

Water Code

8-1-3 User Classifications

All users of the City water system are hereby classified as follows:

1. Class A: Residential.
2. Class B: Industrial.
3. Class C: Mobile home parks, recreational vehicle parks, commercial, tiny homes/park models, cottages and all others. (Ord. 309-07, 8-13-2007), (Ord. 384-2022; 11-14-2022)

HISTORY

Amended by Ord. [384-2022](#) on 11/14/2022

8-1-4 Water Service Connections

1. Permit Required: It shall be unlawful for any person to deny access to, uncover, make any connections with, disconnect from, make any opening into, use, alter or disturb, or turn on or off any connection to the waterworks system or appurtenance thereof without first obtaining a written permit therefor from the City. (Ord. 309-07, 8-13-2007; amd. 2018 Code)
2. Responsibility For Installation Costs:
 1. Customer: The customer shall be responsible for installation costs incurred by the City for installing the hookup to the water main, and the City shall place the water service to the end of public right-of-way, at which point, it becomes the customer's responsibility who is requesting said connection to install and maintain the service line from that point downstream to the building(s) requiring the service connection.
 2. Developer: In the case of subdivisions, PUDs and like developments in which a parcel of land is to be further divided into two (2) or more lots or parcels, the developer shall be responsible for all costs incurred and construction of the public water system, plus an additional assessed fee for hooking on to the City's water system. All public water lines shall be constructed and inspected to City standards, with all lines and equipment of the public water system, together with permanent easements for operation and maintenance, to be conveyed to the City upon completion and acceptance.
3. Easements Required: It shall further be the responsibility of the customer requesting the service connection to secure all easements necessary for them to maintain said service connections from the edge of public right-of-way downstream to the point of use.
4. Availability Of System For Connection; Specifications:
 1. Connection Required: Every building, structure or other use in existence prior to the construction of a public water system which is available and within three hundred feet (300') of the lot, tract or parcel of land on which said building or structure stands shall, upon the construction of the public water system, be connected to the water main not later than twelve (12) months from the date said system or main is certified and accepted by the City Public Works Director as being completed and ready for use.

2. Specifications:
 1. A water service line shall be a minimum of forty eight inches (48") below ground level.
 2. Whenever a water service line must cross a sewer line, there shall be no joints within ten feet (10') of the sewer line. A continuous line is recommended in these instances without a joint in the pipe.
 3. No backfill shall be done until inspected by the City Public Works Director or by an approved agent of the City.
 4. A backflow device (minimum of pressure vacuum breaker) shall be installed on all lines with a sprinkling system, or any medical building, or business where backflow would cause a risk to public health or safety.
5. Additional Separate Connections: All requests for an additional separate connection to the water system, temporary in nature or not, shall be viewed as a request for a separate equivalent residential unit service and shall be charged as an additional connection, if another residential unit is allowable by zoning regulations. (Ord. 309-07, 8-13-2007)

8-1-5 Water Connection And Capitalization Fees

For all properties, there shall be connection and capitalization fees as follows:

1. For all Class A and C users, the connection and capitalization charges shall be in an amount fixed by resolution from time to time by the City Council. Class B user connection and capitalization fees shall be determined on a case by case basis by the City Council. All fees shall be the responsibility of the property owner and shall be paid in full prior to installation and at the time of purchasing a building permit for new construction.
2. All capitalization fees shall be placed in a Capitalization Fund, plus all other fees as recommended by the Board of Appraisers and approved by the Council, and are to be spent only upon system expansion and upgrade projects as authorized by the City Council. (Ord. 309-07, 8-13-2007)

8-1-6 Water Meters

1. Metering Service Requirements: For all user classes, the requirements for adequate metering services shall be as follows: (Ord. 309-07, 8-13-2007)
 1. Class A:
 1. A meter shall be required for each dwelling unit; except all mobile dwelling units sharing service with a permanent or existing dwelling for less than thirty (30) consecutive days shall receive service through the permanent dwelling's master meter. (Ord. 309-07, 8-13-2007; amd. 2018 Code)
 2. Multi-family dwellings that are serviced by one meter shall receive one bill that will be the responsibility of the building owner or the Homeowner's/Property Owner's Association. The monthly billing shall be the multiple of the residential base rate, based on the number of units being served, plus any overages used.
 2. Class B: To be determined by the City Council. (Ord. 309-07, 8-13-2007)

