit shall be paid by all applicants for each new service connection. The deposit will be refunded in full after 2 years upon faithful payment (no delinquencies as set forth in Section 8.0105 of this Ordinance) on the account(s) during that period or if the customer terminates services on the account(s), at which time the customer must pay all accounts in full and any remaining balance of the deposit will be refunded.
- b. Hookup Costs. The applicant shall also pay all costs, including piping, fixtures, digging, and appurtenances necessary to produce the connections, as well as the costs of a qualified plumber making the installation. Payments to the City for water, sewer, and electric hookups shall be made prior to turning on such service. Persons shall give notice of desire to tap any main at least twenty-four (24) hours before the tap is to be made except in an emergency. All new connections for water and sewer service shall be inspected and approved by the Maintenance Superintendent.
- c. Connect/Disconnect Service. The customer shall give the Finance Officer a minimum of five (5) working days notice to be connected to or disconnected from City utility services, except in an emergency.

All ordinances and parts of ordinances in conflict herewith are hereby repealed insofar as the conflicting portions thereof are concerned.

First Reading: June 5, 2000
Second Reading: July 10, 2000
Published: July 20, 2000
Effective: August 20, 2000

CITY OF WHITE
Daniel Streff, Mayor

ATTEST:
Sheryl Brown, Finance Officer

8.0106 Service Taps – Extensions. Tapping of any water or sewer main for the purpose of making connection shall be done only by authorized personnel of the City. Distribution or collection mains shall be provided at the discretion of the City Council in streets, avenues, or alleys abutting the property to be served. Water facilities for hookups shall be provided, unless otherwise specified by the City Council, to the curb line from the distribution or collection main. Extension of distribution or collection mains shall be only as specified by the council in its discretion.

Any property owner may petition for a new hookup or connection to any City water and sewer line. The City Council, in its discretion, may allow such connection or hookup provided that the petitioning property owner pays the cost for said hookup or connection from the point it joins the City distribution or collection main for the total frontage to the petitioning property owner's lot line.

8.0107 Hookup Fees. 1993 version repealed and replaced with Ordinance No. 65, October 7, 1996.

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BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WHITE, SOUTH DAKOTA:

8.0107 Provisions for Delinquent Accounts, Late Fees and Termination of Service.

- a. Delinquent Account(s), Late Fees, Termination of Service. An account is due on the 10th day of the month and is considered delinquent after the 20th day of the

month and subject to a twenty(\$20.00) dollar late fee to reimburse the City for supervising delinquent accounts. If a customer's account has been in delinquent status for thirty (30) days, he/she will be subject to having the electric meter pulled. Notice of termination of service will be sent to delinquent customer via certified mail to the customer's address on record. Notice will include reason for termination and the date and approximate time of termination such utility service will be terminated. Upon disconnection, the \$200.00 (two hundred dollar) deposit will be applied to the account against the balance due on the account. In order to have service restored, the customer must 1) pay a \$50.00 (fifty dollar) reconnect fee (non-refundable), 2) pay remaining balance due on account to current status, and 3) pay a sum sufficient to restore the \$200.00 (two hundred dollar) deposit.

Municipal utility service shall be continued for a single thirty (30) day period upon receipt and approval by the Mayor or Council President of a physician's certificate or notice from a public health or social service official that disconnection of a municipal utility service will aggravate an existing medical emergency or other exigent circumstances of the customer or another permanent resident of the customer's premises.

The utility user may file any grievances with the City Council by appointment set with the City Finance Officer.

- b. Extension of holding period for deposit or requirement for a new deposit. In the event a customer allows his/her account to become delinquent, the period for holding the deposit shall be extended for two-years from the date of the delinquency, and in the event the customer has had the deposit refunded, a new deposit of two hundred (\$200.00) dollars shall be required and held for two years from the delinquent date as provided herein.

All ordinances and parts of ordinances in conflict herewith are hereby repealed insofar as the conflicting portions thereof are concerned.

First Reading: June 5, 2000
Second Reading: July 10, 2000
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CITY OF WHITE

Daniel Streff, Mayor

ATTEST:

Sheryl Brown, Finance Officer

8.0108 Extension of Lines. The City may serve a water or sewer customer outside the municipal corporate limits solely at the discretion of the City Council. Said water and sewer lines shall be constructed and maintained by the customer, with all parties connecting onto such lines being regulated and charged connection fees and other fees as set forth and regulated by the City.

8.0109 Private Lines. Private water and sewer mains shall not be installed in the City unless authorized by the City Council. For the purpose of this Section, the phrase "private water and sewer mains" shall be construed to include any rural water pipelines, pipes or waterlines, or any individual sewage disposal systems. (*REFERENCE WHITE CITY ZONING ORDINANCE NO 68, CHAPTER 4.11, REVISED JULY 10, 2000 BY ORDINANCE NO. 76 re septic systems*)

8.0110 Responsibility of Property Owners. Persons served by the City water and sewer shall keep all piping, fixtures, stop valves, heaters, and other apparatus for the use of water or sewer (including meters) in good repair and protected from freezing. The property owner shall be responsible for and pay the charges for replacement of any corroded or damaged piping, fixtures, stop valves, heaters, or other apparatus for the use of water or sewer, and for any charges for the repair or replacement of water meters, occasioned by the negligence of the property owner or user, or the freezing, overheating, or other external damage to any water meters. The property owner and/or water user shall place and maintain a brass stop inside the basement of any building where water is to be used at the lowest point practicable on the service pipe entering the building and as close as practicable to the wall through which the pipe enters, and easily accessible so that the water may be turned on or off by the user or occupant. Service connection repairs to the curb stop shall be the responsibility of the property owner.

8.0111 Excavation Requirements. All excavations required for the installation of water and sewer facilities shall be open trench work or ditch, unless otherwise approved by the City Council. City personnel shall be allowed to inspect the work at any stage of construction, and in any event, the applicant for the permit shall notify the Maintenance Superintendent when the work is ready for final inspection and before underground portions are covered.

8.0112 Liability of the City. The City shall not be liable for any damage to the property of any customer of any water and sewer service furnished by the City due to backflow of the sewage system, failure of water supply, interruption of service, or from any cause outside the direct control of the City.

- 8.0113 Right of Entry. Any person authorized by the City shall have free access at any time to all premises supplied with any water, sewer, or electric service by the City for the purpose of examination in order to protect the utility services from abusive use.
- 8.0114 Damage, Trespass of Equipment. It shall be unlawful for any person, not having authority to do so, to open any water hydrant or tamper with any water, sewer, or electric service furnished by the City to consumers, or to in any other way molest, damage or trespass upon any equipment or premises belonging to the City connected with any such service.
- 8.0115 Unlawful Use. No person, other than authorized personnel of the City, shall connect, turn on, turn off or disconnect any water, sewer, or electric service offered by the City, or remove, replace or repair any equipment connected to any such service.
- 8.0116 Violations. The City may, in its discretion, notify any person violating any provision of this Title with written notice stating the nature of the violation and providing a reasonable time for the correction thereof, but such notice shall not be necessary for the prosecution of any violators hereof. Any person, whether receiving such notice or not, violating any provision of this Title shall be liable to the City for any expense, loss, or damage, occasioned the City by reason of such violation. All provisions of this Title shall be subject to applicable state and federal law. (SDCL 9-47, SDCL 9-48)