

WATER

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CHAPTER 90

WATER SERVICE SYSTEM

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90.01 DEFINITIONS. The following terms are defined for use in the chapters in this Code of Ordinances pertaining to the Water Service System:

1. "Combined service account" means a customer service account for the provision of two or more utility services.
2. "Customer" means, in addition to any person receiving water service from the City, the owner of the property served, and as between such parties the duties, responsibilities, liabilities and obligations hereinafter imposed shall be joint and several.
3. "Superintendent" means the Superintendent of the City water system or any duly authorized assistant, agent or representative.
4. "Water main" means a water supply pipe provided for public or community use.
5. "Water service pipe" means the pipe from the water main to the building served.
6. "Water system" or "water works" means all public facilities for securing, collecting, storing, pumping, metering, treating, billing and distributing water.

90.02 SUPERINTENDENT'S DUTIES. The Water Department shall be operated under the direction of the Water Superintendent, appointed by and responsible to the City Administrator. The Superintendent shall supervise the detailed operations of the water system and enforce all regulations pertaining to water services in the City in accordance with this chapter. This chapter shall apply to all replacements of existing water service pipes as well as to new ones. The Superintendent shall make such rules, not in conflict with the provisions of this chapter, as may be needed for the operation of the water system, subject to the approval of the Council. In the event of an emergency the Superintendent may make temporary rules for the protection of the system until due consideration by the Council may be had.

(Code of Iowa, Sec. 372.13[4])

90.03 MANDATORY CONNECTIONS. All residences and business establishments within the City limits intended or used for human habitation, occupancy or use shall be connected to the public water system, if it is reasonably available and if the building is not furnished with pure and wholesome water from some other source.

90.04 ABANDONED CONNECTIONS. When an existing water service is abandoned or a service is renewed with a new tap in the main, all abandoned connections with the mains shall be turned off by the property owner at the corporation cock and made absolutely watertight and physically disconnected from the City water main. If the property owner neglects or refuses to complete these actions, the City shall cause said work to be done and bill the cost of said work to the property owner.

90.05 COMPLIANCE WITH PLUMBING CODE. The installation of any water service pipe and any connection with the water system shall comply with all pertinent and applicable provisions, whether regulatory, procedural or enforcement provisions, of the *State of Iowa Plumbing Code*.

90.06 SUBDIVISION LOT CHANGES OR SALES. If a lot or portion of a lot is to be changed or sold in conjunction with another, resulting in two services potentially serving the new property, one of the services will be disconnected at the water main by and paid for by the owner of the property, unless service is used for a second meter or if the size of the lot could be sold off in the future as a legal buildable lot.

90.07 EXCAVATIONS. All trench work, excavation and backfilling required in installation of a water service pipe shall be performed in accordance with applicable excavation provisions as provided for installation of building sewers and/or the provisions of Chapter 135.

90.08 TAPPING MAINS. All taps into water mains shall be made by the City and in accordance with the following:

(Code of Iowa, Sec. 372.13[4])

1. Independent Services. No more than one house, building or premises shall be supplied from one tap unless special written permission is obtained from the Superintendent and unless provision is made so that each house, building or premises may be shut off independently of the other.
2. Corporation Stop. A brass corporation stop, of the pattern and weight approved by the Superintendent, shall be inserted in every tap in the main. The corporation stop in the main shall in no case be smaller than one size smaller than the service pipe.
3. More than one (1) service line to a single property will be allowed.

90.09 INSTALLATION OF WATER SERVICE PIPE. Water service pipes from the main to the curb box shall be type K copper tubing, or certain plastic service line may be substituted with prior written permission from the Water Superintendent. If non-metallic pipe is utilized from the curb box to the meter setting, a tracer wire shall also be installed to assist with future locates. Wire shall be 12-gauge stranded or solid wire. Pipes must be laid sufficiently waving, and to such depth, as to prevent rupture from settlement or freezing. All installations of water service pipes shall be made by a competent individual knowledgeable in

such work. The Superintendent shall have the power to suspend the approval of any such individual for violation of any of the provisions of this chapter. A suspension, unless revoked, shall continue until the next regular meeting of the Council. The Superintendent shall notify the individual immediately by personal written notice of the suspension, the reasons for the suspension, and the time and place of the Council meeting at which the individual will be granted a hearing. At this Council meeting the Superintendent shall make a written report to the Council stating the reasons for the suspension, and the Council, after fair hearing, shall affirm or revoke the suspension or take any further action that is necessary and proper.

