

§ 512-2. Extension rules.

- A. Application. Extensions to existing water mains shall be initiated by application in writing. The application shall describe the proposed extension by designating the point at which it shall connect with the present facilities, the point at which it shall terminate and the ways to be affected or the course selected. It shall state the reasons or purposes for requesting the extension and shall set forth the facts and information necessary to enable the Commission to determine with a reasonable degree of certainty as to whether or not inconvenience and necessity require that the request be granted and to determine the terms and conditions under which the extension is to be made. The application shall be signed by the owner (or his agent duly authorized by proper power of attorney) of the property abutting the way affected or the course selected. It shall describe the property so abutting in definite terms, so as to permit its identification upon the tax rolls of the City, and shall set forth especially the number of feet frontage of each piece or parcel of property so abutting.
- B. Extension of mains. The City Water Department will extend water mains for new customers and will decide whether the extension is to be six-inch or larger pipe where fire protection service is needed, or eight-inch pipe as a minimum size or larger where only general service is needed on the basis provided therein.
- C. Special assessments for water main construction. Where the cost of the extension is to be immediately assessed against the abutting property, the procedure set forth under §§ 66.0703 and 66.0721, Wis. Stats., will apply, and as follows:
 - (1) The assessment for the first water service for any lot other than corner lot shall be determined by the Commission on a per-front-foot basis along the short side.
 - (2) The assessment of corner lots, if served first by water along the side street, shall be in accordance with the frontage of the short side of the lot at the per-foot rate as determined by the Commission.
 - (3) Corner lots. When a corner lot is already served by water along the front or side and water service is added to the unserved side, no assessment shall be made. However, if the dimensions of any corner lot are sufficient to allow an area of 8,000 square feet for a site on the front of the lot with sufficient front, rear and side yards and also provide for a site with a frontage of not less than 80 feet along the side street and an area of 8,000 square feet and proper yard distances, an additional assessment at the current front-foot rate shall be made for such frontage or property on the side street which is available for a lot or lots on such street.
 - (4) If, because of topographical conditions, adverse use of neighboring property, doubtful accessibility or other unusual conditions, it is believed that an assessment determined by the formula herein set forth would work an injustice, the Common Council, by formal resolutions setting forth its reasons, may reduce such an assessment to an amount which it deems to be the true benefit under the circumstances. Further, if because of unusual conditions it is believed that an assessment determined by the formula herein set forth would work an injustice to the City, the Common Council, by formal resolutions setting forth its reasons, may increase such an assessment to an amount which it deems to be the true benefit under the circumstances.

- (5) Payment for water main construction.¹
- (a) Payment made be made in cash within 60 days after notice of assessment with interest at 9% per annum from 60 days after notice.
 - (b) Payment may be made in five equal annual installments, if the total bill is \$500 or more, with interest thereon at the rate of 12% per annum. If the property owner shall sell or transfer title to said property within the five-year installment period, any remaining balance to be paid shall become immediately due and payable upon the sale or transfer of ownership of said parcel.
- (6) The City Clerk shall notify each property owner after the project has been completed and the assessments have been computed of the amount of the assessment and the alternative methods of payment and that unless the deferred plan is chosen by written notice to such Clerk within 30 days, he will be considered to have chosen the cash payment plan. **[Amended 7-5-2022 by Ord. No. 22-63]**
- (7) Special assessments for water main installation shall be paid to the Watertown Public Works Commission at the time the assessment is levied.
- D. Where the City is unwilling to make a special assessment because of low density of prospective customers or for some other reason, extensions will be made on a customer-financed basis, as follows:
- (1) Definitions. As used in this subsection, the following terms shall have the meanings indicated:

CONTRIBUTOR — The owner of property at time of a contribution or refund unless otherwise specified by written agreement.

CUSTOMER — The owner of premises to which water is now or is to be furnished unless specific written agreements specify otherwise. The customer at all times means the property owner at the time a contribution is to made or a refund becomes available.
 - (2) Basis for determining contributions from original customers. The applicant (or applicants, pro rata) will advance the amount that would have been assessed under Subsection C above. The contribution must be paid in advance of construction.
 - (3) Additional customers and refunds. When additional customers are connected to a water main that was originally financed in part by customers, the Department will require a contribution from each new customer equal to the existing average contribution. When the amount of customer contribution computed under this subsection is less than would have been assessed under Subsection C above, the applicant for service shall pay an amount equivalent to the assessment. This amount shall then be refunded pro rata to all contributors along the extension whose remaining contribution still exceeds what would have been assessed under Subsection C above. When refunds have reduced the contribution of any contributor to the applicable assessment per front foot, no further refund will be made to that individual. After all refunds have been made, the remaining premises that may connect will be charged at the rate per front foot established for the

1. Editor's Note: Amended at time of adoption of Code (see Ch. I, General Provisions, Art. II).

extension.

- (4) Limits of extension. When an extension beyond an existing extension is required to serve a new customer, and the cost for a customer exceeds the average remaining contribution in the original extension, then the new extension will be considered as an entirely new project, without refunds or other connection with the original extension.
- E. When customers connect to a transmission main or connecting loops laid at Department expense, there will be a contribution of an amount equivalent to the applicable assessment as determined in Subsection C above.
- F. The development period during which refunds shall be made will be limited to 20 years.