3. Class C: Where multiple service connections exist in Class C applications, a minimum of one master meter shall be required for all services downstream or a meter for each unit or entity. Each unit or entity shall be considered an equivalent dwelling unit (EDU). For the master meter situation, the monthly billing shall be the multiple of the residential base rate based on the number of units being served (EDUs), plus any overages used, and will be billed to a Property Owner's Association for payment. For the individual meter per individual unit situation, each unit will be billed separately. For dormitories, each room will be considered one-half (1/2) an equivalent dwelling unit (EDU). For dormitories with eight (8) or less rooms, the kitchen will be considered one-half (1/2) an equivalent dwelling unit. Kitchens in dormitories with nine (9) to sixteen (16) rooms will be considered one equivalent dwelling unit (EDU). (Ord. 309-07, 8-13-2007; 2018 Code) (Ord. 383-2022; 10-11-2022)
2. Access To Meters:
 1. Purpose: It is hereby determined to be necessary and conducive to and for the protection of the health, safety and welfare of the public and inhabitants of the City to ensure access by authorized employees of the City to meters on premises served or benefited by the water system of the City for maintenance, operation, upkeep, and repair.
 2. Scope: The provisions of this subsection B shall apply to all properties within the corporate limits of the City and any special users outside of the corporate limits of the City, including all properties owned or occupied by the United States of America, Adams County, and the State of Idaho. (Ord. 218-94-A03, 11-10-2003)
 3. Obstruction Of Meters Prohibited: It shall be unlawful for any person other than authorized City staff to obstruct or cover, in any manner, any meter and/or meter lid which is a part of the waterworks of the City. (Ord. 218-94-A03, 11-10-2003; amd. 2018 Code)
 4. Penalties: Any person, firm or corporation violating this subsection B shall be deemed to be in violation of this Code and shall be fined as follows:
 1. First offense: Written warning shall be issued by a law enforcement officer or other authorized official of the City.
 2. Second offense: A twenty five dollar (\$25.00) fine.
 3. Third offense: A fifty dollar (\$50.00) fine. (Ord. 218-94-A03, 11-10-2003)
 4. After the third offense, any person, firm or corporation in further violation of this subsection B shall be fined one hundred dollars (\$100.00) or deemed guilty of a misdemeanor and, upon conviction thereof, shall be punishable as provided in subsection 1-4-1A of this Code for each subsequent violation. Each day after warning or service of citation in which any violation shall continue shall be deemed a separate offense. (Ord. 218-94-A03, 11-10-2003; amd. 2018 Code)
 5. Violations; Liability For Costs: Any person, firm or corporation violating any of the provisions of this subsection B shall become liable to the City for any expense, loss, or damage occasioned the City by reason of such violation, including, but not limited to, removal of the obstruction, service of warning or citation, and attorney fees for the prosecution of any criminal offense pursuant to this chapter and/or this subsection B. (Ord. 218-94-A03, 11-10-2003)

HISTORY

Amended by Ord. [383-2022](#) on 10/11/2022

8-1-7 Rate Structure; User Fees

The fees hereinafter imposed shall be reviewed annually and revised periodically as required, and the fees provided by this section are hereby levied and assessed against each lot, tract or parcel of land, or against each building, structure or other property having any water connection with the City. (Ord. 309-07, 8-13-2007)

1. Rate Structure:
 1. Every water user shall be charged a per gallon charge based on the total number of gallons used. (Ord. 309-07, 8-13-2007; amd. 2018 Code)
2. Rates Set By Resolution: All rates determined shall be officially set by resolution of the City Council.
3. Payment Of Fees; Delinquencies: All service and user fees are due and payable, in advance, by the tenth of each month and delinquent and subject to a delinquency fee by the end of the twenty sixth day of each month. Delinquency fees shall be officially set by resolution of the City Council. Services will be discontinued if not paid by the tenth of the following month. (Ord. 309-07, 8-13-2007)

Sewer Code:

8-2-3-1 Requirements No.1

1. Responsibility For Costs: Responsibility for the cost of constructing a service connection shall be the property owners whose property is being connected to the public sewer system or the person causing said connection to be made. The property owner is responsible for the service connection from his building to the sewer system main.
2. Installation:
 1. Request for installation must be made to the City at least two (2) weeks prior to the proposed service connection. In accordance with section 8-2-4 of this chapter, the service connection must be installed by the City Public Works Director.
 2. The City Public Works Director will install said service connection from the sewer main to end of public right-of-way, at which point it becomes the customer's responsibility to install said service connection from that point on to the building requiring the service connection.
3. Easements Required: It shall further be the responsibility of the customer requesting the service connection to secure all easements necessary to maintain said service connections from the point of origin to the edge of public right-of-way.
4. Connection Required: Every building, structure or other use in existence prior to the construction of the sewer main line which is available and within three hundred feet (300') of the lot, tract or parcel of land on which said building or structure stands shall, upon the construction of the public sewer line or main line, be connected to the sewer not later than twelve (12) months from the date the line or main is certified and accepted by the City Public Works Director as being completed and ready for use.
5. Specifications:

1. Sewer service lines shall be installed at a grade of not less than one-eighth inch (1/8") per linear foot nor more than one-fourth inch (1/4") per linear foot. No backfill shall be done prior to final inspection and approval by the City Public Works Department or authorized agent of the City.
2. Any dwelling or structure with a basement or floor level below grade shall have a check valve installed on the service line.
3. The minimum requirement for four inch (4") service lines shall be at least one cleanout for service lines of one hundred feet (100') or less. Lines over one hundred feet (100') shall require one additional cleanout for every seventy five feet (75') above the initial one hundred feet (100'). (Ord. 310-07, 8-13-2007)

