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403.00. Water Utility Regulations

403.01 Water Service Connections: Permit Required

Subdivision. 1. Plumbers are required to be licensed by the City of Detroit Lakes and shall secure a permit from the City Administration Office before making any connections to a main, and no plumber or other person shall make any attachment or connection to it to serve other premises.

Subd. 2. Excavators are required to be licensed in the City of Detroit Lakes and shall secure a permit before digging is done on public right-of-way or municipal easement. Fees for license and excavating are set in the Detroit Lakes City Code, Section 210. The regulations for excavating are found in Section 302.

Subd. 3. All public and municipal utilities shall be contacted before any excavation work is done by using Gopher State One Call. All utility locations are the responsibility of the contractor.

Subd. 4. Safety precautions are the responsibility of the contractor, and shall be maintained at all times. Barricades and fencing are available upon request from the Water Department.

403.02 Water Service Connections: Who To Make, Cost Of:

Subdivision 1. Any property located in the City which requires a source of potable water shall be connected to the public water distribution system at the expense of the property owner whenever the public system is located in a public right-of-way or easement which is accessible to said property. In the event, an owner of such property does not connect as so required, the City may, after providing written notice of owner, begin assessment a monthly water availability charge to the owner at an amount as set by City Council. (Any exception shall only be permitted through a written agreement by the administrative authority.) (Amended 01-10-2012 Ord. #359)

A water well which is taken out of service because a person is connecting to a public water supply must either be maintained for use such as irrigation, or sealed and abandoned in accordance with the Minnesota Water Well Construction Code (Minnesota Rules, Chapter 4725).
Subd. 2. Service connections to the water distribution system will be done by the Water Department or other authorized personnel.

Subd. 3. Water connection permit fees will be established by resolution of the City Council. Amended: 5/3/94 Ord. 106

Subd. 4. A water connection fee will be charged anytime a water service line is installed, repaired or replaced. Amended: 5/3/94 Ord. No. 106

Subd. 5. All service taps up to and including 2 inches will be done under pressure. Service taps larger than 2 inches have the option of being done under pressure.

Subd. 6. When a service lateral was installed with a water main project (out to the curb box), the property owner will connect at the curb box. If any additional service is needed, the fore-mentioned described service connection will apply.

Subd. 7. All service lines, connections, piping and appurtenances shall be installed and performed strictly in accordance with the Minnesota Plumbing Code and be approved by the Water Department. Failure to install or maintain the same in accordance therewith, or failure to have, or permit, required inspections shall be grounds for termination of water service to any customer.

403.03 Services: Construction

Subd. 1. All services shall be constructed by licensed plumbers at the owner’s expense.

Subd. 2. Services under four (4) inches in diameter or less shall be type “K” copper or DR-9 (200 PSI) Poly Ethylene (PE) pipe. This material may be used in both the right of way and private property installations. All services four (4) inches in diameter or larger than shall be DR-18 (235 PSI) Poly Vinyl Chloride (PVC) C900 pipe. Amended 4-8-2014 Ord. #377

Subd. 3. All taps less than four (4) inches in diameter or smaller shall be made with the use of a corporation stop designed for tapping under pressure and will be tapped using a stainless steel service saddle. Services up to, and including, two (2) inches shall be required to use compression type fittings. Amended 1-10-2012 Ord. #359 Amended 4-8-2014 Ord. #377
Subd. 4. All taps, other than those allowed in the preceding paragraph, shall be made only with the use of an approved tapping sleeve and gate valve. In no case shall the valve be smaller than four (4) inches. On services which are connected to the main with a gate valve and sleeve, the gate valve shall take the place of the curb stop and shall be placed within three (3) feet of the water main.

Subd. 5. All corporation stops must have round ways of the same diameter as the pipe with which they are placed and be of a make and pattern approved by the Water Department. All curb stops three-quarters (3/4) inch and larger shall be of the Mueller or Ford design or approved equal.

