

**TOWN OF SHELDON**  
**A PROPOSED LOCAL LAW ENTITLED, “PROVIDING RULES AND REGULATIONS**  
**FOR WATER DISTRICT(S) IN THE TOWN OF SHELDON, INCLUDING THE**  
**VARYSBURG WATER DISTRICT”**

Be it enacted by the Town Board of the Town of Sheldon as follows:

**SECTION I. STATUTORY AUTHORITY, TITLE**

This Local Law is adopted pursuant to the authority granted under Municipal Home Rule Law of the State of New York, specifically §10 of Article 2, which allows local government to adopt and amend local laws.

**SECTION II. PURPOSE**

The following rules and regulations adopted by the Town Board of the Town of Sheldon, Wyoming County, New York, shall be a part of the contract with any person, firm or corporation supplied with water by the Town of Sheldon, water improvements authorized by the said Town and/or water districts created in the said Town and all extensions thereto. Each person, firm or corporation supplied with water, or whose property is supplied with water, shall be required to comply with the following rules and regulations.

**SECTION III. DEFINITIONS**

As used in these rules and regulations the words and phrases listed below shall be deemed to have the following meaning:

**AGRICULTURAL/VACANT LAND** shall mean land that does not have living accommodations and is not being occupied at the present time, except for farming purposes, but may have utilities and/or infrastructure in place.

**BUSINESS/COMMERCIAL – LARGE** shall mean any non-residential structure or building specifically used for any retail, trade, office, professional, educational, entertainment, amusement or similar purposes which is 6,001 square feet or more.

**BUSINESS/COMMERCIAL – SMALL** shall mean any non-residential structure or building specifically used for any retail, trade, office, professional, educational, entertainment, amusement or similar purposes which is 6,000 square feet or less.

**BOARD** shall mean the Town Board of the Town of Sheldon, Wyoming County, New York.

**DISTRICT** shall mean any water district created in the Town of Sheldon pursuant to the appropriate provisions of the Town Law of the State of New York, including the existing Varysburg Water District.

**CLUB/LODGE/PLACE OF WORSHIP** shall mean any non-residential structure or building

where a group of people meet for purposes of a social, literary, religious, recreational or political nature, or the like.

CONSUMER shall mean the person legally or equitable responsible for payment of charges for water or other facilities and services furnished.

DWELLING UNIT shall mean a separate living facility having living quarters, sleeping accommodations, toilet, shower or tub and kitchen facilities.

EQUIVALENT DWELLING UNIT (EDU) shall mean a user of the water system equivalent to a typical single-family residence. An EDU analysis is an accepted method to equate the water consumption of non-residential building to single family homes for the purposes of project financing and user cost calculations. EDU's shall be assessed based upon the following table:

<b>TABLE OF EQUIVALENT DWELLING UNITS</b>	
Agricultural/Vacant Land	.50 EDU per parcel identified by its own SBL No.
Business/Commercial – Large	.65 EDU per every 1,000 square feet of space
Business/Commercial – Small	One (1) EDU
Club/Lodge/Place of Worship	One (1) EDU per location
Multiple Family Residential	One (1) EDU per each dwelling unit
Single Family Residential	One (1) EDU
Trailer/Mobile Home Park	One (1) EDU per each designated site on the parcel

MULTIPLE FAMILY RESIDENTIAL shall mean a residence that has more than one (1) "DWELLING UNIT".

OCCUPANT shall mean the person actually in possession or control of any premises or part thereof who is a consumer.

OWNER shall mean the person who has legal or equitable title to any premises.

PERSON shall mean an individual, firm, association or corporation.

PREMISES shall mean a building, structure, mobile home or other like facility under one (1) roof regardless of whether the same is occupied or not or whether it is used as a residence for more than one (1) person or as a place of business for more than one (1) business.

SINGLE FAMILY RESIDENTIAL shall mean a residence that is comprised of one (1) "DWELLING UNIT".

SUPERINTENDENT shall mean the Water Operator of the Town of Sheldon.

TRAILER/MOBILE HOME PARK shall mean designated sites on a parcel of land provided by an operator that are each designed for accommodating one (1) mobile or manufactured

home, its accessory buildings or structures, and accessory equipment for the exclusive use of the occupants as a single-family residence.

TOWN shall mean the Town of Sheldon, Wyoming County, New York.

WATER MAIN shall mean any water mains owned and operated by the Town or District.

