

Rules and Regulations of the Water Department

Village of Fonda

Effective on and after May 1, 1958

At a meeting of the Board of Trustees of the Village of Fonda held at the Municipal Building in said Village on the 12th day of May, 1958, the following Rules and Regulations were adopted and enacted upon motion of Trustee Cranker, seconded by Trustee Jones, and unanimously carried:

Resolved, That the following Rules and Regulations be, and hereby are, adopted and enacted for enforcing the collection of water rents and relating to the use of the public water supply of said Village, said rules and regulations to be effective on and after May 1, 1958.

RULES AND REGULATIONS

The following are the Rules and Regulations established by the Board of Trustees of the Village of Fonda, NY which shall be considered as agreed to and made part of the contract by any person who shall take and use water furnished from the Village Water Works.

Sec. 1 The Board of Trustees shall have the charge and management of the Water Works, and may employ a Superintendent thereof and assistants as shall be deemed necessary for the proper protection and operation of the works.

Sec. 2 It shall be the duty of said Superintendent and assistants to see that all Rules and Regulations and Resolutions of the Board bearing upon the operation of the Water Works that now are, or may hereafter be passed, are properly executed. That the conditions of all contracts by or with the Board, pertaining to said Works are faithfully complied with. That the assessment of water rates are duly made according to the schedule of rates that may from time to time be adopted, and the same be collected and paid over to the Village Treasurer. To examine all accounts and claims that may accrue in the operation of said Works, and submit the same to the Village Board, with such explanations as will enable them to act intelligently thereon. To employ such labor or assistance as may be deemed necessary to operate the Works successfully, but at such wages as shall be agreed upon, by the Village Board. He shall issue written orders for all supplies, tools or material that may be necessary for the maintenance and operation of the Works, which will be purchased upon permission of the Board of Trustees. But he shall not make any extensions or additions to said Works without special orders of the Board of Trustees. He shall have general supervision over all the operations and interest of the Works, and shall report to the Board at least once in thirty days, as to the condition of the Works, with such suggestions as he may deem necessary and make semi-annual and annual reports of the operation and condition of said Works, and perform such other duties as the Village Board may prescribe or direct.

APPLICATION FOR WATER

Sec. 3 Application for a permit to connect service or supply pipes shall be made by the person desiring a supply of water to the Clerk at the Village Office. Such application shall state fully the several and varied uses for and the manner in which the water is to be used. He shall name the plumber selected to do the work. Said application shall be signed by the owner of the premises, or his authorized agent or attorney. Said permit being a contract between the Village

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Board and applicant for permission to use water, as the application specifies, but for no other purpose, and when thereafter any other use of water, or additional service pipe or plumbing fixture or a discontinuance of any particular use is desired, a further application as aforesaid must be made and permit obtained. All expenses attending the introduction of water and sewer to any premises must be paid by the applicant, from the curb to the property. The plumber designated to do the work and to whom a permit is granted will not be recognized as an agent of the Village; nor will they, or either of them, be in any way liable for the acts of the plumber.

Sec 4 Persons taking water must keep their own water pipes and all fixtures connected therewith in good repair and protected from frost at their own expense. They must provide a stop and waste, located inside the cellar wall, and have the pipes so arranged that the water can be drawn from them where there is danger of freezing or other cause.

Sec. 5 Service pipe attached to the Water Works shall in all cases have a depth of earth covering over them of not less than five feet, measuring from the gradeline of the street, or natural surface of the earth, except in locations where the Trustees shall direct special construction for protection to be made. The supply pipe shall be provided with a stopcock at the curb line and have an iron curb box. The cover of the curb box shall have the word "Water" marked thereon and shall be exposed at the surface of the ground and on a level with the top of curb so as to be readily found. Line leading from the curbcock to the property shut off must be copper pipe.

Sec. 6 Permission will not be granted to supply two or more buildings or dwellings from a single tap (except by special permit) and in all cases separate and distinct stop-cocks for each tenant building or premises must be provided, located at the curb as in case of other supply from mains.

Sec. 7 All house heating and other boilers shall be fitted with a suitable check valve to prevent accidents from collapse or damage in case the water is suddenly drawn from the main pipes; also all range boilers must be provided with a suitable vacuum or relief valve to prevent collapse or damage should water be drawn suddenly from the pipes.