Subd. 6. No service pipe shall be less than 3/4 inch in diameter and no service line in excess of 150 feet in length shall be less than one (1) inch in diameter. All services shall have a depth of at least seven (7) feet below finished grade or one (1) foot below the ground water level; and each service two (2) inches in diameter or smaller shall have a curb stop fitted with a stop box set on the property line at the same elevation as finished grade.

Subd. 7. The stop box used shall have a Minneapolis pattern base and be of a design approved by the Water Department. Stop boxes on curb stops one (1) inch diameter or smaller shall have an unobstructed opening of one and one-half (1 1/2) inches diameter. Curb stops larger than one (1) inch diameter shall have an unobstructed opening, a minimum of two (2) inches in diameter. All stop boxes shall be fitted with a substantial cover.

Subd. 8. Every service pipe must have a shut-off valve placed adjacent to and on the street side of the meter which must be kept in working order at all times so that the water may be shut off by the occupant of the premises. There shall also be a shut-off valve placed on the other side of the water meter so that the meter can be taken out or replaced without draining the pipe system in the building.

403.04 Services: Restriction on Laying of Pipe

Subdivision 1. No consumer shall be permitted to extend water pipes across lots or buildings to adjoining premises. All service pipe shall be laid on streets, alleys or public ground to the premises to be served and enter at the front, side or rear of the nearest main.

Subd. 2. Separation of water service pipes and sewer service pipes shall be no less than ten (10) feet apart horizontally or can be placed in a common trench if the bottom of the
water service pipe is kept at a minimum of 12 inches above the top of the sewer pipe at all points and the water pipe is placed on a solid shelf at one side of the common trench. A common trench may also be used without the separation requirements if the sewer pipe is of ductile iron or schedule 40 plastic pipe and the water pipe is of approved copper, ductile iron or plastic pipe. Amended: 08/04/92 Ord. 83

Subd. 3. Water extensions to a sub-division within the corporate limits of Detroit Lakes are to be petitioned by the developer. The City Administrator will have a feasibility study conducted after which the City Council will approve, or disapprove, any utility improvements to the area.

403.05 Services: Separate Service to Each Building

No new service shall be constructed and no existing service shall be changed in such a manner that more than one building shall be on the service.

403.06 Separate Curb Stop Required for Each Building

Owners of premises having water services which do not have separate curb stops and boxes for each individual service or which otherwise do not conform to the requirements in this Chapter shall be required to put in such curb stops or make such other changes as are necessary to conform to these requirements, when so instructed by the Water Department. Additional curb stops, when so required, shall be installed, maintained, repaired, or replaced at the expense of the owner of the premise for which it provides service. The owner of such curb stops shall also, at all times, provide and allow the Water Department access to the curb stops for the purpose to shut off or to turn on the water supply to the premise or service. (Amended 1-10-2012 Ord. #359)

403.07 For Water Used During Construction

If a contractor requests water during construction, a temporary meter hook-up can be installed by the contractor. Under no circumstances is a contractor permitted to use water without a meter.

403.08 Curb Stop: To be Shut-Off, When
Plumbers shall leave all new water services shut-off at the curb stop after completing the testing, except that water may be left on only when the owner or their agent has made application for the same and has a receipt from the City Administration Office showing fees paid.

403.09 Maintenance of Service Pipes

The Water Department will maintain water services from the main to, and including the curb stop, or the property line, whichever is the closest to the main, free of charge to the customer. Customers shall be responsible for maintenance of water services on the property owners side of the curb stop. In the case of large services constructed with a gate valve, the gate valve shall be considered the curb stop and shall be placed within three (3) feet of the water main.

Amended: 08/04/92 Ord. 83

403.10 Repair of Services to Conform to Chapter

Repairs made to existing services shall cause each service to conform in every respect with this chapter. If the plumbing is not within the Code requirements, as outlined in Section 403.03, Subd. 2, it is required to be brought up to Code standards by the property owner. The owner may choose to pay for said replacement or they may elect to have the City pay for said repairs and have it assessed to the property.

