

CHAPTER 6 WATER ORDINANCE

ARTICLE I – Connections

6.01 Service Connection Permits; Charges

No connections with the waterworks system shall be made without a permit issued by the Superintendent of the Water Department. All such connections shall be made under the supervision of the Superintendent of the Water Department, and no connections shall be covered until the work has been inspected to the satisfaction of the Superintendent of the Water Department. Whenever any premises shall hereafter be connected with the waterworks system, a charge shall be made.

Connections Required: The owner, occupant or party or parties in possession of any house, structure, factory, industrial or commercial establishment or any other building or structure of any other character which uses water and is located on property within the corporate limits shall cause such house, structure, factory, industrial or commercial establishment or any other building or structure of any other character to be connected with the waterworks system within ninety (90) days from the date that water facilities become available to such property. The fee for connection to the water main shall be \$100.00. (Ordinance 2012-03)

6.02 Application for Water Service; Turn-on Fee; Deposit

Application: No water from the waterworks system shall be turned on for service into any premises by any person but the Superintendent of the Water Department. Application to have water turned on shall be made in writing to the Superintendent of the Water Department and shall contain an agreement by the applicant to abide by and accept all of the provisions of this Chapter as conditions governing the use and service of the waterworks system by the applicant.

Turn-On/Deposit Fee: A fee of \$75.00 shall be paid for turning on the water or when a new water customer takes possession of a water account. (Ordinance 2012-03) (Ordinance 2019-08)

6.03 Water Service Installations

All service pipes and laterals from the waterworks system (water mains) to the stop box shall be installed by, and at the expense of the Village of Carlock. Service boxes shall be placed on every service pipe, and shall be located between the curb line and the sidewalk line. If such water service must cross a City or State road or alley that requires boring and casing, the cost of such boring and/or casing shall be borne by the applicant for the service or the owner of the property being served. All expense for installation beyond the service box, shall be at the cost of and installed by the owner of the property to be served or the applicant for the service. All such water services shall have a curb cock on the terrace with a stop box flush with the ground.

6.04 Repairs to System

All repairs for service pipes and laterals from the waterworks system (water mains) to the stop box shall be made by and at the expense of the Village of Carlock. From the stop box to the property being served, all repairs and excavations shall be by and at the expense of the property owner.

6.05 Cross-Connections

- (a) If in accordance with the Illinois Plumbing Code or in the judgment of the Superintendent of the Water Department an approved backflow prevention device is necessary for the safety of the public water supply system, the Superintendent of the Water Department will give notice to the water customer to install such an approved device immediately. The water customer shall, at his own expense, install such an approved device at a location and in a manner in accordance with the Illinois Plumbing Code and all applicable local regulations and shall have inspections and tests made of such approved devices as required by the Illinois Plumbing code and local regulations.
- (b) No person shall establish or permit to be established or maintain or permit to be maintained any connection whereby private, auxiliary or emergency water supply other than the regular public water supply of the Village of Carlock enters the supply or distribution system of the Municipality, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by the Superintendent of the Water Department and the Illinois Environmental Protection Agency.
- (c) It shall be the duty of the Superintendent of the Water Department to cause surveys and investigations to be made of industrial and other properties served by the public water supply to determine whether actual or potential hazards to the public water supply may exist. Such surveys and investigations shall be made a matter of public record and shall be repeated at least every two (2) years, or as often as the Superintendent of the Water Department shall deem necessary. Records of such surveys shall be maintained and available for review for a period of at least five (5) years.
- (d) The approved cross-connection control device inspector shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system for the purpose of verifying the presence or absence of cross-connections, and the Superintendent of the Water Department or his authorized agent shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system for the purpose of verifying information submitted by the customer regarding the required cross-connection control inspection. On demand, the owner, lessees or occupants of any property so served shall furnish to the Superintendent of the Water Department any information which he may request regarding the piping system or systems or water use on such property. The refusal of such information, when demanded, shall, within the discretion of the Superintendent of the Water Department, be deemed evidence of the presence of improper connections as provided in this Section.
- (e) The Superintendent of the Water Department of the city is hereby authorized and directed to discontinue, after reasonable notice to any occupant thereof, the water service to any property wherein any connection in violation of the provisions of this section is known to exist, and to take such other precautionary measures as he may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to such property shall not be restored until such conditions have been eliminated or corrected in compliance with the provisions of this Section, and until a reconnection fee is paid to the Village of Carlock. Immediate disconnection with verbal notice can be effected when the Superintendent of the Water Department is assured that imminent danger of harmful contamination of the public water supply system exists. Such action shall be followed by written notification of the cause of disconnection
- (f) The consumer responsible for back-siphoned material or contamination through backflow, if contamination of the potable water supply system occurs through an illegal cross connection or an improperly installed, maintained or repaired device, or a device which has been bypassed, must bear the cost of cleanup of the potable water supply system.
- (g) The installation of any device that uses water pressure of the public water supply to remove, extract, pump or eliminate water from a sump pump pit shall not be installed in the Village of Carlock. Any device of this type, (such as an induction sump pump) found installed within the

