

CHAPTER 26

WATER

Part 1

Connections

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Part 1
Connections

§101. Definitions. Unless the context specifically and clearly indicates otherwise, the meaning of terms and phrases used in this Part 1 shall be as follows:

AUTHORITY - the Mifflintown Municipal Authority, a Pennsylvania municipal authority.

IMPROVED PROPERTY - any property located within this Township upon which there is erected a structure intended for continuous or periodic habitation, occupancy or use by human beings.

MUNICIPALITY - the Township of Walker, Juniata County, Pennsylvania.

OWNER - any person vested with ownership, legal or equitable, sole or partial, of any improved property.

PERSON - shall mean any individual, partnership, company, association, society, corporation or other group or entity.

SERVICE LATERAL - that part of the water distribution system extending from a water main to the curb line, or if there shall be no curb line, to the property line.

WATER SUPPLY SYSTEM - all facilities, as of any particular time, for collecting, pumping, transporting, etc., water situate in or adjacent to this Township and owned, maintained and operated by the Authority.

(Ord. 5/7/1984, 5/7/1984, Art. 1)

§102. Use of Public Water Required.

1. The owner of any improved property which is located in this Township and which abuts on, or lies within seventy-five (75') feet of, the water supply system shall connect such improved property therewith, in such manner as this Township and the Authority may require, within sixty (60) days after such notice to such owner from this Township to make such connection, subject to such limitations and restrictions as shall be established by the Township or the Authority from time to time.

2. The notice by this Township to make a connection to the water supply referred to in Subsection (1) of this §102 shall consist of a copy of this Part 1, including any amendments at the time in effect, and a written or printed document requiring such connection in accordance with the provisions of this Part 1, and specifying that such connection shall be made within sixty (60) days from the date such notice is given. Such notice may be given at any time after the water supply system is in place which can supply water for the particular improved property. Such notice shall be served upon the owner either by personal service or by registered mail or by such other method as at the time may be provided by law.

(Ord. 5/7/1984, 5/7/1984, Art. 2)

§103. Building Connections.

1. Except as otherwise provided in this §103, each improved property shall be connected separately and independently. Grouping of more than one (1) improved property on one (1) private water line shall not be permitted, except under special circumstances and for good reasons or other good cause shown, and then only after special permission of this Township and the Authority, in writing, shall have been secured.

2. All costs and expenses of construction of a private service line and all costs and expenses of connection of a building to the water supply system including the costs of furnishing and installing a water meter as specified by the Authority, shall be borne by the owner of the improved property to be connected; and such owner shall indemnify and save harmless this Township and the Authority from all loss or damage that may be occasioned, directly or indirectly, as a result thereof.

3. A building or improvement shall be connected to the water supply system at the place designated by the Authority and where the service lateral is provided.

4. If the owner of any improved property located in this Township whose property abuts on, or lies within seventy-five (75') feet of, the water supply system after sixty (60) days notice from this Township, in accordance with §102(1), shall fail to connect such improved property, as required, this Township may make such connection and may collect from such owner the costs and expenses thereof in accordance with the applicable municipal law. In such case, this Township shall forthwith, upon completion of the work, send an itemized bill of the cost of construction of such connection to the owner of the improved property to which connection has been so made, which bill shall be payable forthwith. In case of neglect or refusal by the owner of such improved property to pay said bill, this Township shall file a municipal lien for said construction within six (6) months of the date of the completion of construction of said connection, the same to be subject in all respects to the general laws provided for the filing and recovery of municipal liens.

(Ord. 5/7/1984, 5/7/1984, Art. 3)

§104. Rules and Regulations Governing Connections.

1. No connection or private service line shall be covered until it has been inspected and approved by this Township and the Authority. If any part thereof is covered before being so inspected and approved, it shall be uncovered for inspection at the cost and expense of the owner of the improved property to be connected therewith.

2. Every excavation for a connection shall be guarded adequately with barricades and lights to protect all persons from damage and injury. Streets, sidewalks and other public property disturbed in the course of installation and connection shall be restored, at the cost and expense of the owner of the improved property being connected, in a manner satisfactory to this Township.

3. If any person shall fail or refuse, upon receipt of a notice of this Township or the Authority, in writing, to remedy any unsatisfactory condition with respect to a connection to the water supply system, within

thirty (30) days of receipt of such notice, this Township or the Authority may refuse to permit such person to draw water from the water supply system until such unsatisfactory conditions shall have been remedied to the satisfaction of this Township and the Authority.

4. This Township reserves the right to adopt, from time to time, additional rules and regulations as it shall deem necessary and proper relating to connections with the water supply system, which additional rules and regulations, to the extent appropriate, shall be and shall be construed as part of this Part 1.

(Ord. 5/7/1984, 5/7/1984, Art. 4)

§105. Enforcement.

1. Any person who shall violate this Part 1 shall be liable, upon conviction for a first offense and upon conviction for each subsequent offense, to a fine of not less than fifteen (\$15.00) dollars nor more than one thousand (\$1000.00) dollars, together with costs of prosecution in each case, and in default of payment thereof, to a term of imprisonment not to exceed thirty (30) days. Each day that a violation shall continue shall be deemed and shall be taken to be a separate offense and shall be punishable as such.

2. Fines and costs imposed under the provisions of this Part 2 shall be enforceable and recoverable in the manner at the time provided by applicable law.

(Ord. 5/7/1984, 5/7/1984, Art. 5; as amended by Ord. 1991-1, 1/7/1991)

§106. Declaration of Purpose. It is declared that enactment of this Part 1 is necessary for the protection, benefit and preservation of the health, safety and welfare of inhabitants of this Township. (Ord. 5/7/1984, 5/7/1984, Art. 7)

