

**CHAPTER 14  
UTILITIES  
VILLAGE OF SLINGER, WASHINGTON COUNTY, WISCONSIN**

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**ARTICLE 14.00 UTILITIES**

**14.01 MANAGEMENT OF UTILITIES**

Village Board Responsible. The Village Board shall manage, operate and control the Municipal Utilities.

**14.02 COLLECTION OF UTILITY RECEIPTS AND EXPENDITURES.**

- (A) Utility receipts shall be collected by the Village Clerk/Treasurer and deputies.
- (B) The Village Clerk/Treasurer shall pay all Utility expenditures as provided in Wisconsin Statutes.

**14.03 CONSTRUCTION AND MAINTENANCE OF PUBLIC UTILITIES**

The construction and maintenance of sewer, water, and electric facilities of the Village shall conform to the “Standard Specifications for sewer, water and electric construction in Wisconsin”, which are adopted by reference and made as part of this chapter.

**14.04 RATES. RULES AND REGULATIONS.**

The rates, rules and regulations of the Village water and electric utility and all other rules and regulations or ordinances contained herein or hereafter adopted, shall be on file with and approved by the State Public Service Commission.

**14.05 COMPLIANCE REQUIRED.**

**(A) MANDATORY CONNECTION**

1. Sewer Connection. See Section 12.06(2) “Connection” of the Village Code.
2. Water Connection.
  - a. The owner of each house, building or property used for human occupancy, employment, recreation or other habitation situated within the Village presently occupied and capable of being serviced by the municipal water system shall be hooked up to such water system within thirty (30) days after notification from the Village Board or its designee. If unoccupied, connection shall be completed before occupancy.

- b. If any person fails to comply with subsection (a) above, the Village, at its option, may take any or all of the following actions, which are not mutually exclusive, and which shall be in addition to other applicable penalties and remedies:
  - 1. Impose damages, penalties and remedies pursuant to Section 12.16 “Violations and Penalties”.
  - 2. Impose a standby charge for the period of time in violation of subsection (a) above, after providing at least ten (10) days written notice to any owner failing to make a connection to the water system, for an amount equal to 100% of the water use charge of the required size, payable monthly for the period in which the failure to connect continues. Upon failure to make such payment, said charge shall be imposed against the lot or parcel as a special charge pursuant to Section 66.0627, Wisconsin Statutes.

#### **14.06 MANAGEMENT.**

- (A) The operation, management and control of the Utility is hereby vested in the Village Board of the Village of Slinger and hereinafter referred to as the “Approving Agency.” All records of the Utility shall be kept by the Village Administrator, Clerk/Treasurer and Superintendent in the Village Hall or other officially designated place.
- (B) The rules, regulations and rates hereinafter set forth shall be considered part of the contract with every individual or entity connected to the wastewater works. Said rules, regulations and rates may be changed from time to time as determined by the Village Board and the right is reserved to make special rates and contracts in all proper cases.
- (C) The Village Board shall cause an annual audit of the books of the Utility made by the Wisconsin Bureau of Municipal Audit or a private firm of Certified Public Accountants and shall make the books and records relating to the Utility available for inspection during regular business hours.

#### **14.07 APPLICATION.**

The application to this chapter, its rules, regulations and rates shall apply to all individuals, firms and corporations residing within the corporate limits of the Village of Slinger and any person, firm or corporation by attachment or otherwise coming in to locate within the Village of Slinger subsequent to the effective date thereof.

