

PART 17
UTILITIES

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Utilities

Sec. 17-101

Sec. 17-103

CHAPTER 1

UTILITY SERVICES IN GENERAL

Section 17-101	Utility fees and billings in general.
Section 17-102	Failure to pay utility bills; penalty and disconnection of service.
Section 17-103	Utility taps and connections; fees; utility deposits.
Section 17-104	Other utility fees or charges.

SECTION 17-101 UTILITY FEES AND BILLINGS IN GENERAL.

All fees and charges in connection with any customer's use of the town's sanitary sewer system, the town's water facility system, or the operation of the town's collection and disposal of refuse and garbage are billed in accordance with applicable rates set by the town board of trustees. All fees and charges owing for any of these utility services shall be billed on one monthly bill submitted to the customer each month. The utility bills submitted under the terms of this section shall be payable on or before the past due date which is printed on the bill. (Prior Code, Sec. 18-7)

SECTION 17-102 FAILURE TO PAY UTILITY BILLS; PENALTY AND DISCONNECTION OF SERVICE.

A. Upon failure of any customer to pay any part of a utility bill submitted by the town for any utility services pursuant to Section 17-101 of this code by the past due date which is printed on the bill, the following actions and penalties may result:

1. A ten percent (10%) penalty of all amounts owing on a utility bill may be added to any utility bill which is not paid by the tenth day of the month in which it is due;

2. The authorized agents of the town may disconnect or discontinue any or all utility services to the customer after mailing or posting written notice to the customer of the intent of the town to disconnect or discontinue at least twenty-four (24) hours prior to the discontinuance of any or all of the utility services; and

3. The authorized agents of the town may discontinue to furnish water to any customer refusing or neglecting to pay all or any part of a utility bill submitted after mailing or posting written notice to the customer at property where the service will be discontinued of the intent of the town to disconnect the water service.

B. If any utility service is discontinued or disconnected pursuant to this section, the town, or its agents, shall discontinue or disconnect such service on the 15th of the month or any other day specified for cut-off of utility services. The town shall not reconnect or reestablish the service until the full amount of any outstanding utility service bill is paid, plus the penalty provided in this section, plus a Ten Dollar (\$10.00) disconnect/reconnect fee, plus any applicable charges or expenses in reconnecting or reestablishing the service. (Prior Code, Secs. 18-8 in part, Prior Code, Secs. 18-20, 18-22; Ord. No. 88-5, 5/10/88; Ord. No. 90-2, 4/26/90)

SECTION 17-103 UTILITY TAPS AND CONNECTIONS; FEES; UTILITY DEPOSITS.

A. The town shall approve any request for a water tap and connection, a sewer tap on an existing line, a sewer tap on a new line. Prior to granting approval by

the town, the customer shall have paid the connection or tap charge as applicable and set by ordinance or resolution of the board of trustees. The deposit shall serve as a guarantee for the payment of charges for utility service and other amounts owed to the town in connection with the utility service. It shall be held in trust by the town. When a customer's utility service is disconnected, the deposit or any part of such amount deposited which remains after all such charges and amounts due the town have been satisfied, shall be returned to the customer.

B. A fee for reconnection of utility service where the service has been turned off or a meter has been disconnected by the town for any reason shall be set by the board of trustees. (Prior Code, Sec. 18-24; Ord. No. 80-1, 3/18/80, as amended)

SECTION 17-104 OTHER UTILITY FEES OR CHARGES.

The town board from time to time by ordinance or resolution shall have the power to establish rates and charges governing all aspects of the town utility services, including monthly service fees, connection fees and charges, and deposits.