WATER IMPROVEMENT shall mean any water improvement authorized pursuant to Article 12-A of the Town Law of the State of New York as amended.

WATER SERVICE shall mean any individual connection from the water main to the premises.

#### **SECTION IV. TERRITORIAL LIMITS**

The rules, regulations, rates, charges and fees herein prescribed shall be applicable to the supply of water and the furnishing of services and facilities within the Varysburg Water District.

#### **SECTION V. APPLICATION FOR SERVICE**

- A. All applications for use of water must be made in writing on forms provided by the Town. On acceptance by the Town, the application shall constitute a contract between the Town and the applicant obligating the applicant to pay to the Town its established rates and charges and to comply with all rules and regulations.
- B. A separate application must be made for each premises. Sub-metering within a premises will not be permitted.
- C. No agreement will be entered into by the Town with any applicant for service of any type until all charges due from the applicant for water and/or services at any premises, including those for which the application is made, now or heretofore owned or occupied by the applicant and which are in arrears or are due at the time of making the application shall be paid. Charges, including by way of illustration but not limitation, for tapping the water main, installing the water meter, inspection, water service rates, shut-off and turn on charges, etc., shall be as established from time to time by the Board and on file with the Town Clerk.

#### **SECTION VI. INSTALLATION OF SERVICE**

- A. Permit Required - No person shall make any connection to or opening into a water main or in any way perform work, service or maintenance which shall affect a water main or any connections thereto without a written permit. A permit shall be issued after the filing of the application as above provided and the payment of all fees and charges. The permit shall be signed by the Superintendent Water Operator or his duly authorized agent and shall specify the type of tapping, service work, maintenance, construction or other activity authorized.

- B. Inspection - No water main shall be tapped nor any service connection made, laid, constructed or covered except in the presence of the Superintendent or his authorized representative. No tapping, connection, line or work thereon shall be covered until the Superintendent or his duly authorized representative shall have approved all such work and materials and authorized the tap, the connection and the covering thereof.
- C. Turn On and Off - No person, except the Superintendent or his duly authorized representative, shall turn the water on or off at any connection to the water main. There will be a fee of thirty-five dollars (\$35.00) for each time water is requested to be turned on or off. All requests for water shut-off or turn-on must go through the Town Office for record keeping purposes and receipt for the fee of thirty-five (\$35.00).
- D. Permanent Connections
1. The Town shall make all taps into the public mains and furnish and install the corporation stop at the mains, the curb stop and the curb box and the connection line from the public main to the curb box. The cost, therefore, shall be a part of the construction contract prior to the completion of any water main in any water improvement or water district. The cost for such service, after the conclusion of the construction of any water main, shall be made at the expense of the applicant on a cost basis for time and materials used in accordance with the current billing policy of the Town existing at the time of said tap. The Town shall maintain the service line and tap from the main to and including the curb valve and box and shall retain full ownership and control thereof at all times.
  2. The curb stop and box will be generally located at the property line unless determined otherwise by the Superintendent.
  3. All supply lines from the curb box and curb valve shall be a minimum of three-quarter ( $\frac{3}{4}$ ) inch without reduction in size from the curb box to the meter, except that larger service connections will be permitted upon proper application and upon approval of the Superintendent and shall be surrounding on all sides by at least six (6) inches of sand fill material not more coarse than one-quarter ( $\frac{1}{4}$ ) inch screened. Service pipe materials and installation shall be in accordance with all applicable regulations.
  4. Service pipes shall be type "K" copper tubing or polyethylene water service tubing, PE-3408 except in the case of larger than two (2) inch services, ductile iron pipe shall be permitted. All joints on copper service lines shall be bronze compression fittings (Mueller or equivalent). All joints on plastic tubing shall be of the flare compression type only. No underground joints will be permitted except where distances are greater than the lengths available from the manufacturer.
  5. A stop and waste-cock for shutting off the water must be located immediately

