

ORDINANCE NO. 301.

BY MUSGROVE.

ENTITLED AN ORDINANCE REGULATING AND CONTROLLING THE WATER WORKS OF THE CITY OF PAYETTE, IDAHO, AND PROVIDING FOR A SUPERINTENDENT OF SAID WATER WORKS, THE PRICE OF WATER, RELATING TO PUNISHMENT OF OFFENSES IN RELATING THERETO AND REPEALING ORDINANCES NO. 94, ENTITLED "AN ORDINANCE REGULATING AND CONTROLLING THE WATER WORKS OF THE CITY OF PAYETTE AND PROVIDING FOR A SUPERINTENDENT OF THE WATER WORKS, THE PRICE OF WATER, RELATING TO PUNISHMENT OF OFFENSES IN RELATION THERETO AND REPEALING ORDINANCE NO. 68, ENTITLED " AN ORDINANCE FIXING, REGULATING AND CONTROLLING THE USE AND PRICE OF WATER AND PROVIDING FOR A SUPERINTENDENT OF THE WATER WORKS, OF THE CITY OF PAYETTE, IDAHO, AND PROVIDING PENALTIES FOR VIOLATION THEREOF" AND ORDINANCE NO. 106, ENTITLED "AN ORDINANCE AMENDING SECTION 24 OF ORDINANCE NO. 94, ENTITLED "AN ORDINANCE REGULATING AND CONTROLLING THE WATER WORKS OF THE CITY OF PAYETTE, AND PROVIDING FOR A SUPERINTENDENT OF THE WATER WORKS, THE PRICE OF WATER, RELATING TO PUNISHMENTS OF OFFENSES IN RELATION THERETO AND REPEALING ORDINANCE NO. 68, ENTITLED "AN ORDINANCE FIXING, REGULATING AND CONTROLLING THE USE AND PRICE OF THE WATER AND PROVIDING FOR A SUPERINTENDENT OF THE WATER WORKS OF THE CITY OF PAYETTE, IDAHO, AND PROVIDING PENALTIES FOR VIOLATION THEREOF", AND ORDINANCE NO. 236, ENTITLED "AN ORDINANCE AMENDING SECTION 24 OF ORDINANCE NO. 94, AS AMENDED BY ORDINANCE NO. 106, AND SECTION 25 OF SAID ORDINANCE NO. 94, ENTITLED "AN ORDINANCE REGULATING AND CONTROLLING THE WATER WORKS OF THE CITY OF PAYETTE, AND PROVIDING FOR A SUPERINTENDENT OF THE WATER WORKS, THE PRICE OF WATER, RELATING TO THE PUNISHMENT OF OFFENSES IN RELATION THERETO, AND REPEALING SAID SECTION SO AMENDED, AND ORDINANCE NO. 259, ENTITLED "AN ORDINANCE AMENDING SECTION 24, OF ORDINANCE NO. 236, ENTITLED "AN ORDINANCE AMENDING SECTION 25, OF ORDINANCE NO. 94 AS AMENDED BY ORDINANCE NO. 106, AND SECTION 25, OF SAID ORDINANCE NO. 94, ENTITLED "AN ORDINANCE REGULATING AND CONTROLLING THE WATER WORKS OF THE CITY OF PAYETTE, AND PROVIDING FOR A SUPERINTENDENT OF THE WATER WORKS, THE PRICE OF WATER, RELATING TO THE PUNISHMENT OF OFFENSES IN RELATION THERETO AND TO REPEAL SAID SECTION SO AMENDED" AND ORDINANCE NO. 278, ENTITLED "AN ORDINANCE AMENDING ORDINANCE NO. 259, ENTITLED "AN ORDINANCE AMENDING SECTION 24, OF ORDINANCE NO. 94 AS AMENDED BY ORDINANCE NO. 106 AND SECTION 25, OF SAID ORDINANCE NO. 94 ENTITLED " AN ORDINANCE REGULATING AND CONTROLLING THE WATER WORKS OF THE CITY OF PAYETTE, AND PROVIDING FOR A SUPERINTENDENT OF THE WATER WORKS OF THE CITY OF PAYETTE, AND THE PRICE OF WATER, RELATING TO PUNISHMENT OF OFFENSES IN RELATION THERETO AND TO REPEAL SAID SECTION SO AMENDED."

Be it ordained by the Mayor and Council of the City of Payette:

Section 1.

Application for the use of water must be made at the office of the city clerk of the City of Payette, on printed forms furnished for that purpose. Every such application must be made by the owner or tenant of the property to be benefited, stating the lot and block on which it is to be used, and he must agree to conform to the rules and regulations established from time to time, as a condition for the use of water.

