

## TITLE THREE - Utilities

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### CHAPTER 933: Utilities Generally

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#### 933.01 DEFINITIONS.

- (a) "Consumer" means any person, firm, association, organization or other entity who is the ultimate user of water utility service provided by the City.
- (b) "Backflow Preventer" means an EPA approved device that prevents back-siphonage of water into the public water supply.
- (c) "Building Water Line" means the water service line extending from the building side of the curb valve to the meter.
- (d) "Check Meter" means a meter, approved by the Director, for the measurement of water flow from the service line. Check meter may be used for billing purposes.
- (e) "City" means the City of Coshocton, Ohio.

- (f) "Conditional Water Service" means water service provided to a plumbing system within a structure that is under construction at a Served Premises. Conditional Water Service may be provided for a limited time prior to the issuance of an occupancy permit and shall be charged at the then applicable water and wastewater rate schedules, unless such service has been approved as non-sewered by the Director. The applicable time periods for Conditional Water Service are as follows:

Residential 45 days from the date of installation

Non-Residential 90 days from the date of installation.

Conditional Water Service shall be terminated and the water meter removed upon expiration of the applicable time period. A charge of \$10.00 per day will be added to the utility bill until the Owner obtains an "occupancy release form" and Permanent Service is established.

- (g) "Connection Fee" means the amount charged to establish a connection to the City's water supply.
- (h) "Construction Water Service" means water provided to a Served Premises upon which a structure is under construction for use solely for construction-related tasks such as mixing mortar, etc. Construction Water Service shall not be extended to the interior plumbing system of any structure. Application for Construction Water Service may be made by the Owner or Owner's contractor upon the issuance of a building permit and payment of all applicable fees. Construction water shall be charged at the then applicable water rate schedule. No wastewater charge shall be imposed. The unauthorized extension or use of Construction Water will result in the termination of Construction Water Service and the imposition of all applicable charges, fines and penalties.
- (i) "Corporation Stop" means a valve tapping device, owned, operated and maintained by the City and installed into the public water main.
- (j) "Curb Valve" means a valve, owned, maintained and operated by the City, located at the end of a water tap line in the public right of way.
- (k) "Deposit" means an advance payment for water service as required under this Chapter.
- (l) "Director" means the Utility Director for the City or his authorized representative or the Safety-Service Director for the City.
- (m) "Dwelling Unit(s)" means a residential, single family premises.
- (n) "Fire Service Line" means the pipe supplying fire flow to a building by any means other than a public fire hydrant.
- (o) "Inspector" means any person authorized by the Director to perform inspections.
- (p) "Isolation Valve" means on and off valve that typically operates in two positions.
- (q) "Meter" means an approved device for measuring water for billing purposes

provided at the expense of the owner but owned by the City.

- (r) "Micrograms per liter" or "ug/l" means micrograms of substance per liter of solution, expressed as one thousandth of one milligram per liter or parts per billion.
- (s) "Non-Residential" means any premises that are not defined as "Residential."
- (t) "Non-Sewered Meter" means a meter approved by the Director for the measurement of water flow not entering the City sewer system. "Temporary Non-Sewered Meter" means an external meter, provided by the Utility on a temporary basis. Charges for water metered by a Non-Sewered Meter or a Temporary Non-Sewered Meter shall be in accordance with the then applicable water rate schedule and shall be exempt from wastewater service charges.
- (u) "Owner" means the person or entity holding record title to a Served Premises.
- (v) "Served Premises" means the property at which water, wastewater and/or sanitation services are provided.
- (w) "Permanent Water Service" means Water Service provided by the Utility after approval of all required applications and applicable fees have been paid. Permanent Water Service shall be charged in accordance with the then applicable rate schedules.
- (x) "Public Water Main" or "Main" means a water line in which all owners of abutting properties have equal rights, and which is owned and controlled by the City.
- (y) "Rate Schedule" means the schedule of rates applicable to utility usage approved by City Council.
- (z) "Residential" means single family premises, apartments, mobile homes, or other dwelling units within.
- (aa) "Rules and Regulations" means those rules and regulations in effect or as may be adopted after the passage of this chapter relating to water service, including but not limited to those set forth in Ordinance 50-11.
- (bb) "Shall" means that an act is mandatory; "May" means that an act is discretionary.
- (cc) "Tap" or "Water Tap" means the water service line owned, operated and maintained by the Utility, inclusive of a "corporation stop" commencing from the Public Main to and including the Curb Valve.
- (dd) "Tenant" means an authorized occupant(s) of a Served Premises who is not the Owner.
- (ee) "Utility" means the Water and Sewers Division of the Department of Public Utilities of the City of Coshocton, Ohio.
- (ff) "Agreement For Utility Services" shall mean the agreement required pursuant to Exhibit 1.
- (gg) "Water Treatment Plant" means all facilities for treating and conditioning

water for public consumption.

- (hh) "Water System" means all facilities and infrastructure for supplying, pumping, treating, conditioning, storing and distributing water for public consumption.
- (ii) "Single Family Premises". For the purpose of computing the minimum charge, the following shall constitute one single-family premises:
  - (1) A single building designed for single family occupancy as a residence, including any portion thereof that is used by a resident for professional or business purposes.
  - (2) A combination of adjacent buildings (of the same ownership) designed for occupancy by a single family as a residence, including such buildings and any portion of any such buildings used by a resident for a business or professional purposes.
  - (3) A single building designed for a single family occupancy both as a residence and for professional or business purposes, when the business or profession is conducted by a resident.
  - (4) A single building designed for a single occupancy by a person in the conduct of a single enterprise.
  - (5) One Dwelling Unit designated for a single family occupancy within a double house or within a multiple unit flat or apartment building where the several units are adjacent horizontally but none are adjacent vertically.
  - (6) One room or suite of rooms designed or used for single occupancy by a person in the conduct of a single enterprise within a multiple unit building, where the several units are adjacent horizontally but none are adjacent vertically.
  - (7) Where one building or part thereof, of the same ownership, houses two or more of any of the following: office rooms, business rooms, or apartments; and if any of such units are adjacent vertically, then each of the following shall constitute a single premises.
    - A. Each room or suite of rooms, located on the first floor of the building, designed or used for a single occupancy by a person in the conduct of a single enterprise; and
    - B. The remainder of the building collectively, except that if the entire first floor is occupied by the owner, then such building will constitute one single premise.
  - (8) A single lot, park or playground without any such building therein.
  - (9) A trailer or manufactured home that is individually metered.
    - A. In the case of a Manufactured Home Park where manufactured homes are not individually metered, the number of single family premises to be used in computing the minimum charge shall be the number of lots or spaces available for occupancy or the metered consumption, whichever is greater.

- B. In the case of hotels or motels, the number of single family premises to be used in computing the minimum charge shall be determined by multiplying the number of rooms available for occupancy by fifty percent (50%), or the metered consumption, whichever is greater.

### 933.02 USE OF SERVICE.

- (a) (1) Due to health considerations, including possible contamination of the public water supply, no cross connections will be permitted between another or foreign water supply and/or piping system and the public water supply.
- (2) The Utility may discontinue service where, in the opinion of the Director, water contamination would or might result from use of the water service by the Consumer.
- (b) No Consumer shall submeter or resell water service to others. Any violation Of this provision shall subject all water service to the premises to be disconnected until the violation is corrected to the satisfaction of the Director.
- (c) No person shall take water for private use from any public building, fountain, hydrant or other connection or opening, except with the approval of the Director.
- (d) Whoever violates any provision of this chapter for which another penalty is not provided shall be guilty of a minor misdemeanor. Any violation shall constitute a separate offense on each successive day continued.

### 933.03 UTILITY'S LIABILITY.

The Utility will use reasonable diligence in supplying a regular and uninterrupted supply of water but shall not be liable for damages in case such supply should be interrupted or fail by reason of an act of God, the public enemy, accidents, strikes, legal processes, other governmental interferences, breakdowns, or injury to the machinery or water distribution lines of the City of the extraordinary repairs.

### 933.04 OWNER LIABILITY.

- (a) The Owner shall be responsible for the payment of all utility and trash service charges regardless of the party or parties occupying, using or consuming utility and trash service at the Served Premises. Utility and trash service charges shall be assessed in accordance with the "City of Coshocton: Utility Department Rates and Fees Schedule (Exhibit 3) as are now established or as may be revised from time to time.
- (b) The Owner shall be responsible for any tampering, interfering with or breaking of any meter, meter seals or other equipment of the Utility installed on the Served Premises and will be held liable for same including any illegal diversion of water.
- (c) Only authorized employees of the Utility shall be permitted to make any

adjustments to any meter or any other apparatus which is the property of the Utility.

- (d) Only authorized employees of the Utility shall have the authority to turn the water service on or off at the Curb Valve and no other person shall be permitted to turn such water on or off without first having approval of the Director.
- (e) Owner shall be responsible for any leaks occurring in the Building Line and shall promptly repair same upon discovery or upon notification by the Utility that a leak exists. Failure to promptly repair any leak may be cause for discontinuance of water service and service will not be restored until the repair is made and approved by the Director and any applicable fees have been paid in full.
- (f) In the event an unmetered leak is in a private development where the Owner is responsible for the operation and maintenance of the Curb Valve and, after notification has failed to promptly repair the leak, water service will be discontinued by closing and sealing the influent valve located downstream of the meter until such times as the leak is repaired and approved by the Director and any applicable fees have been paid in full. Any person who breaks or removes any seal without authorization of the Director, shall be guilty of a theft offense as provided by law.

#### 933.05 ACCESS TO PREMISES.

Any identified representative or employee of the Utility, without undue inconvenience or personal hazard, shall at all reasonable hours have access to a Served Premises for the purpose of examining pipes, meters, connections and other appurtenances involving the Utility's water supply and for the further purpose of examining, replacing, repairing, or removing any meter, piping, instrument or connection that is part of the public water system, also to ascertain that all requirements as to "Use of Service" as set forth in Section 933.02 are complied with.