90.10 RESPONSIBILITY FOR WATER SERVICE PIPE. All costs and expenses incident to the installation and maintenance of the water service pipe from and including the corporation stop at the main to the building served shall be borne by the owner. The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the installation or maintenance of said water service pipe.

90.11 FAILURE TO MAINTAIN. When any portion of the water service pipe which is the responsibility of the property owner becomes defective or creates a nuisance and the owner fails to correct such nuisance the City may do so and assess the costs thereof to the property.

(Code of Iowa, Sec. 364.12[3a & h])

90.12 CURB VALVE. There shall be installed within the public right-of-way a main shut-off valve on the water service pipe at the outer sidewalk line with a suitable lock of a pattern approved by the Superintendent. The shut-off valve shall be covered with a heavy metal or approved cover visible and even with the pavement or ground.

90.13 INTERIOR VALVE. There shall be installed a shut-off valve on every service pipe inside the building as close to the entrance of the pipe within the building as possible and so located that the water can be shut off conveniently. Where one service pipe supplies more than one customer within the building, there shall be separate valves for each such customer so that service may be shut off for one without interfering with service to the others.

90.14 INSPECTION AND APPROVAL. All water service pipes and their connections to the water system must be inspected by an authorized City employee before they are covered. If the City refuses to approve the work, the property owner must proceed immediately to correct the work. Every person who uses or intends to use the municipal water system shall permit authorized City employees to enter the premises to inspect or make necessary alterations or repairs at all reasonable hours and on proof of authority.

90.15 COMPLETION BY THE CITY. Should any excavation be left open or only partly refilled for twenty-four (24) hours after the water service pipe is installed and connected with the water system, or should the work be improperly done, the City shall have the right to finish or correct the work, and the Council shall assess the costs to the property owner or contractor responsible for the installation. If the contractor is assessed, the contractor must pay the costs before receiving another permit. If the property owner is assessed, such assessment may be collected with and in the same manner as general property taxes.

(Code of Iowa, Sec. 364.12[3a & h])

90.16 SHUTTING OFF WATER SUPPLY. The Superintendent or an authorized assistant may shut off the supply of water to the customer without notice because of any substantial violation of this chapter or valid regulation or when the customer is found to be using water-consuming equipment in a manner adversely affecting the utility's system or its ability to serve others, such as cross-connections, back-siphonage, wastage to the extent of drastically reducing water pressure, or any other action so affecting the safety or proper operation of the system. The water supply shall not be restored until the customer has corrected the condition.

90.17 OPERATION OF CURB VALVE. It is unlawful for any person except Water Department personnel or an authorized contractor for the periodic maintenance of private plumbing on the property to turn water on or off at the curb valve. No person shall take any action contrary to the orders of the Superintendent and shall leave the water off or on, as directed by the Superintendent.

90.18 FIRE HYDRANTS. No person, unless specifically authorized by the Superintendent, shall open or attempt to draw water from any fire hydrant for any purpose whatsoever. No person shall obstruct in any way easy accessibility of a fire hydrant by placing material of any kind, fences or temporary structures, trenches or holes making it dangerous to fire fighters in connecting to the fire hydrant or impair the access of a fire hydrant in any way. It is unlawful for any person except members of the fire department and the Water Department to have in their possession a fire hydrant key, wrench or connections to use hydrants for the purpose of opening and closing hydrants.

90.19 BACKFLOW PREVENTION VALVE. A backflow prevention valve meeting City specifications may be installed on the customer's side of the water meter for each new service pipe and any service pipe which is repaired or replaced. There is no grandfather clause on anything related to cross-connection and/or backflow. All units must comply, regardless of age. The City has adopted the IPC and State Codes, whichever is of higher degree on all codes that are related to but not limited to all that pertain to cross-connection and/or backflow. The owner, plumber or person working on a potable water service also needs to conform to all codes in effect including the following:

1. All services connected to the City water distribution system must do a hazard survey. After making a hazard survey, the owner of the service shall report to the City Water Department the degree of the hazard and shall give the address, type of backflow prevention unit used, date of installation and initial tests done by a certified tester approved by the City. The owner shall provide a copy of the test to be filed by the City for dates to determine future tests and to have available for State and Federal government officials to check and also for citizens who may be interested in the test. Hazard charts are posted and available at City Hall and at the Water Department.
2. All tests done on any backflow device or assembly must be tested by a certified tester with a current license from the Iowa Department of Health or approved state department of another state and also by the City.
3. All tests will be done using an approved form with three (3) copies, one for the City, one for the owner, and one for the tester.
4. All backflow prevention assemblies and devices will be installed so they are readily accessible as defined in the IPC 608.14 so to make testing without any interference and also height requirements as in the IPC 608.13.