403.11 Two or More Services on One Shut-Off: Turning on of Water

When there are two or more services on one curb stop, the water will not be turned on unless each service is properly metered and the water billing for all services are paid in full. The Water Department may require that additional curb stops be installed as outlined in Section 403.06. (Amended 1-10-2012 Ord. #359)

403.12 Services - Location of Leaks

When a leak occurs, the City Water Department will determine which side of the curb box the leak is located. It is then the responsibility of the City or the property owner as determined in Section 403.09 to repair a leak within ten working days. If the owner has not repaired the leak within said time, the City will hire a contractor to fix said leak and assess the cost in
accordance with procedures set out in the City Code. Failure by the property owner to maintain their service line may be cause for the City to discontinue water service.

403.13 Service Line- Freeze-Ups

Subdivision 1. When a water service lateral freezes, it is the sole responsibility of the property owner to thaw the service lateral from the house or building to the main. Any cost resulting from the thawing of these frozen water lines will be paid by the owner.

Subd. 2. If a water service lateral freezes, it is the sole responsibility of the customer to let the water “drip or slow run” to prevent freezing of the service line. The City of Detroit Lakes does not allow a credit on water used during the period in which the water “drips or runs”. If a bypass line is deemed necessary, the City will allow owners to install a bypass to prevent freezing, however the installation will be at the owner’s expense and must be installed by a licensed plumber. Bypass line should be located before water meter and discharge water is recommended to flow directly to a floor drain. (Amended 4-8-2014 Ord.377)

403.14 Abandoned Water Service Lines. Amended: 06/01/04, Ord. No. 256

Subdivision 1. When a water service line is abandoned in an improved street and determined to be no longer necessary, the Water Department shall keep a record of such abandonment and shall bill the property owner an abandonment fee. The Abandonment fee shall be a fixed charge established by resolution of the City Council. Such charge shall be determined by computing the average cost of abandonment as established by the City Engineer. All abandonment fees are to be billed to the property owner and if not paid by September 30th, of the year in which the service is determined to be abandoned, the charges shall be assessed to the property owner in accordance with City policy for assessing current service charges. All abandonment fees shall be credited to the Water Department. All previously abandoned services shall be excavated and shut off at the main during the next street construction, reconstruction or overlayment project with the cost to be paid by the Water Department.

Subd. 2. When a water service line is replaced in an improved street during a construction, reconstruction or overlayment project and not previously abandoned, the old service shall be shut off at the water main. The cost of the new service and abandonment of the old service shall be paid by the property owner and assessed according to the City’s assessment policy.
Subd. 3. When a leak occurs in an abandoned water service line prior to construction, reconstruction or overlayment, the Water Department shall repair the leak or remove the abandoned service in accordance with Section 403.09.

403.15 Right to Shut-Off Water: Notice, When Required, Claims Against City

The Water Department reserves the right, at any time when necessary without notice, to shut the water off at the main for the purpose of making repairs or extensions or for any other purpose. No claim shall be made against the Water Department for any damage that may result from shutting off water for repairing, laying or relaying mains, hydrants or other connections. The Water Department shall give notice of shutting off water if conditions are such that it is possible to do so.

CONTROL AND REGULATIONS OF WATER METERS

403.16 Water Meters: Required - By Whom Furnished

Any person, firm or corporation taking water from the water mains of the City of Detroit Lakes is required to use a meter. In the case of meters one (1) inch or smaller in size, such meters will be furnished at the expense of the Water Department. An extra meter, one (1) inch or smaller, will be furnished by the Water Department and the total price billed to the property owner, except in the case of an outdoor watering meter, see Section 403.19, Subdivision 3. Meters larger than one (1) inch are to be purchased by the owner of the property requesting water service. Meters will measure water at cubic foot rates and the consumer will pay for the water used. No one shall use water that is not measured by a meter furnished or approved by the Water Department. The City will maintain and does retain ownership of all meters, regardless of who purchased the meter. Amended: 08/04/92 Ord. 83

403.17 Water Meters: To be Attached to All Services, Exceptions

Meters shall be attached to all services except private fire protection services as herein provided.