#### 933.06 APPLICATION FOR SERVICE.

- (a) Any Owner desiring water, wastewater, and trash services shall make Application on a form prescribed by the Utility (Exhibit 1). Upon approval by the Director, if available water, wastewater, and trash service shall be provided subject to all applicable ordinances of the City and the Rules and Regulations of the Utility. Prior to and as a condition of the receipt of water, wastewater, and trash, service, the Applicant shall execute and deliver to the Utility an "Agreement For Utility Services" in the form prescribed by the Utility (Exhibit 1).
- (b) All applications shall be made by and in the name of the Owner.
- (c) The size of all building water lines and size or type of required meter(s) shall

- be determined and/or approved by the Director. The "Minimum" and other charges shall be determined as set forth in the applicable rate schedule.
- (d) Where the requirements for water service are unusual, the Director may require a suitable contract from the Consumer so as to protect the Utility's costs and expenses as may be required.
  - (e) Applications for a new tap and/or Building Water Line shall, before work is commenced, be accompanied by the connection fee, deposit and other applicable charges, including such payments as may be required if a line extension is involved. No work or inspection shall be performed by the Utility until all applicable fees and/or deposits are paid.
  - (f) The "City of Coshocton: Utility Department Rates and Fees Schedule", (Exhibit 3), is applicable for Single Family Premises, apartments, mobile homes, or other dwelling units, non-residential, commercial, and professional and business establishments, industrial plants, offices, restaurants, clubs, lodges, theaters, rest homes, hospitals, schools, churches, motels, hotels, tourist homes, carwashes, commercial laundries, and all other non-residential establishments, and other residences and or services and all other non-residential establishments, and other residences and or services.
  - (g) All newly constructed Dwelling Units shall be individually metered and plumbed before Permanent Water Service is established. For new multi-family installations (duplexes, triplexes, etc) the Utility shall require each occupancy unit to have a separate water service line, Curb Stop Valve and water meter. Existing structures being converted to a multi-family residence will be handled on a case by case basis.
  - (h) For Fire Line service see Section 933.09.
    - (i) All of the foregoing provisions shall be applicable for water service provided to premises located outside the corporation limits of the City. All applicants for service outside the City limits shall meet all requirements set forth in the agreement between the City and Coshocton County.
  - (j) The entire cost of all installations, including pipes, valves, fittings, fire hydrants, right of way, insurance, inspections and all other related costs, shall be paid by the Applicants and/or Owners involved. See Chapter 935, as to other requirements pertaining to main extensions.
  - (k) Absent a City Council approved contract stating otherwise, no new water service connections located outside the corporation limits of the City will be approved unless the Property Owner executes an annexation agreement and meet the requirements of Chapter 934. In the event that the Property Owner refuses to properly execute and deliver to the City said annexation petition with ten (10) days after the City requests same, the City may discontinue all water service from said premises after three (3) months written notice has been given to the Property Owner to that effect.
  - (l) Water/Wastewater rates for educational institutions located outside the corporation limits of the City are to be the same as institutional rates for

property located inside the corporation limits of the City.

### 933.07 TERMINATION OF SERVICE.

- (a) The Utility may immediately and without prior notice terminate water service to any Served Premises for any of the following reasons:
  - (1) If water taps are connected ahead of the Utility's meter or metering equipment or if connections or devices of any kind are found installed on the premises of a Consumer which would prevent the meter from registering the total amount of water being used or to be used.
  - (2) If inspection by the Utility shows that anyone has interfered or tampered with any meter seals or meter equipment that may or could prevent the meter from registering the total amount of water used.
  - (3) If water has been illegally diverted from an unmetered fire protection line or if non-fire protection taps or connections have been made.
  - (4) Where a Construction Water meter is connected to permanent plumbing.
- (b) Upon termination of service for any of the reasons set forth in Section 933.07(a), the following procedure shall be applicable prior to restoration of service:
  - (1) Post Termination Hearing: The Owner may request an opportunity to meet with the Director or his designee to review the basis for termination of service. The request may be made verbally or in writing. Upon request, a meeting shall be provided and held as soon as is practicable. The meeting shall provide the Owner a fair and reasonable opportunity to resolve the basis for the termination. The Director or his designee shall make a decision on the disputed issue(s) and provide notice to Owner of that decision by U.S. Mail, postage prepaid at the Billing Address provided by Owner in the Water Services Agreement and application for water service.
  - (2) Estimate of Loss: The Utility shall estimate the amount of unmetered water. The Utility shall have the right to inspect the Served Premises and to check all water consuming devices to facilitate the estimation of the volume of unmetered water.
  - (3) Payment: The Owner shall pay for all metered and estimated unmetered water in accordance with the applicable water rate schedule plus any damages to the metering equipment or other service infrastructure, plus any expenses incurred by the Utility necessary for the prevention of future diversion or theft of water from the Utility. If an unmetered fire protection line is involved, such expense shall include the cost of a meter installation in the fire line as specified in Section 935.02.
  - (4) Other Action not Precluded: Nothing in this Section shall operate to preclude the prosecution of any civil or criminal action by the City for the illegal diversion or theft of water.
- (c) Except as is provided in Section 933.07(a), in accordance with the



procedures set forth in Sections 933.07 (d) through (h), water service may be discontinued for any of the following reasons.

- (1) If the utilization of water service has been determined to be detrimental or hazardous to the Utility.
  - (2) Where any connection or installation has been determined to be illegal or unsafe.
  - (3) Where the utilization of water service has been determined to be unlawful by any State or Federal Government regulatory authority having jurisdiction or under the laws of this State.
  - (4) Where in the determination of the Utility, termination of water service is necessary for the prevention of fraud upon the Utility.
  - (5) Where there has been willful destruction of any Utility property located upon the Served Premises.
  - (6) Where an Owner has failed to comply with an order by the Director to upgrade water service after ninety (90) days of such order.
  - (7) Where Owner has violated any provision of the Codified Ordinances of the City relating to water service or of a violation of the Rules and Regulations.
  - (8) Where any bill for water service remains unpaid for a period of thirty (30) days from the due date.
- (d) Pretermination Procedures:
- (1) Notice: Prior to the termination of Water Service, the Utility shall provide Owner with Notice of Delinquency and Intent to Terminate Utility Service. The Notice shall be sent by ordinary U.S. Mail, postage prepaid to the Billing Address provided by Owner in the Utility Services Agreement. The Service address shall also get a notice if different than the owner's address. The notice shall state the balance owed for Utility Services, the due date, the amount of any late payment fees and other applicable charges, the address of the Served Premises, the proposed date of termination of Water Service and the availability of an opportunity to resolve billing disputes fairly and reasonably.
  - (2) Disconnection and Termination of Service: Water Service shall be disconnected and terminated on or after the date indicated in the Notice unless full payment on the service account has been made prior to the date of disconnection set forth in the notice.
  - (3) Resolution of Disputes: The Owner shall have five (5) days from receipt of the Notice of Delinquency and Intent to Terminate Water Service to request an opportunity to meet with the Director or his designee to resolve the dispute. The request may be made verbally or in writing. Upon request, a meeting shall be provided and held prior to the date of the disconnection set forth in the notice. The meeting shall provide the Owner a fair and reasonable opportunity to

resolve the basis for the proposed termination. The Director or his designee shall make a decision on the disputed issue(s) within one business day of the meeting and provide notice to Owner of that decision by U.S. Mail, postage prepaid at the Billing Address provided by Owner in the Utility Services Agreement. Utility Services shall not be terminated prior to the decision of the Director.

- (e) Reconnection Fee: In the event Utility Service is terminated, and subject to the right of the City to refuse to restore Utility Service, the Owner shall pay a reconnection fee established by City together with such other charges the City incurs in the re-connection Utility Service. Reconnection of residential service that has been terminated for nonpayment shall be made pursuant to the following provisions:
  - (1) Reinstatement of Service upon Payment: Upon payment or proof of payment (Section 935.03) for service that was previously disconnected, the service shall be reinstated.
    - A. If payment is received by 1:00 p.m., the service shall be reinstated the same day.
    - B. If payment is received after 1:00 p.m., the service shall be reinstated the next business day.
- (f) Emergency Shut Off: Emergency Shut Off/Repairs. If shut off of services is required due to an emergency, such shut off shall proceed as required determined by the Director based upon the circumstances. To the extent practicable, prior notice of shut off shall be given to Owner or occupant of the Served Premises.
- (g) Voluntary Shut Off/Disconnection: A request for service disconnection by the Owner must be in writing. Such request shall be processed within 14 days of receipt. Notice of such disconnection request and the date of shut off shall be sent to Owner and posted at the Served Premises prior to the date of shut off.
- (h) Nondiscrimination Against Non-Owner Consumers.
  - (1) If Utility Service is disconnected, or if disconnection is proposed, due solely to an Owner's nonpayment of charges for a Consumer's household, an adult Consumer of Utility Service in said household shall have the right to avoid disconnection, or obtain reconnection, if the Consumer pays, as a deposit, that portion of the bill that is not past due and assumes written responsibility for timely payment of future charges for Utility Service provided to the Served Premises or the portion occupied by the Consumer. The assumption for future payment by the Consumer shall not relieve the Owner of liability for delinquent amounts or for future charges for Utility Service in the event of Consumer's default. The obligation of the Consumer for the assumption for payment shall terminate upon the Consumer's delivery to the City of a written notice of cancelation.
  - (2) This section shall not apply to benefit any Owner residing at a Served

Premises. Where a single meter serves more than one Served Premises and where the Owner is an occupant of one of the Served Premises, a Consumer residing at a premises served by such meter shall not be denied the benefit of the provisions of this section.

## 933.08 SALE OF PROPERTY. (Rescinded)

## 933.09 FIRE PROTECTION SERVICE.

All Water Service for private fire protection shall be subject to charges and other conditions set forth in the The "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3) and shall be subject to the following provisions:

- (a) For all fire protection service installations made upon any premises after the effective date of this Section 933.09 requiring a separate fire service line, shall be installed together with all necessary piping and appurtenances necessary for connection to the public water main at Owner's expense and subject to the Director's approval.
- (b) In addition to separate fire service lines installed after the effective date of this Section 933.09, the Owner shall install, at Owner's expense, a Check Meter, approved by the Director, for the measurement of the flow of water in said service line and for the detection of any prohibited diversion of water.
- (c) The Owner of any premises that is served by unmetered fire service lines as of the effective date of this Section 933.09 may be required to install, at Owner's expense, a Check Meter. In such event, the Utility shall provide Owner with written notice to install such meter and shall specify the date by which such meter shall be installed, which date shall not be greater than six (6) months from the date of notice. Owner's failure to comply with the requirements of such notice within the time set forth therein shall result in the termination of service in accordance with this Chapter 933.
- (d) Charges for fire protection service shall be as specified in The "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3) where fire protection lines have been installed in accordance with this Section 933.09 and where the premises is subsequently served by a water supply from a source other than the Utility, the charge for fire protection service furnished by the City shall be in accordance with The "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3) and shall be based on the size of the fire protection water service line.
- (e) No Charge shall be imposed for water used for fire protection purposes. In the event that water used for fire protection purposes is metered as part of regular normal water supply at the premises, the volume of water used for fire protection purposes shall be estimated by the Utility and charges therefore shall be deducted from the water bill.