5. All machinery and/or equipment that comes equipped with a backflow device in the unit must have the backflow device installed so it also is readily accessible. If it does not, a whole different unit must be installed as close as possible to the unit so as to make for a testable site. (This would apply to CO₂ fountains and other apparatus that may apply.)
6. Water softeners, reverse osmosis and other apparatus that may be a hazard of a cross-connection shall maintain a proper air gap when discharging to a drain.
7. Whenever a backflow device is used and closes a system where pressure changes could take place, an expansion or bladder device must be used to protect the system from water hammer or excessive pressure.
8. **Booster Pump.**
 - A. No person shall install or maintain a water service connection to any premises where a booster pump has been installed on a service line to or within such premises, unless the booster pump is equipped with a low pressure cut-off designed to shut off the booster pump when the pressure in the service line on the suction side of the pump drops below twenty (20) pounds per square inch gauge or less.
 - B. It is the duty of the water customer to maintain the low pressure cut-off device in working order.
9. **Violations.**
 - A. The water purveyor shall deny or discontinue, after notice to the customer thereof, the water service to any premises wherein:
 - (1) Any backflow prevention device required by this section which includes the IPC and State codes with automatic updates thereof, is not installed or maintained in a manner acceptable by the City.
 - (2) It is found that the backflow prevention device has been removed or bypassed.
 - (3) An unprotected cross-connection exists on the premises.
 - (4) A low-pressure cut-off booster pump is not installed properly or maintained in working order.
 - (5) The Water Superintendent is denied entry to determine compliance with these regulations.
 - B. The Water Superintendent shall immediately deny or discontinue, without notice to the customer thereof, the water service to any premises wherein a service cross-connection exists which constitutes an immediate threat to the safety of the public water system. The Water Superintendent shall notify the customer within twenty-four (24) hours of the denial or disconnection of service.
 - C. Water service to such premises shall not be restored until the customer has corrected or eliminated such conditions or defects in conformance with these regulations and to the satisfaction of the Water Superintendent.

90.20 DAMAGING WATER PROPERTY. It is unlawful to break, injure, mar or deface, interfere with or disturb any building, machinery, apparatus, fixtures, hydrants, attachments, or appurtenances of the water system or any public or private hydrant or water trough, or stop-cock box, meter, water supply or service pipe or any part thereof, or deposit anything in any stop-cock box, or commit any act tending to obstruct or impair the intended use of any of the above-mentioned property, without permission of the proper authorities or excepting cases herein or otherwise provided by ordinance.

90.21 OWNER RESPONSIBLE FOR PIPES AND FIXTURES. The Water Department will not be responsible for private water pipes and/or fixtures. All owners must, at their own expense, keep their service pipe from the point of connection with the City mains to their premises, and all other apparatus, in good working order, free from unmetered leaks and properly protected from frost and other danger. If leaks develop, the owner must at the owner's own expense repair the leak. Once a leak is identified by the City, oral or written notice will be given to the property owner and the notice will provide the owner with a reasonable time within which to repair the service pipe. If in the opinion of the Superintendent the owner is negligent in repairing unmetered water leaks, the Superintendent may order the work performed at once and all costs of such work shall be charged to and paid by the owner. In the event of ongoing leakage in a service line, a daily charge set by Council resolution will be assessed for the usage of unmetered water. No claims shall be made against the City by reason of the breaking of any of the service pipes or apparatus or from any other damage that may result from shutting off water for repairing or any other purpose, or for any variation in pressure. No reduction will be made from regular rates because of leaking pipes or fixtures.

90.22 LIABILITY OF CITY. The City shall not be responsible for accidents resulting from insecure boilers or from variation in the water pressure, or the ram of the water from the mains, or from collapse from any cause whatever.

