

**Ordinances
Rules and Regulations**

Of

**THE BOARD OF WATER
COMMISSIONERS**

**OF THE
VILLAGE OF TANNERSVILLE
NEW YORK**

Adopted by the Board in March, 2002

ORDINANCES

RULES AND REGULATIONS OF THE BOARD OF WATER COMMISSIONERS

OF THE VILLAGE OF TANNERSVILLE NEW YORK

Published March, 2002

WATER ORDINANCES

Use of Reservoirs

It shall not be lawful for any person to throw into the supply reservoirs owned by the Village of Tannersville, or upon the bank thereof, or upon the ice formed in said reservoirs when the same are frozen over, any stick, stone, refuse, or other substances or material of any description whatsoever, either solid or liquid; nor to skate, run, slide walk, stand, go or be upon any ice that may form upon such reservoirs. Any person violating the provisions of this ordinance shall be guilty of a violation and subject to penalties prescribed by the Penal Law of the State of New York. However, in no case shall the fine exceed \$250.00 as prescribed by Section 20-2006(1) of Village Law.

Sprinkling

No person will be allowed to use the Village water to sprinkle on other than his own premises, and no street sprinkling with garden or other hose will be permitted on any street that is included in the territory covered by the Village street sprinkler. Nor will the use of hose be allowed for wetting down the filth of gutters unless said gutters shall have been previously shoveled or swept.

All permissible sprinkling must be done between the hours of four o'clock in the afternoon and nine o'clock in the forenoon and at no other time. Nozzles larger than 3/16 inch in diameter shall not be used for sprinkling. No sprinkling of any kind shall be allowed after the Water Board declares an emergency and posts and publishes notice thereof in the official paper at least once and in at least seven locations throughout the Village. Any person violating any of the provisions of this ordinance will have their water supply shut off without notice and, in addition, shall be guilty of a violation and

will be subject to the penalties therefore prescribed by the Penal Law of the State of New York. However, in no case shall the fine exceed \$250.00 as prescribed by Section 20-2006(1) of Village Law.

Use of Fire Hydrants

No person except the Water Commissioners or the Superintendent of the Water Works, or persons acting under their or his direction or permission, shall open any fire hydrant, or draw water therefrom, except the Chief Engineer or the Fire Department of The Village of Tannersville, and his assistants and members of the Fire Department, are authorized to use said hydrants for the purpose of extinguishing fires or testing engines, hose and apparatus, but all such uses shall be under the direction and supervision of the Chief of the Fire Department and his assistants, and in no case shall inexperienced or incompetent persons be allowed to manipulate or interfere with any such hydrant or any gate, valve or other fixture of said water works. Any person violating any of the provisions of this ordinance shall be guilty of a violation and as such subject to the penalties therefore prescribed by the Penal Law of the State of New York. However, in no case shall the fine exceed \$250.00 as prescribed by Section 20-2006(1) of Village Law.

Tapping of Water Mains and Other Connections

It shall not be lawful for any person not specially authorized by the Board of Water Commissioners to tap any main of the Tannersville Water System or to make any connections therewith, or to in any manner interfere with said mains. Any person violating any provisions of this ordinance shall be guilty of a violation and as such subject to the penalties therefore prescribed by the Penal Law of the State of New York. However, in no case shall the fine exceed \$250.00 as prescribed by Section 20-2006(1) of Village Law.

Water Meters

Any person tampering with water meters in use in the Village Water System so as to make them inaccurate or to change the reading thereof, or anyone breaking the seals on such meters shall be guilty of a violation and shall be subject to the penalties for such conduct provided by the Penal Law of the State of New York. However, in no case shall the fine exceed \$250.00 as prescribed by Section 20-2006(1) of Village Law.

Effective Date

These Water Ordinances shall take effect immediately after public hearing and publication in the official newspaper as required by Article 20 of Village Law.

WATER RULES AND REGULATIONS

The following rules and regulations shall form a part of the contract with all persons in the incorporated Village of Tannersville using the Village water, and the fact of using said water shall be considered an assent on the part of the owner to be bound thereby. The Board reserves the right to make such changes in the rules and regulations and the rates and charges for the use of water as may, from time to time, be deemed advisable.

Owners of properties located outside the incorporated Village of Tannersville will be required to sign an Agreement at the time of application for water service.

Section 1A - Application for new connections

Board of Water Commissioners' Connection

All persons or corporations wishing to use the water of the Village for any purpose must first make application to the Board of Water Commissioners for a Tapping Permit, the fee for which is enumerated in Section 9. Board of Water employees will connect the premises from the main up to and including a curb box located on the perimeter (curb) of the property.

Property Owner's Connection

From the curb box to the inside of the premises, owner must furnish their own service pipe which must be not less than 3/4 inch standard copper k tubing for underground use.

All service pipe must be laid at least 4 1/2 feet below the surface of the ground and no service pipe will be allowed in the same trench with a drain or sewer pipe unless there be an intervening space of at least three feet between said sewer pipes and service pipe, but under no circumstances will the drain of sewer pipe be allowed to be above the water service pipe.