- (f) No person except authorized members of the City Fire Department or Utility employees in performance of their official duties shall draw water from a fire hydrant without the approval the Director. Any person authorized to operate a fire hydrant shall use only a spanner wrench approved by the Director.

(Ord. 50-11. Passed 11-14-11.)

### 933.10 RESIDENTIAL NON-SEWERED WATER.

- (a) This section is incorporated into the General Rules and Regulations covering Water Service and all rules, regulations, charges and fees are applicable to this policy. In the event of conflict between this section and other policies and regulations, this section shall prevail.
- (b) Non-sewered water meters, for billing purposes, shall have a minimum flow of 367 cu.ft. and be used only for external water uses such as: lawn and garden watering, tree and shrubbery watering and filling swimming pools that are not drained to the sanitary sewer.
- (c) A non-sewered meter system may not be used in the event of a sprinkling ban.
- (d) Applications for a non-sewered water meter shall be made by the Owner at the City's Utility Office located at 1100 Walnut St. There will be an application charge equal to the applicable meter charge documented in the "tap and service line installation" contained in Section 935.02. By such application, the Owner shall be deemed to assent, agree and commit to all rules, regulations, policies, charges and fees pertaining to the furnishing and utilization of water service. Such application shall state that the Owner will be responsible for the payment of all bills for water and/or sewer service and/or trash services used on the premises involved.
- (e) A piping plan detailing the proposed non-sewered installation must be submitted with the application and must be approved by the Director prior to commencement of work. All costs associated with the installation of a non-sewered meter system are at the expense of the Owner.
- (f) All related work must be inspected and approved by the Director or his designee before any meter is permanently installed.
- (g) In the event that the Director is satisfied that a portion of the metered public water supply consumed upon any Served Premises does not and will not enter the sanitary sewer system, the Owner may, at Owner's sole expense, install such approved non-sewered metering system to determine the portion of the metered public water supply which shall not be discharged to the sanitary sewer system of the City. Such portion shall be subtracted from the applicable metered public water supply to determine the quantity of sewer discharge.
- (g) An approved backflow prevention device shall be installed after the master meter and before the non-sewered meter. In addition, an approved pressure relief device shall be installed downstream of the non-sewered meter in a location required by the Director. Isolation valves shall be required and

approved by the Director. All related internal piping shall be exposed and accessible at all times.

- (h) All remote readers must be installed in same location as the electric meter or as approved by the Utility.
- (i) Seasonal discontinuance of the non-sewered meter is permitted only if the main water service is also discontinued.
- (j) Except as is provided for in this Section, if non-sewered service is discontinued at the request of the Owner, service shall be reinstalled unless there is a change of ownership.

(Ord. 50-11. Passed 11-14-11.)

### 933.99 PENALTY.

Whoever violates any provision of this Chapter for which another penalty is not provided shall be guilty of a minor misdemeanor. Any violation shall constitute a separate offense each successive day continued.

## CHAPTER 934: Utilities Installation

934.01 General requirements.

934.02 Tap and water service line installation.

934.03 Meter installation.

934.04 Remote-read meter installed by property owner.

934.05 Owner installation.

934.06 Minimum width easements and right of way.

934.07 Subdivisions or annexed territory.

934.99 Penalty.

### 934.01 GENERAL REQUIREMENTS.

- (a) The Utility will make and install the necessary water service tap as provided for in Section 934.02 "Tap and Service Line Installation" after required advance deposit and/or fees, see The "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3) have been paid.
- (b) The Utility will furnish the service line, curb valve and curb box, meter mounting connectors, meter, and remote reading device.
- (c) The Utility will operate, maintain and repair at its expense, the tap, service line and appurtenances extending from the main to and including the curb valve and box, also the meter installation except that any repair due to Owner or Consumer's negligence shall be paid by the Owner. With the exception of the meter and remote reader, all piping, valves, fittings and appurtenances on the Owner's side of the curb box shall be furnished, installed, maintained and owned by the Owner.
- (d) No person other than an authorized employee of the Utility shall tap a live

water main or extend a service in the street from the main to the curb, provided however, that where a Developer is making a number of "dry" taps the Director may permit the Developer to make his own taps, provided such taps are made in accordance with the Rules and Regulations."

- (e) Commencing with the effective date this chapter, all service lines from the main to the curb valve shall be not less than 3/4" (0.75 inch) inside diameter, of type K soft copper pipe, class 52 cement lined ductile cast iron pipe or approved polyvinyl chloride (PVC) pipe. In cases where existing, serviceable .50 tap and service lines are found, they may be used if approved by the Director. The size and material of all service lines shall be approved by the Director.
- (f) Routine maintenance and repair of the meter will be done by the Utility at its expense. However, the cost of extraordinary maintenance and repairs caused by freezing, backup of hot water through the meter or by negligence caused by the Owner or Consumer, shall be paid by the Owner. Such cost shall be the City's total cost of all materials (including replacement of the meter if necessary) labor, insurance, transportation and other properly changeable overhead expenses.

#### 934.02 TAP AND WATER SERVICE LINE INSTALLATION.

- (a) The Utility will make all "wet" taps and will furnish, install and maintain the water service line extending from the public water main to and including the curb and valve box. The curb shut off box will be installed at a location to be determined by the Utility. The City reserves the right to use contractors for the installation of any "wet tap". (See Section 934.03 as to meter installation)
- (b) The Connection Fee, and Meter Charge and/or Deposit to cover same shall be paid before water service is established or inspections performed. All applicable water and sewer fees, charges or deposits must be paid before Permanent Water Service is established. In the event the Utility does or does not make the water tap the minimum charge is equal to the Connection Fee plus meter charge for the size meter furnished. The "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3)
- (c) All fees and/or deposits shown The "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3) are applicable only where an existing public water main of adequate size borders the property to be served. Any extension, enlargement or looping of water mains or other facilities required to properly furnish water service shall be also paid for by the Property Owner.
- (d) Charges for tap and water service lines may be adjusted annually as determined by the Director. In event that the average cost of a given size service installation exceeds the charges set forth in The "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3) said charges shall

be increased accordingly to cover the actual costs and overhead expenses of the Utility.

- (e) In the case of a new multiple lot subdivision or development, all water taps and service lines must be installed by the Developer at the time of installation of the public water mains. The tap and service line installation shall extend from the main and include the curb box and shut off valve along with a pigtail extending a minimum of three feet beyond the public right of way into the private property.
- (f) In all cases where new public water mains are being installed, every Owner will be required at Owner's expense to install, or have installed, at the time the tap, service line, curb shut off valve and box, etc for each lot, regardless of whether or not the lot is to be occupied. The foregoing tap, service line, etc. installation will also be required prior to the paving or repaving of any street, alley or other thoroughfare.
- (g) At the Utility's option, a dry tap and service line may be installed by a Contractor approved by the Utility. The installation shall conform to the Water and Wastewater pipe standards and all other applicable Rules, Regulations and Ordinances of the City.

#### 934.03 METER INSTALLATION.

- (a) All water meters are registered to the property, not the Owner or Tenant and may not be relocated. All applicable fees and charges must be paid before the final water meter is installed.
- (b) Installed meters shall be located indoors unless the Director has approved an outdoor location provided by the Owner. Outdoor meters shall be located so that it will not be subject to freezing or intrusion of surface water. The Utility may require the installation of an exterior remote meter reading device on all instruments.
- (c) To the extent required and depending upon whether the meter is installed indoors or outdoors, the Utility will furnish (at the Owner's expense), curb shut off valve and box, meter connectors, the meter itself and accessory equipment. All other piping, valves and appurtenances on the Consumers side of the curb box shall be furnished, installed, maintained by the Owner.
- (d) Meter pits, if permitted shall receive specific prior approval by the Director because of the possibility of ground water intrusion. Meter pits shall meet the specifications of the Utility and be furnished, owned and maintained by the Owner.
- (e) Any freezing of the meter, due to the premises being unoccupied and/or no water use, Consumer negligence or improper usage, shall be the

- responsibility of the Owner. Any damage to meters caused by negligence of the Owner or Consumer shall be paid by the Owner. (See The "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3))
- (f) Additional water meters for Industrial or Commercial purposes such as non-sewered usages and/or subtraction meters may be installed subject to the approval of the Director. All costs of such installations shall be borne by the Property Owner. The Owner shall notify the Utility of any change or partial change in the status of any non-sewered water meter. Failure to do so may result in backcharging of sewer use charges for a period of one year and/or termination of the non-sewered meter. Residential non-sewered meters are specifically addressed in subsection (g).
  - (g) Residential Consumers may install a non-sewered water meter if approved by the Director.

#### 934.04 REMOTE-READ METER INSTALLED BY PROPERTY OWNER.

The Director is authorized to require installation at Owner's expense of a remote-read meter where/sewer meter readings are difficult to obtain, upon transfer of ownership and/or request for service.

#### 934.05 OWNER INSTALLATION.

- (a) The Owner shall install, own, operate and maintain at his expense the building water line(s) extending from the curb valve(s) into the structure with the exception of the meter(s).
- (b) Unless otherwise specified by the Utility, all water service lines shall be located in front of the building or premises to be served. To protect against freezing, all water lines shall have not less than 48" of cover and shall be located so as to avoid driveways, large trees or other obstructions.
- (c) Any Owner wishing to discontinue water service shall notify the Utility to have the meter read, the water service turned off and to have a final billing computed. If such notice to discontinue service is not given by the Owner to the Utility, the Owner will be responsible for payment for all water used on the Served Premises.
- (d) The Utility shall not be responsible to drain piping or otherwise protect any fixtures at the Served Premises upon termination of water service. Draining the piping system and protecting the property from freezing damages is the sole responsibility of the Owner
- (e) As specified under Section 934.03 at the option of Utility the meter may be installed indoors or outdoors. If the Utility elects to install the meter within the Served Premises, the Owner shall provide suitable space at the location to be approved by the Utility. All meter installations shall conform to the Water and Wastewater pipe standards of the City