90.23 NONPUBLIC WATER WELLS PROHIBITED. No nonpublic well or water supply shall be installed where a public water supply system is reasonably accessible to the landowner. The determination of accessibility shall be made by the City Administrator. In the event the City Administrator determines the property is not accessible to a public water supply system, or if there is clear and convincing evidence that the accessible public water supply is inadequate to meet the needs of the landowner, then a variance from this prohibition may be obtained from the variance board if a well permit is obtained pursuant to State law or County ordinance.

90.24 LAWN WATERING RESTRICTIONS. Upon resolution of the Council that a water shortage event is taking place, restrictions upon the irrigation or watering of residential, commercial and industrial lawns shall be applied.

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CHAPTER 91

WATER METERS

91.01 Purpose

91.02 Water Use Metered

91.03 Fire Sprinkler Systems- Exception

91.04 Location of Meters

91.05 Meter Setting

91.06 Meter Repairs

91.07 Right of Entry

91.08 Meter Connection Fee

91.09 Meter Testing

91.10 Outside Water Usage Meters

91.11 Charges When Meters Fail to Register

91.01 PURPOSE. The purpose of this chapter is to encourage the conservation of water and facilitate the equitable distribution of charges for water service among customers.

91.02 WATER USE METERED. All water furnished customers shall be measured through meters available through the City and installed by City personnel or an authorized agent.

91.03 FIRE SPRINKLER SYSTEMS - EXCEPTION. Fire sprinkler systems may be connected to water mains by direct connection without meters under the direct supervision of the Superintendent. No open connection can be incorporated in the system, and there shall be no valves except a main control valve at the entrance to the building which must remain in the open position. The charge for a fire sprinkler system shall be set by Council resolution.

91.04 LOCATION OF METERS. All meters shall be so located that they are easily accessible and protected from freezing.

91.05 METER SETTING. The property owner shall provide all necessary piping and fittings for proper setting of the meter including a valve on the discharge side of the meter. Meter pits will not be allowed unless prior written permission is given by the Superintendent.

91.06 METER REPAIRS. Whenever a water meter owned by the City is found to be out of order the Superintendent shall have it repaired. If it is found that damage to the meter has occurred due to the carelessness or negligence of the customer or property owner, or the meter is not owned by the City, then the property owner shall be liable for the cost of repairs. Service calls resulting from improper meter installation shall be billed to the customer or property owner, based on fees established by resolution of the Council.

91.07 RIGHT OF ENTRY. The Superintendent or designee shall be permitted to enter the premises of any customer at any reasonable time to read, remove, or change a meter. The City reserves the right to set or remove a meter or change its location whenever it is deemed advisable to do so.

91.08 METER CONNECTION FEE. There shall be a fee charged to the property owner for each new connection of a water meter in accordance with the schedule of such fees approved by resolution of the Council. Meter connection fees shall be billed when a meter is set by Water Department personnel or authorized agent unless other prior arrangements are made with the Superintendent.

91.09 METER TESTING. The Superintendent or any designee shall make a test of the accuracy of any water meter at any time when requested in writing. If it is found that such meter overruns to the extent of 5% or more, the cost of the test shall be paid by the City and a refund shall be made to the customer for overcharges collected since the last known date of accuracy, but not more than 5% of the total water bill and not for a longer period than 3 months. If the meter is found to be accurate or slow or less than 5% fast, the user shall pay a testing charge set by resolution of the Council.

91.10 OUTSIDE WATER USAGE METERS. The City will install a second meter for outside water usage in accordance with the guidelines set by the City Administrative Policy for Water Meters and in such a way that it can be easily determined that only water used outside and not going into the sanitary sewer system is running through the meter. The plumber shall notify the Superintendent when the plumbing has been installed and is ready for meter installation by the City. No person shall intentionally break the seal on a water meter that has been sealed by the City Water Department. If a seal is accidentally broken, the owner shall report the incident to the City Water Department within twenty-four (24) hours. There shall be a fee charged to the property owner for this service in accordance with the schedule of such fees approved by resolution of the Council.

91.11 CHARGES WHEN METERS FAIL TO REGISTER. In cases where meters fail to register the amount of water passing through them by being stopped up or from any cause whatever, the quantity used shall be determined and the charge made based upon the same period from the previous year.

