

ORDINANCE

- 20 -

AN ORDINANCE FOR THE ESTABLISHMENT, CONSTRUCTION, MAINTENANCE AND OPERATION OF A SYSTEM OF WATER WORKS IN THE CITY OF FARMINGTON, VAN BUREN CO., IOWA

BE IT ORDAINED by the Council of the City of Farmington:

SECTION 1 That the City of Farmington erect, construct, operate, and maintain a system of water works for the purpose of supplying said City with water for fire purposes and for such other purposes as may be necessary for the health, safety, comfort, and convenience of the inhabitants thereof.

SECTION 2 That the Council of said City, procure for said purpose by purchase or condemnation, such real estate, within or without the corporate limits of said City, as may be necessary and proper, for the erection of reservoirs therefor, and for the use of its machinery, power house and buildings, and other appliances that may be necessary and proper for the erection, operation, and maintenance thereof; the right of way for water mains, streams, trenches, pipes, and drains used in and necessary in the construction, maintenance, and operation of the same; and for procuring and filtering a permanent supply of water therefor; and to locate and establish hydrants for fire purposes.

SECTION 3 The Council of said City be and they are hereby authorized and empowered to procure plans, specifications and estimates therefore and to make all contracts, necessary and proper for the erection, construction, and maintenance thereof and necessary and proper for procuring the necessary real estate and right of way for the use thereof; and necessary and proper to procure a permanent supply of water therefor; and to do all things needful for the purpose of establishing, erecting, operating, and maintaining said water works.

SECTION 4 In case the necessary real estate and right of way therefor cannot be procured for reasonable compensation, then, they shall have power, as provided by law to institute the necessary proceedings for condemnation thereof.

SECTION 5 That the said Council, be and they are hereby authorized to lay water mains and pipes in the streets and public grounds of said City and to excavate the streets and do all other things needful therefor and to locate, establish and maintain hydrants thereon for fire purposes.

SECTION 6 That for the purpose of maintaining and operating said water works the Council shall levy an annual water tax as provided by law, not exceeding five mills on the dollar of taxable property, and charge individuals obtaining water there from annual water rent for the several purposes for which the same may be desired in addition to the water tax aforesaid, as per a schedule of prices therefor, to be here after fixed and determined by Ordinance.

SECTION 7 That the annual water rents shall be a lien on the property to which water is supplied, together with the real estate on which situated, and the same may be certified and collected in the same manner as other municipal taxes with like penalties.

SECTION 8 That any person or property owner so desiring may excavate the streets or alleys under the direction and supervision of the Council for the purpose of laying pipes connecting with the water mains of said works, for the purpose of obtaining a supply of water for his dwelling house, grounds, store, shop, or such other purpose as may be desired, paying therefor such annual water rent as may be fixed by the schedule therefor, or when for extraordinary purposes as may be agreed upon.

Passed: August 11, 1894

W.D. McCormick, Mayor
C. Scott, Recorder

Reviewed 1/21/78

AMENDMENT – ORDINANCE 20

SECTION 8 That the term "water lines" will be changed to "water meter". That the term "annual" will be changed to "monthly".

SECTION 9 That all residential and commercial water users within the city limits of Farmington, Iowa, will be required to be hooked up to the City's water service system.

SECTION 10 Exceptions to Section 9:

A. No person shall install a private water well within the City limits unless a determination has been made by the City Council that the point of water use is greater than three hundred feet (300') from accessible distribution water main owned and controlled by the City.

B. The City will require owners of existing private wells to connect to a City-owned distribution water main in accordance with provisions of this Ordinance if the conditions in Section 10, Paragraph A are not satisfied. Such connection shall be completed within ninety (90) calendar days after official notice to do so.

First Reading: March 30, 1999, 7:15pm., City Hall, Farmington, Iowa
Second Reading: April 12, 1999, 7:15pm, City Hall, Farmington, Iowa
Third Reading: May 10, 1999, 7:15pm, City Hall, Farmington, Iowa

Raymond Clemenson, Mayor
Joan Rohdy, City Clerk

Reviewed: 9/10/15