

CHAPTER 80: WATER

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§ 80.101 TITLE.

This article shall be referred to and known as “The City of Clio Water Ordinance.”
(Ord. 123, passed 5-15-72)

§ 80.102 WATER MAINS.

(A) The water mains of the city shall be under the exclusive control of the Superintendent and no person or persons other than agents or employees of the Water Department shall tap, change, obstruct, interfere with, or in any way disturb the system of water mains.

(B) All extensions and alterations to the system of water mains shall be made under the supervision of the Superintendent who shall act only upon authorization of the Commission. Proper petitions for the extension of water mains shall be addressed to the City Commission, which will thereupon consider the same and advise the petitioners of their decision. In case water mains are constructed by special assessment, reference should be made to the pertinent Charter provisions.

(C) Any person, firm or corporation, after the effective date of this article, installing water mains at their own expense shall first submit plans and specifications for such work to the Commission for its approval. After such plans and specifications have been approved by the Commission, the work shall be done under the supervision of the Superintendent who shall require that such tests be made as he may

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consider necessary and no water shall be admitted into such mains until he accepts the installation on behalf of the Commission. The provisions of this division shall apply to any installation of water mains outside the corporate limits of the city where permission has first been granted by the City Commission to connect such mains to the existing distribution system.

(D) The City Commission shall not, after the effective date of this article, grant permission to connect water mains constructed outside the corporate limits of the city to the existing distribution system, except upon the following conditions:

(1) That all engineering relative to said water main outside the corporate limits of the city shall be done by the city's engineer.

(2) That all construction relative to said water main shall have been done under the supervision of the City Superintendent and according to the city's specifications.

(3) That all costs of installation or laying of the water main outside of the corporate limits of the city, including all legal, engineering and other incidental costs, shall have been paid for by the properties involved and no part shall have been paid by the city.

(4) That all properties to be serviced by the said water main constructed outside the corporate limits of the city shall also be served by the city sanitary sewer system or some other public sewer system approved by the City Commission.

(5) That the charge for water supplied by any main constructed outside the corporate limits of the city, whether constructed before or after the effective date of this article, shall be at the rate of 150% of the prevailing rate charged for such water service within the corporate limits of the city.

(E) Subsequent to February 1, 1975, no plat of subdivided lands shall be accepted and approved by the City Commission until the installation and construction and completion of the improvements hereinafter enumerated shall have been approved by the City Commission, except as hereinafter provided.

(1) Water mains with the necessary appurtenances shall be constructed and laid in all streets or in casements approved by the City Commission. There shall be provided at least one connection to every lot fronting on either side of said streets, or at such intervals as the City Commission shall require, which connection shall extend from the water main to the lot lines.

(2) Other provisions of this article notwithstanding, the City Commission may accept and approve a proposed plat without the installation or construction of the improvements required hereunder, provided the proprietor of such proposed plat shall have filed with the City Commission a good and sufficient surety bond of a surety company authorized to do business in this state, or a personal bond, approved by the City Commission, secured by a deposit of cash to be released to the obligor as and when no longer required for full assurance of complete payment of the cost of the improvement. The said

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bond shall be conditioned that the proprietor of the property platted will within a specified period, as determined by the City Commission and set forth in said bond, cause to be installed and constructed, without expense to the city, all of the improvements as hereinbefore provided. The City Commission may further require that the bond provide that in case of default in the performance of the conditions of such bond, the city or its nominee may enter into and upon the platted property, with necessary machinery and equipment, for the purpose of installing or constructing improvements not installed or constructed by the obligor, at the expense of the obligor and the surety or sureties named in the bond. If the City Commission shall at any time after the giving of such bond determine that any improvement covered thereby is not required by the public interest or safety the bond may be canceled or modified pro tanto to release the obligor's liability with respect to such improvement.

(3) A fee of 2% of the cost of the improvements required by this article shall be paid to the city prior to the approval of any proposed plat to provide for the expense of inspection of such improvements, and other related expenses; as to improvements not installed at the time of the approval of the plat, the fee shall be based upon estimated costs, as determined by the City Commission. The City Commission may from time to time adjust this fee by resolution.
(Ord. 123, passed 5-15-72; amended by Ord. 142, passed 1-6-75; amended by Ord. 338, passed 9-18-02) Penalty, see § 80.199

§ 80.103 SERVICE PIPES.

