

TITLE 7

PUBLIC SERVICES

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7-1-1: SCOPE

The water department and all customers receiving services from the water department, whether inside or outside the city limits, are bound by this chapter and the rules and regulations of the water department.

7-1-2: DEFINITIONS

CUSTOMER SERVICE LINE: That part of the piping on the customer's property that connects the service to the customer's distribution system.

SERVICE CONNECTION: The part of the water distribution system which connects the meter to the main and shall normally consist of corporation stop, service pipe, curb stop and box, meter, meter yoke and meter box.

WATER MAIN: The principal pipes in the water distribution system.

7-1-3: WATER SYSTEM CONNECTION FEE

- A. Approval and Service Connection Fees: It shall be unlawful to install, alter and connect any water service within the city to any water line within the city without first obtaining a permit from the city and paying the service connection fees set forth in this chapter.
- B. Connection Fee Established: The water system connection fees shall be as established by resolution of the city council.
- C. Fee Collected: A water system connection fee shall be collected for:
 - 1. Water service connection to the water system for any new building or structure;
 - 2. Water service connection to the water system for any building for which a change in occupancy or use is made and/or which a new or larger water service line is installed; and,
 - 3. Connection to a water main line for extension of water services.
- D. Full and/or Partial Fee:

1. Any application for a water connection to any lot abutting on a street, alley, or other right-of-way containing a main water line shall pay the full connection fee.
 2. In case two or more dwellings exist on any lot under the same ownership, and if any of such dwellings is located to the rear of the other, or if at least 75 feet from the property line abutting on any street, alley, or right-of-way, the rear dwelling shall be charged one-half of the applicable full connection fee where the owner thereof requests only one stub for dwellings on such lot and the same service lateral is used for all such dwellings.
 3. In any "business block" or shopping center containing more than one adjoining business or commercial establishment under one ownership, where more than one on such establishment is connected with the same service lateral, but separate applications for service are made and separate billings requested, one of such establishments shall pay the applicable full connection fee, and each additional establishment shall pay one-half the applicable connection fee required.
- E. A user may request a service disconnect. The disconnect will be permanent and all costs incurred, pipe, parts, fittings and all excavation will be the responsibility of the user requesting service disconnect. In the event the user requests the service be reconnected, a full hookup fee will be assessed at that time.

7-1-4 : WATER SERVICE LINES

- A. Water service lines between the main line and the curb stop may be installed by the city or by a licensed contractor/plumber hired by the customer.
1. Whenever a water service line is installed by the city, the actual charges for labor and materials shall be assessed to the customer.
 2. Consideration will be given to the costs for blasting or unusual rock removal, replacement of pavement and so forth. The necessary and reasonable costs for such services shall be added to the charge to the customer.
- B. All service lines and connections from the main to and including the curb stop shall be installed, maintained, owned and exclusively controlled by the city water department.
- C. The service lines shall be so arranged that the water supply to each building, place of business or tract of land shall be controlled by a separate curb stop placed near the property line, unless permission for a different arrangement is first authorized in writing by the city.
- D. No service connection serving more than one customer shall be made. Where an existing water service provides service to several customers, the city may terminate water service until a separate service is provided at the owner's expense. If the city does not terminate service to such existing services, the established rate shall be charged for each customer receiving service from the existing line.
- E. No person shall dig into the streets or under sidewalks for the purpose of laying, removing or repairing any water line without first obtaining a public work permit.
- F. All water service lines shall be inspected by the city prior to backfill.

7-1-5: WATER SERVICE LINE INSTALLATION, INSPECTION AND MAINTENANCE

A. Installation:

1. A certified plumber shall perform Installation and maintenance of customer water lines.
 2. Water service lines from the curb stop to the customer's shut off valve shall be poly pipe with domestic made fittings.
8. Inspection: Prior to covering any water service connection lines, the city water department shall inspect the installation.

C. Maintenance:

1. All water users shall at their expense keep their customer lines, connections and other apparatus in good repair and in a condition that avoids waste of water.
2. Frozen Lines: Customer water lines that become frozen are the responsibility of the customer, provided the city may thaw the same and charge the customer for the fair and reasonable costs therefore.

