

Chapter 28

WATER

- Art. I General, secs. 28-1---28-18
Art. II Cross Connections Controls, secs. 28-19---28-23
Art. III Groundwater Use (Private Water Wells), secs. 28-24 --- 28-25

Sec. 28-1. Definitions.

The following words and terms when used in this chapter are intended to mean and shall mean as follows, to wit:

Illegal Meter shall mean as one that has been placed in service without authorization from the City, and includes meters that are owned by the City or acquired from another source. (Ord. 3018, sec. 1, 10/07/08)

Person shall mean any person, firm or corporation, either as principal or as agent for another.

Municipal mains shall embrace any and all of the water-carrying and water-distributing pipes, mains and conduits of the City of Hattiesburg, Mississippi.

Superintendent shall mean the general manager of the utilities of the City of Hattiesburg, Mississippi.

Temporary Service Fee shall mean a fee to be paid in lieu of a deposit for temporary service to cover repairs, cleaning, etc., when permanent service is not needed or requested. This fee will cover the service charge to turn of the water, turn off the water at a predetermined date, and the actual cost of water and sewer service, when the water consumption does not exceed 3,000 gallons.(Ord. 3018, sec. 1, 10/7/08)

Water shall mean the water service or water supply belonging to and furnished or to be furnished by the City of Hattiesburg, Mississippi. (Ord. 1857, sec. 1, 3-24-76)

Sec. 28-2. Connections with water mains.

A. It shall be unlawful for any person to make or cause to be made any connection, directly or indirectly, with any of the municipal mains, or in anyway to obtain or cause to be obtained any water from the municipal mains, except as herein provided.

B. When any person desires an original service connection with any municipal main, and when any person desires to obtain an initial or original water supply, he shall make written application therefor on a form or forms to be obtained from the superintendent, setting forth in such application the number and kind of fixtures and outlets that will be served by such connection, and the purpose or purposes for which the water will be used.

C. Any person who applies for and obtains water at a particular location or in or upon any premises, and who desires to discontinue the use of such water at any such place, shall notify the superintendent, in writing, of the time when the use of the water by him will be discontinued, and in the event of the failure to give such notice, such person shall remain and be liable for any and all water used at the location until the superintendent shall acquire actual personal knowledge that the

person who so applied for such water at the location has discontinued the use thereof.

D. Any person desiring to obtain or use water at any place or upon any premises where the original service connection has already been made but where the water has been cut off, or left on, shall in either event make application to the superintendent for such water as in the case of a person desiring to obtain an initial or original supply of water.

E. No person except the superintendent or some other duly authorized municipal employee shall turn the water on or off at any stopcock, or install or remove or repair or to repair any water meter or service pipe or connection.

F. No person shall make any change in or addition to any water pipes at, in or upon any premises, or install or any additional water fixtures or outlets unless such person shall first have obtained a written permit so to do from the superintendent. (Ord. 1857, sec. 3, 3-24-76)

Sec. 28-3. Separate service pipes.

A separate service pipe from the municipal main shall be required for each location and customer served, and no pipe shall extend or be extended from any location, lot, building or premises to another, unless a permit so to do shall be obtained from the superintendent. (Ord. 1857, sec. 4, 3-24-76)

Sec. 28-4. Size of service connections; fee for connections.

A. The size of the service connection or tap on any municipal main shall be governed by the use indicated on the original written application therefore. No connection or tap shall be made to any municipal main without the written consent of the superintendent. A charge or fee shall be paid to the collection office of the water department of the City of Hattiesburg for each original connection or tap to any municipal main before connection or tap is made, as follows:

1. For each 3/4-inch connection or tap \$ 860.00

Provided, however, where a developer of a subdivision or other property has installed a main and service pipe thereon, the service connection charge for a 3/4-inch connection or tap shall be Five Hundred Twenty Five Dollars (\$525.00).(Ord. 3078, sec.1,10-4-11;Ord. 3018, sec. 1, 10/7/08)

2. For each 1-inch connection or tap \$ 950.00

Provided, however, where a developer of a subdivision or other property has installed a main and service pipe thereon, the service connection charge for a 1-inch connection or tap shall be Nine Hundred Fifty Dollars (\$950.00).(Ord. 3078, sec. 1, 10-4-11;Ord. 3018, sec. 1, 10/7/08)