- (f) The location and/or routing of the building water line(s) and meter(s) to be installed by the Owner shall be approved by the Utility before work is commenced.
- (g) Except as provided Section 934.01, only authorized employees of the Utility are permitted to make water taps and connections of service lines water mains.
- (h) The Utility may discontinue service once established whenever the Owner's installation is of such nature that it could jeopardize, contaminate or otherwise adversely affect water service to other consumers. (See Section 933.03).
- (i) The Owner's installation shall conform to the Coshocton County Plumbing Code if applicable or otherwise it shall conform to such other governmental authority having jurisdiction over same and/or the Water and Wastewater pipe standards of the City. Water service shall not be established until the Owner's installation is inspected and approved by the Utility.
- (j) All new building lines or any meter replacement shall include Isolation Valves installed within the Served Premises at Owner's expense, on both sides of the meter installation to enable the shut off of the entire water supply in the event of problems with the piping system. The location of the Isolation Valves shall be specified by the Utility and they shall be installed before Permanent Water Service is established. No other connections or drains may be made between the Isolation Valve(s) and the meter(s).
- (k) The Utility may refuse to re-connection of water service unless and until Isolation Valves have been installed and approved by the Director. The required Isolation Valves and an adequate number of valves and drain valves shall be installed in any piping system so that water can be drained to prevent freezing of the meter. The Utility shall conform to EPA requirements and may require Owners to install an EPA approved backflow prevention device in accordance with Rules and Regulations, the location of which shall be approved by the Utility. In addition, an approved pressure relief device may be required as per applicable rules and regulations.
- (l) If the water meter is damaged by hot water, steam, rough use, or any cause other than natural wear and usage, the Owner will be charged the amount of repair or replacement. The amount of such charges shall be placed upon the water bill for the succeeding month. The failure to pay such charge shall be cause for termination of service.
- (m) Owner shall be responsible for the payment of all costs for a request for the enlargement, moving or relocation of any water main, service line, meter or other water system appurtenance.
- (n) When the Utility determines that a change in the size of an existing building water service and/or meter is necessary for proper metering accuracy and/or meter longevity, the Utility shall determine the size or meter type that is adequate based on history of the usage and meter repairs. Owner shall be responsible for all costs for plumbing and piping changes from the curb valve

to the meter. If it is an upgrade, the Utility will enlarge the service from the main to the curb valve with the Owner paying the difference between the old tap fee and the new connection and meter fees. If the Owner does not pay upgrade his building water service to the size determined by the Utility within ninety (90) calendar days of the date of written notice from the Utility to do so, the water service may be terminated.

- (o) In order to avoid possible contamination of the Utility's water supply, no cross connections will be permitted between any piping of the Owner and any foreign source of water or drainage. When any such cross connections exist, the Utility may immediately shut off, without notice, its water service to the Owner involved, in which event service will not be re-established until the condition, at the Owners expense, is corrected to the Directors satisfaction.
- (p) No person without approval of the Director shall turn a curb valve, hydrant or valve except members of the Fire Division in the official performance of their duties. In case trouble occurs between the main and the curb valve or in the meter, the Water Department should be notified. If the trouble is in the Owner's building water piping system, the building main shut off valve should be turned off by the Consumer and a plumber called to correct the problem. If the trouble is in the building water line, the Utility should be contacted to shut off the curb valve

#### 934.06 MINIMUM WIDTH EASEMENTS AND RIGHT OF WAY.

- (a) Easements and rights of way for all water and wastewater lines connected to the City water distribution system and the City sewerage system, which are not laid in the public streets, roads, alleys, and other public property, and for which the City has or shall have the responsibility for the maintenance and upkeep, shall be a minimum of twenty feet (20') in width.
- (b) Owner shall grant to the City, without additional consideration, a permanent easement in, on, over, through and across the Served Premises for the purpose of constructing, installing, using, maintaining and repairing additional distribution line or lines, or service line or lines, of whatsoever size, length or nature as City determines are necessary for its operations, present and future, and the continued distribution of potable water service throughout its system; provided however, such easement shall not exceed twenty feet (20') in width and shall be constructed and located as close to the adjacent public right of way as is practicable under the circumstances. In the event there is no adjacent public right of way, then the easement shall be in a location least detrimental to Owner's use and enjoyment of the Served Premises and consistent with the use, requirements and purposes of City. City shall return the property to the condition it was in prior to any work or action taken under this provision.

#### 934.07 SUBDIVISIONS OR ANNEXED TERRITORY.

Prior to the acceptance of any subdivision or the acceptance of annexation of any territory, all the right, title and interest of private individuals in and to water and wastewater lines, and easements and rights of way located in the subdivision or territory to be annexed, and referred to in Section 933.01 and 934.06, shall be assigned to the City.

#### 934.99 PENALTY.

Whoever violates any provision of this Chapter for which another penalty is not provided shall be guilty of a minor misdemeanor. Any violation shall constitute a separate offense each successive day continued.

### CHAPTER 935: Fees

- 935.01 Water/wastewater access fees. Replaced by The “City of Coshocton: Utility Department Rates and Fees Schedule” (Exhibit 3)
- 935.02 Meter fees. Replaced by The “City of Coshocton: Utility Department Rates and Fees Schedule” (Exhibit 3)
- 935.03 Special service fees. Replaced by The “City of Coshocton: Utility Department Rates and Fees Schedule” (Exhibit 3)
- 935.04 Bulk water sales.
- 935.05 Deposits and responsibilities for payment of bills by property owner.
- 935.06 Billing cycle.
- 935.07 Billing and payments.

#### CROSS REFERENCES

- Power to construct sewerage system - see Ohio R.C. 715.40, 717.01
- Compulsory sewer connections - see Ohio R.C. 729.06
- Management and control of sewerage system - see Ohio R.C. 729.50
- Regulations to control house sewers and connections - see Ohio R.C. 729.51
- Untreated sewage - see Ohio R.C. 3701.59
- Interference with sewage flow - see Ohio R.C. 4933.24
- Sewerage districts - see Ohio R.C. 727.44 et seq.
- Assessments - see Ohio R.C. Ch. 729
- Household sewage disposal systems - see OAC Ch. 3701-29

### 935.01 WATER/WASTEWATER ACCESS FEES.

Replaced by The "City of Coshocton: Utility Department Rates and Fees Schedule"  
(Exhibit 3)

### 935.02 METER FEES.

Replaced by The "City of Coshocton: Utility Department Rates and Fees Schedule"  
(Exhibit 3)

### 935.04 BULK WATER SALES.

- (a) Direct metered sales and bulk sales shall have the same meaning and are defined as the sale of water that is not consumed at the premises or business at which the metered sale is completed. The Director has full authority to determine if a sale of water is a direct metered sale/bulk sale.
- (b) Water sold for direct metered sales from the City facilities or at a fill station established by a consumer or business purchasing City water for purposes of direct metered sales shall be charged as per the "City of Coshocton: Utility Department Rates and Fees Schedule" "Exhibit 3".
- (c) Council may amend said rate by ordinance granting the Mayor or Safety-Service Director authority to enter into a contract, with a consumer or business. The specially contracted rate shall take into account the amount of water being purchased, jobs created, or any other benefit to the City.

### 935.05 DEPOSITS AND RESPONSIBILITIES FOR PAYMENT OF BILLS BY PROPERTY OWNER.

- (a) All charges due for water service, if not paid within ninety (90) days after same are due and payable, shall be certified to the Coshocton County Auditor who shall assess the same as a lien against the Served Premises which, together with interest and penalties as provided by law, shall be collected in the same manner as other taxes.
- (b) Without, in any manner, affecting said certification for lien or the Owner's liability for payment, the Director may authorize the re-establishment of water service on conditions of a suitable advance deposit is made to the City.
- (c) The City reserves the right to require a suitable deposit either before or after the establishment of water service to the Owner.
- (d) The amount of said deposit shall be based upon the estimated water usage and resultant billing for the premises involved, but said deposit shall not exceed three times the estimated water usage.
- (e) Notwithstanding the responsibilities of the Owner for payment of water

service charges, in the event that the Property Owner's past record of payment of accounts has been unsatisfactory and/or his water usage indicates the additional deposits are required to properly secure his account, the City may require an additional deposit.

- (f) The City shall have a reasonable time in which to read, remove or disconnect the meter(s) after receiving the notice from the Owner. The City shall ascertain that all obligations of the Owner (including all accounts due the City by the Owner) have been settled in full prior to the return of any deposits.
- (g) Upon discontinuance of service, the portion of any deposit that is in excess of any charges then due and owing shall be refunded to the Owner after deduction of amounts due for service.

#### 935.06 BILLING CYCLE.

- (a) Payment of water, wastewater, and trash charges shall be payable in full on the due date appearing on the billing statement.
- (b) A ten percent (10%) penalty shall be imposed and collected under the subsequent billing statement for any late payments.

#### 935.07 BILLING AND PAYMENTS.

- (a) All bills for water, sewer, or trash services shall be rendered monthly in accordance with the provisions set forth in the City of Coshocton: Utility Department Rates and Fees Schedule", (Exhibit 3). Payment shall be due on or before the date specified on the bill. A late fee shall be applied to any bill that remains unpaid after the payment due date and the service may be subject to termination in accordance with Section 933.07. The failure to receive a bill shall not obviate the Owner's obligation to make timely payment of all charges.
- (b) In that the actual amount of water usage cannot not be determined for any reason, including the failure or malfunction of the water meter or lack of access to the Served Premises, charges shall be estimated based upon prior consumption at the Served Premises as determined by an actual reading of the water meter.
- (c) Where the accuracy of any water meter is in question, the Owner may request that the Utility test the meter which shall be done in accordance with the following procedure:
  - (1) If the meter is found to be accurate within two percent (2%), Owner shall pay the applicable fees specified in Section 935.03 to partially cover the cost of meter testing
  - (2) If meter inaccuracy is determined to be greater than two percent (2%), all expenses of testing and meter replacement shall be borne by the Utility, provided that the Owner shall be response for all such costs in the event the inaccuracy is due to damages caused by the negligence of the Consumer. Any billing adjustments made where meter inaccuracy is in

- excess of two percent (2%) shall apply only to the two immediately preceding billing periods.
- (d) All meter readings and billings shall be in measured units specified in the City of Coshocton: Utility Department Rates and Fees Schedule". (Exhibit 3).
  - (e) For service involving a partial billing period the following procedure will apply:
    - (1) "Capacity of Service Charge"
      - A. When service is initially established to the Served Premises and the period of service involves seven (7) days or less of the regular billing period, the initial usage will be carried over and billed in the succeeding billing period.
      - B. For service furnished during a partial billing period of more than seven (7) days, including all final bills, irrespective of the number of days of service, shall be calculated in accordance with the rate and charges (including Minimum Charges) as set forth in "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3) with proration.
  - (f) Any Owner who intends to move from the Served Premises or for any other reason desires to discontinue water service, shall provide the Utility a written request for termination of service at least fourteen (14) days prior to the desired date of termination. The Owner shall remain liable for all water used or consumed upon the Served Premises has been terminated and a final meter reading has been made.

## CHAPTER 936: Revisions and Amendments

936.01 Revisions and amendments.

936.99 Penalty.

### 936.01 REVISIONS AND AMENDMENTS.

Revisions to applicable Rules and Regulations may be made at any time by the Director provided that neither amendment to this Chapter 936 nor any changes to applicable fee or rate schedules shall be effected unless duly authorized by City Council. Provided further that the Mayor and the Safety Service Director shall be signatories to any billing adjustments made by the Director over \$1000.00.