403.18 Water Meters: Installation of
The owner must have a licensed plumber install the meter and necessary fittings at their expense. The Water Department will inspect the installation and approve it before the water is turned on. Meters shall be placed on the service pipe not to exceed two (2) feet from the wall where such pipe enters the premises and be in a horizontal position. There shall be a valve between the meter and the wall; and a suitable place shall be provided for the meter so as to keep it dry and clean, protected from frost, and it shall be readily accessible at all times to the meter reader and inspectors of the Water Department.

403.19 Water Meters: Outdoor Metering

When a customer requests metering for outdoor watering only, with no corresponding wastewater charges, the following procedure will be followed:

Subdivision 1. A separate water meter with remote meter reading capability and piping is to be installed in such a manner that the outdoor water system cannot be interconnected to a domestic system.

Subd. 2. The outdoor metering and piping shall be inspected and approved by Public Utility personnel before use of the system is authorized.

Subd. 3. Half of the meter cost and all of the installation costs are to be paid for by the customer.

Subd. 4. Any use of the outdoor watering system which results in water entering the wastewater system of the Public Utility will be charged to the customer, based upon wastewater rates in effect at the time of use.

Subd. 5. All charges for water used in the system and service charges in effect will be billed at rates which are in effect at the time of use.

403.20 Remote Meter Register

Remote meter registers are required on all new construction and or remodeling projects. Remote meter register wire shall be furnished by the owner (owner’s electrician or plumber) for new construction or remodels and installed by owner’s electrician or plumber. If a remote register is requested by the owner for an existing meter, the Water Department will furnish and
install the remote meter register and wire at no charge to the owner. All remote registers are to be located next to the electric meter, unless the electric meter is not located on the external wall surface of a residence.  (Amended: 08/04/92 Ord. 83) (Amended 4-8-14 Ord. 377)

403.21 Water Meters: To be Kept Sealed

Meters shall at all times be sealed, such seals shall not be broken. Meters shall be removed only by authorized employees of the Water Department.

403.22 Water Meters: Valves on One and One-Half Inch and Larger

Meters one and one-half (1 1/2) inches in size and larger shall be by-passed, and shall have a suitable valve on either side of the water meter and a valve on the by-pass, which will be sealed by the Water Department. An owner may opt to install (two) 2 meters, instead of one (1) meter and a by-pass.

403.23 Water Meters: To Be Protected

Meters that are liable to become damaged by heating or cooling systems shall be protected by the installation of an approved back flow preventer located in the potable water line before the point where any chemicals may be introduced.

403.24 Water Meters: Damage to, Who Liable

The owner or occupant of premises where a meter is installed shall be held responsible for its care and protection from freezing or hot water, and from other injury or interference or in case of its stoppage or imperfect working, they shall give immediate notice to the office of the Water Department. All meters that are broken or damaged by negligence of owners or occupants of premises, or by freezing, hot water or other damage, except ordinary wear and tear, shall be repaired by the Water Department and the cost of repairs shall be paid by the owner or occupant.

403.25 Water Meter: Owner of Premises to Give Notice When Meter Not Needed

Whenever a water meter is installed on a water service in a premises that is to be remodeled, removed or destroyed, or where the service is discontinued so that the water meter is no longer needed, the owner of such premises shall give notice to the Water Department to
remove such meter, and free access to such meter must be provided so that the meter may be removed. The owner of the premises shall be held responsible for the meter and, if the meter is lost, they shall be required to pay for the same at the actual value.

403.26 Water Meters: Interference with Registration and the Breaking of Seal is Prohibited

No one shall in any way interfere with the proper registration of a water meter; and no one, except an authorized employee of the Water Department shall break a seal of a meter; provided, however, that the Water Department may grant specific permission to licensed plumbers to break such seal for draining pipes or stopping water leaks.

403.27 Water Meters: Tampering With, Water Bill to be Estimated

If any meter is found to have been tampered with, the water bill shall be estimated for that billing period and the meter repaired and tested. Upon repetition of the offense, it will be the option of the Water Department to discontinue the water service or collect the amount estimated due.