- within the wall of the premises and between such wall and the water meter and the pipes must be so arranged that the water can be drawn from them whenever and wherever there is danger of freezing.
6. Taps in the water main will be made only after issuance of a permit as above provided and only after not less than four (4) days advance notice of the time desired for the tap, as well as, the payment of all costs thereof. No taps will be made on Saturday, Sunday or holidays.
    - a. Under "Dig Safely New York" the homeowner shall be responsible for notifying the UFPO at 1-800-962-7962 or 811 for utility stakeouts prior to excavation. ([www.digsafelynewyork.com](http://www.digsafelynewyork.com))
    - b. The UFPO requires that a minimum of two (2) days advance notice be given for a stakeout.
  7. The water at the mains and/or curb box or curb valve shall be turned on or turned off only by authorized persons as herein provided. No turn on or turn off of water shall be made on Saturday, Sunday, or holidays and only after at least twelve (12) hours notice and on payment of all charges and fees.
  8. After the completion of construction of a water main, as above provided the charge for tapping the water main, connections, installation of curb box, curb valve and like items, as above provided, the owner of the dwelling shall be responsible for all fees associated with installation, said charges shall be paid by the applicant prior to the commencement of such work.
  9. Where a premise is occupied by more than one (1) consumer, a separate water meter shall be installed for each consumer, unless the owner agrees in writing to be responsible for all charges for water and services to that premises without regard to the name, number or existence of the consumer or consumers.
  10. In the case of any excavation for the installation of any water pipe or connection under authority of a permit from the Town, the owner will be held responsible for the trench excavation. Public safety and conveniences shall be duly regarded and conserved by the construction of such bridges across open trenches as may be required to insure safety to the public. Lights, barricades and all such other means of protection against accident must be provided. Before trenches are backfilled, materials and workmanship shall be inspected by the Town and approved in writing.
  11. Meter pits shall be required if the water service is greater than one hundred fifty (150) feet from the water main, at the discretion of the Water Superintendent.
  12. Meter pits shall be required if the ceiling height in a basement or crawl space is less than five feet, six inches (5' 6") at the discretion of the Water

Superintendent.

- E. Temporary Connection - Temporary service connections shall consist of, but not be limited to, temporary agricultural use, construction jobs, fairs and circuses, emergency connections, and temporary service to a property upon which no permanent structure is or has been erected. No such temporary service connection shall be made until the issuance of a permit after application and payment of all costs and fees as provided in this ordinance. The connections, type of pipe, size of meter, length of time of service, use of water and all other applicable factors shall be specifically enumerated in the application, and no permit shall be issued until the Superintendent shall have approved thereof and the approved condition set forth in writing on the permit. The costs and fees for such temporary service, including deposit for meters shall be established by the Board, from time to time, and on file in the Office of the Town Clerk.
- F. Special Services - Any service, not otherwise specifically provided for in these rules and regulations, shall be subject to separate agreement with the Town, which agreement shall contain such terms and conditions as the Board may deem necessary upon advice and counsel of the Superintendent.
- G. Irrigation Services - All persons desiring to draw water from a hydrant for irrigation or other agricultural use shall use an approved hydrant meter and screw type gate valve. The cost of the meter shall be borne by the user and paid to the Town prior to installation, which costs shall be the Town's actual purchase price of the items in question. No water shall be drawn from a hydrant for said purpose until the installation shall have been approved by the Superintendent. Irrigation services shall be defined as a temporary service.
- H. Spray Rig Services - All persons desiring to use a public source of water to fill a spray rig or other apparatus using chemicals shall, in addition to applying for the correct type of service and in addition to complying with all other applicable rules and regulations, equip the service with an approved type backflow preventor.
- I. The cost of a new service will be a fee for the three-fourths ( $\frac{3}{4}$ ) inch tap.

**SECTION VII. INSTALLATION OF METERS**

- A. All water used in the Town shall be metered except that used for firefighting purposes. Except as otherwise provided for, no charge shall be made for water used in domestic firefighting sprinkler systems as long as the same are installed and maintained after authorization and approval of the Board. Such domestic firefighting sprinkler systems shall meet such standards as shall be from time to time established by the Board, and if none are so established, in accordance with the acceptable standards approved by the Fire Underwriters or their successor organization.
- B. All water meters shall be of the type approved by the Board and shall be installed by

the owner at his own expense in accordance with these rules and regulations. All meters and meter couplings shall, at all times, remain the sole property of the Town. All meters will be maintained by and at the expense of the Town insofar as ordinary wear and tear are concerned, but the owner shall be responsible for all damage due to misuse of the meter, to freezing, to fire, to external damage and other like causes. In such case or cases, the damage will be repaired by the Town or the meter will be replaced and the cost of such repair or the replacement of the meter shall be paid by the owner.