4. For each 2-inch connection or tap \$3200.00.(Ord. 3078, sec. 1, 10/4/11;Ord. 3018, sec. 1, 10/7/08)
5. For each connection or tap larger than two (2) inches, a charge or fee shall be paid equivalent to the cost of installation thereof.
6. If any connection, tap or cut-in is made under or into a paved street, avenue or alley, there shall be an additional charge equivalent to the cost of tearing out and replacing such pavement.
7. Relocation of water service or tap connection, up to a maximum of twenty (20) feet made at the request of the property owner, shall be at the expense of the property owner making said request and charges for such relocation.

relocation of water service or tap connection shall be the actual cost of labor and materials, with a minimum charge of two hundred dollars (\$200.00).(Ord. 3078, sec. 1, 10/4/11;Ord. 2682, sec. 1, 3-16-99)

B. The title to all service pipes, cocks, valves, curb cock boxes, meters and materials provided, furnished or installed by the municipality, and/or those which have been deeded to the municipality by any owner and/or developer, shall be and remain in the municipality. (Ord. 2092, sec. 1, 10-12-82; Ord. 1984, sec. 1, 9-26-79; Ord. 1857, sec. 5, 3-24-76)

Sec. 28-5. Inspection of premises authorized.

The superintendent as well as the other employees of his department shall have the right at any reasonable time to go upon or in any premises supplied with water for the purpose of determining the amount of water used on any such premises and for the purpose of inspecting and examining the fixtures, appliances, outlets or methods employed in the use of such water. (Ord. 1857, sec. 6, 3-24-76)

Sec. 28-6. Operation of fire hydrants restricted to certain persons.

No person other than a municipal employee engaged in the discharge of his duty shall turn on or operate any of the fire hydrants belonging to the municipality. Privately owned fire hydrants or other fire protective devices shall be used only in case of fires unless otherwise authorized in writing by the superintendent. Any water used by means of any such privately owned hydrant, or device for any purpose other than the bona fide extinguishment or attempted extinguishment or control of fire shall be paid for at the quantity rates herein prescribed for retail meter consumers. (Ord. 1857, sec. 7, 3-24-76)

Cross reference--For provisions in general relating to fire, see Chapter 22, Art. IV-Standard Fire Prevention Code.

Sec. 28-7. Obstructing access to water fixtures.

No person shall obstruct the free access to any fire hydrant, stopcock or other fixture belonging to the municipality and used in connection with its water mains by placing motor vehicles or other conveyances, stone, brick, lumber, dirt or anything whatsoever so as to constitute an obstruction in the way of or impeding immediate access to any such fire hydrant or other fixture. (Ord. 1857, sec. 8, 3-24-76)

Cross reference--see cross reference above at Sec. 28-6.

Sec. 28-8. Wasting water.

No person shall carelessly or willfully waste the water obtained from the municipal mains, nor supply the same to non-customers. Water shall not be carried away from the municipal schools, fountains, parks, buildings or any other municipal property. (Ord. 1857, sec. 9, 3-24-76)

Sec. 28-9. Maintenance of pipes and fixtures.

All persons furnished water by the municipality shall keep and maintain their water pipes, fixtures, appliances and out- lets in good repair, so as to prevent the waste of water. Water fixtures or outlets shall not

be left running to prevent the same from freezing, or otherwise, so as to waste water. (Ord. 1857, sec. 10, 3-24-76)

Sec. 28-10. Consumers---Classification.

The water customers and consumers furnished and supplied water by the municipality are hereby classified as follows:

- A. Business or commercial water customers and consumers: This classification and class of municipal water customers and consumers shall and does include all business and commercial concerns, establishments, enterprises and premises now obtaining or hereafter to obtain water from the municipality for any purpose other than solely for domestic, home and family consumption and use, and expressly the following:

All hotels, restaurants, lunch stands, filling stations, stores, hospitals, construction projects or work, garages, barbershops, colleges, laundries, bakeries, dry cleaning establishments, office buildings, banks, drugstores, washracks, and any and all other premises supplied with water by the municipality except private homes or residences.

- B. Domestic customers or consumers: This classification and class of municipal water customers and consumers shall and does include private homes and residences. (Ord. 1857, sec. 11, 3-24-76)

Sec. 28-11. Same---Commercial consumers.