(A) All service pipe on either public or private property shall be laid on solid ground not less than four feet below the established grade of the street. Service pipe laid in the same trench with a sewer shall be at least 18 inches distant from the sewer horizontally, and if the sewer is laid at a greater depth shall be shelved into the bank to a solid bottom. In no case shall a service pipe be laid on a fill.

(B) From the main to the water meter all service shall be of copper or other materials of like nature, not less than 3/4-inch in diameter, approved by the Superintendent. Service stops shall be at least 3/4-inch, extra heavy round way stop and waste type, placed 12 inches outside of the sidewalk line. The stop box shall be set so that the cover is one inch above the grade.

(C) A separate waste stop shall be placed on the service pipe just inside the building wall on the influent side of the water meter. Such stops shall be equal in quality to the service stop.

(D) The corporation stop, the service pipe from the main to the service stop, the service stop and the stop box will be provided in place and maintained by the Water Department after payment of the fee charged for a water permit as provided in this section. The service pipe from the service stop to the building on private property shall be installed by a licensed contractor and properly maintained by the owner. The owner shall keep the stop box free from dirt, stones, or other substances that will prevent access to the service stop.

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(E) All service pipe on private property and all water piping in all premises shall be installed by a licensed contractor/plumber. Licensed contractors/plumbers shall not interfere in any way with the service pipes installed by the Water Department and shall not be permitted to turn water on or off at the service stop. The Department of Public Services shall be notified for the purpose of shutting off the water at the service stop for the licensed contractor/plumber for the purpose of testing their work. Any licensed contractor/plumber called upon to shut off water and drain pipes in any premises shall do so inside the building only.

(F) Before any connection is made to any water main, application for a permit must be made in writing by the owner of the premises to be served, or by his, or her or their authorized representative at the office of the Treasurer. Such application shall be made on forms provided by the Water Department, and shall contain such information as the Commission may require.

(G) At the time that a building permit is issued for any building requiring a water service connection (or in the case of existing buildings, at the time of proper application by or on behalf of the owner) and before the water main is tapped, a permit for such service connection shall be issued and the owner shall thereupon pay the following fees for tapping the water main, installation of the service pipes from the main to the service stop, the service stop and stop box:

- (1) The “tap-in fee” for tapping the water main shall be determined as follows:

<i>Fee to Tap into City of Clio Water System</i>	
<i>Meter Size, Inches</i>	<i>Rate</i>
5/8	\$2,704
1	\$4,507
1-1/2	\$9,015
2	\$14,423
3	\$27,044
4	\$45,073
6	\$90,146
8	\$144,233
10	\$207,335
The City Commission may from time to time adjust this “tap-in fee” by resolution.	

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(2) The installation fee for the installation of the service pipe from the water main to the service stop, the service stop and stop box shall be \$400, if the city makes such installation. The property owner shall be responsible for all excavating from the water main to the service stop which shall be completed by a licensed contractor/plumber. In the event that a person or firm, other than the city, shall make such installation, such installation shall be made under the direct supervision of the Superintendent of Public Services or his/her designee and in accordance with the requirements of the City Administrator; and such person or firm making such installation shall obtain an inspection by the Superintendent of Public Services or his/her designee of the installation prior to the commencement of any backfilling. The fee for such inspection shall be \$50.

(3) If the City Commission, upon request being made, the City Commission shall have the authority to allow payment on an installment basis of 12 approximately equal consecutive monthly installments.

(H) When a permit is required for service to a building under construction the owner shall pay to the Water Department, in addition to the fee provided in division (G), a fee for water used during construction. This fee shall be estimated by the Superintendent in accordance with the size of the building and class of construction. It shall in no case be less than \$5. In case the owner is not satisfied with the estimate made by the Superintendent, the Superintendent may install a meter temporarily on the line and measure the consumption of water during construction, and the owner shall pay for water used at the prevailing rate. The owner shall be responsible for the meter and any damage to it shall be repaired at his expense.

