

HAMPTON TOWNSHIP ORDINANCE NO. 4  
WATER ORDINANCE OF THE CHARTER TOWNSHIP OF HAMPTON  
BAY COUNTY, MICHIGAN

ADOPTED: June 13, 1962

EFFECTIVE: June 14, 1962

THE CHARTER TOWNSHIP OF HAMPTON, BAY COUNTY, MICHIGAN  
ORDAINS:

Section 1: That the following rules and regulations and those hereafter adopted shall be considered a part of the contract with every person, company or corporation that is supplied with water through the water system of the Township, and every person, company or corporation by taking water, shall be considered to express his or her consent to be bound thereby.

Section 2: Definitions

- (a) Water works department or water department shall mean the municipally owned water works public utility of the township and the department for the administration of such public utility.
- (b) Service pipe. A service pipe is any pipe tapped from the township owned water main to the premises.
- (c) Service connection. A service connection is that portion of the service pipe from the water main to the stop box near the property line and includes the corporation cock and stop box.
- (d) Meter shutoff. A meter shutoff is a device for the purpose of shutting off the water service on the premises and is located where the service pipe enters the building or structure.

Section 3:

The Township Board is hereby authorized and empowered when deemed necessary in order to enforce and carry out the terms of the within Ordinance to appoint a water committee consisting of Three (3) members, two (2) members shall be members of the Township Board and the third member shall be a resident, freeholder and taxpayer of Hampton Township,

AND FURTHER, when deemed necessary the Township Board may appoint one member of the water committee as director of the water department at a reasonable salary to be determined by the Board.

Section 4:

No connection to any service pipe or main for the purpose of introducing water into any premises shall be made until an application for such a connection has been made in writing with the Township and all fees paid in accordance with Township policy. Upon filing an application and payment of fees a permit will be issued by the Township. A separate permit will be required for each separate service pipe or service connection.

The service connection shall be installed only by the township water department or its authorized agent.

The applicant shall install at his own expense that portion of the service pipe which leads from the township stop box to the premises.

All work to be performed on the service pipe shall be done by a regularly licensed plumber recognized and approved by the Township Water Department and the City of Bay City.

Section 5:

Service connection charges shall be determined by the Hampton Township Board from time to time.

Application  
at Office

Applicant's  
service pipe

Licensed  
plumber

"Copper pipe"

Section 6:

Service pipes from water main to shut off and from shut off to meter must be copper unless such pipe is above 2 inches diameter, in which case cast iron or cement asbestos pipe may be used. Copper pipe shall be type "K" for use in underground water services. Cast iron pipe shall be Class 150 AWWA standard cast iron water pipe. Cement asbestos pipe shall conform to AWWA C-400-53T and SSP-351 a.

The minimum size service connection pipe allowable to be 1 inch diameter.

Section 7:

No service pipe shall be laid at a depth less than <sup>5</sup>4 feet. At ditch lines a minimum of <sup>5</sup>4 feet of depth must be maintained. No service pipe shall be laid in the same trench with a sewer pipe nor within three feet of any sewer or sewer pipe.

Stop Cock

Section 8:

The stop cock in each service line shall be under the exclusive control of the water department. No person not a direct employee of the Township or Bay City Water Departments shall open, close or otherwise interfere with said stop cock; provided, however, that licensed plumbers may shut and open cocks in emergency cases.

Section 9:

Whenever two or more consumers are connected to the same service connection pipe, a stop cock and shutoff box shall be installed on the township side of the property line for each individual consumer.

Section 10:

All water services shall be metered and the consumer must make application with the Township for a meter to be set. There shall be a service charge for the installation of meters as established by the township board. Meters will be installed by the City of Bay City upon payment of required fees and shall remain the property of the City of Bay City.

Application  
for  
Meter

Meter

The customer shall provide a suitable place for the installation of the meter so that it may be set horizontally in a dry, clean, frost-proof, sanitary place, perfectly accessible. The meter shall be set at least 4 inches from the wall and 4 inches above the floor.

Perfectly accessible means capable of being reached quickly without having to climb over, crawl into, remove obstacles or to resort to portable ladders, chairs, etc.

Meter Pit

If, in the judgment of the water department a meter pit should be constructed by the customer, such meter pit shall be constructed in accordance with the following specifications and the cost thereof must be borne by the property owner. For meters 1 inch and larger the pit must be constructed of good quality brick, concrete blocks or concrete. The inside section of the chamber must be 3 feet by 4 feet and 4 feet <sup>5 1/2</sup> ~~9~~ inches deep. The floor of the pit must be covered by 3 inches of gravel. The meter pit cover is to be made of double material so that it is frost proof and it should be made of wood so that it can be raised readily by two men. There shall be an 18 inch hinged door in the center of the pit cover so that one man can readily open this door to read the meter. Said hinged door shall be directly over the meter. For meters smaller than 1 inch a standard precast tile 20 inch or 21 inch diameter a minimum of 48 inches in length with a double lid cast iron cover as per City of Bay City Standards shall be used. A meter yoke must be used in all such meter pits.