7-1-6: WATER METER

A. Ownership: The applicant shall pay the cost of a water meter based on size and type.

1. The city will own and maintain all water meters.
 2. The city will not pay rent to any user or customer or any other charge for a meter or other water facilities, including housing and connections on a customer's premises.
8. Installation: Installation of water meters shall be performed only by authorized employees or agents of the city. All meters shall be sealed by the water department at the time of installation, and no seal shall be altered or broken except by one of its authorized employees or agents.

C. The Size and Type of Meter: Applicant may request and receive any size meter regularly stocked or furnished by the water department, provided the request is reasonable and further provided that the meter is not greatly oversized or undersized, as determined by the water superintendent. The water department reserves the right to determine the type of meter to be installed.

D. Location of Meters: Meters shall normally be placed approximately two feet (2') from the property lines on the customer's property, but within the designated easement; the meter will be installed wherever the applicant desires within reason, but the location must be approved by the water department. The meters will not be located in driveways or other location where damage to the meter or its related parts may occur.

E. Joint Use of Meters: The joining of several customers to take advantage of the single minimum charges and large quantity rates shall be prohibited, except under special contract, in writing, with the city council.

F. Changes in Size or Location: If for any reason a change in the size of a meter and service is required, the installation will be accomplished on the basis of a

new connection, and the customer's application shall be amended. Meters or services moved for the convenience of the customer will be relocated only at the customer's expense.

7-1-7: EXTENSION OF WATER MAINS

- A. Extension of Water Mains Inside the City: The water department, with approval of the city council, may extend water mains within the city at city expense whenever, in their sole discretion, such extension is necessary for the health, welfare or safety of the residents of the city, provided however, nothing herein shall require that such extension be made at city expense.
 - 1. The city may require any customer desiring water service to install at the customer's expense a water main along the entire frontage of such customer's property.
 - 2. The city may also require the customer to submit design drawings and specifications prior to the commencement of the construction of such extension.
- B. Extension of Water Mains Outside the City: Water mains shall not be extended outside the corporate limits of the city.
- C. Subdivisions: It shall be the responsibility of the developer to extend the water mains to the subdivision from the existing line.
 - 1. All water mains shall be laid according to city specifications.
 - 2. A developer shall have property for a subdivision platted by a certified engineer and the plat presented to the city council for approval before the water line can be laid. (See Subdivision Ordinance Title 9 Chapter 11)
 - 3. All connection fees and costs of installation shall be paid prior to utility service.
 - 4. Water lines shall form a loop configuration. No dead-end water lines shall be allowed.

7-1-8: PUBLIC WORKS STANDARDS, SPECIFICATIONS AND DRAWINGS

The City of Tetonia Public Works Standards, Specifications and Drawings shall be the official reference manual for construction and quality control of public works infrastructure projects. (Ord. 2008-2)

7-1-9: PENALTY

Any person violating the provisions of this Chapter shall be subject to a fine of not more than three hundred dollars (\$300.00) for each violation thereof. Each day that the violation continues shall be considered a separate offense. In addition to the forgoing, any person violating the provisions of this Chapter shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to the penalties as provided in section 1-4-1 of this Code. (Ord. 2020-3; 4/15/20)

CHAPTER 2

WATER CROSS CONNECTION

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7-2-1: PURPOSE AND SCOPE

The purpose of this ordinance is to protect the public health of water consumers of the City of Tetonian by the control of actual and/or potential cross connections.

7-2-2 : DEFINITIONS

BACKFLOW: The flow other than the intended direction of flow, of any foreign liquids, gases, or substances into the distribution system of the city water supply.

BACKFLOW PREVENTION DEVICE: A device to counteract back pressure or prevent back siphonage.

CITY: The City of Tetonian and its designated representatives.

CONTAMINATION: The entry into or presence in a city water supply of any substance, which may be deleterious to health and/or quality of the water.

