

**AN ORDINANCE OF THE CITY OF BURLINGTON JUNCTION, MISSOURI, GOVERNING WATER WORKS
AND REGULATIONS RELATING TO SERVICES THERE FROM.**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BURLINGTON JUNCTION, MISSOURI,
AS FOLLOWS:**

SECTION 1. CITY TO PRESCRIBE CONDITIONS: The City of Burlington Junction, being the sole and exclusive owner of the entire system of water works and distribution systems thereof, reserves unto itself the right to and does hereby prescribe the conditions upon which the privilege to tap any of its water pipes or mains, and to secure service therefrom, or to withhold such privilege, if need be; and in case any act shall be wrongfully committed, or thing done by any person or persons or firms or corporations holding a grant of such privilege, in violation of any such ordinances, relating to its system of water works, then such privilege may at the option of the city be suspended, abridged, or absolutely revoked. All water and power privileges extended to any person or persons, firms or corporations, shall be by ordinance duly passed by the Board of Aldermen and approved by the Mayor, and all rights and privileges not so conferred are hereby withheld.

SECTION 2. METER, PRESCRIBED MATERIALS, ETC: The City of Burlington Junction reserves to itself the right to render water service by meters only. All meters shall be conveniently accessible so that the same may be read at frequent intervals. The City reserves to itself the right to prescribe the materials, kind of pipe and workmanship of water connections from the street to water meters, and shall have the right at all times to inspect all water meters and either repair or cause the owners thereof to repair any meters not in proper working order. The City further reserves to itself the right to inspect and prescribe the materials, used by any consumer of water within their home or building. Old pits and setters that need to be replaced or moved, if not in right of way, will be moved back to the right of way at the cost of the meter pit, lid and ring, setter, any new piping, and use of equipment.

SECTION 3. RATES: The City of Burlington Junction reserves unto itself the right at any time, to change the rates at which it furnishes water and to alter and change such rates at any time so as to make them responsive to the cost of rendering service and maintaining the plant.

SECTION 4. REPAIRS: The City of Burlington Junction reserves unto itself the right at any time, upon reasonable notice, to shut off water for the purpose of making necessary repairs or extensions or on account of other unavoidable grounds.

SECTION 5. CITY FREE OF LIABILITY: The City of Burlington Junction reserves the right to hold itself, and hereby does declare itself, free from all liability on account of damage to any person, firm or corporation due to an accident, or the elements, or other causes over which it has no control.

SECTION 6. DISPUTES: The City of Burlington Junction reserves the right to have its Board of Aldermen decide all questions of dispute which may arise between the City and any customer, and to have said Board interpret the meaning of all sections of this ordinance and other such ordinances as may be

passed from time to time concerning the use of water. The decision of the Board of Aldermen shall be final and binding on the City and the consumer, and the provisions of this section shall become part of every contract for water between the City and all consumers thereof.

SECTION 7. APPLICATION FOR SERVICE: Every person or persons desiring to use water furnished by the City of Burlington Junction, shall make application for such services in writing to the City Clerk, and shall enter into a written contract for the same with the City, through the City Clerk, and the City Clerk, shall have the power and is hereby authorized to make such contracts for and on behalf of the City of Burlington Junction, provided, that they shall not enter into any contract for such services with any person or persons who is indebted to the City for water at the time such application is made, nor with any person or persons at locations where the City's water service is not furnished.

Prior to receiving service, a separate application must be filed for each service address and the following conditions must be met:

1. A permanently assigned address number shall be obtained from the City and be displayed in a visible location on the property.
2. Water service shall be delivered only upon the City determining that it is practical to render service at such location and that the customer's water application for service has been approved.

At the time of the filing of the application, the customer shall fully satisfy all applicable deposits and fees, including:

1. Security Deposit (\$125.00). Upon termination of water service, any deposit shall be credited against the final bill and the balance, if any, shall be returned to the customer.
2. Water Main tap – new service or moving an existing line will be \$1,100.00 at the cost of the landowner. After a main is tapped, the city will only take water service to the edge of the property inside the right of way. This is where the meter pit will be placed and a line stubbed off on the customers side of the setter that will be taped for protection and covered up.
3. Meter Charge – for the meter, ring and lid, and meter setter it will be a cost of \$300.00 to the landowner. Meter will not be installed until service line is fully connected and ready to be turned on.
4. The City of Burlington Junction reserves unto itself the right at any time to change the rates at which it furnishes water service and to alter and change such rates at any time as to make them responsive to the costs accrued by the city in order to install a new service.