CHAPTER 2

WATER DEPARTMENT AND SERVICES

SECTION:

- 17-201: Water System As Public Utility
- 17-201.1: Connection Mandatory
- 17-202: Water Rates
- 17-203: Application, Contract, Deposit
- 17-204: Water Tap Fee And Permit
- 17-205: Penalty For Connecting Without Permit
- 17-206: Installation With Separate Gate Or Ball Valve
- 17-207: Separate Service For Each Consumer
- 17-208: Rights Reserved
- 17-209: Damages
- 17-210: Damaging Equipment
- 17-211: Taking Water
- 17-212: Interference With Mains
- 17-213: Water Wells; Connection To Public Supply Required When Available
- 17-214: Private Water Sources Must Be Approved
- 17-215: Officers And Employees Must Inspect; Credentials
- 17-216: Water Shortages, Declaration Of Emergency
- 17-217: Restriction On Water Use In Emergency
- 17-218: Proclamation And Notice Of Emergency
- 17-219: Grievances With Water Restrictions
- 17-220: Penalties

17-201: **WATER SYSTEM AS PUBLIC UTILITY:** The water system of the town is hereby declared to be a public utility and a proper source of town revenues and expenditures for the upkeep and maintenance of the water system. (1984 Code)

17-201.1: **CONNECTION MANDATORY:** Each occupied residence and each occupied business or commercial building in the town shall connect to the town's water system within sixty (60) days after the

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adoption of this section; provided, however, that such service shall be brought within at least one hundred fifty feet (150') of the residence or business property line. (Ord. 85-3, 2-7-1985)

17-202: **WATER RATES:** The town board shall from time to time by ordinance or resolution set or amend the fees and charges for water use by customers of the town's water system. A copy of the current fees or charges shall be kept on file in the town clerk-treasurer's office. (1984 Code)

17-203: **APPLICATION, CONTRACT, DEPOSIT:** Every person, firm or corporation desiring to have his or its premises connected with the water system, shall make application to the town utility clerk, and shall sign a contract therefor upon a printed form to be furnished for that purpose. The applicant shall pay to the town utility clerk a fee as set by the board for turning on the water, and shall make a deposit with the town utility clerk. When the service is discontinued, the consumer shall pay no fee for shutting off the water. (Ord. 2007-6-2, 6-12-2007)

17-204: **WATER TAP FEE AND PERMIT:** The charge for making a water tap and connection shall be as set by the board. The request for a permit to make such connection shall be in the following format and filed with the town clerk-treasurer:

PERMIT TO MAKE WATER CONNECTION

On the _____ day of _____, 20____, the following person, company or group makes formal application for permission to make proper connection to the town water main.

Applicant

Address

(Prior code § 18-3)

17-205: **PENALTY FOR CONNECTING WITHOUT PERMIT:** Any person, whether as owner, plumber, servant, agent or

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employee, who shall make any connection to any water main without having first secured a permit, as provided herein, shall be fined as provided in section 1-108 of this code. (Prior code § 18-4)

17-206: **INSTALLATION WITH SEPARATE GATE OR BALL VALVE:** All service pipes or lines shall be located in such manner that the supply for each separate house or premises shall be controlled by a separate gate or ball valve so placed as to be readily accessible from the outside of the house. (Prior code § 18-5)

17-207: **SEPARATE SERVICE FOR EACH CONSUMER:** Every separate consumer supplied must have separate service connection with the mains or lines, and the consumer so supplied shall not be allowed to supply water to any other person. (Prior code § 18-6)

17-208: **RIGHTS RESERVED:** The town reserves the right to shut off the supply, without notice, for repairs, extensions, nonpayment of rates, or for any other reason; and no liability shall attach therefrom. (Prior code § 18-10)

17-209: **DAMAGES:** The town shall not be liable for any damage caused by the breaking of any pipes or fixtures, stoppage or interruption of water, or for any defect in the water system. (Prior code § 18-11)

17-210: **DAMAGING EQUIPMENT:** It is unlawful and an offense for any person to destroy or injure any water pipe, hydrant, faucet, or water equipment erected or placed by the town. (Prior code § 18-12)

17-211: **TAKING WATER:** It is unlawful and an offense for any person to take any water from any main or pipe, except for use on the premises where the same is located. (Prior code § 18-13)