Section 2.

All water will be measured by means of a meter, the same to be placed on a service pipe at a point between the mains and

house bibbs or other openings, according to the directions of the city council. And all meters must be placed in a frost-proof box or building, and the owner of the premises shall be responsible for said meter and for any damage that may occur to it.

Section 3.

Should it be desired to discontinue the use of water supplying the premises for a period of not less than one month, notice in writing must be given to the city clerk and payment in full made at his office. The water shall then be turned off and turned on again upon application without charge, but no remission of rent shall be made until after the said notice is given.

Section 4.

That hereafter the service pipes must be so arranged that the supply of water for each separate house, houses or premises shall be controlled by a separate stop cock, placed within or near the line of street curb, and the water supply shall be measured by a meter, and the owner of the house, houses or of the premises must pay for all the water used through such meter connection or connections for his or their use or the use of others to whom it may be accessible.

Section 5.

The water may at any time be shut off from the mains without notice for the purpose of making repairs, extensions or other necessary purposes and persons having boilers supplied by direct pressure from the mains are cautioned against danger of explosion or collapses and the City of Payette shall not be responsible for the safety of boilers on the premises of any water consumers.

Section 6.

Water will not be furnished where there are defective or leaking faucets, closets or other fixtures, and when such may be discovered the supply will be withdrawn until proper repairs are made by property owner.

Section 7.

All tapping of mains must be done by the superintendent of water works, or under his direct supervision. Any person or persons violating the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not exceeding \$100.00.

Section 8.

When a permit has been obtained for the introduction of water, the service pipes and connections from the main, to and including a stop cock, to be placed one foot within the line of the street curb or to alley line, and excepting the cost of tapping the main, will be put in and maintained by the city, and kept under its exclusive control to a distance of fifty feet from the main, and when the distance exceeds fifty feet to the nearest point on the property line, the excess over and above fifty feet shall be put in by the applicant, at a depth of not less than three (3) feet, the same to be inspected and approved by the water master before being covered.

Section 9.

Within the property line a stop and waste cock, protected from frost, must in all cases be placed, by means of which the service pipes on the property may be drained during freezing weather. Additional stop and waste cocks shall also be placed in sags and bends in the pipes when they cannot otherwise be drained. The superintendent of the water works shall refuse to turn on the water until the provisions of this section are complied with.

Section 10.

The service pipes within the premises not owned by the city must be kept in repair and protected from freezing at the expense of the owner thereof, who will be responsible for all damages resulting from all leaks or breaks, resulting from the negligence of the consumer.

Section 11.

No plumber or other person will be allowed to make connections with the city mains, or make connections in any conduit pipe or other fixtures connected therewith, or to connect pipes where they have been disconnected, or to turn water off or on premises, without the written permission of the superintendent of the water works.

Section 12.

None but competent plumbers or persons shall be allowed to do any work in connection with the service where water may be drawn from the city mains, and they shall make in writing to the superintendent of the water works a true and accurate return of the work done within 24 hours after completion, and before water will be turned on he must describe the positions of service pipes, stop cocks and other fixtures outside the buildings, by reference to street and lot corners on blank form to be furnished by the superintendent of the water works.

Section 13.

Plumbers failing to perform their work according to the established rules and regulations as mentioned and set forth in this ordinance, or executing unskillfully such work to the damage of the city water works, shall be debarred from making connections with the city mains.

Section 14.

The service pipe must be of galvanized iron, and in the buildings the lead pipes must be of a quality and weight corresponding to the A. S. gauge, and the galvanized pipes of the corresponding strength. The lead service from the main to the galvanized iron service must not be less than 18 inches in length, with a slack of not less than four inches, as security against rupture by settlement of the main or any material of the trench. The lead service must be connected by a wiped joint to the tap in the main, and to a brass soldering nipple at the junction with the galvanized iron pipe.

Section 15.

Officers and employees of the city water works department shall have free access at proper hours of the day to all parts of buildings on which water may be delivered from the city mains, for the purpose of inspecting the conditions of the pipes and fixtures, and the manner in which the water is used.

Section 16.

Should the owner or occupant of the premises, turn on the water, or suffer or cause it to be turned on, after it has been shut off at the curb cock it will be turned off at the main, and a charge of ten dollars must be paid before the same shall be turned on again.

Section 17.

