

City of Newfolden
Ordinance No. 01-98

AN ORDINANCE REGULATING THE CONNECTION AND REPAIRS AND
MAINTENANCE OF SEWER, WATER, AND ELECTRIC UTILITY SERVICE IN THE
CITY OF NEWFOLDEN.

The City Council of the City of Newfolden hereby ordains:

Section 1. The City of Newfolden is not required to provide electricity, or water and sewer mains where utility infrastructure does not exist. Newfolden can, by agreement, have the property owner or developer agree to cover all, or a portion of, the cost of extending utilities or assessing the cost to each parcel. Assessment is more frequently done when there is going to be a subdivision or multiple new residences. The City, by agreement, may allow private wells or septic systems only until and when utility mains/infrastructure become available.

Section 2. That each residence or business located in the City of Newfolden discharging sewage or wastewater shall discharge the same only into the City sanitary system.

Section 2a. That each residence or business located in the City of Newfolden using water shall be connected to the City's water distribution system.

Section 2b. That each residence or business located in the City of Newfolden using electricity shall be connected to the City's electric distribution system.

Section 3. That each property owner desiring to connect to the City sanitary sewer, water, or electric system shall be charged a one-time connection fee as set annually in the Newfolden Fee schedule. Access Fees may be waived by council action as part of an agreement or incentive programming.

Section 3a. In addition to the connection fee, the property owner desiring to connect to the City sanitary sewer or water system shall be responsible for all costs related to the lateral service line from the curbstop. The City may terminate water service if sewer charges are not paid.

Section 3b. All maintenance and connection costs to the Newfolden electric system, from the property to the electric meter, are the responsibility of the property owner.

Section 4. That the property owner is responsible for all repairs and maintenance of the owner's sewer line from the owner's house or business to the sewer main and for water lines from the owner's house or business to the curb stop. That the City shall be responsible for all repairs and maintenance of the sewer and water mains from the mains to the curb stops.

Section 5. That all repairs or replacement of sewer or water lines which are the responsibility of the landowner must be performed by licensed, bonded and insured contractors qualified to perform sewage and water line replacement and repair.

Section 5a. That, should any excavation be needed to be performed upon the City right-of-way, approval by the City will be necessary prior to any excavation. Any excavation will be properly barricaded and signed. Replacement of the street or alley surface, gravel, fabric or bituminous, curb and gutter, or sidewalk will be approved by the City of Newfolden and must be replaced back to the original specifications. These costs are at the expense of the property owner.

Section 6. It shall be the responsibility of the property owner to be aware of all other underground cables and services. Any damages to such shall be the sole responsibility of property owner or owner's contractor.

Section 7. Violation of any provision herein shall be a misdemeanor. In addition or as an alternative, a violator shall be responsible for restitution for any damages caused to the City or third parties by any violation hereof.

***See Planning and Zoning Ordinance – Section 9 – Sanitary Provisions**

First reading: May 7, 2018.

Second reading: June 4, 2018

Third reading: June 18, 2018

Adopted by the City Council this 3 day of January, 2006.

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James Sethre, Mayor

ATTEST:

Tammy Hansen, City Clerk