(I) Old building water lines may be used in connections with new buildings only when they are found on examination and test by the City Department of Public Services Supervisor, to meet all requirements of this article. A \$50 inspection fee will be charged to examine old lines. The owner shall expose old lines for inspection. If the City Department of Public Service Supervisor approves the use of old lines an additional \$50 final hook up fee will be charged. If the City Department of Public Services Supervisor determines the old lines cannot be used, the owner will have to meet all requirements for a new tap in and installation of new lines.

(J) All fire suppression pipe on either public or private property shall comply with the requirements of this article, being §§ 80.101 through 80.199. Fire suppression pipe can only be used as a service pipe in the event of fire and for the suppression of the fire only. Except, that costs associated with the installation of fire suppression pipe to the water main will be borne by the person, firm, or corporation desiring a fire suppression connection.

(Ord. 123, passed 5-15-72; amended by Ord. 142, passed 1-6-75; amended by Ord. 160, passed 5-23-77; amended by Ord. 310, passed 4-17-00; amended by Ord. 338, passed 9-18-02; amended by Ord. 374, passed 11-7-05; amended by Ord. 383, passed 5-15-06; amended by Ord. 407, passed 6-16-08; amended by Ord. 413, passed 6-15-09; amended by Ord. 423, passed 6-23-10; amended by Ord. 430, passed 6-20-11; amended by Ord. 456, passed 6-17-13; amended by Ord. 471, passed 6-16-14; amended by

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Ord. 479, passed 6-1-15; amended by Ord. 487, passed 6-6-16; amended by Ord. 492, passed 6-5-17; amended by Ord. 494, passed 8-21-17; amended by Ord. 501, passed 6-4-18; amended by Ord. 507, passed 6-3-19; amended by Ord. 512, passed 6-1-20; amended by Ord. 516, passed 5-17-21; amended by Ord. 522, passed 5-16-22; amended by Ord. 525, passed 5-15-23) Penalty, see § 80.199

§ 80.104 METERS.

(A) All premises connected to the city water system and using water shall be metered and payment shall be made for water at rates as herein set forth. In no case will water be supplied at fixtures or flat rates, except for temporary supplies as are herein provided, or in special cases, reviewed and approved by formal resolution of the City Commission.

(B) All meters connected to the city water system shall become and remain the property of the City Water Department, and will at all times be under the control of said Department.

(C) For ordinary domestic consumption of water, a 5/8-inch x 3/4-inch meter will be furnished, and the expense of installing and maintaining meters will be the responsibility of the Water Department; provided, however, that where replacements, repairs, or adjustments of a meter are made necessary by the act, negligence, or carelessness of the owner or occupant of the premises, the expense to the Department caused thereby shall be charged and collected from the owner of the premises. In case said owner or occupant fails to pay these charges, the same shall be treated as a lien upon the premises as provided in § 80.106(F). Where application is made for a larger than 5/8-inch x 3/4-inch meter, the City Superintendent shall determine whether a meter of such size is required. Where a meter larger than 5/8-inch x 3/4-inch is required, or needs to be replaced, the customer shall pay the difference between the cost of the larger meter and the cost of a 5/8-inch x 3/4-inch meter and also the cost of installing the replacement meter.

(D) Meters shall be set in an accessible location and in a manner satisfactory to the City Administrator, and plumbing for meter shall be installed or altered to permit installation as directed by the City Administrator.

(E) No person other than the City Administrator or an authorized employee of the City Water Department may change the location of, alter, or interfere in any way with any meter.

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(F) The owner or occupant of the premises where a meter is installed will be held responsible for its care and protection from freezing and from injury or interference by any person or persons (freezing is considered negligence as outlined in § 80.104(F)). In case of injury to the meter or in case of its stoppage or imperfect operation, the owner or occupant of the premises shall give immediate notice to the Water Department. All water furnished by the city and used on any premises must pass through the meter. No by-pass or connection around the meter will be permitted. If any meter gets out of order or fails to register, the consumer will be charged at the average, monthly consumption rate as shown by the meter over the period of the preceding year, when the meter was accurately registering.

(G) The accuracy of the meter on any premises will be tested by the Water Department upon written request of the owner, who shall pay in advance a fee established by resolution of the City Commission to cover the cost of the test. If on such test, the meter shall be found to register over 3% more water than actually passes through it, another meter will be substituted therefor, and the fee charged will be refunded to the owner, and the water bill may be adjusted in such manner as may be fair and just. The fee for this service may be changed from time to time by resolution of the City Commission.