Sec. 8 No hydrant, faucet, hose bibb, or hose attachment or other fixtures shall be placed in any yard or area of any premises so situated as to be accessible to persons living in or occupying neighboring premises and no water taker will be allowed to supply water to others except by special permit from the Board of Trustees. Whenever either of the above specifications of this section is violated, the supply of water will be stopped and the water rent already paid forfeited.

Sec. 9 The Village Board, their agents, officers and assistants may enter the premises of any water taker at any reasonable time to examine the pipes and fixtures, the quantity of water used, and the manner of its use. In case of fraudulent representation on the part of any water taker, or unnecessary waste of water the supply will be stopped and payments made will be forfeited.

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Sec. 10 Hydrants, faucets, water closets, urinals, baths, hose, and other fixtures will not be permitted to be kept running when not in actual use.

Sec. 11 In all cases where more than one tenant or water taker is supplied with water by one hydrant, or from the same source of supply, the Board will look directly to the owner of the property, or his authorized agent, for the entire rent for water furnished said premises, aggregating the bills of all consumers and presenting them to the owner or agent for payment. The collection from the tenants may be made only when the hydrants and sources of supply are so arranged as to give the Superintendent or other agent perfect and absolute control at all times over the supply to each individual water taker by turning on or shutting off the water. It shall be the duty of the Superintendent to serve written or printed notices on owners of property, occupied by tenant or tenants to pay the water rent due and that the Board will look to the owner for payment.

Sec. 12 Whenever water has been turned off for non-payment of rent or for purpose of repair or construction or for any other purpose no other person is permitted to turn it on again unless authorized by the Superintendent or Village Board. And when turned off for non-payment of rent it shall not be turned on again until all water rents and a fee of Ten (\$10.00) Dollars is paid for turning the water on.

Sec. 13 The Village Board reserves the right at all times to shut off water in case of accident, or for the purpose of making connections, alternations or repairs. It shall be the duty of the Superintendent to cause notice to be given to consumers, by publication or otherwise within the district to be shut off at least one hour previous to shutting off, except in case of accident, in which water will be shut off without notice.

Sec. 14 All persons wishing to discontinue the use of water must give written notice thereof at the office of the Village Clerk, on or before the first day of the month preceding the expiration of their receipt for water tax, otherwise the rent for the next ensuing term of six months will be due and payable.

Sec. 15 The Village Board reserves the right to attach meters at any time whenever they shall deem it expedient and charge for the quantity of water measured or used.

Sec. 16 No person or persons are permitted to open any fire plug or hydrant, or draw water therefrom, except the Superintendent or those acting with his permission or under his direction. The Chief of the Fire Department, his assistants, officers and members of said department appointed by him for that purpose are authorized to use the hydrants and fire plugs for the purpose of extinguishing fires or cleaning engines or hose department, materials or making trials of engines or hose of the department, but in all such cases shall be under the direction and supervision of the Fire Chief or his assistants appointed by him and in no case will an inexperienced or incompetent person be permitted to manipulate or control in any way any hydrant, plug or fixture.

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Sec. 17 No person or persons except the Superintendent of the Water Works or those acting with his permission or under his direction shall open or close any valve or gate on the street main or cock in any curb or molest or interfere with the same in any manner whatever.

Sec. 18 The Village Board reserves the right to modify or amend these Rules and Regulations and Water Rates and to make such additional rules or modifications as may seem best to regulate the water supply and to make rates or contracts in special cases.

Sec. 19 No unauthorized person shall in any manner operate or interfere with any part of the apparatus or property belonging to or connected with the Water Works or do any act which will in any way obstruct or hinder their effectiveness. Any person who shall throw anything into the stream from which the water is taken above the intake or into the intake or reservoir or into any of the springs or streams running into the same or bathe in the stream, intake or reservoir or in any manner interfere with the structure of said intake or reservoir, hydrants, hose or other property connected therewith or take any ice therefrom or angle or fish therein or commit any nuisance or in any manner will be proceeded against according to law made and provided to cover nuisances, etc. against Water Works property. A fine of not less than Fifty (\$50.00) Dollars shall be imposed upon any person or persons violating the same.

Sec. 20 **Outside corporation tapping on main and water line must be done by the Water Superintendent at a fee of ~~\$25.00****~~ Amended to \$250.00 by the Village Board of Trustees on the date August 14, 1995.** All other expense must be paid by the property owner. All water lines should be copper, A pavement permit must be secured if necessary from the State of New York or the County of Montgomery.