- C. After application and issuance of permit and after the service from the water main to the premises has been installed and approved in accordance with these rules and regulations, the owner shall install a meter as herein provided after paying a charge to the Town in following manner:
  - 1. Not less one-half ( $\frac{1}{2}$ ) of the total cost of the meter to be installed with the remaining cost to be real to the Town in not less than four (4) quarterly annual payments thereafter in addition to and at the same time as the payment for water.
  - 2. The payment of such charge does not in any way affect the ownership of the meter.
- D. In the event the owner desires to discontinue the use of water, he/she may return the water meter to the Town and receive his/her charge, without interest, less one-twentieth ( $\frac{1}{20}$ ) of the original charge for each year or major portion thereof for the time the said meter has been in service. This said charge shall be considered as an annual rental for the use of the meter.
- E. The Superintendent shall have the right at any reasonable time to inspect, test, clean, repair, remove or replace the meter or to substitute another meter in its place.
- F. All complaints concerning correctness of meter registration or water bills on which an overcharge is claimed must be made to the Superintendent in writing within fifteen (15) days after such bill has been received or delivered to the consumer. A deposit of twenty dollars (\$20.00) shall be made to the Water Rents Receiver with the written request to have the meter removed and tested. Should the meter be found to be correct or to under register, the said deposit shall be retained by the Town to defray the removal and testing cost.
- G. Should the meter be found to over register, ten dollars (\$10.00) shall be returned to the complaining party and proper correction made upon the bill for which the complaint is made. Bills on which no complaint shall have been filed within the said fifteen (15) day period shall be paid in full as rendered. The Town may correct any charges on its own initiative due to fault in the meter or to incorrect dial reading without cost of expense to the consumer.

## **SECTION VIII. HYDRANTS AND FIRE REGULATIONS**

- A. In case of fire or alarm of fire, all consumers are requested to cease the use of water except for emergency purposes in the interest of keeping up a strong and effective pressure and fire flow for fire purposes.
- B. No person, except the Superintendent or his duly authorized representative or the chiefs of fire departments or their authorized assistants shall be authorized to operate, open, close or work upon any hydrant or to draw water therefrom for any purpose whatsoever. In the event of the opening, closing or work done upon any hydrant or to draw water therefrom for any purpose whatsoever from such hydrant by anyone who is not so authorized, that said person shall be liable to the Town for all damage to the hydrant, water main, water system and for the water estimated reasonably to have been consumed and shall further save harmless and indemnify the Town from any other damages resulting from the unauthorized use of the hydrant or the drawing of water therefrom.
- C. In addition to any civil damages which might exist for unauthorized or improper use of a hydrant or drawing of water therefrom, any person who shall so improperly or without authorization use the said hydrant or who shall deface, injure or disturb or in anyway interfere with any part of the water system used or calculated to be used for fire protection shall be subject to prosecution to the fullest extent of the law.

#### **SECTION IX. PAYMENT FOR SERVICE**

- A. All bills are payable in accordance with the terms of applicable service classification. Meters will be read and billed every three (3) months in January; April; July; and October, or as near thereto as possible, weather and other conditions permitting. In cases where it is found that a reading cannot be obtained, an estimated bill will be rendered to the consumer. The quantity will be determined by the average registration of the meter in a corresponding past period except where it appears that there has been a change in occupancy or use of the premises, in which case the estimated bill will be rendered to take such factors into consideration. Adjustments will not be made prior to the next actual reading of the meter.
- B. All bills are due and payable in cash when rendered. In case any water bill or charges provided in these rules shall not be paid in thirty (30) days following the rendering of the bill, such bill shall be delinquent. The Town may, at its option, at that time, and if not paid within sixty (60) days after the bill has become delinquent, the Town shall shut off the water service to the customer, and the service will not be reestablished until such unpaid charges together with all interest and penalties thereon and the charge for restoration of service in the amount of thirty-five dollars (\$35.00) are paid in full.
- C. The owner or applicant shall pay or caused to be paid all costs for services as provided by these rules and regulations in addition to the water rates outlined in the Town of Sheldon local law entitled "Adopting Water Rates".