The city reserves the right, in case of shortage of water or for any other cause, to make an order forbidding or suspending the use of water for sprinkling, and the water committee may, in its discretion at any time, make such order by giving notice in one issue of a legal paper of the City of Payette, and in the event of there being no official newspaper then by printed notices delivered in person by someone designated by the water committee, to the applicants for the use of said water, and any person violating such order shall be subject to a charge of five Dollars for the first offense, and ten dollars for any subsequent offense, and the water shall be turned off and the same shall not be turned on again until such charge is paid.

Section 18.

No person shall use any water for sprinkling during the progress of any fire in the city, and sprinkling shall be immediately stopped when an alarm of fire is sounded in any part of the city, and shall not be begun until the fire has been extinguished. For any violation of the provisions of this section, a penalty of five dollars for each offense shall be imposed, and the water shall be turned off, and the same shall not be turned on again until such penalty has been paid.

Section 19.

It shall be unlawful for any person to open, close, turn on interfere with or to attach or to connect with any fire hydrant, stop-valve or stop-cock belonging to the City of Payette or to disturb or damage any pipe, machinery, tools, or other property of the water system of the City of Payette or to throw any substance into the reservoir or water main belonging to the water system of the City of Payette, or to bathe in any reservoir or to deface or disturb or injure any buildings, lawns, grasses, plots, flowers, vines, bushes or trees belonging to or connected with said water system, or in any way, manner or means pollute the water or waters of said water system. Any person or persons violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be subjected to a fine of not less than five dollars nor more than one hundred dollars.

Section 20.

In all cases wherein by this ordinance any discretion is vested in the superintendent of the water works or the city clerk, such discretion shall be subject to the control of the water works committee of the City of Payette.

Section 21.

All meters shall be and remain under the supervision and control of the City of Payette. In the event of the meter getting ~~getting~~ out of order and failing to register, the consumer shall be charged, and pay for such water, at the minimum rate during such time.

Section 22.

All charges will be due and payable at the office of the city clerk on the first day of each month, and any charges or rates not paid within ten days from the time they are due and payable the water shall be shut off from the premises, and shall not be turned on again until such charges or rates are paid, together with the sum of one dollar in addition for the expense of turning the water on again.

Section 23.

A minimum charge of \$1.00 per month shall be paid for the use of city water, and 3000 gallons per month shall be allowed for said charge; any amount in excess of 3000 gallons shall be paid for at the rate of 25¢ per thousand gallons; provided, however, that when two or more houses or business buildings, whether owned by one or more parties, are connected to the same meter the minimum charge shall be \$1.00 for the first house or business building and a minimum charge of 50¢ for one thousand gallons for each additional house or business building shall be charged. Water in excess of this quantity shall be charged at the rate of 25¢ per one thousand gallons; provided further, that in all cases where the house or business building is occupied by any other than the owner of the property and the use of water is desired, it shall be the duty of the owner or his duly authorized agent in fact to make written application for water to the city clerk giving the name of the tenant and the location of the property and such property shall be held liable for the payment of all water used, and the City of Payette shall have a lien on such property for the payment of such water so used. When any property is vacated by any tenant and the water rental is paid in full to date of vacation either by tenant or the owner of the property, and the water is duly turned off by the City of Payette, the water rentals shall cease but not until such time; Provided further, that in cases wherein the business building or block is divided by partitions which is used and occupied by separate and distinct businesses, each of such divisions shall be construed to be a separate building and where water is used by several of such divisions and is measured by one meter the rate charged shall be as above set forth relating two or more houses or business buildings connected to the same meter.

Section 24.

An actual cost charge shall be paid for putting in each tap pipes to connect same with curb-box and for furnishing box and other material for service, such actual cost charge to be estimated by the water works committee.

Section 25.

Any person, firm or corporation failing to comply with any of the provisions of this ordinance relating to the water works or the water system of the City of Payette, Idaho, and for a violation of which no provision has hereinbefore been made, shall be subject to a penalty of twenty five dollars.

Section 26.

Any person, firm or corporation who shall interfere with, molest or injure the water works system of the city of Payette or any part thereof shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any amount not to exceed the sum of one hundred dollars and costs of prosecution.

Section 27.

Ordinances of the City of Payette, No. 94, No. 106, No. 236, No. 259, No. 278, and all ordinances or parts of ordinances that are connected herewith are hereby repealed; provided however that all offenses committed and all penalties or forfeitures entered prior to said repeal, may be prosecuted and punished in the same manner and with the same effect as if said repeal had not been made; provided further, that said repeal shall not affect suits pending neither civil nor criminal or causes of prosecution or actions already accrued.

Section 28.

This ordinance shall be in full force and effect from and after its passage, approval and publication.

Passed and approved this 4 day of Nov. A.D.1918.

J. R. Woodward
Mayor

Attest:

Martin Luther
City Clerk.