Business or commercial water customers or consumers shall be furnished water by the municipality at the quantity or meter rates hereinafter prescribed. If any business or commercial water customer or consumer has not been supplied with a water meter, the municipality shall supply such customer or consumer with a water meter at the expense of the customer or consumer as soon as the same can reasonably be obtained and installed by the municipality. (Ord. 1857, sec. 12, 3-24-76)

Sec. 28-12. Same---Meters to be furnished.

The municipality shall furnish and supply water meters to all domestic customers and consumers of water in the city as soon as it is reasonably possible for the municipality to obtain and install such meters. Such meters shall be obtained, furnished and installed by the municipality after an adequate fee has been collected. When such meter has been so installed, such domestic customer and consumer shall be furnished and shall pay for water at the quantity and meter rates prescribed herein. (Ord. 1857, sec. 13, 3-24-76)

Sec. 28-13. Schedule of rates.

Effective November 1, 2011, the following schedule of rates is hereby ascertained, found and declared to be reasonable, and the same are established as the rates to be charged for water furnished on a quantity or meter basis, subject to minimum charges shown below:

No. Gallons Inclusive	Rate per Thousand
1,000 -- 100,000	\$2.75

Over 100,000\$2.28

There shall be a monthly minimum charge to customers and consumers of nine dollars and thirteen cents (\$9.13).(Ord. 3078, sec.2, 10/4/11;Ord. 3011, sec. 1, 9/02/08)

Effective September 1, 2012, the following schedule of rates is hereby ascertained, found and declared to be reasonable, and the same are established as the rates to be charged for water furnished on a quantity or meter basis, subject to minimum charges shown below:

No. Gallons Inclusive	Rate per Thousand
1,000 -- 100,000	\$2.89
Over 100,000	\$2.39

There shall be a monthly minimum charge to customers and consumers of nine dollars and fifty-nine cents (\$9.59).(Ord. 3078, sec 2, 10/4/11;Ord. 3011, sec. 1, 9/02/08)

B. No free water shall be furnished to any user.

C. Effective November 1, 2011, all private homes and residences, all trailer parks, apartment complexes and all hotels and motels shall pay a straight charge two dollar and seventy five cents (\$2.75) per thousand (1,000) gallons of water, with no quantity discount. (Ord. 3078, sec 2, 10/4/11;Ord. 3011, sec. 1, 09/2/08)

Effective September 1, 2012, all private homes and residences, all trailer parks, apartment complexes and all hotels and motels shall pay a straight charge two dollar and eighty-nine cents (\$2.89) per thousand (1,000) gallons of water, with no quantity discount. (Ord. 3078, sec. 2, 10/4/11;Ord. 3011, sec. 1, 09/2/08)

D. All current water customers or customers who are supplied water beyond the corporate limits of the municipality will pay the applicable amounts shown herein, or as per agreement between the City of Hattiesburg and the user. In no case will the rate be less than as outlined in Paragraph A of this section..

E. Any and all future connections outside the corporate limits of the municipality will be evaluated on an individual basis to determine demand and supply capability and any and all connections may or may not be approved if connection or connections are deemed to not be in the best interest of the municipality, and all connections made will not constitute a guarantee of continuing service or supply (pressure) during the period of service.(Ord. 2816, sec. 1, 5-20-03; Ord. 2682, sec. 1, 3-16-99; Ord. 2341, sec. 1, 4-2-90; Ord. 2092, sec. 2, 10-12-82; Ord. 1984, sec. 2, 9-26-79; Ord. 1857, sec. 14, 3-24-76)

Sec. 28-14. Payments for service.

A. Charges and bills for water furnished business or commercial customers or consumers or any other person furnished water shall mature on the date of the statement or bill. Such charges and bills shall be due and payable on the date of the statement and any such charges or bills not paid on or before fifteen days from date of statement shall be in default.

B. Failure, neglect or refusal to pay any water bill on or before fifteen (15) days of date of

statement shall subject the customer, consumer or user of the water to the loss and discontinuance of his water service and supply without notice. If any such water service and supply is lost or discontinued because of the nonpayment of any such statement of or before fifteen (15) days of date of statement, the service and supply shall not be resumed until the bill or statement is paid in full, together with a re-continuance charge of thirty dollars (\$30.00), this amount being determined as the reasonable cost to be incurred by the municipality in resuming such service. (Ord. 3078, sec.3,10/04/11;Ord. 3018, sec. 1, 10/7/08;Ord. 1857, sec. 15, 3-24-76)

Sec. 28-15. Meter deposits required; amounts.