17-212: **INTERFERENCE WITH MAINS:** It is unlawful and an offense for any person to disturb, interfere with, open, operate, close, turn on, turn off, attach any pipe or hose to or connect anything with a

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hydrant, stop valve, or stopcock belonging to the town. Nothing herein shall apply to any member of the fire department, when in the lawful discharge of his duties as such; and provided, further, nothing herein shall apply to any person endeavoring to prevent or put out any fire in any lawful manner. (Prior code § 18-14)

17-213: WATER WELLS; CONNECTION TO PUBLIC SUPPLY REQUIRED WHEN AVAILABLE: Where a public supply of water which is safe and potable is available within three hundred feet (300'), connection shall be made thereto and its supply shall be used exclusively. (Prior code § 18-15)

17-214: PRIVATE WATER SOURCES MUST BE APPROVED: Where private water supplies must be developed, the health officer must approve the location, construction and development of both the water well and pipe system and connections. No private source other than a water well shall be used. (Prior code § 18-16)

17-215: OFFICERS AND EMPLOYEES MAY INSPECT; CREDENTIALS: Officers and employees of the town whose duty it may be to enter upon private premises to make inspection of pipes and fixtures or attachments used in connection with the town's water lines, will be provided with a badge or other credentials to identify them as officers and employees for the department. Any officer or employee of the town shall, upon presentation of his badge or other credentials provided for in this section, have free access at all reasonable hours to any premises supplied with town water, for the purpose of making any inspection of a water connection or line upon the premises. In case any employee is refused admittance to any premises or is prevented from making such inspection, the superintendent may cause the water to be turned off from the premises forthwith. (Prior code § 18-17)

17-216: WATER SHORTAGES, DECLARATION OF EMERGENCY:

- A. Whenever an emergency exists by reason of a shortage of water due to inadequate supply, limited treatment or distribution capacity or failure of equipment or material, the town is hereby authorized to restrict or prohibit the use of water from the town's water system.

- B. An emergency exists whenever the town reasonably determines that the town's water system is unable or will within sixty (60) days become unable to supply the full commercial and domestic needs of the users thereof, including adequate fire protection. (Ord. 80-3, 8-5-1980)

17-217: RESTRICTION ON WATER USE IN EMERGENCY:

- A. Upon the determination that such an emergency exists the mayor shall issue a proclamation declaring the emergency and setting out with particularity an order restricting use of water from the town system. The order may:
1. Restrict water usage during certain periods of the day or week or according to any orderly and nondiscriminatory scheme; and
 2. Prohibit usages not essential to public health and safety.
- The order may be revised from time to time as the town deems necessary.
- B. A duly proclaimed emergency shall continue and the terms of the proclamation shall be in force for thirty (30) days or until such time as the town shall cause to be published a proclamation that the emergency has ended, whichever is shorter, unless the board of trustees by resolution approved by a majority of all its members votes to terminate the emergency and proclamation upon a different date. (Ord. 80-3, 8-5-1980)

17-218: PROCLAMATION AND NOTICE OF EMERGENCY:

- A. The proclamation required by the preceding section shall be published in a newspaper of general circulation in the town or, if there is no such newspaper in which the proclamation may be published within twenty four (24) hours after the emergency arises, publication shall be by posting a copy of the proclamation in ten (10) prominent places in the town. The emergency shall be in full force and effect upon publication. Substantial compliance with this section is sufficient to effect the emergency.
- B. Whenever a sudden or unexpected event so reduces the availability of water or water pressure as to create an immediate threat to public health or safety the notice of the proclamation may be given by any

reasonable means, including electronic means. The emergency shall be in full force and effect upon such notice. However, if any means other than that required in subsection A of this section is used, the proclamation shall be republished in accordance with subsection A of this section within twenty four (24) hours of the first notice. (Ord. 80-3, 8-5-1980)