- (a) The Director is given the authority to adjust any account up to \$1,000.00 without the approval of City Council, the Mayor, or the Safety Service Director.
- (b) The Billing Clerk Supervisor is given the authority to adjust any account up to \$100.00 without the approval of City Council, the Mayor, Safety Service Director, or the Director.

## 936.99 PENALTY.

Whoever violates any provision of this Chapter for which another penalty is not provided shall be guilty of a minor misdemeanor. Any violation shall constitute a separate offense each successive day continued.

## CHAPTER 937: Wastewater Discharge Permit

937.01 Reporting requirements.

937.02 Significant noncompliance.

937.03 Best management practices or BMP's.

937.04 Standard conditions.

### 937.01 REPORTING REQUIREMENTS.

- (a) Dischargers shall verbally notify the Director immediately upon the occurrence of a "slug load" or accidental discharge and submit a written notification letter within three days.
- (b) Dischargers shall notify the Director prior to the introduction to new wastewater constituents or any other substantial change in the volume or the character of the wastewater constituents being introduced into the Coshocton sewer system.
  - (1) After notification, this permit may be modified to reflect necessary changes such as limits for pollutants not identified and authorized by this permit. Notification of permit changes or anticipated non-compliance does not relieve any existing permit conditions.
  - (2) All planned changes in or improvements to existing pretreatment facilities shall be approved by the Director and Ohio EPA before any changes or improvements to these facilities begin.
- (c) All sampling results obtained by the discharger shall be reported to the Director including any sampling performed more frequently than required. Dischargers shall notify the Director in writing within 24 hours if any sampling results violate applicable pretreatment limits. Discharger shall repeat the sampling and analysis for those parameters in violation and resubmit the results within 30 days of becoming aware of the violation.
- (d) The discharger shall comply with the reporting requirement specified below.
  - (1) Quarterly reports are due March 15, June 15, September 15, and December 15 of each year. S
  - (2) Semi-annual reports are due June 15 and December 15 of each year.
  - (3) No reporting required, must comply with local limits. See Attachment A
  - (4) Septic Haulers, No reporting required; subject to random sampling by the City. All discharge must comply with local limits. See attachment A

All sampling analyses shall be performed in accordance with U.S. EPA approved procedures (40 CFR 136).

- (e) All reports shall be submitted to the following address:
  - Coshocton Wastewater Treatment Plant
  - Wastewater Superintendent
  - 2742 C.R. 271
  - Coshocton, OH 43812
  - Phone: (740) 622-1684
- (f) The compliance monitoring reports shall be signed by an authorized representative of the Permit Holder.
- (h) Failure to comply with report requirements is considered a violation and will be subject to penalties as described herein.

### 937.02 SIGNIFICANT NONCOMPLIANCE.

At least annually, in a newspaper of general circulation that provides meaningful public notice within the jurisdictions served by the City of Coshocton WWTP. The City of Coshocton shall publish a list of all Industrial Users who, at any time during the previous 12 months, were in Significant Noncompliance with the applicable Pretreatment Standards and Requirements. The term Significant Noncompliance shall be applicable to all significant Industrial Users (or any other Industrial User) that violates one or more of the following criteria:

- (a) Chronic Violations of wastewater discharge limits - defined as those in which 66%, or more, of all measurements taken during a six-month period exceed (by any magnitude) the daily maximum limit or the average limit for the same pollutant.
- (b) Technical Review Criteria (TRC) Violations - defined as those in which 33%, or more, of all measurements for each pollutant parameter taken during a six-month period equal or exceed the product of the daily maximum limit, or the average limit, multiplied by the applicable TRC factor:
  - TRC = 1.4 for BOD, TSS, fats, oil and grease
  - TRC = 1.2 for all other pollutants, except pH
- (c) Any other violations of a pretreatment effluent limit (daily maximum or longer term average) that the Director determines has occurred, alone or in combination with other discharges, interference or pass through, including endangering the health of wastewater treatment works personnel or the general public.
- (d) Any discharge of a pollutant that has caused imminent endangerment to human health, welfare, or to the environment, or has resulted in the City exercise of emergency authority to halt or prevent such as discharge.
- (e) Failure to meet, within 90 days after scheduled date, a compliance schedule milestone contained in an individual wastewater Discharge Permit or general permit or enforcement order for starting construction, completing construction, or attaining final compliance.



- (f) Failure to provide, within 45 days after the due date, any required reports including, but not limited to, baseline monitoring reports, reports on compliance with categorical Pretreatment Standard deadlines, periodic self-monitoring reports, and reports on compliance with compliance schedules.
- (g) Failure to accurately report any noncompliance with this permit or with the provisions of the Sewer Use Ordinance.
- (h) Any other violation, or group of violations, which may include a violation of Best Management Practices, which the Director determines will or has adversely affected the operation or implementation of the City's pretreatment program.

### 937.03 BEST MANAGEMENT PRACTICES OR BMP'S.

Means schedules of activities, prohibitions of practices, maintenance procedures, and other management practices to implement the prohibitions listed in Standard Conditions. BMPs include treatment requirements, operating procedures, and practices to control plant site runoff, spillage or leaks, sludge or waste disposal, or drainage from raw materials storage.

### 937.04 STANDARD CONDITIONS.

- (a) Prohibited Discharge
  - (1) General Prohibitions: No User shall introduce or cause to be introduced into the POTW any pollutant or wastewater which causes Pass Through or Interference. These general prohibitions apply to all Users of the POTW whether or not they are subject to categorical Pretreatment Standards or any other National, State or local Pretreatment Standards or Requirements.
  - (2) Specific Prohibitions: No User shall introduce or cause to be introduced into the POTW the following pollutants or wastewater:
    - A. Pollutants which create a fire or explosion hazard in the POTW including, but not limited to waste streams with a closed cup flashpoint of less than 140 degrees Fahrenheit or 60 degrees Centigrade using the test method specified in 40 CRF 261.21.
    - B. Any solid or viscous substances which will, or may, obstruct flow in a sewer or interfere with operation of the treatment works.
    - C. Any pollutants, including oxygen-demanding pollutants, discharged at a flow rate and/or pollutant concentration which will cause interference in the treatment works.
    - D. Any wastewaters having a pH of less than 6.5 or greater than 9.0, or having corrosive property capable of causing damage or hazard to structures, equipment or personnel of the treatment works.
    - E. Any wastewaters whose temperature will inhibit biological activity in

the wastewater treatment plant resulting in interference or causing damage; but in no case, wastewater with a temperature at the introduction to the wastewater treatment plant which exceeds 40 degrees C (140 degrees F.).

- F. Any wastewater containing toxic pollutants in sufficient quantity, either singly or by interaction, to insure or interfere with any wastewater treatment process, which constitute a hazard to humans or animals, or which exceed the limitations set forth in this Ordinance. A toxic pollutant shall include but not be limited to any pollutant identified in the Priority Pollutant List set forth in Appendix A hereto.
  - G. Any substance which may cause the POTW's effluent or treatment residues sludges or scums to be unsuitable for reclamation and reuse or to interfere with the reclamation process. In no case shall a substance discharged to the POTW cause the POTW to be in noncompliance with sludge use or disposal criteria, guidelines or regulations developed under Section 405 of the Act; or developed pursuant to the Solid Waste Disposal Act, Resources Conservation and Recovery Act or State standards applicable to the sludge management method being used.
  - H. Any substances which will cause the POTW to violate its NPDES and/or other Disposal System permits.
  - I. Petroleum oil, non-biodegradable cutting oil, or products of a mineral oil origin, in amounts that will cause Interference or Pass Through.
  - J. Trucked or hauled pollutants, except at a discharge point designated by the Director. All septic haulers must discharge at the receiving station at the W.W.T.P. No trucks may discharge between the hours of 7 p.m. to 7 a.m. unless authorized by the Director.
  - K. No slug loads.
  - L. Any unpolluted water except such water as may be discharged to a sewer which is designated to carry storm water.
  - M. Any wastewater containing any radioactive wastes or isotopes of such half-life or concentrations as exceed limits in compliance with applicable State or Federal regulations.
  - N. Any wastewater which causes a hazard to human life or creates a public nuisance.
  - O. Any noxious, malodorous or toxic liquids, gases, vapors, fumes or solids, which either singly or by interaction are capable of creating a public nuisance or hazard to life or are sufficient to prevent entry into the sewers for their maintenance and repair or may cause acute worker health and safety problems.
- (b) National Categorical Pretreatment Standards shall be met by all Dischargers of regulated industrial categories.
- (1) National Categorical Pretreatment Standards as promulgated by the US

Environmental Protection Agency (U.S. EPA) pursuant to the Act shall be met by all dischargers of the regulated industrial categorical pretreatment standards may be considered for submittal to the Regional Administrator by the Director, when the City's wastewater treatment system achieves consistent removal of the pollutants as defined by 40 CFR 403.7.

- (2) When a categorical Pretreatment Standard is expressed in terms of pollutant concentrations, an Industrial User may request that the City of Coshocton convert the limits to equivalent mass limits. The determination to convert concentration limits to mass limits is within the discretion of the Director. The City of Coshocton may establish equivalent mass limits only if the Industrial User meets all the conditions set forth in the City of Coshocton Pretreatment Ordinance.
- (c) The City reserves the right to amend this chapter to provide for more stringent limitations or requirements on discharges to the POTW where deemed necessary to comply with objectives set forth in this chapter.
- (d) Dilution. No Discharger shall increase the use of potable or process water in any way, nor mix separate waste streams for the purpose of diluting a discharge as a partial or complete substitute for adequate treatment to achieve compliance with the standards set forth in this Permit or the Coshocton Municipal Pretreatment Ordinance.
- (e) Permit Modifications. The City reserves the right to amend this Permit and the terms and condition thereof in order to assure compliance by the City with applicable laws and regulations.
- (f) Permit Conditions. Dischargers shall be expressly subject to all provisions of the Coshocton Municipal Pretreatment Ordinance, Permit, and all other applicable regulations, User charges and fees established by the City.
- (g) Recording of Results. For each measurement or sample taken pursuant to the requirements of this permit, the User shall record the following information:
  - (1) The exact place, date, and time of sampling;
  - (2) The dates the analyses were performed;
  - (3) The analytical techniques or methods used; and
  - (4) The results of all required analyses.
- (h) Duty to Reapply. The Discharger shall apply for permit issuance, a minimum of 180 days prior to the expiration of the Industrial Discharger's existing permit.
- (i) Permit Transfer. A Wastewater Discharge Permit shall not be reassigned, transferred, or sold to a new owner, new Industrial Discharger, different premises or a new or changed operation without the approval of the City.
- (j) Sampling and Analytical Methods.
  - (1) The Permit Holder shall provide a sampling location(s) suitable to obtain representative wastewater samples and flow measurements.