CROSS CONNECTION: Any physical arrangement whereby the city water supply is connected, directly or indirectly, with any other water supply system, sewer, drain, conduit, pool, storage reservoir, plumbing fixture, or other device which contains or may contain contaminated water, sewage, or other waste or liquids of unknown or unsafe quality which may be capable of imparting contamination to the city water supply as a result of backflow.

7-2-3 : CROSS CONNECTIONS

- A. No water service connection to any premises shall be installed or continued in the city unless the water supply is protected by backflow prevention devices as may be required by this ordinance, Idaho Code, and all standards, rules, and

regulations of the State of Idaho, the Idaho Department of Health and Welfare, and any other Federal, State, County, or City authority or agency thereof.

- B. The installation or maintenance of a cross connection which will endanger the water quality of the potable water supply of the city of Tetonian shall be unlawful and is prohibited.
- C. Any such cross connection now existing or hereafter installed is hereby declared to be a public nuisance and the same shall be abated.
- D. The control or elimination of cross connections shall be in accordance with this ordinance, Idaho Code, and all standards, rules, and regulations of the State of Idaho, the Idaho Department of Health and Welfare, and any other federal, state, county, or city authority or agency thereof, together with the latest addition of appropriate manuals of standard practice pertaining to cross connection control enacted by the city and any applicable county, state, and federal authorities and agencies.
- E. The city shall have the authority to establish requirements more stringent than state regulations if it deems that the conditions so dictate.

7-2-4: USE OF BACKFLOW PREVENTION DEVICES

- A. Backflow prevention devices shall be installed in connection with water service connections or within any premises where, in the judgment of the city, the nature and extent of the activities, or the materials stored on the premises, would present an immediate and dangerous hazard to health and/or be deleterious to the quality of the water should a cross connection occur; even though such cross connection does not exist at the time the backflow prevention devices shall be installed under circumstances including but not limited to the following:
 - 1. Premises having an auxiliary water supply, unless the quality of the auxiliary supply is in compliance with Idaho Code, and all standards, rules, and regulations of the State of Idaho, the Idaho Department of Health and Welfare, and any other federal, state, county, or city authority or agency thereof and is acceptable to the city.
 - 2. Premises having internal cross connections that are not correctible, or intricate plumbing arrangements which make it impracticable to ascertain whether or not cross connections exist.
 - 3. Premises where entry is restricted so that inspections for cross connections cannot be made with sufficient frequency or at sufficiently short notice to ensure that cross connections do not exist.
 - 4. Premises having a repeated history of cross connections being established or re-established.
 - 5. Premises on which any substance is handled under pressure so as to permit entry into the city water supply, or where a cross connection could reasonably be expected to occur. This shall include the handling of process waters and cooling waters.
 - 6. Premises where materials of toxic or hazardous nature are handled in such a way that if back siphonage should occur, a serious health hazard might result.

7. The following types of facilities will fall into one of the above categories where a backflow prevention device is required to protect the city water supply. A backflow prevention device shall be installed at these facilities unless the city and applicable state, county, and federal authorities and agencies determine that no hazard exists .
 - a. Hospitals, mortuaries, clinics
 - b. Laboratories, including school laboratories
 - c. Metal plating industries
 - d. Sewage treatment plants
 - e. Food or beverage processing plants
 - f. Chemical plants using a water process
 - g. Petroleum processing or storage plants
 - h. Car washes
 - i. Dry cleaners
 - j. Other premises as specified by the city, where backflow prevention devices are required to protect the city water supply.
- B. The type of protective device required shall depend on the degree of hazard which exists:
 1. An air-gap separation or a reduced pressure principle backflow prevention device shall be installed where the city water supply may be contaminate with sewage, industrial waste of a toxic nature, or other contaminant which could cause a health or system hazard.
 2. In case of a substance, which may be objectionable but not hazardous to health, a double check valve assembly, air prevention device shall be installed.
- C. Backflow prevention devices required by this ordinance shall be installed at the meter, at the property line of the premises when meters are not used, or at a location designated by the city. The device shall be located so as to be readily accessible for maintenance and testing, and furthermore, where no part of the device will be submerged.
- D. Backflow prevention devices required by this ordinance shall be installed under the supervision of, and with the approval of, the city.
- E. Any protective device required by this ordinance shall be approved by the city, applicable state, county and federal authorities and agencies. These devices shall be furnished and installed by and at the expense of the customer.
- F. Backflow prevention devices installed pursuant to this ordinance shall be inspected and tested annually, or more often if necessary.
 1. Inspections, tests, and maintenance shall be at the customer's expense, and, if requested by the city, by a certified tester retained and paid by the customer.
 2. Whenever the devices are found to be defective, they shall be repaired, overhauled, or replaced at the customer's expense.