A stop and waste cock must be properly located inside the foundation and have pipes so arranged that the water can be drawn off to prevent freezing. In the event of freezing, it is the property owner's responsibility to have the pipes thawed from the premises to the curb box.

When hot water boilers are used, suitable vacuum and air valves must be applied to prevent collapsing, as the Board of Water Commissioners will in no event be responsible for any damage that may occur from failure to observe this important rule.

Section 1B - Property Transfers

When a transfer of ownership occurs of any property using Village water, it is the obligation of the property owner to advise the Board of Water Commissioners in writing of said transfer and submit the name and address of the new owner. Until such

notification, the former owner is liable for the water rent. If there is any unpaid water bill, service will be discontinued until such account has been paid in full and the new owner has made renewal of service.

Section 2A - Payments of Water Rents

Properties located in the Incorporated Village of Tannersville:

The yearly water rent is divided into two billings. One half of the yearly water rent will be billed on April 1st and the other half will be billed on October 1st of each year. Rents will be received without penalty from April 1st to April 30th and from October 1st to October 31st. Rent not paid within these periods will be subject to a 7% penalty for the first month after these periods and an additional 1% per month thereafter for each month that the rent remains unpaid up to a maximum of 10%. All rents and other charges for service not paid by March 31st of the following year following the dates the same are due will be re-levied on to the Village Tax Roll.

Properties located outside the Incorporated Village of Tannersville.

The yearly water rent is divided into two billings. One half of the yearly water rent will be billed on April 1st and the other half will be billed on October 1st of each year. Rents will be received without penalty from April 1st to April 30th and from October 1st to October 31st. Rent not paid within these periods will be subject to a 7% penalty for the first month that the rent remains unpaid and an additional 1 % per month thereafter up to a term of 90 days from the original billing. Failure to make payment after said 90 days and upon receipt of notice of SHUT OFF, (by regular mail, Certified Mail and posting on the premises) will result in discontinuance of service 10 days thereafter without further notice. Even if payment of the delinquent rent is made in full, service may not be resumed at the discretion of the Board of Water Commissioners. In the event the Board does approve restoration of the water service, there will be a charge for same as per Section 9 and the consumer may be required to pay one full year's rent in advance.

Section 2B

Failure to receive a bill for water rents for whatever reason shall not relieve the owner of the liability for said rent nor shall it excuse delay in the payment thereof Every owner is charged with the knowledge that the water rents are payable on April 1st and October 1st of each year and if the owner does not receive a bill, the owner has the responsibility to request the bill in time to make a timely payment thereof

Section 3 - Vacancy

Consumers wishing to discontinue service must apply in writing to the Board of Water Commissioners and a Village employee will turn the water off at the curb box. There is a charge for this - see Section 9. However, there will be no adjustment in the

yearly rate due to vacancy for any portion of that year. If the property is tom down or abandoned without any plans for future use, application must be made in writing to the Board of Water Commissioners to disconnect the service at the main. In these circumstances no further water rents will be assessed to the premises. If at a future date, service is requested, a new application for a tapping permit must be made and the fee paid.

Section 4 - Illegal Use of Water

No person taking water shall supply other parties or families not entitled to its use, nor take Village water from a hydrant except by special permit from the Commissioners in writing, and if such permit is not obtained, the persons using same will be held responsible for the water illegally used under penalty of having their supply stopped.

Section 5 - Shutting Off Water

The water may be shut off from the mains of the entire Village or of any street or streets thereof when repairs, flushing, connections or changes are to be made or when necessary for any purpose. When practicable, notice will be given in advance by posting of notices in at least seven locations throughout the Village, but the Board of Water Commissioners shall not be responsible for failure to do so in any case, and neither shall the Commissioners in any case be liable for any damages that may result from such shutting off of said water, whether such notice be given or not.

Section 6 - Waste Of Water

All property supplied with Village water must be open and accessible to proper Representatives of the Water Department at all reasonable times, and wherever it is found that water is permitted to run to waste or is being wasted through defective faucets or other fixtures; or is being taken- from the premises by those not entitled to its use, the same will be sufficient cause for shutting off the supply without notice and the shut off fee will be imposed. The charge for shut off is listed in Section 9.

Service leaks on the property or in the service line from the curb box to the property are the responsibility of the property owner and the property owner is liable for the cost of the repairs. The Village reserves the right to shut off the supply of water if the owner does not properly repair any leak in his pipes or fittings as follows: the owner shall be allowed forty-eight hours to contract for its repair. Failure to do so, upon being notified that it is necessary, shall allow the Village to make the repair and bill the owner for all costs or, if necessary, to immediately discontinue service until repair has been completed.

Section 7 - Branch Service

No service pipe will be allowed to run from one lot to another or one property to another. Each property shall have its own separate and independent supply pipe and curb box.

Section 8 - Meters

A master meter, owned and maintained for normal operation by the Board of Water Commissioners, records all water consumed on the premises. Meters are read twice a year, just prior to billing.

Section 9 - Fees

Tapping Fee	\$750.00
Shut off or restoration of water supply	\$35.00 (each occasion)
Labor	\$40.00 per hour per man
Freeze Plate	\$35.00