Sec. 21 It shall be unlawful to park or place a trailer at any place in the Village of Fonda and to use the same for a dwelling for more than ten days without first obtaining a permit from the Village Clerk. Before such permit shall be issued proof must be submitted that arrangements have been made for sewage, garbage and refuse disposal, water supply and fire protection. No trailer shall be parked less than ten feet from the highway, street or sidewalk, nor within twelve feet of another trailer or dwelling.

Permits shall be issued at the rate of Ten (\$10.00) Dollars for six months.

This ordinance shall not apply to any trailer within the Village of Fonda that has been assessed on the assessment rolls as real property.

**PENAL LAW
STATE OF NEW YORK
ARTICLE 134, SECTION 1432**

Sec. 22 Unlawful interference with water meters, water service pipes and their connections.

A person who willfully with intent to injure or defraud;

1. Breaks or defaces or causes to be broken or defaced the seal of a water meter; or

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2. Obstructs, alters, injures or prevents or causes to be obstructed, altered, injured or prevented, the action of any such meter or other instrument used to measure or register the quantity of water supplied to or consumed by any person, corporation or company; or
3. Makes, or causes to be made any connection by means of pipe, conduit, or otherwise with the water main or service pipe of any person, corporation or company furnishing water to consumers in such manner as to take water from said main or service pipe without its passing through the meter or other instrument provided for registering or measuring the amount or quantity of water taken from said main or service pipe; or
4. Makes any connection or reconnection with the water main or service pipe of any person, corporation, or company furnishing water to consumers, or turns on or off or in any manner interferes with any valve, stopcock or other appliance belonging to said person, corporation or company without obtaining from such person, corporation or company a written permit to make such connection or reconnection or to turn or otherwise interfere with said valve, stopcock or other appliance; or
5. Prevents by the erection of any device or construction or by any other means free access to any such meter by the person, company, or corporation furnishing such water or interferes, obstructs or prevents by any means the reading or inspection of such meter is guilty of a misdemeanor.

Sec. 23 The Village Board agrees to furnish water on certain terms for certain specified uses for a certain sum. Therefore the consumer will not be permitted to use it for any other purpose than that specified in the permit.

Sec. 24 The rates or Water Rent shall be determined by the Village Board from time to time. All flat rate water bills shall be due and payable semi-annually in advance on the first day of April and the first day of October at the office of the Village Clerk. 10% will be added to the water bills if the bills are not paid in 30 days and the flow of water cut off. All bills to be figured separately for each meter where two or more meters supply the same building and where more than one family or tenant is served through the same meter on the same premises the minimum rate will be charged for each family or tenant. All meter bills shall be due and payable on the first day of April and the first day of October at the office of the Village Clerk. 10 % will be added if the bills are not paid within 30 days and the flow of water cut off. Consumers of water outside of village corporate limits shall be charged a rate determined by the Village Board. Water for building and occasionally use payable on demand.

Sec. 25 All property owners supplied through any water meter shall pay for all necessary repairs to same when damaged or destroyed by frost or other causes, the Village of Fonda by its Board of Trustees to make all such repairs at cost. All meters will be repaired by the Village. All repairs to meters larger than 5/8 inch must be paid by the property owner. If a meter gets out of order and fails to register the consumer will be charged at the average daily consumption as shown by the meter when in order and all water passing through a meter will be charged for whether used or wasted. No meter shall be set, reset, removed or disturbed except by the direction and under the supervision of the Board of Trustees.

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Sec. 26 Any rule or regulation heretofore adopted by this or any other Board of Trustees of the Village of Fonda is hereby repealed and abrogated.

ACCURACY OF WATER METERS

It is impossible for a water meter to operate unless the water passes through it. The flow of the water causes the piston to move and the meter to register. A water meter may become obstructed so that it fails to register all the water which passes through it. This however is in favor of the consumer. Meters are rated and tested in the factory and again tested at the department shop before being installed. Anyone questioning the accuracy of his meter may have it tested. If the meter test proved it to be accurate, the cost of the meter test is borne by the customer. The Water Department does not assume the oversight of the water pipes and fixtures within metered premises nor any responsibility for the use or waste of water therein as all water that passes through a meter will be charged for whether used or wasted. Water is expensive and may cause you extra expense. Please report any leaks to the Village Superintendent or the Village Clerk of the Village of Fonda.