A. Any water customer or consumer shall not be entitled to any water service or supply unless and until such person makes a meter deposit with the municipality as follows, to wit:

1. All residences, seventy-five dollars (\$75.00) per family unit.(Ord. 3018, sec. 1, 10/7/08)
2. All apartments, seventy-five dollars (\$75.00) per family unit not to exceed six hundred dollars (\$600). .(Ord. 3018, sec. 1, 10/7/08)
3. All hotels and motels, four hundred dollars (\$400.00).
4. All commercial businesses, except restaurants, seventy-five (\$75.00). .(Ord. 3018, sec. 1, 10/7/08)
5. All restaurants with seating capacity of 100 or less, one hundred dollars (\$100.00).
6. All restaurants with seating capacity of more than 100, one hundred and fifty dollars (\$150.00).

Temporary Service Fee – A fee of twenty dollars (\$20.00) shall be paid in lieu of a deposit for temporary service to cover repairs, cleaning, etc., when permanent service is not needed or requested. This fee will cover the service charge to turn of the water, turn off the water at a predetermined date, and the actual cost of water and sewer service, when the water consumption does not exceed 3,000 gallons.(Ord. 3018, sec. 1, 10/7/08)

B. The size of any meter installed shall be determined by the superintendent of the municipal waterworks, who shall give consideration in determining the size of any meter, to the estimated consumption and use of water by the respective customer and consumer. Any deposit made shall not bear interest, but shall be refunded after termination of the water service and supply, and after payment of all sums due for water theretofore furnished. The making of any such deposit shall not affect the right of the municipality to discontinue water service for non- payment of the charge and bill therefor, but in the event of any such nonpayment the municipality may cut off and discontinue the services if the charges or statement remain in default so long as fifteen (15) days after the date of the statement.

C. The municipality may at its option apply any such deposit toward payment of any amount due the municipality for water theretofore furnished.

D. Any and all water meters installed by the municipality shall remain the exclusive property of the municipality.

(Ord. 2532, sec. 1,9-19-95, Ord. 2189, sec. 1, 6-18-85; Ord. 1857, sec. 16, 3-24-76)

Sec. 28-16. Transferring from one location to another.

No person shall be entitled to transfer his water service from one location to another, except as hereinafter set forth. When premises are vacated, or the use thereof discontinued by a water customer, he shall pay his bill in full for the old location and make all necessary arrangements for the new cut-in before being entitled to any further water service, and shall pay a fee of ten dollars (\$10.00) for transfer of water service from one location to another. Relocation, at the request of an owner or customer, of a water meter, connection or tap on the same property shall require advance payment of a charge determined from time to time as reflected on the official minutes of the city. No person shall be entitled to a water cut-in or to water service at any location if he is in arrears for water service rendered at that or any other location. (Ord. 1857, sec. 17, 3-24-76)

Sec. 28-17. Tampering with meters.

If any person tampers with or in anyway makes or attempts to make any improper use or adjustment of any water meter, stopcock, service pipe, or attempts in any way to avoid payment of the proper amount due or to become due for the water obtained or to be obtained or used by such person or for his benefit, then in any of said events the superintendent of the water department shall have the right, without notice, to immediately discontinue the water service of such person and/or charge costs for all resulting damages and costs to be reflected on following month's water bill. (Ord. 1857, sec. 18, 3-24-76)

Charges for meter tampering and other damages:

- 1. Broken or damaged locks-----\$100.00
- 2. Illegal, broken or damaged meter -----Cost as defined in
Section 28-4
- 3. Illegal connection (other illegal meter)-----\$500.00

An illegal meter is defined as one that has been placed in service without authorization from the City, and includes meters that are owned by the City or acquired from another source.(Ord. 3078,sec.3, 10/04/11;Ord. 3018, sec 1, 10/07/08).

Sec. 28-18. Penalties.

Any person willfully violating any of the prohibitions or provisions of this chapter shall be guilty of a misdemeanor and shall, on conviction, be fined in a sum not to exceed five hundred dollars (\$500.00) or imprisoned for not more than ninety (90) days or both. (Ord. 1857, sec. 19, 3-24-76)

Article II. Cross Connection Controls

Sec. 28-19. Definitions.

The following words and terms when used in this chapter are intended to mean and shall mean as follows, to wit:

Water System: shall mean the City of Hattiesburg Water System, or its authorized agent.