3. Inspections, tests, repairs, and records thereof shall be accomplished in accordance with all standards, rules, and regulations of the ordinance, Idaho Code, and all standards, rules, and regulations of the State of Idaho, the Idaho Department of Health and Welfare, and any other federal, state, county, or city authority or agency thereof by certified testers retained and paid by the customer.
- G. No underground sprinkling device will be installed without adequate backflow prevention devices at the point from which the water for irrigation is taken from the city water supply.
- H. Failure of the customer to cooperate in the installation, maintenance, testing, or inspection of backflow prevention devices required by this ordinance, Idaho Code, and the Idaho Department of Health and Welfare and any other federal, state, county, or city authority or agency thereof shall be grounds for a termination of water service to the premises, or, in the alternative, the installation of an air-gap separation at the customer's expense.

7-2-5 : CROSS CONNECTION INSPECTION

- A. No water shall be delivered to any structure hereafter built within the city or within areas served by city water until the same shall have been inspected by the city for possible cross connections and been approved as being free of the same.
- B. Any construction for industrial or other purposes which is classified as hazardous facilities pursuant to Section 4-A-7 of this ordinance, where it is reasonable to anticipate cross connections, or as determined by the city, shall be protected by the installation of one or more backflow prevention devices at the point of service from the city water supply or any other location designated by the city, and applicable county, state, and federal authorities and agencies.
- C. Inspections may be made periodically of all buildings, structures, or improvements or any nature now receiving water through the city's system, for the purpose of ascertaining whether cross connections exist. Such inspections shall be made by the city or applicable county, state, and federal authorities and agencies.

7-2-6 : INSTALLATION PERMITS

If cross connection control devices(s) are found to be necessary, the owner of the property served must apply to the city for a specific installation permit.

7-2-7 : ADDITIONAL REMEDIES

- A. In the event an improper cross connection is not corrected within the time limits set by the city or in the event the city is refused access to any property for the purpose of determining whether or not cross connections exist, the city may cease delivery of water to the property until the deficiency is corrected to the city's satisfaction. In addition, the city without waiving any terms of this ordinance may, but shall not be required to, effect the necessary repairs or installations at the expense of the property owner and refuse delivery of water to the property until the cost thereof shall have been paid.
- B. Violations of this ordinance are hereby declared to be a nuisance, and the city, after notice to the customer or property owner to remove or correct the violation, may prevent, remove, and abate the same at the expense of the party creating or maintaining the same, in which event the city may levy a special assessment as

provided in Idaho Code 50-1008 on the land or premises whereon the nuisance is situated to defray the cost or to reimburse the city for the cost of abating the same.

7-2-8: CIVIL ACTION

In addition to, or in lieu of the foregoing, the city may bring any appropriate civil action, including abatement, injunction, and/or damages in which event the city shall be entitled to all costs including attorney's fees in the prosecution of such action.

7-2-9: MISDEMEANOR

In addition to the foregoing, any person violating the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to the penalties as provided by law.