17-219: **GRIEVANCES WITH WATER RESTRICTIONS:** Any person feeling aggrieved by a proclamation of the mayor shall have the right to present the matter to the next regular or special meeting of the town board or to any emergency session called to discuss the water emergency. The board may exempt such aggrieved person, wholly or in part, from compliance with the proclamation order upon a showing that compliance creates an immediate threat to the person's health or safety. The ruling of the board by a majority vote of all its members shall be final and binding as to the continuance of any terms of the proclamation. Until and unless the action of the mayor is modified or revoked by action of the board all water users shall be bound by the proclamation. (Ord. 80-3, 8-5-1980)

17-220: **PENALTIES:** Any person who in any manner directly or indirectly violates or permits others under his supervision, custody or control to violate any term of a duly published proclamation shall be guilty of a misdemeanor. Any violation of the provisions of the town's proclamation or action of the board shall be punishable by a fine or imprisonment as provided in section 1-108 of this code. (Ord. 80-3, 8-5-1980)

CHAPTER 3
SEWER SYSTEM AND SERVICES

ARTICLE A
GENERAL PROVISIONS

Section 17-301	Sewer system as public utility.
Section 17-301.1	Connection mandatory.
Section 17-302	Sewer rates.
Section 17-303	Specific sewer system charges.
Section 17-304	Waste oil not to be drained into sanitary sewers.
Section 17-305	Car washings; plan and specifications.
Section 17-306	Sewer connection and inspection fee.
Section 17-307	Penalty.
Section 17-308	Sewer back-up prevention valve.
Section 17-309	New sewers and connections to sewer system.
Section 17-310	Prohibited discharges.
Section 17-311	Notice.
Section 17-312	Continuing prohibited discharges.

ARTICLE B
WASTEWATER TREATMENT USER CHARGES

Section 17-320	Purpose and rates
Section 17-321	User charge schedule.
Section 17-322	Excessive strength charges.
Section 17-323	Review and revision.
Section 17-324	Toxic pollutants charges.
Section 17-325	Notification.
Section 17-326	Charges for extraneous flows.
Section 17-327	Records.
Section 17-328	Applicability.
Section 17-329	Billing.

SECTION 17-301 SEWER SYSTEM AS PUBLIC UTILITY.

The operation of the town's sanitary sewer system is hereby declared to be a public utility and a proper source of town revenues and expenditures for the upkeep and maintenance of the sewer system. (Prior Code, Sec. 18-18)

SECTION 17-301.1 CONNECTION MANDATORY.

Each occupied residence and each occupied business or commercial building in the town shall connect to the town's sanitary sewer system within sixty (60) days after the adoption of this section; provided, however, that such service shall be brought within at least one hundred fifty (150) feet of the residence or business property line. (Ord. No. 85-3, 2/7/85)

SECTION 17-302 SEWER RATES.

The town board shall from time to time by ordinance or resolution set or amend

the fees and charges for sewer use by customers of the town's sewer system. A copy of the current fees or charges shall be kept on file in the town clerk-treasurer's office.

Cross Reference: See Article B of this chapter on user charge systems.

SECTION 17-303 SPECIFIC SEWER SYSTEM CHARGES.

A. Each residential unit, mobile home unit, apartment unit or other single-family dwelling unit in the town for which the sewer system is made available by the town, its agents, servants, employees or contractors, shall be assessed a minimum monthly charge each month for use of the sewer system and an additional charge for volume of gallons of water used.

B. Each respective business, industrial or commercial user thereof, regardless of structural arrangement, shall be assessed a monthly charge for use of the sanitary sewer system based upon the volume of sewage discharged into the town system. The minimum monthly charge shall be based upon metered and/or unmetered water consumption, with a minimum monthly charge and an additional charge per unit for volume of gallons of water used. (Amend. to Ord. No. 305, 9/12/78)

SECTION 17-304 WASTE OIL NOT TO BE DRAINED INTO SANITARY SEWERS.