Potable Water: Water that is acceptable for human consumption.

Non-Potable Water: Water not acceptable for human consumption or of unknown quality.

Cross Connection: Any arrangement of piping where a potable water line is connected to non-potable water; it may be a pipe-to-pipe connection where potable and non-potable water lines are directly connected, or a pipe-to-water connection where the potable water outlet is submerged in non-potable water. If the potable and non-potable source are separated by gate valves, check valves or devices other than the appropriate backflow preventer as outlined by this article, a cross connection exists. By-pass arrangements, jumper connections, swivel or change over assemblies, or other temporary or permanent assemblies through which, or because of which, backflow may occur are considered to be cross connections.

Backflow: The reversal of normal flow direction where water flows from the intended point of delivery towards the supply.

Back Pressure Backflow: Backflow caused by a lower pressure in the potable supply than at the point of delivery.

Back Siphonage Backflow: Backflow caused by a negative pressure in the potable supply line.

Health Hazard, (High Hazard): Contamination with the potential to endanger the health and well being of the consumer.

Non-Health Hazard, (Low Hazard): Contamination that will not endanger the health of the consumer, but does not meet established water quality standards for public water systems.
(Ord. 2716, Sec. 2, 1-18-00)

Sec. 28.20 Backflow Prevention Assembly Requirement.

A. Elimination and Protection of Cross Connections. Cross Connections occurring within the Water System shall be eliminated or protected with the appropriate backflow preventer. Cross connections are eliminated by establishing an air gap between the potable and non-potable sources. Cross connections are protected by installing the appropriate backflow preventer. It shall be the responsibility of the owner of the cross connection to eliminate the cross connection or protect the cross connection with a backflow preventer approved by the Water System.

B. Connections to Sewer. Direct connections, permanent or temporary, between the Water System and a sanitary or storm sewer are prohibited.

C. Home Wells. Connection to any source of water other than that provided by the Water System, including home wells, is prohibited unless a backflow preventer approved by the Water System is installed.

D. Approved Backflow Prevention Assemblies. Only backflow prevention assemblies approved by the Mississippi State Department of Health shall be installed on this Water System to comply with this chapter.

E. Installation Requirements. Reduced pressure principle assemblies, double check valve assemblies, and pressure vacuum breakers shall be installed in a manner and location that provides adequate access for testing and repair of the assembly. Reduced pressure principle assemblies and double check valve assemblies shall not be subject to possible flooding. Reduced pressure principle assemblies and double check valve assemblies shall not be installed in a pit or enclosure below ground level.(Ord. 2716, sec. 3, 1-18-00)

Sec. 28-21. Responsibility of Water System.

A. Surveys. An authorized agent of the Water System, utilizing written guidelines published by the Mississippi State Department of Health, shall conduct surveys and on-site visits as necessary to locate existing cross connections. Single family dwellings and multi-family dwellings designed to house no more than eight families shall not be included in this survey unless the officials of the Water System have reason to believe a cross connection exists. The survey of the Water System shall be completed by an individual approved by the Water System. Upon completion of this survey, the responsible official of the Water System shall certify to the Mississippi State Department of Health, on forms provided by the Department, that the required survey has been properly performed and completed in accordance with the written guidelines published by the Department.

B. Right of Entry. The Water System, acting through its authorized agent, shall have the right to enter any non-residential building, during reasonable hours, to inspect the plumbing system installed in any such building or premises provided prior notification of the inspection is given. The authorized agent shall first obtain consent of the owner to enter any single family dwelling.

C. Classification of Hazard. Each cross connection found will be classified as High Hazard or Low Hazard by the authorized agent of the Water System. If a connection is found to be a high hazard cross connection, the owner of the connection shall be notified in writing within ten (10) days, that the cross connection must be eliminated or protected by the installation of a backflow preventer approved by the Water System within sixty (60) days of notification. If the connection is found to be a low hazard cross connection the owner of the connection shall be notified in writing with ten (10) days, that the connection shall be eliminated or protected by the installation of a backflow preventer approved by the Water System within six (6) months of notification.

D. Selecting the Appropriate Backflow Preventer. It shall be the responsibility of the Water System, acting through its agent, to determine the type of backflow preventer required at each cross connection and the location where the backflow preventer will be installed. The type of backflow preventer and the required installation location will be selected by the Water System utilizing regulations published by the Mississippi Department of Health.