#### **SECTION X. DISCONTINUANCE OF SERVICE**



- A. Water service may be discontinued by the Town for any of the following reasons:
1. For use of water other than represented in the customer's application, or through branch connections on the street side of the meter or place reserved for the meter.
  2. For willful waste of water by improper or imperfect lines or by other means.
  3. For tampering with or damaging any service pipe, seal, meter or other appliance owned by the Town.
  4. For nonpayment of bills for water or services rendered by the Town.
  5. For cross connecting pipes carrying water supplied by the Town with any other source of supply or with any apparatus which may endanger the quality of the Town's water supply.
  6. For refusal of reasonable access to the property for the purpose of reading, repairing, testing or removing meters or inspecting water piping and other fixtures.
  7. For violation of any other water rules and regulations promulgated from time to time by the Town.
- B. Where two (2) or more customers are supplied with water through one (1) service pipe, under the control of one curb stop, if any of the parties so supplied shall violate any of the above rules, the Town reserves the right to apply its shut off regulations to the joint service line, but such action shall not be taken until the innocent customer shall have been given notice of the violation and shall have had an opportunity to either correct the violations or to cause an attachment from the service pipe leading to his particular portion of the premises to be separately controlled through a separate service connection, which opportunity shall not exceed fifteen (15) days from notice given by the Town.
- C. The Superintendent on behalf of the Town shall have the right to shut off the water from any street or to any premises that he may deem necessary and neither the Town nor the Superintendent shall be responsible for any damage that may result therefrom. It shall not be necessary for the Superintendent or the Town to give notice that the water will be shut off.
- D. Water service may also be terminated after seventy-two (72) hours notice has been given to the owner that a leak exists in any service line to the premises, provided the owner has not repaired this leak within the above mentioned period of time. This provision shall not be construed to limit the right of the Superintendent to immediately discontinue service in the event of willful waste of water as above provided.

## **SECTION XI. EXTENSION OF MAINS**

The Board will review any petition for the extension of water mains within the Town. Such petitions shall be in proper form as provided in either Article 12 or 12-A of the Town Law for the creation of a water district or districts or for the authorization of a water improvement. The Board, upon consultation with its engineer, and after public hearing, if necessary, will be the sole judge as to the extension of such water mains. The cost of such petition, hearing and engineering services shall be borne by the applicants initially and may be charged by the Board to the benefitted persons pursuant to the appropriate provisions of said Articles of the Town Law. Nothing contained herein shall be construed to restrict the Board on its own initiative from the extension of water main.

## **SECTION XII. GENERAL RULES**

### **A. Supply of Water**

1. The Town undertakes to use reasonable care and diligence to provide a constant supply of water at a reasonable pressure to customers, but reserves the right at any time, without notice, to shut off the water in its mains for the purpose of making repairs or extensions, or for other purposes, and it is expressly agreed that the Town shall not be liable for any deficiency or failure in the supply of water, or the pressure thereof, for any cause whatsoever or for any damage caused thereby, or for the bursting or breaking of any main or service pipe or any attachment to the Town's property.
2. All customers having installations upon their premises depending upon pressure in the Town's pipes to keep them supplied are cautioned against danger of collapse and all damage shall be borne exclusively by the customer.
3. The Town shall not be liable for any damage or loss of any kind of property or persons which may arise from or be caused by any change, either increase or decrease, in pressure of water supplies, from any cause whatever.

**B. Public Health** - In the interest of public health, the Town will not permit its mains or services to be connected with any service pipe or piping which is connected with any source of water supply not approved by the Department of Health or the Department of Environmental Conservation of the State of New York. The Town will also not permit its mains or service pipes to be connected in any way to any piping, tank, vat, or other apparatus which contains liquids, chemicals, or any other matter which might flow back into the Town's service pipe or mains and consequently endanger the supply. All services supply lines, meters, valves connections and other pipes shall be disinfected after installation and/or repair and before use according to Department of Health practices.

**C. Emergency** - The Town reserves the right, in periods of drought or emergency or

when deemed essential to the protection of public health, safety and welfare, to restrict, curtail or prohibit use of water for secondary purposes, such as sprinkling, car washing, filling swimming pools and like activities, and shall have the right to fix hours and periods when water may be used for such purposes and may have the right, if need be, to restrict the use of water for any other non-essential purposes temporarily or permanently.