#### **14.08 PROTECTING THE PUBLIC WATER SYSTEM FROM CONTAMINATION.**

- (A) That a cross connection shall be defined as any physical connection or arrangement between two otherwise separate systems, one of which contains potable water from the Village of Slinger water system, and the other water from a private source, water of unknown or questionable safety, or steam, gases, or chemicals, whereby there may be a flow from one system to the other the direction of flow depending on the pressure differential between the two systems.
- (B) That no person, firm or corporation shall establish or permit to be established or maintain or permit to be maintained any cross connection. No interconnection shall be established whereby potable water from a private, auxiliary or emergency water supply other than the regular public water supply of the Village of Slinger may enter the supply or distribution system of said municipality, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by the Village of Slinger and by the Wisconsin Department of Natural Resources in accordance with ~~Section NR 111.25(3)~~ Wisconsin Administrative Code.
- (C) That it shall be the duty of the Village of Slinger to cause inspections to be made of all properties served by the public water system where cross connections with the inspections and reinspections, based on potential health hazards involved, shall be as established by the Village of Slinger and as approved by the Wisconsin Department of Natural Resources.
- (D) That upon presentation of credentials, the representatives of the Village of Slinger shall have the right to request entry at any reasonable time to examine any property served by a connection to the public water system of the Village of Slinger for cross connections. If entry is refused on request, the owner, lessee or occupant of any property so served, shall furnish to the system or systems on such property.
- (E) That the Village of Slinger is hereby authorized and directed to discontinue water service to any property wherein any connection in violation of this ordinance exists and to take such other precautionary measures deemed necessary to eliminate any danger of contamination of the public water system. Water service shall be discontinued only after reasonable notice and opportunity for hearing under Section 6. Water services to such property shall not be restored until the cross connection(s) has been eliminated in compliance with the provisions of this ordinance.
- (F) That if it is determined by the Village of Slinger that a cross connection or any emergency endangers public health, safety or welfare and requires immediate action and a written finding to that effect is filed with the Clerk of the Village of Slinger and delivered to the customer's premises service, may be immediately discontinued. The customer shall have an opportunity for hearing under Wisconsin Statutes within 10 days of such emergency discontinuance.
- (G) That the Village of Slinger adopts by reference the State Plumbing Code of Wisconsin.

- (H) That this ordinance does not supersede the State Plumbing Code and the Village of Slinger Plumbing Ordinance, but is supplementary to them.

**14.09 PRIVATE WELLS.**

- (A) Purpose. To protect public health, safety and welfare and to prevent contamination of groundwater by assuring that unused, unsafe or non-complying wells or wells which may act as conduits for contamination of groundwater or wells which may be illegally cross-connected to the municipal water system, are properly maintained or abandoned.
- (B) Applicability. This ordinance applies to all wells located on premises served by the Village of Slinger municipal water system. Utility customers outside the jurisdiction of the municipal system may be required under contract agreement or utility rule to adopt and enforce equivalent ordinances within their jurisdictions for the purpose stated in Section (A) above.
- (C) Definitions:
  - 1. “Municipal Water System” means a community water system owned by a city, village, county, town, town sanitary district, utility district or a federal, state, county or municipal owned institution for congregate care of correction, or a privately owned water utility serving the foregoing.
  - 2. “Non-Complying” means a well or pump installation which does not comply with Wisconsin Administrative Code, Standards for Existing Installations, and which has not been granted a variance pursuant to Wisconsin Administrative Code.
  - 3. “Pump Installation” means the pump and related equipment used for withdrawing water from a well including the discharge piping, the underground connections, pitless adapters, pressure tanks, pits, sampling faucets and well seals or caps.
  - 4. “Unsafe” means a well or pump installation which produces water which is bacteriological contaminated or exceeds the drinking water standards of Wisconsin Administrative Code, or for which a Health Advisory has been issued by the Department of Natural Resources.
  - 5. “Unused” means a well or pump installation which is not used or does not have a functional pumping system.
  - 6. “Well” means an excavation or opening into the ground made by digging, boring, drilling, driving, or other methods for the purpose of obtaining groundwater for consumption or other use.
  - 7. “Well Abandonment” means the proper filling and sealing of a well according to the provisions of Wisconsin Administrative Code.

(D) Abandonment Required. All wells on premises served by the municipal water system shall be properly abandoned in accordance with Section 6 of this ordinance no later than 90 days to one year from the date of connection to the municipal water system, unless a valid well operation permit has been issued to the well owner by January 1, 1996 under terms of Section 5 of this ordinance.

(E) Well Operation Permit. Owners of wells on premises served by the municipal water system wishing to retain their wells for any use shall make application for a well operation permit for each well no later than 90 days to one year after connection to the municipal water system. The Village shall grant a permit to a well owner to operate a well for a period not to exceed five years, providing all conditions of this section are met. A well operation permit may be renewed by submitting an application verifying that the conditions of this section are met. The Village, or its agent, may conduct inspections and water quality tests or require inspections and water quality tests to be conducted at the applicant's expense using independent certified contractors to obtain or verify information necessary for consideration of a permit application or renewal. Permit applications and renewals shall be made on forms provided by the Village Engineer. The following conditions must be met for issuance or renewal of a well operation permit:

1. The well and pump installation shall meet or may be upgraded to meet the Standards for Existing Installations described in Wisconsin Administrative Code.
2. The well and pump shall have a history of producing safe water evidenced by at least one coliform bacteria samples taken. In areas where the Department of Natural Resources has determined that groundwater aquifers are contaminated with substances other than bacteria, additional chemical tests may be required to evidence safety of the water.
3. There shall be no cross-connections between the well's pump installation or distribution piping and the municipal water system.
4. The well water shall not discharge into a drain leading directly to a public sewer utility unless properly metered and authorized by the sewer utility.
5. The well shall have a functional pumping system and the proposed use of the well water can be justified as reasonable in addition to water provided by the municipal water system.