- (2) Required samples and measurements shall be representative of the Permit Holder's daily operation. Analytical procedures for limited pollutants shall conform to USEPA approved procedures contained in 40 CFR, Part 136, and Test Procedures for the Analysis of Pollutants, unless other analytical methods are specified by this permit.
  - (3) Unless otherwise specified, samples shall be collected using a flow proportional composite sampling technique. Where composite sampling is not physically possible or is not an approved method of 40 CFR, Part 136, a grab sample is acceptable.
  - (4) The control authority may now require an Industrial User to install flow monitoring facilities, instruments, and recording devices to enable accurate measurement of flows as determined to be necessary.
  - (5) Periodic Compliance Reports (IU Self-Monitoring Reports) now specifically require grab samples for pH, Hexavalent chromium, cyanide, total phenols, oil and grease, sulfide, and volatile organic compounds.
  - (6) If a violation is detected through sampling and analysis conducted by the control authority, in lieu of the Industrial User, the control authority shall perform the repeat sampling and analysis within thirty days of becoming aware of the violation unless it notifies the User of the violation and requires the User to perform the repeat sampling and analysis.
  - (7) The Permit Holder shall periodically calibrate and maintain all monitoring and analytical equipment owned and operated by the Permit Holder at appropriate intervals to ensure accurate measurements.
  - (8) All wastewater samples must be representative of the Users discharge. Wastewater monitoring and flow measurement facilities shall be properly operated, kept clean, and maintained in good working order at all times. The failure of a User to keep its monitoring facility in good working order shall not be grounds for the User to claim that sample results are unrepresentative of its discharge.
- (k) Right of Entry. The City may inspect the premises of any Discharger to determine compliance with the requirements of the Coshocton Municipal Pretreatment Ordinance. The Discharger shall allow the Director, or his representatives, to enter upon the premises of the Discharger at all reasonable hours for the purpose of inspection, sampling or records examination.
- (l) Confidential Information. Except for data determined to be confidential under the Coshocton Municipal Pretreatment Ordinance, all reports required by this Permit shall be available for public inspection at the office of the Director. Wastewater constituents shall not be considered confidential information.
- (m) Revocation of Permit. The City may terminate wastewater services or the permit if the Discharger fails to:
- (1) Factually report the wastewater constituents and characteristics of its discharge

- (2) Report significant changes in wastewater constituents or characteristics;  
or
- (3) Permit reasonable access to the Discharger's premises by representatives of the City for the purpose of inspection or monitoring; or who violates the conditions of this permit, the Coshocton Pretreatment Ordinance, or any judicial order entered with respect thereto.
- (n) Duty to Provide Information. Within a reasonable time, the Permit Holder shall submit any information Coshocton may request to determine compliance with this permit or to determine whether cause exists to modify or revoke this permit. At Coshocton's request, the Permit Holder shall submit copies of records maintained for compliance with this permit.
- (o) Falsifying Information. Any person who knowingly makes any false statement, representation or certification in any application, record, report, plan, or other document filed or required to be maintained pursuant to this permit or Municipal Pretreatment Ordinance, or who falsifies, tampers with, or knowingly renders inaccurate, any monitoring devices or method required under this permit shall, upon conviction, be punished by the imposition of a misdemeanor of not more than \$1,000 or by imprisonment for not more than six months.
- (p) Records Retention. Users subject to the reporting requirements of the Pretreatment Ordinance shall retain, and make available for inspection and copying, all records of information obtained pursuant to any monitoring activities required by the Pretreatment Ordinance, any additional records of information obtained pursuant to monitoring activities undertaken by the User independent of such requirements, and documentation associated with Best Management Practices under the Pretreatment Ordinance. Records shall include the dates, exact place, method, and time of sampling and the name of the person(s) taking the samples; the dates analysis were performed and the analyses; the analytical techniques or methods used; and the results of such analyses. These records shall remain available for a period of at least three (3) years. This period shall be automatically extended for the duration of any litigation concerning the User or the City of Coshocton, or where the User has been specifically notified of a longer retention period by the Director.
- (q) Severability. If any provisions, paragraph, word, section, or chapter of this permit is invalidated by a court of competent jurisdiction, the remaining provisions, paragraphs, words, sections, and chapters shall not be affected and shall continue in full force.
- (r) Proper Disposal of Pretreatment Sludges and Spent Chemicals. The disposal of sludges and spent chemicals generated shall be done in accordance with Section 405 of the Clean Water Act and Subtitles C and D of the Resource Conservation and Recovery Act.
- (s) Signatory Requirements.
  - (1) Signatory requirements for Industrial User reports shall be by a

responsible corporate officer, if the Industrial User submitting the reports required by subsections (s)(2), (3) or (4) is a corporation. For the purposes of this paragraph, a responsible corporate officer means: a president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy-decision-making functions for the corporation, or the manager of one or more manufacturing, production facilities, provided the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making capital investment recommendations, and initiating and directing other comprehensive measures to assure long-term environmental compliance with environmental laws and regulations, which can ensure that the necessary systems are established or actions taken to gather complete and accurate information for control mechanism requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.

- (2) By a general partner or proprietor if the Discharger submitting the reports is a partnership or sole proprietorship respectively.
- (3) By a duly authorized representative of the individual designated in subsection (s)(1) or (2) hereof if:
  - A. The authorization specifies either an individual described in subsection (s)(1) or (2) hereof;
  - B. The authorization specifies either an individual or a position having responsibility for the overall operation of the facility from which the Discharger originates, such as the position of plant manager, operator of a well; or well field superintendent, or a position of equivalent responsibility, or having overall responsibility for environmental matters for the company; and
  - C. The written authorization is submitted to the Director.
- (4) If an authorization under subsection (s)(3) hereof is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, or overall responsibility for environmental matters for the company, a new authorization satisfying the requirements of subsection (s)(3) hereof must be submitted to the Director prior to, or together with any reports to be signed by an authorized representative.
- (t) Need to Halt or Reduce Activity. It shall not be a defense for the Permit Holder in an enforcement action that it would have been necessary to halt or reduce permitted activity to maintain compliance with any permit condition.
- (u) Property Rights. The issuance of this permit does not convey any property rights in either real or personal property, or any exclusive privileges, nor does it authorize any invasion of personal rights, nor any infringement of Federal, State or Local regulations.
- (v) Penalty Provision.

- (1) Any discharger who is found to have violated an order of the City or who has failed to comply with any provision of the Coshocton Municipal Pretreatment Ordinance or the Wastewater Discharge Permit, the regulations or rules of the City or orders of any court of competent jurisdiction may be subject to imposition of a misdemeanor not to exceed \$1,000 for each offense.
  - (2) Each day on which a violation shall occur or continue shall be deemed a separate and distinct offense. In addition to the penalties provided herein, the City may recover reasonable attorney's fees, court cost, court reporters fees and other expenses of litigation by appropriate suit at law against the person found to have violated this chapter, the Wastewater Discharge Permit or the orders, rules regulations and permits issued hereunder.
- (w) Notice of Slug Loading.
- (1) Any slug load shall be prohibited.
  - (2) Slug Plans. The City may require a User to develop a slug discharge control plan if determined to be necessary by the Director. The Slug Plan shall be reviewed at least once each 5 year cycle.
  - (3) Significant Industrial Users are required to notify the Director immediately of any changes at its facility affecting the potential for a Slug Discharge.

## CHAPTER 939: Sanitary Sewer Charges

- 939.01 Purpose.
- 939.02 Definitions.
- 939.03 Sewer Revenue Fund.
- 939.04 Schedule of charges.
- 939.05 Determination of amount of charges.
- 939.06 Industrial wastes.
- 939.07 Manner of billing and payment.
- 939.08 Unpaid bills; discontinuance of service.
- 939.09 Enforcement by Director.
- 939.10 Exemptions from charges.
- 939.11 Charges for septic sewage hauler discharge.
- 939.12 Sewer charge for industries that cannot be metered for domestic sewer discharge.
- 939.99 Penalty.

## CROSS REFERENCES

Sewerage rates - see Ohio R.C. 729.50

Weekly deposit of sewer rentals - see Ohio R.C. 729.52

### 939.01 PURPOSE.

It is hereby determined and declared to be necessary for the protection of the public health, safety, welfare and convenience of the City to establish and collect charges upon all lots, lands, and premises served by or having connections with, the municipal sewerage system of the City.

### 939.02 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

- (a) "Industrial wastes" means the liquid waste resulting from any commercial, manufacturing, or industrial operation or process.
- (b) "Sanitary sewage" means the waste from water closets, urinals, lavatories, sinks, bathtubs, showers, household laundries, cellar floor drains, garage floor drains, bars, soda fountains, cuspidors, refrigerator drips, drinking fountains, and stable floor drains, and any other water-borne waste not constituting an industrial waste.

### 939.03 SEWER REVENUE FUND.

The funds received from the collection of the rates and charges provided for in Section 939.04 and 939.06 shall be deposited daily in a separate fund designated as the Sewer Revenue Fund. Moneys in the Fund shall be used for the payment of the cost and expense of the operation, maintenance, repair and management of the system. Any surplus in the Fund over and above the requirements before mentioned may be used for the enlargement and replacement of the system and parts thereof, or for any other purpose whatsoever.

### 939.04 SCHEDULE OF CHARGES.

(EDITOR'S NOTE: Sanitary sewerage rates and fees are not codified herein since they are subject to frequent change. Please consult the "City of Coshocton: Utility Department Rates and Fees Schedule" " Exhibit 3" for information pertaining to such rates currently in effect.)

### 939.05 DETERMINATION OF AMOUNT OF CHARGES.

The following measures shall be used to determine the sewer charges provided by Section 939.04 upon premises served by the system.

- (a) On premises using water exclusively supplied by the City and having a water meter acceptable to the Director, the quantity of water used, as measured by the meter, shall determine the sewer charge thereon.