E. Existing Backflow Preventers. Any backflow prevention device or assembly installed on the Water System to protect the Water System against the possibility of backflow from a customer's water service prior to this adoption of this article shall be governed by this article. Existing backflow preventers shall be inspected and tested within ninety (90) days of identification.

F. Review of Meter Applications. The Water System, acting through its authorized agent, shall review all applications for new meters to determine if a cross connection will be created. The Water System shall require the installation of an approved backflow preventer at all new connections where a cross connection will be created.

G. Inspections. The Water System, acting through its authorized agent, will periodically inspect any connection to the water system as deemed necessary to insure cross connections have not been created. These inspections may be conducted without prior notice to the customer.

H. Record Keeping. The Water System shall maintain records of the type, size and location of each backflow preventer installed in the system, when each backflow preventer is due to be tested, and the results of each test. Records shall be maintained for five (5) years from date of test and inspection.(Ord. 2716, sec. 4, 1-18-00)

Section 28-22. Testing of Backflow Prevention Devices.

A. Tests Required. Each reduced pressure principle backflow prevention assembly, double check valve assembly, and pressure vacuum breaker installed on the Water System shall be tested after installation, after repairs of any kind, and annually. Any backflow preventer found to be non-functional shall be repaired and re-tested within fourteen (14) days of the initial test.

B. Certified Testers. Only backflow preventer testers certified by the Mississippi State Department of Health shall test backflow preventers located in the Water System.

C. Notification. The Water System shall notify the owner of each backflow preventer sixty (60) days prior to the date that the backflow preventer is scheduled to be tested.
(Ord. 2716, sec. 5, 1-18-00)

Section 28-23. Violations and Penalties.

A. Refusal of Inspection. If the owner refuses to let the authorized agent of the Water System perform the necessary inspections to determine if a cross connection exists, the Water System shall require that a reduced pressure principle backflow prevention assembly be installed at the service connection.

B. Maintaining a Cross Connection. If the owner, after having been informed that a cross connection exists at his property, refuses to eliminate or protect the cross connection through the use of the appropriate backflow preventer, water service to the connection shall be terminated until such time as the owner complies with Mississippi State Department of Health regulations.(ord. 2716, sec. 6, 1-18-00)

(This page left blank intentionally)

Article III. Groundwater Use (Private Water Wells)

Sec. 28 - 24. Rules and Regulations - Groundwater Use (Private Water Wells)

Any well drilled or operated within the city for private use shall not be connected in any manner with the city water and sewer system (Ord. 2795, sec.1,7-16-02).

Any private well within the city will conform to the requirements of §§ 51-3-1 thru 51-3-55 and 51-5-1 thru 51-5-19 of the Mississippi Code Annotated. 1972 Ord. 2795, sec.2, 7-16-02).

Each private well within the city will be subject to initial and subsequent inspections to ensure that the well is not attached to or connected with the city water and sewer system Ord. 2795, sec. 3, 7-16-02).

The owner of any private well in the city shall be; responsible for complying with any and all applicable health codes and regulations and with all applicable statutes of the state and with all applicable ordinances of the city)rd. 2795, sec.4,7-16-02).

The owner of a private well within the city shall submit a sample of the water from the well for testing for quality and presence of contaminates and suitability for human consumption within 10 days of said well being drilled and shall file with the Public Services Department of the City of Hattiesburg, a copy of the test results within 30 days of the well being drilled. Further, said well must be tested for quality, presence of contaminates and suitability for human consumption on an annual basis and the test results filed with the city (Ord. 2795,sec. 5, 7-16-02).

Sec. 28 - 25. Penalties - Groundwater Use

It shall be unlawful for any person to fail in any way to conform with the provisions of this article, and any such person violating any of the terms of this article in any respect shall be guilty of a misdemeanor and may be punished by a fine of not more than \$1,000 and/or imprisonment up to thirty (30) days. The continued operation of said well from and after the date of a notice of violation being issued to the owner shall be considered a separate violation for each day of operation thereafter and subjecting the violator to a fine not to exceed \$250.00 per day for continued operation. Further, the failure of the owner to comply with this ordinance shall result in the City reporting the violation to the appropriate State Agency and the commencement of the necessary actions to have said well shut down (Ord. 2795, sec. 6,7-16-02).

(This page left blank intentionally)