403.28 Water Meters: Testing and Expense for

In case there is doubt as to the accuracy of a water meter on the part of the consumer, they may have the meter, up to one (1) inch, tested by the Water Department; at which time they may be present, or have a representative present if they so desire; and if the meter is found to register within two (2) percent of being correct, a charge will be made for making the test. If the meter is found to measure two (2) percent incorrectly, no charge shall be made for making the test. If the meter should be found to over-register more than two (2) percent, there shall be a proportional deduction made from the previous water bill. A water meter shall be considered to register satisfactorily when it registers within two (2) percent of accuracy. Amended: 08/04/92 Ord. 83

403.29 Water Meters: Right of Access

The customer shall grant all necessary permission to allow the Water Department access to, and the right to operate any and all service line valves, including but not limited to the curb box valve. The Water Department employees or agents shall have the right to enter the customer's premises at all reasonable times for the purpose of operating service valves or for the reading, inspection, repairing or removal of the water meter.
403.30 Water Rates and Rules, How Established, Changed

It is hereby expressly provided that the City Council of the City of Detroit Lakes reserves the right to change the rate for the use of water from time to time, by resolution; and at all times make such water restrictions, rules and regulations as, in the judgement of the City Council, may be necessary.

403.31 Water Rates: How Applies in Building Service Rentals

When billing for rentals, the rates shall be applied separately for the consumption of water through each meter. When two or more apartments are connected with one meter it will be the responsibility of the landlord to pay the water bill.

403.32 Water Service Bills, When Due and Delinquent: Turning Off of Water, When Turned On

All bills are due and payable on or before the 15th day in which bills are sent out. Five days after a bill has become delinquent the water may be shut off from the premises; and, when so shut off, shall not be turned on again until all water bills and all other charges due for services to the consumer, together with a reconnect charge for turning water on, has been paid. Water will be turned on during regular working hours for the reconnect charge. After regular working hours, an additional call-out charge will be added for turning water on. Amended: 08/04/92 Ord. 83

403.33 Water Service Bills, Where to Be Paid

All bills for water and other services are payable only at the City Administration Office during regular working hours.

403.34 Water Service, Discontinuing of, Seasonal Customers, Freeze-Ups
Subdivision 1. Any consumer desiring to discontinue the use of water must either notify the Water Department or call a licensed plumber. If the water is turned off at the stop box by a licensed plumber, they must inform the Water Department the same day the water service is discontinued.

Subd. 2. There are no seasonal customers for water and sanitary sewer services. Monthly charges are based upon the consumption of water. If there is no consumption for that month, a fee is charged according to the current rate schedule or the customer may have the water shut-off or turned on at the curb box at the current fee.

Subd. 3. Any water breaks due to freezing lines, in which a residence is not in use, is the responsibility of the owner. The owner will be charged for all water consumption as well as any sewer rates. However, an owner may appeal their sewer billing to the Public Utility Commission.

403.35 Permission Necessary to Turn On, When

No firm, company or corporation or individual from whose premises the water shall have been shut off for any of the reasons provided, shall turn the water on without permission from the Water Department.

403.36 Fire Services: Construction of

The construction of fire services shall be under the personal supervision of an authorized employee of the Building Inspector's Department, and the cost of this supervision shall be charged to the owner.

403.37 Fire Services: When Meters Not Required

Private fire protection services may be constructed without meters provided that all outlet valves are sealed, and that the system is approved by the Water Department, Fire Department and conforms with all building codes. All fire service lines shall be installed with a check valve or backflow prevention device. Approved back-flow prevention devices shall be used when required by the Minnesota Plumbing Code. Owners of those backflow prevention devices which require testing will be responsible to have these devices tested annually by an accredited tester and to annually submit a copy of all such test results to the City. Each backflow prevention device shall also have an attached tag showing recorded test dates and signature of tester. Amended: 08/04/92 Ord. 83
403.38 Fire Services: When to be Opened

Fire protection systems shall be opened in case of fire or for inspection; and shall not supply water for domestic use, other than fire purposes.

403.39 Fire Services: Seals Broken On, Duty to Notify

When seals on a fire protection system are broken, it shall be the duty of the owner or occupant to notify the Water Department within 24 hours thereafter.