(Ord. 123, passed 5-15-72; amended by Ord. 338, passed 9-18-02; amended by Ord 437, passed 3-19-12) Penalty, see § 80.199

§ 80.105 USE OF WATER.

(A) When new service pipes are put into any premises, the owner or his/her agent must make a written request to the city requesting that the service stop be opened. Until the time that a written request is made the service stop shall be left closed and will thereafter be opened only by an authorized employee of the Water Department.

(B) In case a permit is issued as provided in § 80.103(H) of this article and a water meter has been installed for the temporary use of water, the owner shall notify the Water Department upon the completion of his work so that the water meter may be read and the connection shut off.

(C) No person shall take or use city water from premises other than his own, and no person shall sell or give away water from his own premises for any purpose. No connection through which water may pass from one property to another shall be constructed, regardless of unity or divergence of ownership.

(D) Where the water has been turned off by the Water Department for any reason, no person or persons, except authorized employees or agents of the Water Department, may turn it on again. Whenever this rule is violated, the Water Department may shut the water off at the corporation stop at the main and the owner shall pay in advance double the established rate for water used in violation of this provision, in addition to the entire expense incurred by the Water Department for doing this work before the water may be turned on again.

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(E) No steam boiler shall be directly connected to the service pipe. The owner shall make such provisions as may be required by the Water Department before water may be supplied to such an installation.

(F) The City Superintendent or any of his authorized agents shall have free access at all reasonable hours to inspect any premises supplied with water and to read or inspect water meters. No person shall refuse to admit authorized agents of the Water Department to any premises for such purpose. In case an authorized employee be refused admittance, or is in any way hindered in making the necessary inspection or examination, the water may be turned off from such premises after giving 24 hours notice to the owner or occupant thereof.

(G) Where pipes are provided for fire protection on any premises or where hose connections for fire apparatus are provided, each connection or opening of the service pipes shall have not less than 25 feet of fire hose constantly attached thereto and no water shall be taken through such opening or hose for any purpose other than for extinguishing fires, except for the purpose of testing such fire equipment. No such test of fire equipment may be conducted unless special permit be first secured from the Water Department.

(H) Fire hydrants may be opened and used only by the water and fire departments of the city or by such persons as may be specifically authorized by the Water Department. No person, firm or corporation shall in any manner obstruct or prevent free access to any fire hydrant by placing or storing, temporarily or otherwise, any objects or materials of any kind within 15 feet of the fire hydrant. The repair or replacement of fire hydrants located within the city shall be the responsibility of the city, however, any repair or replacement to fire hydrants located as part of a private water system supplied by the city water system shall be done under the direction of the City Superintendent. The city shall be responsible for the periodic flushing of all fire hydrants, private or public, if the private system is not a metered system, within the city.

(Ord. 123, passed 5-15-72; amended by Ord. 198, passed 8-15-83; amended by Ord. 338, passed 9-18-02) Penalty, see § 80.199

§ 80.106 WATER RATES.

(A) The city shall obtain monthly readings of all water meters and shall submit or cause to be submitted to all water consumers monthly billings for all water used by consumers. All water bills shall indicate a payment due date which shall be 15 days following the mailing of the water bill. In the event that any such water bill shall be unpaid on the payment due date, then a penalty of 10% of the original total of said bill shall be added.

(B) If a water bill shall remain unpaid for 30 days following the due date of such bill, then a ten-day shut-off notice shall be mailed, and thereafter, the water shall be turned off from the premises against which such charges have been made and to which such water bill applies. Then, the total charges for all

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water used and billed and all accrued penalties shall be paid in full, plus a nonpayment fee of \$35 will be added to the amount owed. All fees must be paid before the water is turned on.

(C) [Reserved]

(D) In the case of a temporary vacancy, water shall be turned off at the service stop and the meter removed by the Water Department. Provided, however, that a written request, addressed to the City Water Department is made by the owner of the premises. The water shall be turned on again and the meter reinstalled when requested and upon the payment of a turn-on fee of \$50. The Ready to Serve charge will be charged every month. In the case of an installed sprinkler meter, the meter will be read and usage charged at the per thousand rate each month, there will be no Ready to Serve charge for sprinkler meters. Sprinkler meters shall be removed at the end of each summer season, no later than November 30th, and reinstalled upon written request of the owner of the premises addressed to the Water Department and shall be turned on again upon payment of a turn-on fee of \$50.