(F) Abandonment Procedures.

1. All wells abandoned under the jurisdiction of this ordinance shall be done according to the procedures and methods of Wisconsin Administrative Code. All debris, pumps, piping, unsealed liners

and any other obstructions which may interfere with sealing operations shall be removed prior to abandonment.

2. The owner of the well, or the owner's agent, may be required to obtain a well abandonment permit prior to any well abandonment and notify the Village Engineer in advance of any well abandonment activities. The abandonment of the well may be observed or verified by inspection of the municipal system.
3. An abandonment report form, supplied by the Department of Natural Resources, shall be submitted by the owner to the Village Engineer and the Department of Natural Resources within 30 days of the completion of the well abandonment.

(G) Penalties. Any well owner violating any provision of this ordinance shall upon conviction be punished by forfeiture of not less than \$10.00, not more than \$1000, and the cost of prosecution. Each day of violation is a separate offense. If any person fails to comply with this ordinance for more than 30 days after receiving written notice of the violation, the municipality may impose a penalty and cause the well abandonment to be performed and the expense to be assessed as a special tax against the property.

#### **14.10 CLEAR WATER PUMPS.**

- (A) All sump pumps installed for the purpose of discharging clear waters from surface and foundation drains and ground infiltration shall discharge into the storm sewer where it is impractical to conform with the above requirements. The discharge shall be located at the discretion of the Building Inspector.
- (B) Any person who does not connect within such one year period shall be guilty of a separate violation for each and every day connection to the service is not made. In addition, the Village may enforce the provisions of this section through injunction. Any person who shall violate the provisions of this section shall be subject to the penalties as provided for in this code.

#### **14.11 INITIAL SEWER SERVICE LATERAL.**

The initial sewer service lateral shall be installed from the main to the right of way line of the Village street by the Utility for which there shall be made a charge as follows:

6" sewer lateral or smaller	\$350.00
All larger sizes	Actual Cost

The property owner shall be responsible for the maintenance of the sewer lateral from the sewer main, except if the lateral from the main to the property line is in disrepair and needs to be totally or partially replaced the Village will be responsible for the cost of this replacement from the sewer main to the property line.

**14.12 SEWER.**

(A) Sewer Mains.

1. Eight inch and smaller – 100% assessable
2. Over eight inches, the Village shall pay the difference in cost between the eight inch and that of larger size pipe.
3. When special assessing, each of the benefited properties abutting the improvement shall pay 50% of the cost as calculated in (A) and (B) even if only one is assessable.
4. Laterals will be 100% assessable.

(B) Manholes.

1. Manholes are 100% assessable.

(C) Lift Stations, Etc.

1. The Village shall pay a prorated portion of the station cost that is designed for additional service area.
2. The Village shall pay a prorated portion of the force main that is designed for additional service areas.

(D) Water Mains & Valves.

1. Eight inch and smaller – 100% assessable.
2. Over eight inches the Village shall pay the additional material (pipe, valves and related apparatus) cost between the eight inch and that of a larger size pipe.
3. Laterals shall be 100% assessable, except as provided by Public Service Commission Rules and Regulations.

(E) Hydrants.

1. Hydrants are 100% assessable.

**14.13. RESTRICTED USE OF WATER DURING EMERGENCIES.**

- (A) **AUTHORITY.** The Administrator or designee is hereby authorized to declare a water emergency whenever, in the opinion of said issuing authority, conditions exist which make it necessary in the interest of the public health, safety or welfare to conserve or otherwise restrict the use of water supplied by the Village.

- (B) **DECLARATION OF EMERGENCY.** Notice of a water emergency shall be proclaimed by the issuing authority. Once an emergency has been declared, said emergency and any rules or regulations issued in conjunction therewith shall continue to exist until such time as terminated by the issuing authority in the same manner as initially proclaimed.
  
- (C) **COMPLIANCE WITH RULES AND REGULATIONS REQUIRED.** Except as provided in subsection (4) below, it shall be unlawful for any person to use or allow water to be used in any fashion contrary to the rules and regulations issued under this section.
  
- (D) **EXCEPTION.** Persons may apply to the Village Board for an exemption from the provisions of this section.
  
- (5) **PENALTY.** Any person who shall violate any provision of this chapter shall be subject to a penalty not less than \$25.00, nor more than \$500.00.