Village of Carlock, shall be ordered removed by the Superintendent of the Water Department.
(Ordinance 2012-03)

6.06 Water Service Pipe

All service lines shall be constructed of 3/4 inch Type K copper pipe or 3/4 inch 160 pound test polyethylene pipe at least 48 inches below the surface of the ground.

6.07 Compliance with Plumbing Regulations

No water shall be turned on for service in any premises in which the plumbing does not comply with the ordinances of the Village of Carlock provided, that water may be turned on for construction work in unfinished buildings, subject to the provisions of this Chapter.

6.08 Excavations for Connections

Excavations for installing service pipes and laterals or repairing the same shall be made in compliance with the ordinance provisions relating to making excavations in streets, provided, that it shall be unlawful to place any service pipe in the same excavation with, or directly over, any drainpipe or sewer lateral.

6.09 Shut-Off Boxes

Shut-off boxes or service boxes shall be placed on every service pipe, and shall be located between the curb line and the sidewalk line where this is practicable. Such boxes shall be so located that they are easily accessible and shall be protected from frost.

6.10 Water Service to More Than One Premises

No owner or plumber shall be permitted to connect water pipes into any two (2) distinct premises or tenements unless separate and distinct stop-cocks shall be placed on the outside of each such premises along the sidewalk opposite the same, nor shall any pipe be allowed to cross lots or buildings to adjoining premises. Duplex flats, double houses and apartment houses shall be considered as one "premises". A "premises" shall be construed to cover all buildings and divisions under one common roof, owned by one party, who will be charged for all services to such premises.

ARTICLE II – Use of Public Water Service

6.11 Meters Required

All premises using the Village of Carlock water supply must be equipped with an adequate water meter. All meters placed in service on any premises using the Village of Carlock water supply will be provided and owned by the Water Department but paid for by the consumer. The Village of Carlock retains the right to inspect, repair and replace them upon reasonable notice to the owner of the premises.

6.12 Resale of Water; Unauthorized Use

No water supplied by the waterworks system of the Village of Carlock shall be resold by any user. No water user may supply water to other families or allow them to take it, except for use on the premises and for the purpose specified in such user's approved application, not after water is

introduced into any building or upon any premises shall any person make or employ any other person to make any tap or connection with work upon the premises for alterations, repairs, extensions or attachments without written permit therefore. Resale or unauthorized use of water shall be grounds for discontinuance of water service to the user, or the premises, or both.

6.13 Requirements and Restrictions Relating to Meters

- (a) Installation: Meters shall be installed in a location that will provide easy access thereto.
- (b) Reading Meters: The Superintendent of the Water Department shall read or cause to be read every water meter used in the Village of Carlock as required to send bills out at the proper times. (Ordinance 2000-2)
- (c) Testing Meters: Upon request or complaint of the consumer, any water meter shall be tested for accuracy.
- (d) Required for New Construction: Any house or building constructed within the Village of Carlock or constructed outside of the Village of Carlock and using Village of Carlock water must have installed a meter that will service each individual user located upon any new constructed property.