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CHAPTER 92

WATER RATES

92.01 Service Charges
92.02 Rates For Service
92.03 Rates Outside the City
92.04 Billing for Water Service
92.05 Service Discontinued
92.06 Lien for Nonpayment

92.07 Lien Exemption
92.08 Lien Notice
92.09 Customer Deposits
92.10 Temporary Vacancy
92.11 Construction Purposes

92.01 SERVICE CHARGES. Each customer shall pay for water service provided by the City based upon use of water as determined by meters provided for in Chapter 91. Each location, building, premises or connection shall be considered a separate and distinct customer whether owned or controlled by the same person or not.

(Code of Iowa, Sec. 384.84)

92.02 RATES FOR SERVICE. Water service shall be furnished at the following monthly rates within the City:

(Code of Iowa, Sec. 384.84)

(Effective with monthly bills after January 1 of respective year.)

Gallons Used Per Month	2014 Rate
First 2,000 gallons	\$ 6.50
Next 32,000 gallons	\$ 2.50
Next 135,000 gallons	\$ 1.60
All Over 169,000 gallons	\$ 1.30
Minimum Bill	\$ 13.00
Unmetered Fire Sprinkler System	\$ 31.00

All meters shall be City-owned. Private Meters shall be discontinued.

92.03 RATES OUTSIDE THE CITY. Water service shall be provided to any customer located outside the corporate limits of the City which the City has agreed to serve at two times the rates listed in Section 92.02, with a 2,000-gallon minimum. No such customer, however, will be served unless the customer shall have signed a service contract agreeing to be bound by the ordinances, rules, and regulations applying to water service established by the Council.

(Code of Iowa, Sec. 364.4 & 384.84)

92.04 BILLING FOR WATER SERVICE. Water service shall be billed as part of a combined service account, payable in accordance with the following:

(Code of Iowa, Sec. 384.84)

1. Bills Issued. The Clerk shall prepare and issue bills for combined service accounts within ten (10) days of monthly meter reading.

2. Bills Payable. Bills for combined service accounts shall be due and payable at the office of the Clerk by the date specified on the bill.
3. Late Payment Penalty. Bills not paid when due shall be considered delinquent. A one-time late payment penalty of one and one-half percent (1½%) of the amount due shall be added to each delinquent bill.

92.05 SERVICE DISCONTINUED. Water service to delinquent customers shall be discontinued in accordance with the following:

(Code of Iowa, Sec. 384.84)

1. Notice. The Clerk shall notify each delinquent customer that service will be discontinued if payment of the combined service account, including late payment charges, is not received by the date specified in the notice of delinquency. Such notice shall be sent by ordinary mail to the customer in whose name the delinquent charges were incurred and shall inform the customer of the nature of the delinquency and afford the customer the opportunity for a hearing prior to the discontinuance.
2. Notice to Landlords. If the customer is a tenant, and if the owner or landlord of the property or premises has made a written request for notice, the notice of delinquency shall also be given to the owner or landlord. If the customer is a tenant and requests a change of name for service under the account, such request shall be sent to the owner or landlord of the property if the owner or landlord has made a written request for notice of any change of name for service under the account to the rental property.
3. Hearing. If a hearing is requested by noon of the day preceding the shut off, the Utilities Board shall conduct an informal hearing and shall make a determination as to whether the disconnection is justified. The Utilities Board shall be made up of the City Administrator, Water Department Superintendent, Wastewater Department Superintendent, City Utility Bookkeeper and a member from the City Council appointed by the Mayor each fiscal year. Board members shall attend hearings when requested by a delinquent account holder and determine a course of action in response to the delinquent account. The City Attorney will serve as advisor to this Board.
4. Fees. A reconnection fee set by resolution of the Council shall be charged at the time of or before reconnection where separate disconnection and reconnection trips are made necessary before payment is rendered and service is to be restored to the delinquent customer. No reconnection fee or service fee shall be charged for the usual or customary trips in the regular changes in occupancies of property, whether or not the meter is removed for the safety of the meter.

92.06 LIEN FOR NONPAYMENT. The owner of the premises served and any lessee or tenant thereof shall be jointly and severally liable for water service charges to the premises. Water service charges remaining unpaid and delinquent shall constitute a lien upon the premises served and shall be certified by the Clerk to the County Treasurer for collection in the same manner as property taxes.

