ARTICLE II

USE OF STOWE VILLAGE PUBLIC WATER SUPPLY

1. Provision of water to all water services shall be metered unless a meter is not practical in the opinion of the Water Department.

2. All tapping and turning of water main valves shall be done under the direction of the Water Superintendent.

3. All material and labor for installation or extension of mains or services shall be purchased from or approved by the Stowe Village Water Department.

4. Application for water service shall be made on printed forms, furnished by Water Superintendent and the applicant shall agree to conform with any and all Water Department regulations concerning use. Completion of the application and payment of fees shall be considered acknowledgment and agreement by the applicant to conform with all Water Department Rules and Regulations.

5. Contractor "Construction Services" shall include the hook on charge to be paid in full before the water is turned on. If service equipment is not installed in the first location (described to the department) then the additional cost of labor and material to relocate service equipment shall be paid by the contractor to the department. The Water Department shall be furnished three (3) sets of record drawings and one (1) drawing shall be 24" x 36" in size and drawn to a 1" = 40' or 1" = 50' scale, for approval before construction.

6. Repairs to any service pipe from the curb stop to the meter within the building shall be done at the property owner's expense for material, labor, excavation, back filling, patching, etc.

7. All meters, ~~except sprinkler system meters~~, shall be furnished by the Village of Stowe Water Department and installed [redacted] same. The cost of installing meters and any costs for repair caused by frost, hot water, malicious mischief, or any other improper usage shall be paid by the property owner. The Water Department shall not furnish water through any meter over which it does not have exclusive control and accessibility.

8. Except with the permission of the Water Superintendent, no person shall turn on water to any premises or shut off the same and in no instance shall water be turned on to any premises for use at water rate until the meter has been suitably installed.

9. All persons taking water shall keep the fixtures and service pipe within their own premises in good repair and fully protected from frost and shall prevent the waste of water. The Water Department shall not be liable for leakage beyond the curb stop or any damage resulting therefrom.

10. Stowe Village Water Department shall not be liable for any injury, loss, or damage of whatever nature, caused or occasioned by the failure to maintain a constant pressure within the water main or by a stoppage of water by frost or other causes, or insufficient supply of water, or for accident or damage

of any kind caused or created out of furnishing or failing to furnish water.

11. When it is desired to discontinue the use of water, notice shall be given to the Water Department and water charges as provided in the Rate Schedule shall continue to be collected until the water is turned off at the curb stop.

12. The owner or operator of any motor vehicle which shall cause damage to any fire hydrant shall pay the actual repair or replacement cost of the fire hydrant.

13. One water meter shall be installed at each location, building, premise, or unit. In multi-use or multi-occupancy buildings or premises it may be desirable to install more than one meter at the discretion of the Water Department. Customer charges and usage fees are applicable for each meter installed.

14. When it becomes necessary to shut the water supply off in any pipeline for repairs, the user shall be notified but in an emergency the water may be shut off without notice, in which case the user shall be notified as soon as possible.

15. Snow removal for private hydrants shall be the owner's responsibility and hydrants will be painted yellow, with color coded bonnets, as determined by the available rate of flow.

16. The responsibility for maintaining private fire hydrants in proper working order lies solely with the property owner and NOT with the Department.

17. If, in the opinion of the Trustees, a water main extension is appropriate and in the public interest and for the public good then the following shall apply. Water mains may be extended only upon agreement in writing wherein the applicant shall agree to pay for all labor and materials necessary, including valves, hydrants, and appurtenances. Before the final acceptance of the main extension it must have passed the required pressure and bacteriological tests.

18. The Curb Stop shall be located at the limit of the Village Right-of-way or the limit of the Water Main Right-of-way. The Village shall be responsible for the maintenance of the service pipe from the main up to and including the curb stop. The Property Owner shall be liable for the maintenance of the service pipe from the curb stop to the cellar stop.

19. All persons desiring a sprinkler system on their property shall be fully responsible for total installation. Taps will be made available at the owner's expense for the purpose of sprinklers. Installation of sprinklers is subject to approval by the Village of Stowe Water Department.

20. Water services shall not be installed to a building until a zoning permit is issued to the builder or owner.

21. The Trustees are empowered to adopt emergency rules governing the supply and use of water as they may deem appropriate to accommodate such emergency.

22. All private hydrants shall be installed to the Department's specifications and most recent AWWA Standards. All material and equipment and labor used will be furnished or paid for by the owner.

23. All dwellings with a Village tap as well as another source of water shall have an air gap between the two systems.

24. The Water Superintendent and other duly authorized employees of the Water Department bearing proper credentials and identification shall be permitted to enter upon all properties for the purposes of inspection, observation, measurement, sampling and other testing, in accordance with the provisions of this ordinance.