- D. Qualified Persons - No person shall perform work upon any service line from the curb box or curb valve to and including the water meter unless the said person has been determined by the Superintendent to be duly qualified to perform such work and services taking into consideration technical knowledge, experience and ability, other comparable work performed, the usual occupation of said person, and other factors. The Superintendent shall have as his main concern the proper installation, maintenance and repair of all service lines so as to eliminate insofar as possible any malfunction or disruption of water service in accordance with the terms of these rules and regulations.
- E. Leakage - All liability for damage on account of leakage of water service pipes from the curb box to the water meter shall be assumed and charged against the user and owner of the property.
- F. Cross Connections - No installation of any nature whatsoever shall be permitted which has any connection in any manner whatsoever with any private pumping system regardless of how the same is valved or piped. No installation shall be permitted whereby the water is to flow or pass into any system or container which is or may become pressurized as a result of its construction and/or operation in which there is any likelihood that the water and/or any other liquid or solid may flow back into the water main. Any potential cross connection arrangement shall be protected with an acceptable backflow preventor. A current list of acceptable backflow prevention devices is available at the offices of the County Health Dept. Backflow prevention services are subject to periodic inspection by the Superintendent for satisfactory operation.
- G. Liability For Water Service, Penalties, and Liens – All water rents shall be chargeable to and assessed against the owner and shall be a lien against the real property upon which the water is used. All water rents are due and payable to the Water Rents Receiver as billed. In the case that water rents are not paid within thirty (30) days after billing, ten percent (10%) of the amount thereof shall be added thereto and collected thereafter and shall become a part of the lien against real property. All water rents remaining due and penalties thereon at the time the annual taxes for the Town are made out, shall be included thereon and levied against the real property upon which the same has been used and shall be collected with and in the same manner as the Town taxes, with additional fees, charges and penalties incident to the collection of such taxes.
- H. Winter Provision - The Town shall not be required to install any service lines or

make service connections between November 15<sup>th</sup> and April 15<sup>th</sup> except by special arrangement, in which case the customer shall pay for the excess over normal costs. In those cases where the service pipes or mains become frozen, the thawing thereof shall be done by the Town at the expense of the customer. To avoid reoccurrence of freezing, the Town may order an examination of the service pipe or main and if the same is not to be the proper depth or has not been installed to Specifications as provided in these rules, the Town reserves the right to require that the service pipe or main be relocated and properly installed before service is resumed. All such relocation and reinstallation shall be at the cost of the customer.

- I. Penalties - A violation of any of the provisions of these rules and regulations shall constitute a violation and shall be actionable by the Superintendent in accordance with all of the appropriate provisions of the Penal Law, the Code of Criminal Procedure and of the Civil Practice Law and Rules of the State of New York.
- J. Sale of Water by Consumer - No water flowing through the Town Water System shall be sold or furnished to any person or entity outside of the Town water district without the written consent of the Town.
- K. Easements - Applicants for service shall deliver without cost to the Town, permanent easements or rights-of-way when necessary for the installation and maintenance of the service lines and service connections, in a form which is satisfactory to the Town. The Town shall not be obligated to commence any construction until applicants have obtained for it, satisfactory easements or rights-of-way, or have agreed to pay such costs as may be incurred if, at their request, the Town obtains such easements or rights-of-way, whenever these are required, from parties who are not applicants for service.
- L. Amendments - The Board may from time to time amend or revise these rules, adopt new rules or regulations, or change the charge for installation of water services without notice and any charge shall be binding upon the owner and consumer after notice thereof.
- M. Connection to Water Service Required – The owner(s) of all houses, building or property used for human occupancy, employment, recreation or other purposes situated within the Water District and abutting on any street, alley or right-of-way in which there is now located or may, in the future be located, a public water line is hereby required at the owner's expense to install suitable water facilities therein and to connect such facilities directly with the public water system in accordance with the provisions of this law within ninety (90) days after official notice to do so provided that said public water is within one hundred (100) feet of the property line.

### **SECTION XIII. WATER SERVICE RATES**

- A. Water rates are hereby established by local law of the Town of Sheldon. All future water rate increases shall be done by resolution of the Town Board 120-days prior

to the effective date of the change in rate. The said water rates as amended from time to time shall be contained in a current rate schedule affixed to and made a part of these rules and regulations.

- B. The Board may from time to time establish, change and modify the rates for services, other than water rates, as provided in these rules and regulations by resolution of the Town Board. The said charges shall be from time to time enumerated in the current rate schedule affixed to and made a part of these rules and regulations.

#### **SECTION XIV. REPEAL**

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed, including but not limited to, the resolution of the Town Board dated December 23, 1976.

#### **SECTION XV. SEVERABILITY/VALIDITY**

All resolutions and any ordinances or local laws, or portions thereof, of the Town of Sheldon not consistent with this law, in whole or in part, shall be repealed. In the event any part or section of this law shall be held to be unconstitutional or invalid, the remaining provisions thereof shall not fail but shall remain in full force and effect.

#### **SECTION XVI. WHEN EFFECTIVE**

This Local Law shall take effect upon filing with the New York State Secretary of State.