7-2-10: LIABILITY

This ordinance shall not be construed to hold the city responsible for any damage to persons or property by reason of the inspection or testing herein, or the failure to inspect or test or by reason of approval of any cross connections. (Ord. 21, 4-13-1981; Ord. 2008-2)

CHAPTER 3

SANITARY SEWER

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7-3-1 : CONNECTION TO SANITARY SEWER REQUIRED

- A Every parcel of land or premises within the boundaries of the City of Tetonia, improved for occupancy and occupied or used by any person or persons, or as a commercial business, shall be connected to the public sanitary sewer system on or before June 1, 1988.
 - 1. Thereafter, any owner or person in charge of any parcel of land to be improved for human occupancy or business shall make or cause to be made, such connection within sixty (60) days after receiving official notice from the city to so connect.
 - 2. All charges associated with the laying of pipe from the home or facilities to be served to the city's mains and all other costs incurred in connecting to said mains shall be borne by the property owner.
- B All such connections to the city's mains shall be properly designed and constructed in conformity with requirements specified by the city. Provided, however, that potato warehouses shall not be required to hook on the line for other than restroom facilities.

7-3-2 : PROHIBITED DISCHARGES

- A It shall be unlawful for any person to discharge or cause to be discharged any storm water, groundwater, roof runoff, subsurface drainage, cooling water, or other unpolluted water to any sanitary sewer.
- B Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following described wastewater to the wastewater collection and treatment system:
 - 1. Any solids, liquids, or gases which may, by themselves or by interaction with other substances, cause fire or explosive hazards or in any other way be

injurious to person, property, or the operation of the wastewater collection and treatment system.

2. Any noxious or malodorous solids, liquids, or gases which either singly or by interaction with other substances are capable of creating a public nuisance or hazard to life or preventing entry into sewers for their maintenance or repair.
 3. Any solids, greases, waxes, slurries, or viscous material of such character or in such quantity that it may cause an obstruction to the flow in the sewer or otherwise interfere with the proper functioning of the wastewater collection and treatment system.
 4. Any toxic substance, chemical elements, or compounds in quantities sufficient to impair the operation or efficiency of the wastewater treatment facilities and cause the effluent thereof to exceed Idaho State Board of Health requirements for the receiving stream.
 5. Any liquids having a pH lower than 5.5 or higher than 9.0, or having any corrosive property capable of causing damage or hazards to structures, equipment, or personnel of the wastewater collection and treatment system.
 6. Any radioactive isotopes.
 7. Any liquid or vapor having a temperature greater than one hundred forty degrees Fahrenheit.
 8. Any garbage that has not been properly ground to such degree that all particles will be carried freely in suspension under the flow conditions normally prevailing in public sewers with no particle greater than one-half inch (1/2") any dimension.
 9. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch, manure, hair, or other material capable of causing obstruction to the flow in sewers or other interference with proper operation of the wastewater collection and treatment system.
- C. The city may prohibit the discharge into the public sewer of sewage that does not comply with the limitations set forth in this chapter.

7-3-3: INDEPENDENT SEWER SERVICE LINE REQUIRED

- A. The sewer main line and sewer service line(s) shall be so arranged that there is a separate and independent sewer service line to each individual building, place of business, or tract of land.
- B. A separate and independent sewer service line shall be provided for every new building connecting to the sanitary sewer system of Teton, Idaho.
- C. Separate sewer service lines are not required for each trailer space in overnight RV parks, nor for each cabin in cabin courts; however, separate sewer service lines are required for trailer houses on individual lots or for long-term space in manufactured home parks.

7-3-4 : SEWER CONNECTION FEE

- A. A sanitary sewer connection fee shall be set by resolution by the city council and shall include a connection fee and an inspection fee.

1. The connection fee is for the privilege of connecting with the city sewer. The inspection fee is for the inspection of the completed sewer connection.
 2. All work necessary for making proper connection shall be done to the satisfaction of and under the supervision of the city inspector and shall be paid for by the person desiring such connection.
- B. Fees for each sewer connection outside of the Tetonia City boundaries connecting to the original collection system shall be the applicable connection fees for inside city limits and in addition thereto sixty percent (60%) of such fee plus all costs of materials and installation incurred by the city.
- C. All connections inside and outside the city limits of Tetonia to the original collection system and/or to the interceptor line shall be made according to the plans and specifications approved by the city engineer of the City of Tetonia, which may also limit the number of service connections on a lateral line connecting to the original system in or outside the city limits.