Meter Shut  
Off Valve

A meter shut off valve shall be placed on the service pipe at the point where it enters the building or structure.

2" Meters

On all meter services 2 inches and larger there shall be installed a bypass around the meter connected to the service pipe through a tee of the same diameter as the service pipe. The material used in the

bypass must be of type "K" copper pipe or Class 150 AWWA standard cast iron water pipe with a brass gate valve. The bypass valve may be one size smaller than the inlet service. The bypass valve will be closed and sealed by the water department. In an emergency the customer may break the seal and open the bypass valve. The water department shall be notified at once; and if this is not possible, then within 48 hours. If a bypass is found open and proper notification has not been made to the water department, then such use will be considered an unlawful use of township water. In such case, water may be turned off and not turned on again until the bill for the estimated quantity of water used plus a turn on charge as determined by the township board has been paid for such unlawful use of township water.

*Meter Reading*

If for any reason the meter reader is unable to obtain a meter reading he will leave a postal card so that the customer can indicate by pencil on the dials the exact position of the hands on his water meter. The customer should then mail said postal card. When the customer fails to mail the above mentioned postal card, a water bill will be rendered based on a quarterly average of water consumed plus service and operation and maintenance charge; however, an actual meter reading must be secured in the quarter following an estimated billing.

*Personnel of Water Dept.*

Authorized personnel of the water department or the City of Bay City water department shall be granted admittance to all premises when necessary during reasonable working hours.

*Cross Connect*

Section 11: Cross connections between private and city water will not be allowed. Whenever any such premises is supplied with water from two or more sources one of which sources is the township service, the township service must be entirely separate and no physical connection with any other service will be permitted.

Unlawful tamper  
with meter  
or  
connection

Section 12: It shall be unlawful to tamper with the service connection or meter by employing any device or scheme to avoid payment for full consumption of water used. If it is found that any meter has been tampered with or is not registering the flow of water, the water rate shall be estimated by the water works department. Such estimation shall be based on the water consumption and a bill shall be rendered accordingly. Any costs incurred by the water department because of the meter being tampered with shall be paid by the user.

Section 13: Any plumber doing work in accordance with a permit shall upon completion report to the township water department. Such reports must be made to the township water department within 48 hours after the completion of the work.

Water Turn On

Section 14: No water shall be turned on at any premises until all work has been completed in accordance with established rules and regulations; nor shall the water be turned on until after the plumber's report has been made and the work so reported to be in accordance with the rules and regulations of the township and all other laws of the State of Michigan; nor shall water be turned on at any premises until the applicant has signed a "turn on" request furnished by the water department whereby he assumes responsibility for the payment of all water supplied at the premises from the time the water is turned on until the applicant notifies the water works department that he desires the water to be shut off; nor shall water be turned on at any premises until the applicant has made all deposits required.

\$30 deposit

Section 15: All consumers entitled to the use of water shall keep the service pipe from the stop cock located approximately at the property line to the meter and the meter protected from damage of any nature and shall repair such service pipe whenever notified by the water department.

If such repairs or replacement are not made within the specified time the water service may be discontinued. The consumer shall pay for the repair of a damaged meter upon billing from the water department. Whenever a service pipe is frozen, the pipe from the stop cock to the meter shall be thawed out by the consumer at his expense.

*\$30*

Section 16: All persons who are not owners of premises for which application is made for water service will be required to make a deposit in an amount established by the township board.

*Refund*

Receipt for the deposit shall be issued, and upon notification by the tenant that he has vacated the property for which deposit has been made and the presentation of his receipt for his deposit to the water works department a refund will be made of the deposit less the amount owed for water consumed.

Section 17: The township board shall from time to time fix all rates, assessments, and charges for the supplying or use of any water.

*Quarterly Bills*

Bills will be rendered quarterly, payable at the Township Hall or other places designated by the township. A penalty of 10% will be added to the charges if not paid on or before the due date shown on the bill.

Section 18: Miscellaneous water sales.

- (a) Tank water sales will be made at locations set by the township board at rates established by the township board.
- (b) Whenever possible, water to be used for construction purposes shall be metered and paid for at regular township rates. All applications for water for construction purposes must be made in writing to the water department.