SECTION 8. EXTENSIONS OF SERVICE TO PROSPECTIVE CUSTOMERS: The building and extension of water lines to prospective consumers within the City of Burlington Junction, Missouri, shall be within the discretion of the Board of Aldermen.

SECTION 9. PLUMBERS TO MAKE CONNECTIONS: No person except for a City maintenance employee or a licensed plumber who has secured a permit from the City shall work on the water main, pipe, connection or fixtures of the water system of Burlington Junction. Any plumber who shall make a tap or

connection shall report the same to the City Clerk and no plumber shall turn off or on any service pipe except to make repairs to test the same.

SECTION 10. CONSUMERS TO PAY COST OF CONNECTING WATER SERVICE: The consumer shall bear all cost of tapping the water main and shall furnish and bear all expense of installing pipes, cocks, valves, cut-offs, water fixtures, and all other materials and equipment, both on and off of the consumer's premises, which shall be necessary and needed to carry and maintain water to the place desired by the consumer. The cost of tapping the main and installing the pit, lid, ring, setter, and meter will be consolidated as the aforementioned Tapping Fee/Meter Charge.

SECTION 11. BILLING: All water meters shall be read and bills rendered monthly after service accrues. All bills shall be payable from and after the bills are rendered and payable at City Hall. If any bill for water shall be and remain unpaid after the 15th of the month following the rendition thereof, an additional charge of ten percent (10%) thereof shall be added and paid as penalty for the failure to pay said bill.

A water service billing statement may be rendered based on estimated service usage when deemed reasonable by the City including, but not limited to:

1. Reading of the meter is prevented because of weather conditions, emergency, or work stoppage.
2. The City determines that the consumer has failed to provide safe and reasonable access to the meter.
3. The City concludes that the meter may provide an inaccurate reading for any reason including damage, tampering, or modification of the device.

In the event that a consumer requests termination of an existing service, the City shall issue a final bill which shall include all amounts due on that account and all amounts owed by the consumer to the City shall be payable in full.

SECTION 12. LIABILITY FOR WATER SERVICES: The following conditions define liability for water services:

1. Any adult member of the household of the premises receiving water services shall be liable to pay for such services rendered on said premises.
2. A consumer who has requested water service to a premise shall be held liable for all payments of service furnished to such premises until such time as the consumer properly notifies City Hall to discontinue service.
3. Any change in identity of a consumer of record at the premises shall require a new request for water service and the City may discontinue water services until such a new request has been made and accepted by the City Clerk.
4. Any property owner who does not have a current water service which is in good standing (paid in-full on a timely basis for two years) shall be required to make a deposit at the current rate before service is provided.

5. In the event that a person fails to make a request for water service, any adult resident of the premises receiving, using, and benefitting from such a service shall be subject to all rules and regulations and be liable for all charges for service rendered.
6. If water service is discontinued and delinquent charges remain on City Hall records, the property owner is liable for payment before water services can be continued.
7. No landlord or other third party shall establish water service for a tenant who is indebted to the City for previous water service connections.

SECTION 13. DISCONNECTION OF SERVICE: The City may discontinue service to a consumer for any legitimate business reason including, but not limited to:

1. Non-payment of a delinquent account.
2. Failure to post any required security deposit.
3. Failure to comply with the terms and conditions of a settlement agreement relating to a current or prior utility account.
4. Failure or refusal to grant access at reasonable times for the purpose of inspection, meter reading, maintenance, or replacement of equipment installed on the premises of the consumer.

A disconnection fee of fifteen dollars (\$15.00) shall be charged to the customer's account upon the dispatch of an employee to disconnect the customer's water service for any involuntary and/or voluntary reason even if disconnection does not occur.

In the event that the customer seeks reconnection at a location following an involuntary and/or voluntary disconnection, a reconnection fee of fifteen dollars (\$15.00) shall be collected.