7-35 : SEWER CAPITAL IMPROVEMENT FUND

- A. There is hereby established a sewer capital improvement fund to be supervised and managed by the city clerk. All sewer connection fees collected under this chapter shall be deposited into said fund and shall be distributed only for purposes set forth.
- B. Disbursements may be made from the sewer capital improvement fund for the following purposes only:
1. Construction and installation of city sanitary treatment facilities.
 2. Construction, installation and extension of city sanitary sewer system, including laterals, mains and interceptors.
 3. Payment of principal and interest on any general obligation or revenue bond or bonds issued by the city to defray the cost of construction, extension or improvement of the sanitary sewer system.
 4. Improvement of any existing city sanitary sewer system facilities and necessary equipment for servicing such facilities.

7-36 : RULES GOVERNING CONNECTION FEES

- A. Any applicant for a sewer connection to any lot abutting on a street, alley, or other right of way containing a main sewer line shall pay the full connection fee.
- B. In case two or more dwellings existing on any lot under the same ownership, and if any of such dwellings are located to the rear of the other or is at least 75 feet from the property line abutting on any street, alley, or right of way containing a main sewer line, thereof dwelling shall be charged the full connection fee even though the owner thereof requested only one stub for dwellings on such lot and the same service lateral is used for all such dwellings.
- C. In any "business block" or shopping center containing more than one adjoining business or commercial establishment under one ownership, where more than one such establishment is connected with the same lateral, but separate applications for service are made and separate billing requested, each of such establishments shall pay the applicable full connection fee.

- D. Any person owning unimproved real property which does not abut a street, alley, or right of way containing a main sewer line and who subdivides the same for construction of dwellings, shall install collection lines acceptable to the city and connect the same to an existing city main sewer line at a place to be determined by the city council all at the cost and expense of said subdivider. Each dwelling shall pay the current hookup fee.

7-37 : SEWER SERVICE LINE MAINTENANCE

All sewer users shall keep their individual sewer service lines in good repair and shall be responsible for all costs associated with maintaining the service line for all portions of the service line from the city mainline(s).

7-38 : INJURY TO OR TAMPERING WITH SANITARY SEWER SYSTEM UNLAWFUL

- A. It shall be unlawful to disturb, destroy, damage, adjust, molest, meddle, or otherwise interfere with any portion of the city sewage collection or treatment system or its appurtenances, located on either public or private property.
- B. Should any damage result, either intentionally or unintentionally, from handling or otherwise tampering with or plugging said sewer system, the violator shall pay for all costs incurred in connection with the repairs of said system and/or for any damages that may result from the tampering with or plugging of said sewer system.
- C. It shall be unlawful for any person to deposit any substance, which may tend to obstruct the flow of the sewer, in any opening.

7-39 : PREVENTIVE MEASURES

- A. In all cases where a building is used as a hotel, boarding house, restaurant, service station, garage, etc., the owner or occupant shall provide a properly constructed grease trap through which all wastes of a greasy nature shall be drained.
- B. Grease, oil, and sand interceptors or other necessary removal facilities shall be installed on the premises when in the opinion of the city, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, high concentrations of blood, fruit, vegetable, or grain liquors, milk wastes, or any flammable wastes, sand, and other harmful ingredients.
- C. All interceptors or removal facilities shall be of a type and capacity approved by the city and shall be so located as to be readily and easily accessible for cleaning and inspection. Where installed, all grease, oil and sand interceptors shall be maintained by the owner or occupant, at his expense, in continuously efficient operation at all times.

7-3-10 : PUBLIC WORK PERMIT REQUIRED

- A. A public work permit fee shall be set by resolution by the city council
- B. It shall be unlawful to install or alter any sanitary sewer within the City of Tetonia, Idaho, or to tap onto or connect to any sanitary sewer line whether lateral, main, or interceptor, without having first obtained from said city a public work permit.