(Code of Iowa, Sec. 384.84)

92.07 LIEN EXEMPTION.

(Code of Iowa, Sec. 384.84)

1. **Water Service Exemption.** The lien for nonpayment shall not apply to charges for water service to a residential or commercial rental property where water service is separately metered and the rates or charges for the water service are paid directly to the City by the tenant, if the landlord gives written notice to the City that the property is residential or commercial rental property and that the tenant is liable for the rates or charges. The City may require a deposit not exceeding the usual cost of ninety (90) days of such services to be paid to the City. When the tenant moves from the rental property, the City shall refund the deposit if all service charges are paid in full. The lien exemption does not apply to delinquent charges for repairs related to any of the services.

2. **Other Service Exemption.** The lien for nonpayment shall also not apply to the charges for any of the services of sewer systems, storm water drainage systems, sewage treatment, solid waste collection, and solid waste disposal for a residential rental property where the charge is paid directly to the City by the tenant, if the landlord gives written notice to the City that the property is residential rental property and that the tenant is liable for the rates or charges for such service. The City may require a deposit not exceeding the usual cost of ninety (90) days of such services to be paid to the City. When the tenant moves from the rental property, the City shall refund the deposit if all service charges are paid in full. The lien exemption does not apply to delinquent charges for repairs related to any of the services.

3. **Written Notice.** The landlord's written notice shall contain the name of the tenant responsible for charges, the address of the residential or commercial rental property that the tenant is to occupy, and the date that the occupancy begins. Upon receipt, the City shall acknowledge the notice and deposit. A change in tenant for a residential rental property shall require a new written notice to be given to the City within thirty (30) business days of the change in tenant. A change in tenant for a commercial rental property shall require a new written notice to be given to the City within ten (10) business days of the change in tenant. A change in the ownership of the residential rental property shall require written notice of such change to be given to the City within thirty (30) business days of the completion of the change of ownership. A change in the ownership of the commercial rental property shall require written notice of such change to be given to the City within ten (10) business days of the completion of the change of ownership.

92.08 LIEN NOTICE. A lien for delinquent water service charges shall not be certified to the County Treasurer unless prior written notice of intent to certify a lien is given to the customer in whose name the delinquent charges were incurred. If the customer is a tenant and if the owner or landlord of the property or premises has made a written request for notice, the notice shall also be given to the owner or landlord. The notice shall be sent to the appropriate persons by ordinary mail not less than thirty (30) days prior to certification of the lien to the County Treasurer.

(Code of Iowa, Sec. 384.84)

92.09 CUSTOMER DEPOSITS. There shall be required from every customer served a deposit set by resolution of the Council intended to guarantee the payment of bills for service.

This deposit will be required from all residential and commercial customers making application for water service, and the Clerk's office will hold the deposit for twelve (12) months. If within the twelve-month time period the customer has not been delinquent on paying the water utility bill more than one time, the deposit will be refunded to the customer. If, however, the customer has been delinquent more than one time in the 12 months, the Clerk's office will hold the deposit another 12 months from the date of the last delinquency and the above procedure will again be used. A deposit will again be required if a customer's service is terminated for nonpayment. In addition to the deposit, new customers will also pay a nonrefundable connection fee, set by resolution of the Council, prior to service being initiated.

(Code of Iowa, Sec. 384.84)

92.10 TEMPORARY VACANCY. A property owner may request water service be temporarily discontinued and the meter pulled when the property is expected to be vacant for an extended period of time. There shall be a reconnection fee, set by resolution of the Council, when service is restored. During a period when service is temporarily discontinued as provided herein there shall be no monthly minimum service charge.

92.11 CONSTRUCTION PURPOSES. The amount to be paid by contractors, builders or others desiring water for building purposes shall be based upon the rates fixed by the Water Department. Water use will be limited to the building site and/or the address of the site given permission of use only. All construction purpose uses must be approved in writing by the Superintendent before use will be permitted. Cross-connection and backflow regulations will apply for safety of the City water system.