ARTICLE III – Liability

6.14 Service Failures:

All waterworks service supplied by the waterworks system shall be upon the express condition that the Village of Carlock shall not be liable nor shall any claim be made against it for damages or injury caused by reason of the breaking of any main, branches, service pipes, apparatus or appurtenances connected with said system or any part or portion thereof, or for any interruption of the supply by reason of the breakage of machinery, or by reason of stoppage, alterations, extensions or renewals.

6.15 Service Interruption:

The Village of Carlock reserves the right to shut off water at any time in the mains for the purpose of repairing, cleaning, making connections with or extensions to same, or for the concentrating of water in any part of the Village of Carlock in case of fire, and for restricting the use of water in case of deficiency in supply, including the suspension of the use of water for sprinkling lawns or gardens. No claim shall be made against the Village of Carlock by reason of the breaking of any service pipe or service cock, or damage arising from shutting off of water for repairing, laying or relaying mains, hydrants or other connections, or repairing any part of the water system, or from failure of the water supply, or by increasing the water pressure at any time, or from concentrated or restricted use of water as above.

ARTICLE IV – Protection of Water Works

6.16 Tampering with System

It shall be unlawful for any person not authorized by the Board of the Village of Carlock to tamper with, alter or injure any part of the Village of Carlock waterworks or supply system, or any meter.

ARTICLE V – Inspection

6.17 Right of Access: Use Inspection

The Village of Carlock and its employees and the Illinois Environmental Protection Agency shall have ready access at all reasonable times to the premises, places or buildings where water service is supplied for the purpose of inspecting, examining and testing the consumption, use and flow of water, and it shall be unlawful for any person to interfere with, prevent or obstruct the Village of Carlock or its duly authorized agent or the Illinois Environmental Protection Agency in its duties hereunder. Every user of the system shall take the same upon the conditions prescribed in this Section.

ARTICLE VI – Powers of Authority of Inspectors

6.18 Rights to Enter

The Superintendent of the Water Department and other duly authorized employees of the Village of Carlock and the Illinois Environmental Protection Agency, bearing proper credentials and identification, shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this ordinance. The Superintendent of the Water Department or his representative have no authority to inquire into any processes, including metallurgical, chemical, oil refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterway or facilities for waste treatment.

6.19 Observation of Safety Rules

While performing the necessary work on private properties referred to in Article VI, Section I above, the Superintendent of the Water Department or duly authorized employees of the Village of Carlock and the Illinois Environmental Protection Agency shall observe all safety rules applicable to the premises established by the company and the company shall be held harmless for injury or death to the Village of Carlock employees and the shall indemnify the company against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operating, except as such may be caused by negligence or failure of the company to maintain conditions as required in Article IV, Section 9.

6.20 Credentials

The Superintendent of the Water Department and other duly authorized employees of the Village of Carlock bearing proper credentials and identification shall be permitted to enter all private properties through which the Village of Carlock holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the water works lying within the easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

ARTICLE VII – Penalties

6.21 Written Notice

Any person found to be violating any provision of this ordinance except Article IV shall be served by the Village of Carlock with written notice stating the nature of the violation and providing a

reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

6.22 Violations

Any person who shall continue any violation beyond the time limit provided for in Article VII, Section 1, shall be guilty of a misdemeanor, and on conviction thereof shall be fined in the amount not exceeding \$100 dollars, plus court and Village attorney fees for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

6.23 Liability

Any person violating any of the provisions of this ordinance shall become liable to the Village of Carlock by reasons of such violation.

ARTICLE VIII – Validity

6.24 Validity

- (a) All ordinances or parts of ordinances in conflict herewith are hereby repealed.
- (b) The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

ARTICLE IX – Ordinance in Force

6.25 Adoption

(a) This ordinance shall be in full force and effect from and after its passage, approval, recording, and publication as provided by law.

(b) Passed and adopted by the Board of Trustees of the Village of Carlock, State of Illinois on the _____ day of _____, 1999, by the following vote:

Ayes: _____ namely _____

Nayes: _____ namely _____

Approved this _____ day of _____, 1999

(Signed) _____
Village President

Attest:

Signed _____
Clerk