403.40 Fire Services: Installation of More Than One Service to a Premise

If more than one service is installed on the same premise, the piping of one shall not be connected with the other, except with permission of the Public Utility Commission.

403.41 Fire Services: Limited Size Of

The Water Department shall reserve the right to limit the size of fire protection services where the street mains are not adequately sized in order to protect public interest.

403.42 Fire Service: Use of For Other Purposes, Penalty

In any case when the owner or occupant of any premises are found to be using water from a fire service for purposes other than fire protection, the Water Department reserves the right, at any time, to require the owner of the premises to furnish and install, at his expense and under the direction of the Water Department, an approved water meter and to keep the same in accurate operating condition.

403.43 Fire Hydrants: Permit Required to Use

Hydrants are available throughout the City, but the use of a fire hydrant, unless authorized by the Water Department, is strictly forbidden. Temporary service from fire hydrants is available for contractors. A hydrant rental fee, along with a metered charge, is required for contractor
usage, tank fillings or other approved usages of fire hydrants. If a meter is required, it will be furnished and installed by the Water Department. The charges for water used will be billed at the current water rates. **Amended: 08/04/92 Ord. 83**

403.44 Fire Hydrants: How To Be Opened

Hydrants shall be opened only with an operating hydrant wrench and spanner which shall be obtained either from the Fire Department or Water Department.

403.45 Fire Hydrants: Use of in Flushing Streets and Sewers

Hydrants used for construction purposes and/or flushing sewers and streets shall have a reducing coupling attached to the nozzle of the hydrant with an independent throttling valve for regulating the supply. **Amended: 08/04/92 Ord. 83**

403.46 Water Supply From Two Sources, Piping System to be Separate

On premises where water is supplied from two sources, the city water being one of the systems, the piping system for city water must be entirely separated from that of the other source. If such cross-connections are found to exist, the owner or their plumber must give notice to the Water Department and make an immediate correction of the problem. Failure to correct the problem will result in the discontinuation of the City's water supply by the Water Department.

403.47 Safety Devices Required

Consumers are required to equip their City supplies water systems with approved safety devices and/or backflow prevention devices whenever the system is connected to water using fixtures or equipment which could cause a hazard to the City's water supply during such instances when back pressure/back siphonage may occur. Those consumers required to test such backflow prevention devices shall also adhere to the device testing requirements as stipulated in Section 403.37. **Amended: 08/04/92 Ord. 83**

403.48 Water Department Does Not Guarantee Accuracy of Information Given
Information obtained from the records, maps, employees, etc., of the Water Department relative to the location of water mains and service pipes will be furnished to licensed plumbers and interested parties, but the Water Department does not guarantee the accuracy of the same.

403.49 Unnecessary Waste, Right to Cut Off Supply

Consumers shall prevent unnecessary waste of water and keep all water outlets closed when not in actual use. If unnecessary waste of water takes place the Water Department reserves the right to cut off the supply. The Water Department reserves the right to prohibit the use of water for yard sprinklers, elevators, air conditioners, coolers and large consumers of water when in the judgment of the Water Department, it shall be necessary to do so.

403.50 Water Department Does Not Guarantee Pressure, or Supply

The Water Department does not guarantee the consumer any fixed pressure or a continuous supply. In emergencies, water may be shut off without notice.

403.51 Non-Liability of Water Department for Water Service Breakage Failure in Supply

The Water Department shall not be held responsible for any reason, such as, but not limited to the breaking of any service pipe or apparatus, water coil, shut-off or failure in the supply of water.

403.52 Borrowing of Plumbing Supplies

When a contractor is in need of a certain part, the city may "borrow" that part to the contractor with the agreement that the contractor will replace said part or be charged the current replacement price.

APPLICATION RULES, PENALTY

403.53 Forgoing Rules and Regulations Considered Part of Every Contract
The foregoing rules and regulations shall be considered a part of the contract with every person who takes water supplied by the Water Department through the City Water Works, and every such person who takes water shall be considered as having expressed his agreement to be bound thereby.  **Added: Ord. No. 53 11/13/90**