8-2-3-2 Requirements No.2

1. Every building, structure or other sewer user within the corporate limits of the City shall be connected by a sewer service line to a public sewer line or main line where such sewer line or main line is available and within three hundred feet (300') of the property line of the lot, tract or parcel of land on which such building or structure exists. In the case of subdivisions, PUDs and like developments in which a parcel of land is to be further divided into two (2) or more lots or parcels, the developer shall be responsible for all costs incurred and construction of the public sewer system, plus an additional assessed fee for hooking on to the City's sewer system. All lines shall be constructed and inspected to City standards, with all lines and equipment of the public sewer system, together with permanent easements for operation and maintenance, to be conveyed to the City upon completion of acceptance. (Ord. 310-07, 8-13-2007)
2. No permit shall be issued for the construction of any building or structure in the City on any lot, tract or parcel of land where:
 1. The lot or parcel of land lays within the 100-year floodplain area as identified on the FEMA floodplain map.
 2. The lot, tract or parcel of land contains wetlands, unless the potential user has obtained proper section 404 permits from the U.S. Army Corps of Engineers.
 3. There is a public sewer line available and within three hundred feet (300') of such lot, tract or parcel of land, unless the plans and specifications show connections in compliance with this chapter. (Ord. 310-07, 8-13-2007; amd. 2018 Code)

8-2-4 Sewer Service Connection And Capitalization Fee

1. A person constructing a sewer service line by which to attach and connect the property to any sewer system transporting sewage, industrial wastewater or other wastes and liquids to the City treatment plant shall pay a sewer service connection and capitalization charge prior to hookup, and such charge shall be made and imposed upon and collected from such sewer users. The rate for each connection charge shall be fixed and established by resolution of the City Council.
2. All capitalization fees shall be placed in a Capitalization Fund by the City Clerk-Treasurer, plus all other fees as recommended by the Board of Appraisers and approved by the City Council, and is to be spent only upon system expansion and upgrading projects as authorized by the City Council.

3. Commercial, industrial, and institutional fees shall be fixed and determined by the City Council on a basis of equivalent single-family residential unit, and the determination of such equivalence shall include the volume, type and content of liquid effluent and/or industrial wastewater discharged into the sewer system.
4. Upon payment of the fees provided in this section and thereafter, such connection to the City sewer system shall be made the expense of the person desiring such connection, and the same shall be made under the supervision of the City Public Works Director. Such connection shall not be covered until final inspection and approval by the City Public Works Director. (Ord. 310-07, 8-13-2007)

8-2-5 Service Charges And Fees

The charges and fees hereinafter imposed shall be reviewed annually and revised periodically as required, and the charges and fees provided by this chapter are hereby levied and assessed against each lot, tract or parcel of land, or against each building, structure or other property having any sewer connection within the City service area, or intercepting sewers or otherwise discharging sewage, industrial wastewater or other liquids, directly or indirectly, into the sewer system or treatment facilities of the City.

1. User Classifications: All users of the sewer system of the City are hereby classified as follows:
 1. Class A: Private residences.
 2. Class B: Industrial users.
 3. Class C: All other users.
2. Sewer Charges: The City shall charge and the user shall pay monthly for sewer service the following rates:
 1. For each Class A user: As recommended by the Board of Appraisers.
 2. For each Class B and Class C user: As recommended by the Board of Appraisers.
 3. For each Class A, B, and C user: A surcharge fee, to be deposited into a Capital Improvement Fund, as deemed necessary and recommended by the Board of Appraisers.
 4. Class B and C users providing an RV waste dump shall pay an additional surcharge as recommended by the Board of Appraisers.
 5. A minimum charge, as set by resolution, will be assessed for sewer service provided for periods of less than a full calendar month.
 6. A minimum monthly charge to cover the servicing of the sewer system's bonded indebtedness, as set by resolution by the City Council, will be assessed to all properties with sewer service connections, whether the connection is in use or not.
3. Payment Of Fees; Delinquencies: All service and user fees are due and payable, in advance, by the tenth of each month and delinquent and subject to a delinquency fee by the end of the twenty sixth day of each month. Delinquency fees shall be officially set by resolution of the City Council. Services will be discontinued if not paid by the tenth of the following month.
4. Rates Set By Resolution: All rates determined shall be officially set by resolution of the City Council.

5. Billing For Service: All charges for monthly sewer service furnished by the City shall be billed directly to the record title holder or contract purchaser of the premises to which the sewer service is furnished, according to the official records in the Office of the Recorder, Adams County, Idaho. (Ord. 310-07, 8-13-2007)

8-2-6 Change Of Use; Calculating Charges

Each sewer user changing use of his property now connected to the sanitary sewer system of the City shall pay the difference between the connection charges applicable to the use to which the property is being charged and the use to which the property had been previously applied. If, for example, a single-family dwelling situated upon property now connected to the sewer is demolished and a duplex, triplex, multi-family mobile home park or commercial/industrial/institutional use is thereon constructed, the charge to be made for sewer service connection charges shall be the difference between the total of the charges provided by section 8-2-5 of this chapter. (Ord. 310-07, 8-13-2007)