STATE OF MICHIGAN

COUNTY OF OAKLAND

VILLAGE OF LAKE ORION

ORDINANCE NO _____

An Ordinance to Amend Chapter 53: Water, adding § 53.14 to establish a Secondary (Deduct) Water Meter Program for Irrigation and Non-Sewered Water Uses

THE VILLAGE OF LAKE ORION ORDAINS:

CHAPTER 53: WATER

The Village General Ordinance is amended as follows:

§53.14 SECONDARY (DEDUCT) WATER METER PROGRAM FOR IRRIGATION AND NON-SEWERED WATER USES

(A) *Purpose and Intent*. The purpose of this Ordinance is to establish a secondary (deduct) water meter program for the Village of Lake Orion in order to ensure fair and equitable billing of water and sanitary sewer charges. This Ordinance allows water used for irrigation and other approved non-sewered purposes to be excluded from sanitary sewer billing, provided such use is accurately measured through a properly installed and approved secondary water meter.

(B) *Definitions*. For the purposes of this Ordinance, the following terms shall have the meanings indicated:

1. Primary Water Meter: The water meter installed by the Village that measures total potable water consumption to a property.
2. Secondary Water Meter (Deduct Meter): A water meter approved by the Village and installed downstream of the primary water meter to measure water usage that does not enter the sanitary sewer system.
3. Irrigation Use: Water used for irrigating lawns, landscaping, or gardens that does not discharge into the sanitary sewer system.

(C) *Authorization of Secondary Water Meters*

1. The Village hereby authorizes the installation and use of secondary (deduct) water meters for residential and non-residential properties where a portion of water consumption does not discharge into the sanitary sewer system.
2. The secondary meter shall be used solely to measure Irrigation Use.
3. No sanitary sewer charges shall be assessed on water usage recorded by an approved secondary meter.

(D) *Eligibility*

1. Property owners requesting a secondary meter must be connected to both the Village water and sanitary sewer systems.

2. Secondary meters shall not be permitted for uses that discharge water to the sanitary sewer system, including but not limited to indoor plumbing fixtures, sump pumps, or drainage systems.

3. The DPW Director may deny or revoke approval if the installation or use does not comply with this Ordinance.

(E) *Installation Requirements*

1. All secondary meters shall:

(a) be purchased through the Village or from a vendor approved by the Village;

(b) be of a size, model, and specification approved by the DPW director;

(c) be installed by a licensed plumber at the property owner's expense; and

(d) be installed in a location approved by the DPW Director and subject to inspection prior to activation.

2. The secondary meter shall be installed downstream of the primary water meter and shall exclusively serve the approved non-sewered use.

3. Cross-Connection Prohibition and Control:

(a) no cross-connection, interconnection, or bypass shall exist between the secondary (deduct) meter system and any plumbing fixtures, piping, or systems that discharge to the sanitary sewer;

(b) the secondary meter system shall be physically isolated from the potable water distribution system serving indoor plumbing, except at the point approved by the DPW director;

(c) backflow prevention devices, air gaps, or other cross-connection control measures shall be installed where required by the Michigan Plumbing Code, the Village Code, or as directed by the DPW director; and

(d) The presence of any unapproved cross-connection shall constitute a violation of this Ordinance and may result in immediate suspension of deduct billing and/or water service, in addition to other penalties provided by law.

4. No cross-connections between the secondary meter and the sanitary sewer system shall be permitted.

(F) *Inspection and Approval*

1. All secondary meter installations shall be inspected by the Village prior to use.

2. The Village reserves the right to inspect the secondary meter at any reasonable time to ensure compliance.

3. If a secondary meter is found to be tampered with, bypassed, or improperly used, the Village may discontinue deduct billing and assess sewer charges retroactively.

(G) *Billing and Rates*

1. Water usage recorded on the primary water meter shall be billed at the applicable water rate.

2. Sanitary sewer charges shall be calculated as follows:

(a) Sewer charges shall be based on total water usage minus the volume recorded on the approved secondary meter;

(b) The property owner shall be responsible for all applicable fees, including but not limited to:

(i) meter purchase cost;

(ii) installation and inspection fees; and

(iii) ongoing meter maintenance and replacement costs.

(H) *Maintenance and Responsibility*

1. The property owner shall be solely responsible for the maintenance, repair, and replacement of the secondary meter.

2. Failure of the secondary meter to register usage accurately shall result in sewer charges being based on the primary meter until repairs are made and verified.

(I) *Violations and Penalties*

1. A. Any violation of this Ordinance shall be subject to penalties as provided in the Village Code.

2. In addition to fines, the Village may recover costs associated with enforcement, inspections, reasonably estimated water and/or sewer charges, and corrective actions.

(J) *Severability*. If any section, clause, or provision of this Ordinance is declared invalid, such declaration shall not affect the remaining portions of the Ordinance.

(K) *Repeal of Conflicting Ordinances*. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

(L) *Effective Date*. This Ordinance shall take effect following adoption and publication as required by law.

Amended only as specified above and in the Chapters specified, the Code of Lake Orion shall remain in full force and effect.

A synopsis of this ordinance passed by the Council shall be published at least once in some legal newspaper of general circulation in the village within fifteen (15) days after its adoption by the Council. This ordinance shall become effective immediately upon the publication of said synopsis after having been passed. If any provision of this Ordinance is held invalid, the invalidity does not affect other provisions that can be given effect without the invalid provision.

VILLAGE OF LAKE ORION

By:_____

Teresa Rutt, PRESIDENT

By:_____

Sonja Stout, CLERK/TREASURER