(E) Owners of property benefitted by or using public water facilities shall pay the following charges for such benefit or use:

(1) A per-month Ready to Serve charge of (see Rates for Readiness to Serve Charge in division (E)(3)). The Ready to Serve Charge consists of 94% of Department 540 (Water System-General), 50% of Department 541 (Water Systems-New), 11% of Department 542 (Water Systems-Read and Bill), and 70% of Department 905 (Debt Service). The water debt principal and debt interest are made up of bond payment fees designated for upgrades.

(2) A charge for every 1,000 gallons of water consumed will be \$12.23 per month. The per-1,000 gallons charge is made up of 6% of Department 540 (Water Systems-General), 50% of Department 541 (Water Systems-New), 89% of Department 542 (Water Systems-Read and Bill), and 30% of Department 905 (Debt Service). The water debt principal and debt interest are made up of bond payment fees designated for upgrades.

(3) Charges for water supply services to each premise within the city connected with the water supply system shall be determined as follows:

<i>Rates for Readiness to Serve Charge</i>	
<i>Meter Size</i>	<i>Rate</i>
5/8 inch	\$16.64
1 inch	\$27.74
1-1/2 inch	\$55.47
2 inch	\$88.75

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<i>Rates for Readiness to Serve Charge</i>	
<i>Meter Size</i>	<i>Rate</i>
3 inch	\$166.40
4 inch	\$277.34
6 inch	\$554.67
8 inch	\$887.47
10 inch	\$1,275.74

(4) The City of Clio will charge for different size water meters according to the above Rates for Readiness to Serve Charge. In case of apartments, the \$16.64 Readiness to Serve Charge is charged per each apartment, that is, per “unit”. The city will charge the Ready to Serve Charge every month for every residence, apartment or business with access to city water, if the water has been turned off or if the building or apartment is vacant will not affect the Ready to Serve Charge. The city upon written request, will inspect and make a determination as to whether an apartment or business has removed the possibility of being separate from the primary residence or business when it comes to the Ready to Serve Charge.

(F) In the event any person, persons, firm, co-partnership or corporation shall fail to pay for any water furnished by said city in accordance with above rates within the time prescribed herein, then and in that event the said city shall have a lien upon the house or other buildings and upon the premises or lot, or lots, or parcel or parcels upon which such house or other building shall be situated or to which such water was supplied in accordance with the provisions of Public Act 178 of 1939, being M.C.L.A. §§ 123.161 through 123.167, as amended.

(G) Where a building is divided into separate business and/or apartment units, water may be supplied through either individual water connections or through a manifold; provided, however, that manifolds shall be permitted only upon express written permission of the Superintendent of Public Services. In cases where a manifold system is desired, the parties desiring same shall furnish to the Superintendent of Public Services sufficient diagrams and plans as to enable him to determine whether such a system is feasible in the particular circumstances. The City Commission does hereby express its general intent that manifold connections should be generally avoided and should be permitted only in special circumstances where such a system will not hamper the city’s enforcement functions. In case a manifold connection is allowed, there must be a master stop and a stop for each branch. Where each branch is individually metered, all branch stop valves must be readily accessible from the exterior of the building.

(H) Each property owner is solely responsible for the water consumed at his/her premises and the water bill. All water bills will be put in the property owner’s name and mailed to the property owner’s address currently on file at the city. It is the owner’s responsibility to notify the city of any changes in

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address. Further, if the property owner desires a separate bill mailed to a separate address other than what is on file with the city as the property owner's current address, the city shall assess a fee of \$.50 to each bill mailed.