- (b) On premises either using water exclusively supplied by the City or exclusively supplied from other sources, where the quantity of water used thereon is not measured by a water meter or is measured by a water meter not acceptable to the Director, the owner or other interested party shall, at his expense, install and maintain a water meter acceptable to the Director and the quantity of water used, as measured by the meter, shall determine the sewer charge.
- (c) On premises using water supplied both by the City and from other sources, which in either case is not measured by a water meter or is measured by a water meter not acceptable to the Director, the owner or other interested party shall, at his expense, install and maintain water meters satisfactory to the Director to measure all supplies of water, and the quantity of water used to determine the sewer charge thereon, shall be the sum of the quantities of water measured by the several meters.
- (d) In the event it can be shown to the satisfaction of the Director with respect to any premises that a portion of the water from any source used thereon does not and cannot enter the system, then in that case the owner or other interested party may proceed as follows:
  - (1) The owner or other interested party may, at his expense, install and maintain separate water meters, where necessary, so as to show to the satisfaction of the Director what quantity of the water used is discharged into the system. The quantity of water used, as measured by the meter or meters, showing discharge into the system, shall determine the sewer charge thereon.
  - (2) The owner or other interested party may, at his expense, install and maintain a separate meter or meters to show to the satisfaction of the Director what quantity of water used is not discharged into the system. The quantity of water resulting by subtracting the quantity of water so measured from the quantity of water used shall determine the sewer charge thereon.
  - (3) The owner or other interested party may use a combination of subsections (d)(1) and (2) hereof satisfactory to the Director as a means of measuring the quantity of sewage to be used in determining the sewer charge thereon.

#### 939.06 INDUSTRIAL WASTES.

- (a) The City will receive and treat any and all industrial wastes. However, the City reserves the right to refuse to receive and treat industrial wastes that are destructive to sewerage works or seriously disturb or interfere with the established sewage treatment processes.
- (b) Periodic sampling and analysis of the wastes of any industries concerned may be made by the City. The frequency of sampling and analysis shall be as determined by the City. If upon these examinations, wastes are determined to be destructive or disturbing to the sewage treatment

processes, or would materially increase the cost of sewage treatment operations, the handling of wastes shall be subject to the following. In the event that industrial wastes are destructive to sewerage works or seriously disturb or interfere with the established treatment processes, the City may, upon fifteen days' written notice, refuse to accept sewage from the industry or any other person concerned; or the City may require the industry or any other person concerned to install facilities for the control or modification of the wastes to the satisfaction of the Superintendent before the wastes are discharged into the City's sewage system. Plans for pretreatment and control works must be submitted to and approved by the Superintendent and the State Department of Health.

- (c) Whenever the hydrogen ion concentration of industrial wastes as measured by the pH value is less than 6.0 or greater than 9.0 during the quarter year for which the bill is to be rendered, the rate of sewer service charge shall be as set forth in Section 939.04. This special charge may apply to all or a part of the wastes from any particular industry, person, or other user of the City sewerage system.

#### **939.07 MANNER OF BILLING AND PAYMENT.**

The sewer charges provided in Section 939.04 and 939.06 shall be payable monthly at the City Utility Office. Charges levied in respect to premises served by the City's waterworks system shall be included in and payable with the City's utility bill to the premises, and in respect of premises not so served, shall be billed and payable at the same time, respectively, as City utility bills are rendered and become payable.

#### **939.08 UNPAID BILLS; DISCONTINUANCE OF SERVICE.**

Each sewer charge levied pursuant to this chapter is hereby made a lien upon the premises charged therewith. If the sewer charge is not paid within ninety days after it is due and payable, it shall be certified to the auditor of the county in which the premises are situated, who shall place it on the tax duplicate, with the interest and penalty allowed by law, and it shall be collected as other municipal taxes are collected. The City shall also have the right, in the event of nonpayment, to discontinue service to the premises of water supplied by the City's waterworks system until the unpaid sewer charges have been fully paid.

#### **939.09 ENFORCEMENT BY DIRECTOR .**

The Director shall make and enforce the rules and regulations as he may deem necessary for the enforcement of the provisions of this chapter, for the safe, economical and efficient management and protection of the City sewerage system, for the construction and use of house sewers and connection to the sewerage system, and for the proper determination and collection of sewage charges. The rules and regulations shall have the same force and effect as ordinances when not repugnant to existing ordinances of the City or laws of the State

### 939.10 EXEMPTIONS FROM CHARGES.

No lot, parcel or land, building, or premises now or hereafter owned or used by the City for municipal purposes shall be subject to the sewer charges established in Sections 939.04 and 939.06, nor shall any water supplied by the municipal waterworks system for extinguishing fires, cleaning fire apparatus, or furnishing or supplying water to fire hydrants be used to determine any sewer charges as set forth in Section 939.04.

(1993 Code 51.29)

### 939.11 CHARGES FOR SEPTIC SEWAGE HAULER DISCHARGE.

There is hereby levied and charged upon all septic and septic sewage haulers discharging septic sewage into the City wastewater treatment plant, a charge payable by check before dumping, the amount as hereinafter set forth. Please consult the "City of Coshocton: Utility Department Rates and Fees Schedule" "Exhibit 3" for information pertaining to such rates currently in effect.

- (a) Anything above 3,000 gallons will not be accepted without approval of the Director, which may mean testing and compliance with the pretreatment service user's ordinance in which higher charges may be assessed.
- (b) All septic sewage haulers shall discharge only under a signed contract with the City and subject to the City of Coshocton's Rules and Regulations for septage haulers on file at the Coshocton Wastewater Treatment Plant.
- (c) The City sewage treatment plant reserves the right to pull a sample of any load at any time before discharging sewage into the Coshocton Wastewater Treatment Plant.

### 939.12 SEWER CHARGE FOR INDUSTRIES THAT CANNOT BE METERED FOR DOMESTIC SEWER DISCHARGE.

- (a) A flat rate usage charge shall be levied against industries regarding non-metering for domestic sewer discharge.
- (b) This charge shall be calculated by using the Ohio Environmental Protection Agency's per person per day average discharge into municipal sewer systems times the number of employees at said plant with allowance made for each shift, times the normal charge for sewer discharge.
- (c) The industries must report quarterly their average number of employees during the past quarter and that figure shall be used for calculation and a statement sent monthly to the industry.

### 939.99 PENALTY.

- (a) Any person found to be violating any provision of this chapter shall be served by the City with written notice stating the nature of the violation and providing a maximum time limit of six months for the satisfactory correction thereof. The offender shall, within the period of time stated in the notice,

permanently cease all violations.

- (b) Any person who shall continue any violation beyond the time limit provided for in subsection (a) hereof, shall be fined not less than one hundred dollars (\$100.00) and not more than two hundred dollars (\$200.00) for each violation. No court shall suspend the first one hundred dollars (\$100.00) of any fine provided for under this section. Each day during which any violation shall continue shall be deemed a separate offense.
  
- (c) Any person violating any of the provisions of this chapter shall become liable to the City for any expense, loss, or damages occasioned the City by reason of the violation.

## CHAPTER 943: Wastewater Pretreatment Program

EDITOR'S NOTE: The Wastewater Pretreatment Program is not codified herein since it is subject to frequent change. Please consult the office of the Director for information pertaining to regulations currently in effect.

## CHAPTER 947: Water Regulations

- 947.01 Duties of Director.
- 947.02 Permit required to use water.
- 947.03 Water supply contract regulations.
- 947.04 Rates for water taps.
- 947.05 Unmetered hydrants and sprinkler systems.
- 947.06 Authority to install meter.
- 947.07 Premises serving two or more consumers.
- 947.08 Meter boxes or vaults.
- 947.09 Authority to sell water meters.
- 947.10 Regulations governing water supply.
- 947.11 Theft of water.
- 947.12 Placing animal or vegetable matter in water.
- 947.13 Contamination of system due to backflow through water service connection.
- 947.14 Fees for collection of delinquent water accounts.
- 947.15 Water treatment plant expansion debt reduction fee.
- 947.16 Well digging, drilling and construction permits prohibited.
- 947.99 Penalty.

## CROSS REFERENCES

Power to provide and regulate water system - see Ohio R.C. 715.08, 717.01, 743.01

Water pollution - see Ohio R.C. 715.08, 743.25

Compulsory water connections - see Ohio R.C. 729.06, 743.23

Management and control of water works - see Ohio R.C. 743.02 et seq.

Tampering with water hydrants, pipes or meters; unauthorized connections - see Ohio R.C. 4933.22

Fluoridation - see Ohio R.C. 6111.13

Water pollution control - see Ohio R.C. Ch. 6111

Water supply - see OAC 4101:2-51-37

Backflow - see OAC 4101:2-51-38

## 947.01 DUTIES OF DIRECTOR.

The Director shall have charge, of the Wastewater Treatment Plant, Collections System, Water Treatment Plant, and Distribution System.. He shall supervise the treatment and distribution of water, the collection and treatment of wastewater, the collection of accounts therefor, shall perform any other duties required by law or ordinance

## 947.02 PERMIT REQUIRED TO USE WATER.

No person shall take water or in any way use water for private use which is furnished by the City Water Department unless the person has first paid for and has an approved "Agreement For Utility Services" Exhibit 1" from the Director.

## 947.03 WATER SUPPLY CONTRACT REGULATIONS.

The following rules and regulations shall be considered a part of the contract with every person who uses water supplied by the City waterworks.

- (a) Applications. Applications for water must be made at the business office of the waterworks on forms prepared for that purpose, and must state fully and truly all purposes for which the water is to be used. All applications must be signed by the owner of the premises to be supplied, or by his duly authorized agent.
- (b) Connections. No person not authorized by the Director will be permitted to tap or make any connections with the pipes of the waterworks.
- (c) Stop and Waste Valves. All persons taking water must provide a stop and waste cock, properly located inside their building and have the pipes so arranged that water can be drawn from them in case of danger from frost. They must keep their fixtures from freezing and in good repair.
- (d) Service Connections. No plumber or other person except a duly

authorized employee of the waterworks shall turn on the water to any premises. Water will not be turned into service pipes or connections unless the pipes or connections are satisfactory to the Director.

- (e) Extensions; Plumbing Additions and Inspection. No additions to or alterations in any of the pipes or fixtures shall be made until application for permission to make the alterations has been made at the office of the waterworks, and a written permit given therefor. An annual inspection of all pipes and fixtures will be made. If any fixtures have been added, or any use made of water for which a written permit has not been given, a charge for the additional fixtures or uses shall be made for the entire year.
- (f) Supplying Water to Others. No owner or tenant of any premises supplied with water by the waterworks will be permitted to supply water from his fixtures to other persons or families, or to leave his fixtures in such condition that other parties can obtain water therefrom. If found so doing, the supply will be stopped and the amount forfeited. No water taker will be allowed to supply water to others except by a special permit. If found doing so without a permit, the supply will be stopped and the water rent already paid will be forfeited.
- (g) Inspection. The Director or other authorized agent shall have access at all reasonable hours to the premises supplied to see that these rules are observed and to make any necessary examinations of plumbing and water fixtures.
- (h) Motors. Hydraulic elevators or motors must be supplied with indicators or meters which shall register the amount of water used.
- (i) Hydrants. The public fire hydrants are to be used exclusively for extinguishing fires, for the necessary practice and drill of the Fire Department and for flushing sewers. No person except an authorized City employee shall be allowed to open any fire hydrant.
- (j) Leaks. There shall be no waste of water either to prevent freezing or for any other cause. Water will not be furnished where leaks are known to exist in the pipes or fixtures of any consumer.
- (k) Constant Flow of Water. A constant flow of water will not be permitted under any circumstances except through a meter. In cases where water is discharged into tanks, the tanks must be kept watertight and the supply pipes provided with ball cocks which must be maintained in good order.
- (l) Boilers. All house and other boilers connected with the service pipes must be provided with suitable check valves to prevent accidents from collapse or damage in case the water is suddenly drawn off from the main pipes.
- (m) Claims for Breaks. It is expressly stipulated that no claim shall be made against the City by reason of the breakage of any pipe or service cock, or by reason of any other interruption of the supply caused by the breaking of machinery or stoppage for necessary repairs, alterations, or extensions.