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CHAPTER 93

EXTENSION OF WATER MAINS AND SERVICE

93.01 Extension Provisions
93.02 City Ownership
93.03 Voluntary Annexation
93.04 Location of Extensions

93.05 Connection Charge
93.06 Connection Charge Deferment
93.07 Special Service Lines

93.01 EXTENSION PROVISIONS. Except as otherwise specifically provided by the provisions of this chapter and approved by the Council:

1. All premises receiving water service from the municipal water system of the City shall be annexed to the City, if applicable, and the continued provision of water service to any such premises within the exclusive service area of the municipal water system shall require, as a minimum, the voluntary consent of the owner of such premises to the annexation thereof to the City.
2. Water service shall be provided within the exclusive service area of the municipal water system pursuant to water main extensions into the exclusive service area where water service has not previously been available. Private water lines may then be connected to such water main extensions as approved by the City in the same manner as connections are made to the municipal water system elsewhere in the City.
3. All water main extensions of the municipal water system shall be constructed in compliance with the standards of the Iowa Department of Natural Resources (DNR), the Insurance Services Office (ISO), and other Federal, State or local regulations adopted by the City or applicable to the municipal water system of the City.
4. All water main extensions shall include the installation of fire hydrants, valves, and other safety and maintenance apparatus as required by the City, DNR, or consistent with ISO or other standards applicable to or adopted by the City.

93.02 CITY OWNERSHIP. All water main extensions shall be incorporated into and become part of the municipal water system of the City. Said water main extensions shall be owned solely by the City, and said water main extensions shall be sized and designed by or in behalf of the City. The City, solely, shall determine whether or not to construct a water main extension and when any such water main extension shall be constructed.

93.03 VOLUNTARY ANNEXATION. As a prerequisite to receiving water service from the municipal water system, the owner of any premises located outside the corporate limits of the City may, if applicable, be required to consent to the annexation (voluntary annexation) of such premises served or to be served by the municipal water system. Such consent may be contingent upon the actual construction of a water main extension from the municipal water system so as to make water service available to the premises, but such consent shall otherwise be irrevocable, and annexation may be finalized by the Council once water service has been made available to the premises. Any consent to annexation given by the owner of a premises pursuant to this chapter shall not require the City to annex said premises.

93.04 LOCATION OF EXTENSIONS. All water main extensions to the municipal water system of the City shall be located in public right-of-way or in approved easements granted to the City for such purpose.

93.05 CONNECTION CHARGE. The cost of water main extensions to the municipal water system shall be paid by the property owners to be benefited thereby through the availability of water service from the municipal water system. These costs shall be paid in the form of a special connection charge in addition to the standard tapping fees of the City for service line connections. The special connection charge shall be paid directly to the City either in a lump sum or in installments computed pursuant to an assessment schedule and rate to be determined by the City in such manner as is used in the instance of special assessments for street and other purposes within the City. The costs shall be borne by all of the benefited premises within the exclusive service area of the municipal water system benefited by such water main extension, whether located within or outside the corporate limits of the City. There shall be no agricultural deferments as are otherwise provided pursuant to the formal special assessment procedure of Chapter 384 of the *Code of Iowa*. As an alternative to the foregoing, the City reserves the right to implement the formal procedures for special assessments pursuant to Chapter 384 of the *Code of Iowa*.

93.06 CONNECTION CHARGE DEFERMENT. The City may determine deferments of the payment of the cost of water main extensions within the exclusive service area of the municipal water system for agricultural premises, for premises not intending to receive water service from the municipal water system, or other reasons as determined by the City. In such instances, the specific reason for deferment shall be set forth in writing, and upon future connection of such premises to the municipal water system, annexation of such premises, or other occurrences which eliminate the underlying reason for deferral, the special connection charge shall immediately become due and payable in full, including accrued interest for the full assessment period.

93.07 SPECIAL SERVICE LINES. The City reserves the right to approve special service line extensions within the exclusive service area of the municipal water system in lieu of an actual water main extension and as a temporary measure. Such service lines shall be temporary in nature and shall be promptly disconnected and connection made to a permanent water main upon the construction and availability thereof for making service connections to any premises, all as determined by the City. Any such service line shall be owned by the owner of the premises served thereby, and the same shall be treated as any other service line connection to the municipal water system, and subject to the following:

1. The special service line may be located in public right-of-way of the City or otherwise as approved by the government or government agency having jurisdiction thereof.
2. A meter pit, valve, water meter or meters, and other appropriate apparatus and equipment, as determined by the City, shall be located in close proximity to the connection to the water main or mains of the municipal water system. The City shall have full right of ingress and egress over adjacent premises, by easement, or otherwise as approved by the City, to inspect, maintain, or otherwise provide for the same.
3. The City reserves the right to interrupt or terminate water service, without notice, to special service lines due to leaks or other maintenance problems, conditions

which may result in the contamination of the municipal water system, or water shortages or pressure reductions within the municipal water system, all without notice.

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