It is unlawful and an offense for any person, firm or corporation to empty or drain any waste oil into the sanitary sewer system of the town. (Prior Code, Sec. 4-9)

SECTION 17-305 CAR WASHINGS; PLAN AND SPECIFICATIONS.

It is unlawful and an offense for any person, firm or corporation to empty car washings into the sanitary sewer system of the town until they have complied with the plan and specifications provided by the board of trustees. A copy of the plan and specifications shall at all times be kept in the permanent files of the town clerk-treasurer. It is the duty of the plumbing inspector to inspect the disposal facilities for such oil and car washings. If any person, firm or corporation has not complied with the plans and specifications of the board of trustees, then such person, firm or corporation shall be guilty of an offense, and upon conviction thereof, shall be subject to the penalty provided for. (Prior Code, Sec. 4-10)

SECTION 17-306 SEWER CONNECTION AND INSPECTION FEE.

Owners of property outside the limits of any sewer district, or the owners of property not abutting on any main or submain sanitary sewer, may connect their property with the public or district sewer, under such restrictions, regulations and rates as the board of trustees may prescribe by motion or resolution. For the privilege of so connecting, the owner of each property served by the private sewer shall pay to the town an inspection fee, the payment to be made before making the above connection. (Prior Code, Sec. 18-24)

SECTION 17-307 PENALTY.

A. Any person, firm or corporation who exercises any privilege for which a license or permit is required by this chapter without obtaining such license or permit, or who otherwise violates any provision of this chapter, shall be guilty of a misdemeanor, and upon conviction, shall be fined as provided in Section 1-108 of this code. Every day upon which a violation continues shall be deemed a separate offense.

B. In addition to proceeding under authority of subsection A of this section, the town is entitled to pursue all other criminal and civil remedies to which it is

entitled under authority of statutes or other standards against a person continuing prohibited discharges.

C. The town reserves the right to terminate service to any customer that fails to pay bills when due or discharges any prohibited wastes into the sewer system. (Prior Code, Sec. 18-25; Ord. No. 87-2, 10/7/86)

SECTION 17-308 SEWER BACK-UP PREVENTION VALVE.

For all new construction commenced after January 1, 1985, and whenever the town board in its discretion may direct, the owner or occupant shall install a sewer back-up prevention valve as approved by the town board or its agents.

SECTION 17-309 NEW SEWERS AND CONNECTIONS TO SEWER SYSTEM.

A. All new sewers in the town shall be designed and installed in accordance with the standards for Water Pollution Control Facilities, latest edition, as published by the Oklahoma State Department of Health.

B. The construction plans for all new sewers shall be approved by the Oklahoma State Department of Health prior to actual construction of the facilities.

C. All new and existing homes, businesses or buildings having plumbing fixtures shall connect to the town sewer system if they are located within three hundred (300) feet of the town sewer collection system and such system can be utilized by gravity flow from the facility.

D. All plumbing and connections to the sewer system on private property shall be installed in accordance with the adopted Southern Plumbing Ordinance and Code as published by the Southern Building Code Congress International, latest edition.

E. Upon the effective date of this section all new users shall be charged a fee of Fifty Dollars (\$50.00) for each permit to connect to the sewer system.

F. Infiltration and exfiltration tests shall be conducted on all new sewer mains, collectors, laterals and service lines. Allowable infiltration-exfiltration rates shall be not greater than two hundred fifty (250) gallons per inch of pipe diameter per mile of pipe per day. (Ord. No. 87-2, 10/7/86)

SECTION 17-310 PROHIBITED DISCHARGES.

A. No person may discharge to public sewers any waste which by itself or by interaction with other wastes may:

1. Injure or interfere with wastewater treatment processes or facilities;
2. Constitute a hazard to humans or animals; or
3. Create a hazard in receiving waters of the wastewater treatment plant effluent.

B. All discharges shall be prohibited except those that meet the criteria for "domestic wastewater". BOD concentration shall not exceed 250 mg/l. SS shall not exceed 250 mg/l.