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- C. It shall be unlawful for any person to uncover, make any connection with or opening into, use, alter, or disturb any public sewer or appurtenance thereof, without first obtaining a public work permit to perform said work from the city.

7-3-11 : INSTALLATION AND MAINTENANCE OF SEWER SERVICE LINE

- A. All sewer service lines shall be constructed by a certified plumber or qualified contractor and inspected by the city.
 - 1. Sewer service lines in any new subdivisions may be installed as part of the construction of the new sewer collection system.
 - 2. Sewer service lines shall be constructed, inspected, tested, and certified as being in conformance with the City of Idaho Falls Standard Drawings and the State of Idaho's Standard Specifications governing the construction of sewer service lines.
 - 3. Sewer service lines may also be installed by contract in conjunction with city sponsored projects or when in the opinion of the city, it is in the city's best interests to have or allow said sewer service lines to be installed by other than city personnel.
- B. The sewer service line from the city main line shall be maintained by the user at his expense.

7-3-12 : RIGHT TO REVOKE PERMISSIONS

Written permission given to connect sewers and drains shall be upon the express condition that the city may for good cause revoke the same and the express condition that the city may for good cause revoke the same and the person making such connection, or his successor in interest, shall have no right to claim any damage in consequence of such permission being revoked.

7-3-13 : SEWER CONSTRUCTION, PLANS, SPECIFICATIONS, AND INSPECTION

- A. All construction or reconstruction of public, private and sewer service lines shall be in accordance with the City of Idaho Falls Standard Drawings and the State of Idaho's Standard Specifications, and subject to inspection by the city.
- 8. Plan and profile drawings shall be prepared for all new sewer mains (whether public or private) and for all sanitary sewer extensions, reconstructions, or renovations; and all such plan and profile drawings must be reviewed and approved by the city engineer and the Idaho Department of Health and Welfare before any construction work on said sewer lines is started.

7-3-14 : RIGHT TO ENTER PREMISES FOR INSPECTION

The city shall have the right to enter upon any premises connected with any public sewer at all reasonable hours to determine that there is compliance with the provisions of this chapter. If conflict is noted, the owner of said premises or his agent shall be directed to alter, repair, or reconstruct said sewer facilities to conform to the requirements of this chapter within fifteen (15) days.

7-3-15 : INDUSTRIAL WASTES

- A. Each person or firm desiring to make a connection to the public sewer for the purpose of discharging industrial wastes thereto shall prepare and file with the city engineer a report that shall include actual or predicted data relating to the quantity and characteristics of the waste to be discharged. Private treatment

facilities may be authorized by the city, provided that all federal, state, and local laws and regulations are fully complied with.

- B. Industrial waste charges may be based upon the amount of flow, biochemical oxygen demand (BOD), and suspended solids or any combination thereof as may be recommended by the city engineer or this Ordinance.
- C. Pretreatment of industrial wastes shall be prerequisite to discharge into the city sewer system. Pretreatment of all industrial wastes shall comply with all applicable federal, state, and local laws and regulations.

7-3-16 : RECORD DRAWINGS AND ENGINEER'S CERTIFICATION

- A. "Record" drawings of sewer line plans shall be prepared by a professional engineer and the "corrected" original drawings or a duplicate mylar copy of the "corrected" original drawing(s) shall be provided to the city.
- B. "Record" plans shall include a "certification" thereon signed by the registered professional engineer in charge of the work that the "record" plans of the sewer lines are true and correct and that he (the registered professional engineer) has inspected the construction of the sewer line installation and that the materials and installation of same were all done in conformance with the specifications approved by the city for the construction of sanitary sewers.

