

CHAPTER 1046
Sewer and Water Connections

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CROSS REFERENCES

Sewers and sewer systems generally - see Mich. Const., Art. 7, Sec. 24; M.C.L.A. Secs. 46.171 et seq., 67.34, 123.241 et seq., 323.151 et seq., 325.201 et seq.

Water quality - see Mich. Const., Art. 4, Sec. 52; M.C.L.A. Secs. 67.38, 323.1 et seq.

Water supply generally - see Mich. Const., Art. 7, Sec. 24; M.C.L.A. Secs. 46.171 et seq., 123.11 et seq., 325.201 et seq., 486.51 et seq., 486.101 et seq.

Water traffic control - see GEN. OFF. 666.01(24), S.U. & P.S. 1062.03

Water pollution - see GEN. OFF. 678.04, 678.07

Water generally - see S.U. & P.S. Ch. 1040

Caseville Water Authority - see S.U. & P.S. Ed. Note, Ch. 1040

Water supply cross connections - see S.U. & P.S. Ch. 1042

Water rates and charges - see S.U. & P.S. Ch. 1044

Wastewater collection and treatment - see S.U. & P.S. Ch. 1048

Payment for repairs needed because of alteration or covering of access to water or sewer service - see S.U. & P.S. 1050.02

1046.01 CONNECTIONS REQUIRED.

(a) To ensure preservation of the public health, comfort and safety, the owner or agent of the owner of any building used for human habitation or occupied for commercial or industrial business purposes and located adjacent to a sewer or water main, or in a block through which the sewer and/or water system extends, shall connect therewith after receiving notice to do so as provided herein.

(b) There is hereby established a sewer capacity buy-in fee, to be set by City Council, for each residential equivalent unit (REU) connecting to any sewer line. This is the charge for the privilege of connecting to the City sewer system, and is deemed

necessary to recover prior incurred capital costs associated with the acquisition of sufficient sewer capacity to serve the future needs of the community.

(c) The sewer connection installation charge shall be set by City Council per connection and is the charge for the physical connection for a sewer service to the sewer system.

(d) Water and sewer connections and buy-in charges shall be paid before any work is performed by City DPW personnel, with exceptions as stated in Section 1046.06.

(Ord. 308. Passed 9-10-79; Ord. 2000-11. Passed 11-20-00; Ord. 2003-13. Passed 10-13-03; Ord. 2015-01. Passed 4-13-15; Ord. 2016-12. Passed 12-12-16.)

1046.02 NOTICE TO CONNECT.

(a) When a sewer or water main becomes available to any building used for human habitation or occupation, the Department of Public Works shall notify, in writing, the owner or his or her agent to connect the building thereto and to install such facilities as may be reasonably necessary. The manner of connection shall be prescribed by the notifying officer.

(b) Such notice shall be given by certified mail addressed to the last known address of the owner or his or her agent.

(Ord. 308. Passed 9-10-79; Ord. 2016-12. Passed 12-12-16.)

1046.03 NONCOMPLIANCE WITH NOTICE; CONNECTION BY CITY.

If the owner or his or her agent fails to comply with the notice to connect within ten days after receipt thereof, the notifying officer may cause the connection to be made and the expense thereof assessed as a special assessment tax against the property.

(Ord. 308. Passed 9-10-79.)

1046.04 PRIVATE SEWAGE DISPOSAL SYSTEMS.

(a) No person shall construct or maintain any privy, privy vault or cesspool in the City.

(b) Any building used for human habitation shall be connected to a private sewage disposal system consisting of a septic tank and proper drainage field or dry well in accordance with the recommendations of the Michigan Department of Public Health. (Adopting Ordinance)

(c) After connection of any building used for human habitation to a sewer main, no privy, cesspool or waterless toilet shall be used in connection with such human habitation.

(Ord. 308. Passed 9-10-79.)

1046.05 INSPECTION OF TAP-INS BY CITY.

Sewer tap-in inspections, formerly performed by the County, shall now be performed by the City Department of Public Works.
(Motion of Council. Passed 10-14-96.)

1046.06 SEWER AND WATER CAPACITY BUY-IN CHARGE POLICY.

The policy for payment of sewer and water capacity buy-in charges shall be as follows:

- (a) To continue to collect all payments as due per the existing sewer installment schedule as outlined in Section 1048.13(a)(11);
- (b) To allow installment payment of capacity buy-in charges for new sewer and water services. The interest rate and terms to be set by the City Council.
(Res. 96-55. Passed 5-13-96; Ord. 2003-13. Passed 10-13-03.)

1046.07 PORTABLE PRIVIES.

The Office Administrator shall have the authority to issue permits for the use of portable privies in the City. Permits shall be effective for fifteen days. All requests for the use of portable privies in excess of fifteen days will require the approval of Council. Each such request shall be considered on an individual case basis.
(Res. 98-36. Passed 4-13-98.)

1046.08 TAMPERING WITH OR DAMAGING COMPONENTS.

No person shall tamper with or damage any part of the water and sewer system or any component of each system, including but not limited to curb-stops and fire-hydrants.
(Ord. 2003-13. Passed 10-13-03.)

1046.09 LOSS OF WATER CAUSED BY FAILURE TO TURN OFF SERVICE.

It shall be the responsibility of every property owner who will be absent from their property for an extended period during the winter months to contact the City and have the water to their property turned off. If a property owner fails to notify the City to turn off their water and a line break occurs between the curb stop and the house meter due to freezing temperatures, then in such event, costs may be assessed by the City Council against the property owner.
(Ord. 2008-06. Passed 7-14-08.)

1046.99 PENALTY.

(EDITOR'S NOTE: See Section 202.99 for general Code penalty if no specific penalty is provided.)