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C. All industrial discharges are prohibited:

1. At the present time there are no industrial users in the town. If an industrial user should desire to locate in the town and make use of the sewerage system, an industrial cost recovery system will be initiated in accordance with EPA and state regulations at that time to compensate for his use of the system.

D. Any new connections from inflow sources into the sanitary sewer portions of the sewer system shall be prohibited. (Ord. No. 87-2, 10/7/86)

SECTION 17-311 NOTICE.

The town shall serve persons discharging in violation of this section with written notice stating the nature of the violation and providing a reasonable time limit for satisfactory compliance. (Ord. No. 87-2, 10/7/86)

SECTION 17-312 CONTINUING PROHIBITED DISCHARGES.

No person may continue discharging in violation of this section beyond the time limit provided in the notice. (Ord. No. 87-2, 10/7/86)

ARTICLE B

WASTEWATER TREATMENT USER CHARGES

SECTION 17-320 PURPOSE AND RATES

All users of the town-owned wastewater treatment system serving the town, shall be charged a minimum of Five Dollars (\$5.00) per month, plus a charge of One Dollar (\$1.00) per one thousand (1,000) gallons of metered water consumption. In the case of users not on a metered basis, the utility superintendent shall establish an estimated water consumption based on a comparison of the non-metered user with a metered user of similar class. Example: A non-metered family of four (4) will be compared to a typical family of four (4) with a water meter to establish water consumption. (Ord. No. 87-4, 12/2/86)

Cross Reference: Also Section 17-302 of this code.

SECTION 17-321 USER CHARGE SCHEDULE.

A. As the BOD, suspended solids and other pollutant concentrations discharged shall be approximately equal for all domestic users, users shall be charged on a volume basis in accordance with the following formula:

$$C_u = \frac{C_b + C_t}{V_t \times 4} \times V_u$$

B. Symbols and definitions:

C_u = a user's charge for O & M per month;

C_b = a user's base minimum charge (for debt retirement, billing, administration, etc.) per month, as established by board of trustees;

- C_t = total sewer system operation and maintenance (O & M) costs per year;
- V_t = total volume contribution from all users during three (3) winter months of December, January and February; and
- V_u = volume contribution from a user per month, based on his three (3) winter months average water consumption.

(Ord. No. 87-4, 12/2/86)

SECTION 17-322 EXCESSIVE STRENGTH CHARGES.

A. For any user, when the BOD exceeds 250 mg/l, the suspended solids exceeds 250 mg/l, or when other pollutant concentrations exceed the range of concentrations of these pollutants in normal domestic sewage, a surcharge shall be added to the basic charge. This surcharge shall be calculated by the following formula:

$$C_s = (B_c (B) + S_c (S) + P_c (P)) V_u$$

B. Symbols and definitions:

- C_s = a surcharge for wastewaters of excessive strength;
- B_c = O & M cost for treatment of a unit of biochemical oxygen demand (BOD);
- B = concentration of BOD from a user above a base level;
- S_c = O & M cost for treatment of a unit of suspended solids (SS);
- S = concentration of SS from a user above a base level;
- P_c = O. & M cost for treatment of a unit of any pollutant;
- P = concentration of any pollutant from a user above a base level; and
- V_u = volume contribution from a user per unit of time.

(Ord. No. 87-4, 12/2/86)

SECTION 17-323 REVIEW AND REVISION.

The user charge regulations shall be reviewed not less often than every two (2) years regarding the wastewater contribution of users and user classes, the total costs of the operation and maintenance of the treatment works, and its approved user charge system. The charges for users or user classes shall be revised to accomplish the following:

1. Maintain the proportionate distribution of operation and maintenance costs among users and user classes;
2. Generate sufficient revenue to pay the total operation and maintenance costs necessary to the proper operation and maintenance (including replacement) of the treatment works; and

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3. Apply excess revenues collected from a class of users to the costs of operation and maintenance attributable to that class for the next year, and the rates shall be adjusted accordingly.