7-3-17 : PUBLIC WORKS STANDARDS, SPECIFICATIONS AND DRAWINGS

The City of Tetonia Public Works Standards, Specifications and Drawings shall be the official reference manual for construction and quality control of public works infrastructure projects. (Ord. 46, 10-12-1987; Ord. 2008-2)

7-3-18: PENALTY

Any person violating the provisions of this Chapter shall be subject to a fine of not more than three hundred dollars (\$300.00) for each violation thereof. Each day that the violation continues shall be considered a separate offense. In addition to the forgoing, any person violating the provisions of this Chapter shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to the penalties as provided in Section 1-4-1 of this Code. (Ord. 2020-3; 4/15/20)

CHAPTER 4

WATER AND SEWER BILLING

7-4-1 : WATER AND SEWER USER RATES

7-4-2 : WATER AND SEWER BILLING

7-4-1 : WATER AND SEWER USER RATES

- A. Water service and sewer user rates shall be as established by resolution of the city council.

7-4-2 : WATER AND SEWER BILLING

- A. Billing Periods: All regular billing periods shall be on a monthly basis unless otherwise determined by the council. Domestic or commercial premises occupied a period of less than one (1) month shall be charged the full fee.
- B. Water and sewer bills shall be combined and billed on a regularly established day of each and every month in the month succeeding the month in which the service was rendered.
 - 1. Bills shall be payable as of the date mailed and shall be deemed delinquent if not paid before the sixteenth day thereafter.
- C. Delinquency: Water and/or sewer consumers and users shall be notified of this delinquency and if the bill is not paid in full within fifteen days after service of this notification on the water and/or sewer consumer and user, the right to water and sewer services shall cease and terminate unless the water and/or sewer consumer and user requests a pretermination hearing.
- D. Predetermination Hearing: Should the water and/or sewer consumer and user not request a pretermination hearing or if an adverse decision is rendered against the Water and/or sewer consumer and user as a result of the pretermination hearing, the City of Tetonía may require the water and/or sewer consumer and user to pay the delinquent water and/or sewer bill attributable to his own use, plus a turn-on charge to be determined by resolution of city council as a condition of receiving water and sewer service again.
 - 1. The City of Tetonía in its delinquency notice to all water and/or sewer consumers and users shall inform in writing all water and/or sewer consumers and users of their right to a pretermination hearing, with such hearing to be held with the due process protection described below:
 - a. The city will not discontinue water and/or sewer service to any water and/or sewer consumer and user prior to a fair and impartial hearing, after timely and adequate notice and an opportunity to confront witnesses, to personally appear with or without retained counsel, to be judged on facts adduced at the hearing, and to otherwise be heard and defend the claim made by the City of Tetonía, If a pretermination hearing is requested by any water and/or sewer consumer and user.
 - b. The city council shall have the responsibility to hold pretermination hearings.
 - c. The city council shall make a record of any pretermination hearing.

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- d. The city council shall render its decision in writing, giving the reasons for its determination.
 - e. In decisions adverse to the water and/or sewer consumer and user, the city council will inform the water and/or sewer consumer and user of the right to appeal the decision pursuant to the Idaho State Administrative Procedures Act.
2. The City of Tetonía shall not initially deny or discontinue water and/or sewer service to any water and/or sewer consumer because of any delinquent water and sewer bill on that premises that is attributable to the prior water and sewer use of another water and/or sewer consumer.
- a. Provided further that the City of Tetonía shall not initially deny water and/or sewer service to any water and/or sewer user for whatever reason without informing the water and/or sewer consumer and user of the right to a hearing before the city council on the issue of whether the City of Tetonía can initially deny water and/or sewer services.
 - b. In the case of an initial denial of water and/or sewer service, the City of Tetonía is not required to provide water and/or sewer service pending a hearing. However, a hearing upon request of a water and/or sewer consumer and user initially denied water and sewer services shall be held as expeditiously as possible and held in the manner and in accordance with the procedures for pretermination hearings delineated above.
 - c. In case such water service is discontinued for delinquency, it shall not be restored until such delinquency is paid or arrangements for payment satisfactory to the city have been made, and a fee set by resolution by the city council for discontinuing and restoring service has been paid.
- E. Monthly Sewer Fee Required: Commencing November 2, 1987, a monthly sewer fee shall be charged against all those who have city water hookups, whether or not their service line is physically hooked up to the sewer system. (Ord. 46, 10- 12- 1987; Ord. 2008-2)