(Ord. 123, passed 5-15-72; amended by Ord. 237, passed 1-6-92; amended by Ord. 269, passed 2-21-94; amended by Ord. 282, passed 6-3-96; amended by Ord. 316, passed 12-4-00; amended by Ord. 325, passed 5-21-01; amended by Ord. 338, passed 9-18-02; amended by Ord. 352, passed 6-16-03; amended by Ord. 353, passed 9-2-03; amended by Ord. 358, passed 5-17-04; as amended by Ord. 365, passed 3-7-04; as amended by Ord. 368, passed 5-2-05; amended by Ord. 373, passed 8-15-05; amended by Ord. 385, passed 7-5-06; amended by Ord. 395, passed 7-2-07; amended by Ord. 400, passed 11-19-07; amended by Ord. 407, passed 6-16-08; amended by Ord. 413, passed 6-15-09; amended by Ord. 415, passed 9-8-09; amended by Ord. 423, passed 6-23-10; amended by Ord. 430, passed 6-20-11; amended by Ord. 445, passed 6-4-12; amended by Ord. 456, passed 6-17-13; amended by Ord. 463, passed 12-16-13; amended by Ord. 471, passed 6-16-14; amended by Ord. 479, passed 6-1-15; amended by Ord. 487, passed 6-6-16; amended by Ord. 494, passed 8-21-17; amended by Ord. 501, passed 6-4-18; amended by Ord. 507, passed 6-3-19; amended by Ord. 512, passed 6-1-20; amended by Ord. 516, passed 5-17-21; amended by Ord. 522, passed 5-16-22; amended by Ord. 525, passed 5-15-23)

§ 80.107 WATER SHUT-OFF; NOTICE.

Should it become necessary to shut off water from any section of the city because of any accident or for the purpose of making repairs or extensions, the Water Department will endeavor to give timely notice to the consumers affected thereby and will, so far as practical, use reasonable efforts to prevent inconvenience and damage arising from and such causes, but the failure to give such notice shall not render the Water Department or the city responsible or liable in damage for any inconvenience, injury, or loss which may result therefrom.

(Ord. 123, passed 5-15-72)

§ 80.108 BUILDINGS TO BE PROPERLY SERVICED WITH CONNECTIONS.

It shall be unlawful for any person, being the owner of or having any interest in or being in charge or control of any factory, place of business, or dwelling house or other place of residence in the city to use the same or rent or continue to rent the same to another for use unless such factory, place of business or dwelling house or residence house shall be equipped with suitable and sanitary plumbing connections, connecting a toilet seat or seats therein with a public sanitary sewer and water main, provided such public sanitary sewer and water main shall be accessible to such premises in the street adjacent thereto. In the event that any such person, being the owner of or having any interest in or being in charge or control of any factory, place of business, or dwelling house or other place of residence in the city, is using the same or renting the same to another for use without proper connection of a toilet seat or seats therein with a public sanitary sewer and water main on the effective date of this article (provided public sanitary sewer and water main are accessible to such premises in the street adjacent thereto) or at a time hereafter when public sanitary sewer and water main shall become accessible to such premises in the street adjacent thereto, then such person shall be required at his expense to install suitable and sanitary

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plumbing connections, connecting a toilet seat or seats therein with a public sanitary sewer and water main in accordance with the provisions of this article, within 90 days after date of official notice to do so.

(Ord. 123, passed 5-15-72) Penalty, see § 80.199

§ 80.109 CONDITIONS FOR USE OF PRIVATE WATER SUPPLY.

No private water supply shall be used for any purpose in the city until the owner or occupant of the premises to receive said private water supply shall have first taken all necessary steps to eliminate any possibility of the entrance of water from said private water supply into the public water main of the city public water supply system. In this regard, there shall be either a complete air break between the pipes,

lines and fixture connected to the private water supply and the pipes, lines, and fixtures connected to the

public water supply; or, there shall be installed such apparatus as shall be approved by the State of Michigan Department of Public Health to eliminate the possibility of water from the private water supply from entering the public water main.

(Ord. 123, passed 5-15-72) Penalty, see § 80.199

§ 80.110 OUTSIDE TOILET, PRIVY, PRIVY VAULT OR TOILET SEAT.

The City Commission hereby declares that any outside toilet, privy, privy vault or toilet seat which shall be used as such on any land or in any factory, place of business or dwelling or residence house in the city on any premises adjacent to a street upon which there has been laid or shall hereafter be laid a public sanitary sewer and water main, shall constitute a nuisance, and that it shall be unlawful for any person to permit such nuisance to exist or continue after a period of 60 days from the time that such public sewer and water main are available.

(Ord. 123, passed 5-15-72) Penalty, see § 80.199

§ 80.199 PENALTY.