(Ord. No. 87-4, 12/2/86)

SECTION 17-324 TOXIC POLLUTANTS CHARGES.

Each user that discharges any toxic pollutants which cause an increase in the cost of managing the effluent or the sludge of the treatment works shall pay for such increased costs. (Ord. No. 87-4, 12/2/86)

SECTION 17-325 NOTIFICATION.

Each user shall be notified at least annually, in conjunction with the regular bill, of the sewer use rate and the portion of the user charges which are attributable to wastewater treatment services. Costs shall be broken down to show the operation and maintenance costs attributable to that user. (Ord. No. 87-4, 12/2/86)

SECTION 17-326 CHARGES FOR EXTRANEEOUS FLOWS.

The costs of operation and maintenance for all flows not directly attributable to users (such as infiltration/inflow) shall be distributed among users on the same basis as operation and maintenance charges. (Ord. No. 87-4, 12/2/86)

SECTION 17-327 RECORDS.

A record keeping system shall be established and maintained by the town to document compliance with federal regulations pertaining to the user charge regulations. (Ord. No. 87-4, 12/2/86)

SECTION 17-328 APPLICABILITY.

The user charge system shall take precedence over any terms or conditions of agreements or contracts between the town or the Luther Public Works Authority and any users which are inconsistent with applicable federal regulations regarding user charge systems. (Ord. No. 87-4, 12/2/86)

SECTION 17-329 BILLING.

Users will be billed on a monthly basis with payment due ten (10) days after the date of billing. Users on metered water service will be billed on the same notice as water charges and will be designated as a separate entry. Users of the wastewater system not on metered water service will be billed monthly on an individual notice for wastewater service at the rate established by the utility superintendent. Users with delinquent accounts of twenty (20) days will be notified in writing by the utility superintendent that water or wastewater services will be terminated unless the account is paid in full. The utility superintendent will utilize the law enforcement agency to assist as required in the control and management of the user charge system. (Ord. No. 87-4, 12/2/86)

CHAPTER 4

GARBAGE AND REFUSE COLLECTION

SECTION:

- 17-401: Who Shall Collect
- 17-402: Request For Service; Billing For Such Service
- 17-403: Owner To Maintain Suitable Container
- 17-404: Joint Sanitary, Landfill Services
- 17-405: Penalty

17-401: **WHO SHALL COLLECT:** The board of trustees shall contract with public or private agencies to collect, on a contract basis, garbage and refuse, located within the corporate limits of the town on a regularly established garbage route. (Prior code § 9-1)

17-402: **REQUEST FOR SERVICE; BILLING FOR SUCH SERVICE:**
It is the duty of every person, firm or corporation occupying or having control of any premises located in the town on a regularly established garbage route, to notify the town utility clerk of the beginning of such occupancy and request garbage pick up service. Failure of any owner, rental agent or occupant of such premises to make such request shall not prevent nor in any way impair or impede the town utility clerk from adding the name of the occupant and address of such premises to the proper garbage collection routes and to bill such owner, rental agent or occupant along with and included into the water and sewer charges a reasonable amount for the collection of garbage and refuse. (Ord. 2007-6-2, 6-12-2007)

17-403: **OWNER TO MAINTAIN SUITABLE CONTAINER:** All garbage and other refuse for collection by the town shall be placed in metal or plastic containers equipped with a cover and equipped with handles so that they may be lifted and carried by one man. No container shall have a capacity of less than ten (10) gallons or more than thirty (30) gallons. (Prior code § 9-3)

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17-404: **JOINT SANITARY, LANDFILL SERVICES:** Nothing in this chapter shall prohibit the creation and operation of a joint cooperative city-county sanitary service and landfill operation. This joint action must conform with current state statutes and state health department regulations. (Prior code § 9-5)

17-405: **PENALTY:** Any violation of this chapter is punishable as provided in section 1-108 of this code. (Prior code § 9-4)