- (c) Water for special uses will be considered upon written request by the user at rates established by the township board.
- (d) It shall be unlawful for any person other than properly authorized employees of the water, fire and public works departments to operate fire hydrants and hose outlets unless proper arrangements have been made with the water department for payment of such water and permission has been granted by the township water department on approved form.

*Water Service from W. Hydrant \$5*

Persons desiring water service from a fire hydrant shall make application in writing to the township water department and shall deposit \$100 with the township treasurer to protect the water department against possible damage to the hydrant or appurtenant equipment. Permission will not be granted or continued when temperatures drop below 32° Fahrenheit. Water supplied, together with any other expense for the service will be billed at rates established by the township board.

- (e) For all other purposes charges will be established by the township board as necessary.

Section 19: The rates for water use shall be a "Readiness to Serve Charge" for the meter of the size specified plus the charge for water use plus an operation and maintenance charge all as established from time to time by the township board.

Section 20: The Township shall have as security for the collection of any water rates or any assessments, charges or rental due or to become



LEINS  
UNPAID  
BILLS

due for the use or consumption of water supplied to any house or other building on any premises, lot or lots, or parcel or parcels of land, a lien upon such house or other buildings and upon the premises, lot or lots, or parcel or parcels of land upon which such house or other building shall be situated or to which such water was supplied. Such lien shall become effective immediately upon the distribution of the water to the premises or property supplied as aforesaid but shall not be enforceable for more than three years thereafter in accordance with the provisions of Act 178 of the Public Acts of Michigan 1939, as amended.

UNPAID  
BILLS

The lien created herein may be enforced by the township in the manner prescribed by the general laws of the State of Michigan providing for the enforcement of tax liens. The provisions of this section shall not apply in any instance where a lease has been legally executed containing a provision that the lessor shall not be liable for payment of water bills as to any such bills accruing subsequent to the filing of an affidavit with respect to the execution of such lease and containing the expiration date thereof, when such affidavit has been filed with the township water department; and provided further, that twenty days notice shall be given by the lessor of any cancellation, change in or termination of the lease.

Section 21: Hampton Township may discontinue water service from the premises against which the lien has accrued as provided in Section 20 hereof or whenever any consumer shall fail to pay the rates, assessments, charges or rentals herein referred to. Provided, however, that the meter department shall give 10 days notice in writing that the water will be so discontinued. It shall be the duty of the water department to give such notice, and order the supply discontinued if the aforesaid rates, assessments, charges or rentals are not paid on or before the expiration of the aforesaid ten day period. The above referred to delinquent accounts shall

be required to pay their past due bills in full, and pay a turn on charge as set by the township board before the water shall be turned on again.

The Township may discontinue service at any time without notice when such is reasonably necessary for the prevention of waste of water or for the protection of public safety and general welfare.

All consumers shall notify the township water department immediately upon vacating any premise where water is supplied.

Section 22: The Township may institute suit in any court of competent jurisdiction for the purpose of the collection of any rates, assessments, charges, or rentals. The township may transfer water accounts from one property account to another property account in order to insure collection of water charges from customers who move from one location to another location. No attempt to collect such water rates, assessments, charges or rentals shall in any way invalidate or waive the lien upon the premises as provided in Section 20, nor shall it affect the rights of the Township relative to the discontinuance of water service, nor shall it effect any of the provisions of this ordinance establishing penalties for the violation of any of the provisions hereof.

Section 23: All parties using water from the township water system for any purpose whatsoever will do so at their own risk and neither the township nor employees thereof shall be liable for any damages occasioned by, or growing out of, the stoppage of the water, or an insufficient supply of same, or for accidents or damage of any kind caused by or growing out of the use or failure of such water.

Section 24: The meter service installation, water charges and rates and service connection charges for the privilege of obtaining water from the Charter Township of Hampton shall be in accordance with Exhibit A

attached hereto and made a part of the within Ordinance, the same as if repeated herein word for word.

Section 25: The Township Board may impose restrictions on use of water for lawn sprinkling and other such uses if necessary to preserve water for public health purposes.

Section 26: Service to all premises shall be in accordance with the provisions of this ordinance and under the terms and provisions of the ordinances and charter of the City of Bay City.

Additional rules and regulations may be adopted from time to time as required for proper operation of the township water system or because of any additional or change of regulations which may be imposed by the Bay City Water Department.

Section 27: Penalty for violation of above provisions shall be a fine of not to exceed \$500.00 together with costs of prosecution, or in default of the payment thereof, by imprisonment in the county jail not to exceed 90 days or by both such fine and imprisonment in the discretion of the Court. Each day in which such violation shall continue shall be deemed a separate offense.