Any person, firm or corporation found guilty of violating any of the provisions of this article shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding \$500 and costs of prosecution or by imprisonment in the Genesee County Jail for a period not to exceed 90 days or by both such fine and imprisonment in the discretion of the court.

(Ord. 123, passed 5-15-72)

ARTICLE II: CROSS CONNECTIONS

Section

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§ 80.201 TITLE.

This article shall be referred to and known as the “The City of Clio Water Cross Connections Ordinance.”

(Ord. 167, passed 1-8-79; amended by Ord. 443, passed 6-4-12)

§ 80.202 CROSS CONNECTION RULES ADOPTED BY REFERENCE.

The city adopts by reference the Water Supply Cross Connection Rules of the Michigan Department of Environmental Quality being R 325.11401 to R 325.11407 of the Michigan Administrative Code.

(Ord. 167, passed 1-8-79; amended by Ord. 443, passed 6-4-12)

§ 80.203 INSPECTIONS.

It shall be the duty of the City’s Department of Public Service to cause inspections to be made of all properties served by the public water supply where cross connections with the public water supply is deemed possible. The frequency of inspections and reinspections based on potential health hazards involved shall be as established by the Department and as approved by the Michigan Department of Environmental Quality.

(Ord. 167, passed 1-8-79; amended by Ord. 443, passed 6-4-12)

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§ 80.204 RIGHT OF ENTRY TO INSPECT.

The representative of the City's Department of Public Service shall have the right to enter at any reasonable time any property served by a connection to the public water supply system of the city for the purpose of inspecting the piping system or systems thereof for cross connections. On request the owner, lessees or occupants of any property so served shall furnish to the inspection agency any pertinent information regarding the piping system or systems on such property. The refusal of such information or refusal of access, when requested, shall be deemed evidence of the presence of cross connections.

(Ord. 167, passed 1-8-79; amended by Ord. 443, passed 6-4-12)

§ 80.205 ENFORCEMENT BY WATER SHUT-OFF.

The City's Department of Public Service is hereby authorized and directed to discontinue water service after reasonable notice to any property wherein any connection in violation of this article exists, and to take such other precautionary measures necessary to eliminate any danger of contamination of the public water supply system. Water service to such property shall not be restored until the cross connection(s) has been eliminated in compliance with the provisions of this article.

(Ord. 167, passed 1-8-79; amended by Ord. 443, passed 6-4-12)

§ 80.206 TESTABLE BACKFLOW PREVENTION.

All testable backflow prevention assemblies shall be tested at the time of installation or relocation and after any repair. Subsequent testing of devices shall be conducted at a time interval specified by the City's Department of Public Service and in accordance with Michigan Department of Environmental Quality requirements. Only individuals that hold a valid Michigan plumbing license and have successfully passed an approved backflow testing class shall perform such testing. Each tester shall also be approved by the City's Department of Public Service. Individual(s) performing assembly testing shall certify the results of his or her testing.

(Ord. 443, passed 6-4-12)

§ 80.207 PROTECTION; LABELING.

The potable water supply made available on the properties served by the public water supply shall be protected from possible contamination as specified by this article and by the state and City Plumbing Code. Any water outlet which could be used for potable or domestic purposes and which is not supplied by the potable system must be labeled in a conspicuous manner as: "Water Unsafe for Drinking."

(Ord. 167, passed 1-8-79; amended by Ord. 443, passed 6-4-12) Penalty, see § 80.299

Cross Connections

§ 80.208 SUPPLEMENT TO OTHER CODES AND ORDINANCES.

This article does not supersede the State Plumbing Code and City Ordinance but is supplementary to them.

(Ord. 167, passed 1-8-79; amended by Ord. 443, passed 6-4-12)

§ 80.299 PENALTY.

Any person or customer found guilty of violating any of the provisions of this article, or any written order of the City's Department of Public Service, in pursuance thereof, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding \$500 and costs of prosecution or by imprisonment in the Genesee County Jail for a period not to exceed 90 days, or by both such fine and imprisonment in the discretion of the court. Each day upon which a violation of the provisions of this article shall occur shall be deemed a separate and additional violation for the purpose of this article.

(Ord. 167, passed 1-8-79; amended by Ord. 443, passed 6-4-12)

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