ARTICLE III

WATER UTILITY ACCEPTANCE REQUIREMENTS

Water mains and their related appurtenances shall be eligible for acceptance as part of the Stowe Water Department distribution system when the following standards have been met.

1. The installation and materials must be approved by the Water Department as being in compliance with established standards.

2. The installation must pass the necessary hydrostatic pressure and leakage tests in accordance with the latest revisions of AWWA C-601.

3. The installation must be disinfected in accordance with the latest revisions of AWWA C-601 and must be certified by the Vermont Department of Health to be free of bacteriological contamination.

4. The installation must be within an existing or proposed Highway Right Of Way or within a right of way or easement that is to be deeded to the Village of Stowe. Right of way deeds will be presented to the Village of Stowe for approval prior to connection.

5. Prior to the acceptance of any new water facilities into the municipal water distribution system the Water Department shall be furnished three (3) sets of Record Drawings and one (1) set of reproducible Records Drawings. All Record Drawings shall be 24" x 36" in size and drawn to a 1" = 40' or 1" = 50' scale.

6. All meters shall be installed with cellar stops and a check valve with a valve on each side of the meter. No water meter shall be installed without a pressure regulator or approved backflow preventer.

ARTICLE IV

WATER RATES AND CHARGES

1. All fees, charges, rates or rents of the Water Department for or in connection with the water supply shall be determined by the Board of Trustees acting as Water Commissioners and shall be a lien upon real estate, furnished

with the service for which such charges, rates or rents are imposed as provided for in the Village Charter in the same manner and to the same effect as taxes are a lien on real estate under Section 5061 of Title 32 Vermont Statutes Annotated.

2. No abatement of charges, rates or rents for water supply shall be allowed by reason of disuse or diminished use of such services or vacancy of the premises served, unless reasonable advance notice of such disuse or diminished use or vacancy of the premises served shall have been given to the Water Department.

3. Every bill, charge, rent or statement rendered by the Water Department shall, unless specified therein, be paid in full by the due date of said bill, and if not so paid, a late charge of five percent shall be added to the bill and collected as part thereof. All delinquent water bills shall be collected and water service discontinued in accordance with the Municipal Uniform Disconnect Act (Title 24 Vermont Statutes Annotated Chapter 129).

4. In the event any water meter is removed from any premises at the request of the Owner and for any reason, a reinstallation fee shall be charged. (This section shall not apply to leaking or faulty meters.) (Fee schedule available at the Water Department Office.)

5. Should any meter become inoperative between readings, upon investigation and at the discretion of the Water Department, the customer shall be billed at the average amount of the preceding two months that the meter recorded correctly.

6. The Owner is responsible for the payment of water bills and is also responsible for notifying the Water Department at the office of the Village Treasurer of any changes in mailing addresses. Failure to receive a bill does not relieve the Owner of the obligation for payment or for the payment of penalties.

7. All fees and charges for construction from the main to the curb stop, etc. shall be paid in full before provision of service from the water system. All fees and charges are as stated in the Rate Schedule which is available at the Water Department office.

8. All private distribution mains shall be metered at the point where the main leaves the Village of Stowe easement or right of way. Water metered by said meter shall be billed to an association or an individual. The department shall not be responsible for multiple billings from one meter.

9. Sprinkler system shall have an installation charge of $500.00 and a yearly charge of $100.00 thereafter.

ARTICLE V

SALES TO CUSTOMERS OUTSIDE THE VILLAGE LIMITS

1. All water sales outside the Village limits are subject to availability of capacity both at the time of sale and thereafter as determined by the Village Trustees. The mere fact that one is supplied with village water outside the

village limits does not in any way guarantee a supply of water in the future. It is village policy that water shall be provided in the village first and then customers outside the village will be supplied depending upon the availability of capacity.

2. Service may be available for any new or existing building whose foundation is within 500' of an existing village water main 4" or larger, subject to all of the within bylaw provisions and the availability of capacity.

3. Applications will be for the maximum estimated water requirements for all aspects of single or multi-phase projects. The Water Commissioners may approve service for the entire project, or portions thereof. Approval of application for a portion of a project in no way commits the village to provision of water to the entire project.

4. Approved application will expire after six months, if not fully utilized. In such cases, the approved applicant may receive one six month extension, if requested prior to expiration of the initial approval, without paying an additional hook-up charge. Any approved application which has expired will be considered new if and when refiled.