Section 28: All ordinances or parts of ~~the~~ ordinances in conflict herewith are hereby repealed. This Ordinance and the various sections and paragraphs thereof, are hereby declared to be severable and should any part be adjudged to be unconstitutional or invalid, the same shall not apply to effect the validity of the Ordinance as a whole, or any other part of said Ordinance.

Section 29: The effective date of this Ordinance shall be

June 14 1962

Signed:

C. L. Goad  
Township Supervisor

George W. Badon  
Township Clerk

METER SERVICE INSTALLATION CHARGES

The following meter service installation charge shall be made by all persons connection to the Hampton Township water system.

5/8"	\$ 30.00
3/4"	45.39
1"	66.64
1-1/4"	90.78
1-1/2"	124.67
2"	187.33

	<u>Turbine</u>	<u>Compound</u>
2"	\$164.93	\$336.34
3"	329.87	504.50
4"	549.78	340.84
6"	1099.56	1681.68

SERVICE CONNECTION CHARGE

The following service connection charges shall apply for persons wishing to connect to the Hampton Township water system.

1" Service to shut off	\$ 85.00
1-1/2" Service to shut off	210.00
2" Service to shut off	350.00
Others	Cost plus 10%

Where concrete, black top or gravel roadways, driveways or sidewalk on property owners side must be removed and replaced an additional cost

of \$15.00 per sq. yd. for concrete, \$10.00 per sq. yd. for blacktop, and \$5.00 per sq. yd. for gravel removed and replaced, must be paid by the person applying for a service. If any replacement of concrete, blacktop or gravel roadways, driveways or sidewalks must be removed and replaced on opposite side of property owners side, expense is to be paid from maintenance and operational fund.

Where water is turned on or off at the user's request a minimum charge of \$3.00 shall made for each trip except that no charge shall be made for a customer's initial turn on.

In additional to the above charges all water users located on thoroughfares on WATER TRUNK MAINS shall pay the following connection charges in order to obtain water services:

Farms - 100 feet of frontage @ \$3.00 per foot to each connection or water user.

Business Places - Full frontage @ \$3.00 per foot.

Public Buildings, including schools and churches - Full frontage @ \$3.00 per foot, the Township Board reserving the right in their discretion to determine the amount of frontage for which each individual unit shall be charged based on the amount of frontage in use at the time service is obtained.

Platted Lots - Full frontage @ \$3.00 per foot.

#### DEPOSIT FOR TENANTS

The following deposit must be made with the Township prior to turn-on of water service connection to premises. This deposit must be made by all persons who are not owners of premises for which application is made

for water service.

Residential service \$ 15.00 → 30

Commercial service \$ 35.00 \$ 60

### WATER RATES

The following rates and charges shall apply for all water users connected to the Hampton Township water system.

A. Water commodity Charge - per quarter

First 40,000 cu. ft. - 29.5 cents per 100 cu. ft.

Over 40,000 cu. ft. - 20 cents per 100 cu. ft.

B. Readiness to Serve Charge

<u>Size of Meter</u>	<u>Per Quarter</u>
5/8 inch	\$ 4.00
3/4 inch	5.60
1 inch	8.00
1-1/4 inch	11.00
1-1/2 inch	14.00
2 inch	22.00
3 inch	40.00
4 inch	60.00
6 inch	120.00
8 inch	200.00

C. Hampton Township Maintenance and Operation Charge \$ 3.00 per quarter

### SPECIAL WATER RATES

The following rates and charges shall apply for the following water

A. Tank Water Sales from stand pipes:

250 Gallons            25 cents

B. Construction purposes:

To be metered and paid for at regular rates.

C. Circus purposes:

One Ring Circus            \$ 10.00 per day

Two Ring Circus            \$ 12.50 per day

Three Ring Circus            \$ 17.50 per day

D. Fire Hydrant Use:

1.        Deposit \$100.00.
2.        Use Township fitting to place on hydrant.
3.        User to provide means of measuring water used.
4.        Pay for water at 50 cents per 1,000 gallons used.
5.        Minimum charge \$5.00.
6.        Use hydrant wrench only in operating hydrant.
7.        Open hydrant fully and use valve on Township fitting to regulate flow of water desired.
8.        Return deposit when connection returned and hydrant checked and found to be in good condition.

A motion was then made by Coffell and supported by Ryers, that the above Ordinance be published in the Bay City Times at least one week prior to the regular meeting of the Township Board and that the within Ordinance be brought on for final approval by the Board on the 13th day of June, 1962.

AYES: Ryers, Coffell, Badour, DeWyse, Wagner, Schaefer, Goddeyne

NAYES: None

George H. Badour Jr  
Township Clerk