

ORDINANCE #23

An ordinance relating to connections with the Municipal Water System.

The City Council of the City of Nevis, Minnesota, ordains as follows:

Requirements to Connect. Each lot, piece or parcel of property in the City of Nevis on which is situated any building which is served by a private well, is hereby required to be connected with the Municipal Water System of the City by September 1, 1990. It shall be unlawful for any owner of any premises to construct, operate, or maintain any private well on any premises on which a structure or building is located after said date.

Failure to Connect; Council Action. Should the owner of any premises having access to the City water system fail to connect said premises with the System, the Council may cause the connection to the Municipal System by an authorized representative of the City upon 30 days notice to the owner thereof, by certified mail, return receipt requested, and may cause the cost of said installation, together with the connection charges hereinafter provided, to be assessed against the owner of said premises, which assessment and connection fee shall be paid within 30 days after notification in writing, by certified mail, return receipt requested, to the owner of said premises and if not paid within 30 days may be certified to the County Auditor to be collected in the same time and manner as real estate taxes against said property. Said assessment and connection charge will be payable in two equal annual installments with one-year's interest at the rate of 9% per annum to be added to the first installment and one-year's interest at the rate of 9% per annum to be added to the final or second installment on the unpaid, balance.

Service Charges. The owner shall thereafter be liable for a minimum fixed service rate as established by the Council whether or not the owner uses the Municipal Water System as connected.

Private Wells; Capping. After September 1, 1990, no private well shall be used as a source of domestic water supply. For private wells existing prior to the date of the enactment of this Ordinance, a permit may be obtained by application therefor at the office of the City Clerk for irrigation, stock watering, or other non-domestic purposes. It shall be unlawful for any owner of any premises, whether or not said premises have buildings or improvements thereon, to construct, operate or maintain any private well on said premises after the date of enactment of this Ordinance, without a permit having been previously issued by the Water Superintendent.

Except for those private wells having permits pursuant to this section, all private wells shall be capped in a manner consistent with state Code or other regulations by September. 1, 1990.

Connection with City System prohibited. It shall be. unlawful for any owner of any premises to cross connect or hook into the Municipal Water System any part of any system connected to a private well.

Water Superintendent. The Council may designate by resolution, from time to time, any agent or employee of the City who shall act as the City's "Water Superintendent."

Penalties. Any person violating any regulation of this Ordinance shall be guilty of a misdemeanor. Any prosecution hereunder shall not prevent the enforcement of any civil right or remedy reserved in this Ordinance or any other applicable statute, ordinance or regulation.

..