5. The initial amount of available capacity as determined by the Water Commissioners and as shown on Attachment 2 will be allocated to the following categories in the percentages stated:

Existing Residential	15%
New Residential	10%
Existing Commercial	50%
New Commercial	25%

6. Amounts approved on each successful application will be deducted from the capacity initially available in the applicable categories. When the amount in each category reaches zero, additional service from the category defined will not be available. The Water Commissioners may change allocations to the categories, from time to time.

7. Any application which utilizes more than 20% of the initial amount of capacity available in any one category may be automatically rejected by the Water Commissioners.

8. Existing refers to those buildings in existence at least three years prior to the application date.

9. If an applicant is changing the use of a building, the proposed use will determine the category from which capacity may be available.

10. If a pre-existing water service is present, only the additional water service required for the application will be approved and deducted from the relevant category.

11. All applications will use State Standards in calculating water required for the applications.

12. Mixed use projects may request water from more than one category, as applicable.

13. Application for fire sprinkler service will be deemed to require no available capacity. All other requirements contained in these rule must be met.

ARTICLE VI

VIOLATIONS AND PENALTIES

1. It shall be unlawful for any person to extend, tap or in any way injure or tamper with a Water Main Meter or Service Pipe.

2. It shall be unlawful for any person to remove any seal placed on any valve, meter or other appurtenance of the Water Department.

3. No person shall adjust, open, close, alter or perform any operations to valves, hydrants, or to any other part of the water system, except with the permission of the Water Superintendent or his authorized representative.

4. It shall be unlawful to make any connection to the water system without first submitting a completed Water Service Application for approval by the Water Department.

5. It shall be unlawful for an unauthorized person to maliciously, willfully or negligently break, damage, uncover, deface or tamper with any structure appurtenance or equipment which is part of the Water Department. Any person violating this provision shall be subject to arrest for disorderly conduct if in the opinion of the police it is justified.

6. Whenever in this Rules and Regulations any act (including but not limited to those mentioned in this Article) is prohibited or is made or declared to be unlawful or an offense, or whenever the doing of any act is required or the failure to do any act is declared to be unlawful or an offense, where no specific penalty is provided therefore, the violation of any such provision of these Rules and Regulations shall be punished by a fine of not more than five hundred dollars ($500.00) or by imprisonment of not more than one year. Each week any violation shall continue shall constitute a separate offense.

7. In addition to the penalties hereinabove provided, any condition caused or permitted to exist in violation of any of the provisions hereof shall be deemed to be a public nuisance any may be, by the Village, abated as provided by law and equity including, but not limited to, an injunction and each day such condition continues shall be regarded as a new and separate offense.

ARTICLE VII

EFFECTIVE DATE AND MISCELLANEOUS PROVISIONS

1. These Rules and Regulations shall be in force and effective sixty (60) days from the date of adoption by the Board of Trustees of the Village of Stowe.

3. It is the intention of the Trustees that the provisions hereof are severable and if a phrase, clause, sentence, paragraph or section shall be declared unconstitutional, invalid or unenforceable such action shall not affect any of the remainder of the provisions hereof.

Duly enacted this 28th day of February, 1992 by the Board of Trustees of the Village of Stowe, County of Lamoille and State of Vermont, at a duly called and duly held meeting of said Board of Trustees.

Village of Stowe
Board of Trustees

/S/ DAVID S. STACKPOLE, CHAIRMAN

/S/ PETER M. HASLAM

/S/ DAVID H. KNEALE

/S/MARY M. RAMSEY, CLERK
Attest: Village Clerk and Treasurer

NOTICE

Citizens have a right to petition for a vote on the ordinance at an annual or special meeting as provided in Section 1973 of Title 24 Vermont Statutes Annotated. Bernard Machia, Superintendent of the Village of Stowe Water Department, Stowe, Vermont 05672 (Telephone 253-7215) is a person with knowledge of the ordinance and he is available to answer questions about it.

RCS/IMP/KS:7.2

ATTACHMENT 2

Water capacity initially available for sale outside of village limits:

	%	Initial Capacity Available GPM	Initial Capacity Available GPD
Existing Residential	15%	10.5	15,120
New Residential	10%	7	10,080
Existing Commercial	50%	35	50,400
New Commercial	25%	17.5	25,200

Amounts approved on applications will be deducted from the "initial capacity available" columns above. For example, an existing residence being converted to a two bedroom rental unit would be evaluated as follows:

- 2 bedrooms at 150 gallons per day per bedroom.
- change of use from existing residential to existing commercial.
- credit 300 gallons per day against the 50,400 amount of initial capacity available.

ATTACHMENT 4

This attachment is to clarify the use of the $500.00 hook-on fee for sprinkler systems. The $500.00 is to pay for the labor to make the actual tap into the Village of Stowe water main. This does not include any materials needed to make the tap or any materials required to complete the connection.