A reconnection fee of fifty dollars (\$50.00) shall be paid in advance by any customer when water service reconnection occurs at the consumer's request on a weekend, City holiday, or any other time outside of regular working hours of the City personnel completing the reconnection. Reconnection outside of regular working hours shall be in the sole discretion of the Board of Aldermen and a water service consumer shall not be entitled to a reconnection outside of regular working hours without consent of the Board of Aldermen.

SECTION 14. TAMPERING: Except for authorized employees or agents of the City, no person shall disconnect, modify, or tamper with any meter, connect with any meter, or disturb any water lines without advance written permission from the City.

In the event of any act which has the potential effect of rendering actual water use readings inaccurate or of allowing receipt of water service without proper payment, the City shall be authorized to immediately disconnect the water service and remove City property from the consumer's premises.

The City may elect to continue water service or reconnect water service at the location of the tampering upon the consumer's compliance with the City code including payment by the consumer whose measurable demand, usage, or bill was affected by such tampering of all applicable fees or deposits as determined by the City. In addition to any other amounts required by other provisions of this ordinance, the consumer shall pay the following as determined by the Board of Aldermen:

1. The actual expenses incurred by the City in replacing and/or repairing City equipment or materials as a result of the tampering including meter or service lines, the making of any connection, and the actual employee costs or contracted expenses incurred; and
2. The amount of any City revenue lost attributable to such tampering, as determined by the Board of Aldermen;
3. The payment of applicable water deposit, if any.

Any person committing unlawful acts prohibited in this ordinance shall be guilty of an ordinance violation and upon conviction shall be imposed a fine as the Municipal Code provides.

SECTION 15. DAMAGES BY CONSUMER: Consumers shall be held responsible for damage to meters, fixtures, and equipment left by the City in their care, when such damage is caused directly or indirectly by the consumer.

SECTION 16. REPEALER: This ordinance hereby repeals ordinance 571 as set forth by the Board of Aldermen of the City of Burlington Junction, Missouri.

READ THRICE, PASSED, AND ADOPTED BY THE BOARD OF ALDERMEN OF THE CITY OF BURLINGTON JUNCTION, MISSOURI, THIS 13th DAY OF September 2020. (SAID ORDINANCE SHALL TAKE IMMEDIATE EFFECT UPON PASSAGE.)



City Clerk, Angie Lightner
City of Burlington Junction, Missouri



Mayor, Dean Kelly
City of Burlington Junction, Missouri

AN ORDINANCE OF THE CITY OF BURLINGTON JUNCTION, MISSOURI, PROVIDING REGULATIONS AND PRICING FOR NEW AND/OR MOVED SEWER CONNECTIONS.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BURLINGTON JUNCTION, MISSOURI, AS FOLLOWS:

SECTION 1: There is a \$250.00 sewer tap fee that is to be paid to the City of Burlington Junction before any project starts.

SECTION 2: The City does not do any sewer tapping at the main line. It is the property owner's responsibility to hire a licensed contractor to tap the main, do any piping and the connection to the house. This is between the landowner and the contractor and hired contractor shall be paid directly by the landowner. The sewer main tap must be whole sawed and saddled correctly. Hammering a hole in main, sticking pipe in and concreting around it is NOT allowed. If done incorrectly, property owner or contractor could be subject to a fine.

SECTION 3: The City Foreman, Mayor, or Councilmen must be contracted at the time of the tap and observe the tapping to make sure correct methods are being used. The work must be signed off on by one of the members listed above for approval of service.

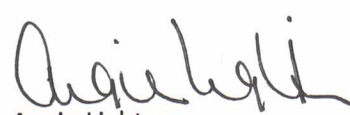
SECTION 4: The City of Burlington Junction reserves unto itself the right at any time, to change the rates at which it furnishes sewer and to alter and change such rates at any time so as to make them responsive to the cost rendering service and maintaining the wastewater system.

SECTION 5: This ordinance shall be in full force and effective from the day of its final passage and approval.

Read twice, passed, and adopted by the Board of Aldermen of the City of Burlington Junction, Missouri, the 13th day of September, 2020.



Dean Kelly
Mayor



Angie Lightner
City Clerk

(SEAL)