- (n) Turning Water On or Off. No plumber or other person except a duly authorized employee of the waterworks shall turn the water to any premises on or off, except for the immediate repair of pipes or fixtures of the premises.
- (o) Builder's Use of Water. Brick masons, stone masons, or plasterers shall call at the office of the waterworks for a written permit for the use of water before commencing any job or work. Plasterers, bricklayers, brick masons, stone masons, and cement wall builders shall not take or use water from the waterworks in the City without a builder's permit for each and every separate job.
- (p) Application for Water for Building Purposes. All persons desiring to use water for building purposes must first make application at the business office of the waterworks stating the use to be made of the water and the quantity of work to be done.

#### 947.04 RATES FOR WATER TAPS.

(EDITOR'S NOTE: Water tap rates are not codified herein since they are subject to frequent change. Please consult the office of the Director for information pertaining to such rates currently in effect.)

- (a) The charges for water taps for the City are established by ordinance. " See The "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3)
  - (b) Anyone requesting a water tap in the City who has prepared for the City an open ditch to the main and from the main to the curb line, which does not require of the City digging or backfilling, shall pay for the water tap a fee calculated according to the time and material costs, as established by the City.
  - (c) The Agreement (Exhibit 1) required in Section 947.02 will be void if the water tap is not installed within 90 days after the date on which the permit is issued.

#### 947.05 UNMETERED HYDRANTS AND SPRINKLER SYSTEMS.

- (a) A schedule of uniform rates for unmetered hydrants and unmetered sprinkler systems for which water service is furnished by the City Water Department is hereby established and approved. . (EDITOR'S NOTE: Water rates are not codified herein since they are subject to frequent change. See The "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3).
- (b) The City and all departments thereof shall be exempt from the payment of rates for unmetered hydrants and sprinkler systems for which water service is furnished by the City Water Department as provided in subsection (a) hereof.
- (c) Nothing in subsection (b) hereof shall be deemed to waive the right of the

Water Department to assess and collect uniform rates for unmetered hydrants and sprinkler systems for which water service is furnished by the City Water Department from any person, corporation, or political subdivision except the City and departments thereof.

#### 947.06 AUTHORITY TO INSTALL METER.

- (a) The City, through its Water Department, reserves the right to order water meters installed on any service or services which are being or may be supplied with water from the City's mains. One meter only will be furnished by the City Water Department with each service installed. The water meter is the property of the City Water Department and may be removed at any time for repairs, testing, or any other necessary purpose.
- (b) All new construction and replacement meters shall be of the AMR (automated meter read) type, commonly called "radio read", as specified by the City Water Department. This meter will be charged at current prices, plus there will be an installation charge.
- (c) Any change of ownership requires a meter inspection and an upgraded meter is needed. Any new meter will be at the expense of the new owner.

#### 947.07 PREMISES SERVING TWO OR MORE CONSUMERS.

When it is desired by the owner of the premises on which water service is to be installed to divide the cost of water between two or more buildings or premises, or among the tenants of the same building supplied with water from the main meter, additional meters may be installed at the owners expenses. Section 947.06 shall apply to the installation.

#### 947.08 METER BOXES OR VAULTS.

If the Director determines that it is inconvenient, unsafe, or impossible to locate a water meter within a building on premises for which a water meter has been ordered installed, the owner of the premises shall construct a place approved by the City Water Department with a meter box, vault of concrete, or other material that will not permit surface water to leak into it, and into which the meter shall be placed. This vault or meter box shall not be less than three and one-half feet in diameter and fitted with a substantial cover which at all times shall be kept free from obstruction.

#### 947.09 AUTHORITY TO SELL WATER METERS.

The Director is hereby authorized to sell water meters to purchasers for their installation and use in the separation of certain water lines in connection with the proposed sewage disposal plant. Any previous sales of water meters made for this purpose are hereby approved and ratified. (EDITOR'S NOTE: Cost of water meters are not codified herein since they are subject to frequent change. Please consult "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3) rates currently in effect.)



## 947.10 REGULATIONS GOVERNING WATER SUPPLY.

The following rules and regulations governing the water supply of the City are hereby adopted.

- (a) Notice of Complaints to Director. When any complaint is made to the Superintendent of the Water Department of the City, and when it is known or suspected that river or surface water is draining into and being pumped into the water supply of the City, or is contaminating the water supply in any other means whatsoever, it shall be the duty of the Superintendent to notify the Director as expeditiously as possible.
- (b) Flushing of Water Mains. All water mains to be cleaned through each and every fire hydrant, and other points where possible, by flushing, in order to keep them clear of sediment or other foreign matter at least once in each calendar year. However, some method other than flushing may be used upon approval by the City Council.
- (c) Break in Water Lines. In the event of any break in the water lines making it necessary to shut off the pressure in the water mains for repairs, it shall be the duty of the Superintendent of the Water Department before returning the line to public use to open and flush the line through a fire hydrant nearest the break in order to expel any foreign matter that may have been admitted by reason of the break. No break shall be considered too small for this precaution except when repair is made under normal usage pressure.
- (d) Testing of Water Required. The following test of City water shall be made. It shall be the duty of the water plant operator qualified to make the tests to regularly test the water of the City in accordance with the United States Public Health Service Drinking Water Standards. A record of these tests shall be sent to the City Board of Health and to the State Board of Health, and a copy of all tests shall be kept on file at the waterworks. All tests of a doubtful nature shall be reported to the Director within one hour after discovery. In the event tests of a doubtful nature are reported, it shall be the duty of the water plant operator qualified to make tests to continue testing in accordance with the regulations of the City Board of Health and the State Board of Health until the tests shall again qualify in accordance with the United States Public Health Service Drinking Water Standards.
- (e) Maximum Pressure During Fire. In the event of a fire, the Chief or Acting Chief of the Fire Department may demand the maximum pressure in the water mains. In the event the maximum pressure provided for by the waterworks cannot be furnished or maintained, it shall be the duty of the Superintendent of the Water Department to make a report of this to City Council.
- (f) Ban on Sprinkling. No ban shall be placed on sprinkling in the City without the consent and approval of City Council. In the event it does become necessary, the Mayor shall, if the gravity of the situation requires, call a special session of Council to consider a ban.
- (g) Failure to Discharge Duties. A failure upon the part of the person charged

with the duties enumerated in this section shall be grounds for dismissal from the service of the City.

- (h) Employees Responsible to Superintendent and Director All employees of the City waterworks shall be and remain responsible directly to the Superintendent and the Director. This section providing rules and regulations is in addition to those now in force.

#### 947.11 THEFT OF WATER.

No person shall willfully take or draw any water from any hydrant or water pipe owned by any individual or owned by the City without the consent of the owner thereof, the City, or the Director.

#### 947.12 PLACING ANIMAL OR VEGETABLE MATTER IN WATER.

No person shall place in any body of water any animal or vegetable substance tending to corrupt the water thereof.

#### 947.13 CONTAMINATION OF SYSTEM DUE TO BACKFLOW THROUGH WATER SERVICE CONNECTION.

No person, firm or corporation shall establish or permit to be established or maintain or permit to be maintained any connection whereby a private, auxiliary, or emergency water supply other than the regular public water supply of the City may enter the supply or distributing system of said municipality, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by the Director and by the Ohio Environmental Protection Agency.

- (a) If, in the judgment of the Director, an approved backflow prevention device is necessary for the safety of the public water system, the Director will give notice to the water consumer to install such an approved device immediately. The water consumer shall, at his own expense, install such an approved device at a location and in a manner approved by the Director and shall have inspections and tests made of such approved devices as required by the Director.
- (b) It shall be the duty of the Director to cause surveys and investigations to be made of industrial and other properties served by the public water supply where actual or potential hazards to the public water supply may exist. Such surveys and investigations shall be made a matter a public record and shall be repeated as often as the Director shall deem necessary.
- (c) The Director or his duly authorized representative shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system of the City for the purpose of inspecting the piping system or systems thereof. On demand, the

owner, lessee, or occupant of any property so served shall furnish to the Director any information which he may request regarding the piping system or systems or water use on such property. The refusal of such information, when demanded, shall, within the discretion of the Director, be deemed evidence of the presence of improper connections as provided in this section.

- (d) The Director is hereby authorized and directed to discontinue, after reasonable notice to the occupant thereof, the water service to any property wherein any connection in violation of the provisions of this section is known to exist, and to take such other precautionary measures as he may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to such property shall not be restored until such conditions shall have been eliminated or corrected in compliance with the provisions of this section.

#### **947.14 FEES FOR COLLECTION OF DELINQUENT WATER ACCOUNTS.**

The Director is hereby authorized to establish a schedule of fees for the collection of delinquent utility accounts.

(EDITOR'S NOTE: Fees for the collection of delinquent utility accounts are not codified herein since they are subject to frequent change. See The "City of Coshocton: Utility Department Rates and Fees Schedule" (Exhibit 3)

#### **947.15 WATER TREATMENT PLANT EXPANSION DEBT REDUCTION FEE.**

A monthly debt reduction fee for all City water accounts is hereby established.

#### **947.16 WELL DIGGING, DRILLING AND CONSTRUCTION PERMITS PROHIBITED.**

The issuance of well digging, drilling or construction permits is hereby prohibited for any lot or parcel of land within the City when the intended use of the water is for human consumption, in whole or in part, and when a City water line is situated within one hundred (100) feet of the line of such lot or parcel of land.

#### **947.99 PENALTY.**

Whoever violates any provision of this chapter for which another penalty is not provided shall be guilty of a minor misdemeanor. Any violation shall constitute a separate offense on each successive day continued.

### **CHAPTER 953: Water Termination Policy**

EDITOR'S NOTE: Former Chapter 953 was rescinded by Ordinance 26-16.