

ORDINANCE NO. 1670

**AN ORDINANCE AMENDING ARTICLE 1, CHAPTER XV, UTILITIES,
OF THE 1987 CODE OF THE CITY OF MARYSVILLE.**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MARYSVILLE, KANSAS;

Section 1. Section 15-109 of the 1987 Code of the City of Marysville is amended to read as follows:

15-109. WATER METER AND METER PIT. (a) It is the intent and policy of the City to encourage the placement of all water meters in meter pits adjacent to the water user's property. Many water meters are presently located inside the water user's premises and may remain in that location except and until such property changes ownership and the water meter is located inside the water user's premises. The buyer of such property, including those purchasing property on contract shall make arrangements with the City to move the meter outside to a water meter pit as soon as possible; or shall be required by other portions of this article to have the meter pit moved. The use of remote reading type meters are encouraged for meters located inside the water user's premises. An exception to this desire is that water meters in commercially zoned areas with pavement or sidewalks from the main to the water user's building may be located inside.

(b) All officers and persons employed by the city and every person delegated by them for that purpose shall have access to meters at all times. Upon continued failure to make the meter accessible, the superintendent shall authorize the installation and connection of a meter and meter pit at the point of delivery and the cost of the meter pit at the point of delivery and the cost of the meter pit shall be invoiced directly to the water user or property owner.

(c) The water meter shall be purchased and furnished to the water user by the city. The connections to the meter and shutoff shall be furnished to the water user by the city and their installation (18" to 24" below surrounding ground) is the responsibility of the person requesting the meter installation. Persons requesting any meter larger than a 5/8" meter shall furnish a written list of all fixtures and the anticipated maximum simultaneous water flow for each fixture. The superintendent may approve the larger meter if:

- (1) The maximum simultaneous water flow for each fixture is reasonable; and
- (2) The total of the maximum simultaneous water flow exceeds 20 gpm.

The maximum simultaneous flow allowed for each meter size is as follows: 30 gpm for 3/4" meter; 50 gpm for 1" meter; and 80 gpm for 1-1/2" meter. Meters larger than 5/8" shall be checked to determine actual requirements and changed to meet current usage requirements.

(d) Meter pits shall be purchased from the city and placed in the street right-of-way or alley, except as previously stated; or in the event that special extenuating circumstances exist, the meter pit may be placed as directed by the superintendent. The top of the meter pit is to be placed so that it will be above ground level, but not more than two inches (2") above ground level, but not more than two inches (2") above ground level at the point of installation. All meter pits shall be so placed so that the edge rests on undisturbed earth or is supported by brick or stones resting on undisturbed earth. The cost of the installed meter pit and lid shall be based on the cost of materials, labor and equipment as supplied by the City and shall be set by Resolution of the City Council at least once annually.

- (e) The property owner is responsible for any cost incurred to move or upgrade a water meter pit due to new construction, i.e., new building, parking lot, driveway, etc.
- (f) Replacement of water meter covers/lids shall be made upon request of the water user or the superintendent. The cost of the replacement cover/lid shall be the current cost to the City of Marysville.
- (g) The property owner shall be responsible for the maintenance of the meter pit and pit lid. If, through negligence of the water user, the meter pit, remote reader, water meter or pit lid is damaged, the water user will be charged for parts if a service call is accomplished by the city water department during normal duty hours; or a (\$30) service call fee plus parts if accomplished after normal duty hours.
- (h) Water users with water meters currently located on the interior of the premises may request a remote reading meter be installed. Remote reading meters shall not be allowed when meter pits are required by other sections of this article. The cost of an installed remote reading meter to the water user shall be the actual cost of the remote head and the labor to install. (Ord. 1242, Sec. 7; Ord. 1393, Sec. 1)
- (i) Water users shall be charged a service fee of \$10.00 for each service turn off and turn on when: 1) desiring to have their water service discontinued for a period of time; 2) moving from one address to another address; and 3) changing names on the account.

Section 2. Section 15-110 of the 1987 Code of the City of Marysville is amended to read as follows:

15-110. TAPPING WATER MAINS. (a) The water department shall make all taps to the water mains, furnish the corporation stop and saddles, and provide contractors with installation ready for connection. The cost of the taps shall be reimbursed to the city by the water user.

- (b) The property owner/contractor requesting the tap shall be responsible for adequate excavation necessary to expose the water main for tapping.
- (c) Each residence, commercial or industrial establishment shall have a separate tap unless specifically approved by the superintendent. If the water user proposes to connect to an existing service, the current property owner (not resident/renter) of the existing service line shall also give permission.
- (d) The city, upon making the tap, is to record the location of the tap from a prominent permanent marker.
- (e) Any applicant desiring to tap onto the water mains of the City of Marysville shall pay a connection fee of \$200 for residential service, \$250 for commercial service and \$300 for industrial service. The cost of a meter pit and related connections shall be in addition to the connection fee.
- (f) Four-inch pipe will be allowed for ¾" taps. Six-inch pipe will be allowed for ¾" or 1" taps. Eight-inch and larger pipe will be allowed for ¾", 1" or 1-1/4" taps. (Ord. 1242, Sec. 8; Ord. 1393, Sec. 2)

Section 3. Section 15-121 of the 1987 Code of the City of Marysville is hereby amended to read as follows:

15-121. WATER BILLS. Whenever any water charge shall become due and payable under this article, it shall be the duty and obligation of the owner or occupant of the premises to pay the same within 15 days following the due date.

Section 4. Section 15-122 of the 1987 Code of the City of Marysville is hereby amended to read as follows:

15-122.

Amended
ORD. 1746(B)

SAME; DELINQUENT BILL. A bill not paid within 15 days following the due date shall be deemed to be delinquent. An additional late payment penalty of 10 percent of the user charge bill will be assessed to each delinquent bill for each month of delinquency. The city utility clerk shall cause written notice to be mailed or delivered to the owner or occupant of the premises providing that unless the delinquent bill is paid by the twenty-first day of the month in which the notice is received that water service to the premises shall be terminated.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Amended
ORD. 1923
Section 5. This ordinance shall take effect and be in force on November 1, 2005 following its passage and publication in the official city newspaper.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR, this eleventh day of October, 2005.

L. C. EDWARDS
Mayor

ATTEST:

JEANNIE THOMAS
City Clerk

(SEAL)

I hereby certify that the foregoing is a true and correct copy of the original ordinance; that said ordinance was passed on the 11th day of October, 2005; that the record of its passage is found on Page 5 of the minutes of October 11, 2005; that it was published in the Marysville Advocate, official City paper, on the thirteenth day of October, 2005.

Jeannie Thomas
City Clerk

(SEAL)

