



Legislation Details (With Text)

File #: O-5-22 **Version:** 1 **Name:**
Type: Ordinance **Status:** Adopted
File created: 12/22/2021 **In control:** Environmental Matters Committee
On agenda: 1/10/2022 **Final action:** 2/28/2022
Title: Public Services - Water and Sewer - For the purpose of clarifying who may tap or connect with a public sewer, water main, or stormwater line; providing for a qualified laboratory to sample and test a water line for chlorine or bacteria in certain circumstances; updating certain terms; requiring individual water meters for certain commercial units; requiring individual sewer cleanouts for dwelling and commercial units; and generally relating to public water and sewer services.

Sponsors: Gavin Buckley
Indexes: Environmental Matters Committee

Code sections:

Attachments: 1. O-5-22 First Reader, 2. O-5-22 Staff Report, 3. O-5-22 Fiscal Impact Note, 4. O-5-22 SIGNED

Date	Ver.	Action By	Action	Result
2/28/2022	1	City Council	adopt on second reader	Pass
2/28/2022	1	City Council	adopt on third reader	Pass
2/10/2022	1	Environmental Matters Committee	recommend favorably	Pass
1/24/2022	1	City Council	declare the public hearing closed	
1/10/2022	1	City Council	refer to Annapolis Education Commission	
1/10/2022	1	City Council	adopt on first reader	Pass

Public Services - Water and Sewer - For the purpose of clarifying who may tap or connect with a public sewer, water main, or stormwater line; providing for a qualified laboratory to sample and test a water line for chlorine or bacteria in certain circumstances; updating certain terms; requiring individual water meters for certain commercial units; requiring individual sewer cleanouts for dwelling and commercial units; and generally relating to public water and sewer services.

**CITY COUNCIL OF THE
City of Annapolis**

Ordinance 5-22

**Introduced by: Mayor Buckley
Co-sponsored by:**

**Referred to
Environmental Matters Committee**

AN ORDINANCE concerning

Public Services - Water and Sewer

FOR the purpose of clarifying who may tap or connect with a public sewer, water main, or stormwater line; providing for a qualified laboratory to sample and test a water line for chlorine or bacteria in certain circumstances; updating certain terms; requiring individual water meters for certain commercial units; requiring individual sewer cleanouts for dwelling and commercial units; and generally relating to public water and sewer services.

BY repealing and reenacting with amendments the following portions of the Code of the City of Annapolis, 2021 Edition
16.04.010
16.04.070
16.08.010
16.08.055

BY repealing the following portions of the Code of the City of Annapolis, 2021 Edition
16.04.020

BY adding the following portions to the Code of the City of Annapolis, 2021 Edition
16.08.056
16.16.015

SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that the Code of the City of Annapolis shall be amended to read as follows:

Title 16 - PUBLIC SERVICES

Chapter 16.04 - WATER AND SEWER SERVICE GENERALLY

16.04.010 Tapping existing water and sewer mains.

- A. A ~~person~~UTILITY CONTRACTOR LICENSED IN THE CITY OF ANNAPOLIS desiring to tap or connect with or open for the purpose of repair or for any other purposes a public sewer, water main, or stormwater line ~~which requires the opening or alteration of a sidewalk, curb, street or alley~~, may do so upon receiving a permit from the Director of ~~Public Works~~ PLANNING AND ZONING or his or her designee. The application shall give the exact location of the place to be opened or altered, the size of the opening, the number of days for completion of the work and shall contain a guaranty that the applicant, within the time specified, will place the sidewalk, curb, street or alley in as good condition as it was before the opening or alteration.
- B. ~~A permit and inspection fee will be charged prior to granting the permit as established by resolution of the City Council.~~
- C. When a ~~ement~~CONCRETE sidewalk is broken or opened during the work, the whole sidewalk section FROM JOINT-TO-JOINT shall be replaced.
- D. Both the contractor completing the work and the owner of the premises to be benefitted jointly are responsible for applying for and obtaining the required permit unless the work is being initiated by some person other than the property owner, in which case solely the contractor is responsible.
- E. The permit shall be valid for work commenced within a period of sixty days after issuance, otherwise it shall be void and of no effect.
- F. A person who violates this section is guilty of a municipal infraction and is subject to a fine as established by resolution of the City Council.

16.04.020 – Tapping machine rental.

The Director of Public Works or his or her designee may lease the City tapping machine to any responsible person. The rental cost shall be established by resolution of the City Council.

Section 16.04.070 - Chlorine or bacteria testing.

All new and repaired water lines shall be disinfected in accordance with current American Water Works Association (AWWA) standards and tested for bacteria before they are placed in service. The tests performed to determine residual chlorine and bacteria levels shall be performed by authorized City personnel and associated OR, IF APPROVED BY THE CITY, A QUALIFIED LABORATORY CERTIFIED IN THE STATE OF MARYLAND FOR SAMPLING AND TESTING. ASSOCIATED costs shall be paid by the installing/repairing contractor. The charge for chlorine or bacteria testing on water lines TESTED BY CITY PERSONNEL shall be as established by resolution of the City Council.

Chapter 16.08 - WATER SERVICE

Section 16.08.010 - ~~Opening fireplugs~~ Turning water on or off. UNAUTHORIZED USE OF CITY WATER FACILITIES

- A. No person shall open or assist in opening any fireplug HYDRANT belonging to the City, ~~except in the case of an actual fire in the vicinity~~, or remove the cover from OR OPERATE any water box, stopcock box or meter box, WATER VALVE, WATER METER OR APPURTENANCE, or turn off or on the supply of water by means of valves on the main stopcock on the service pipe, meter box, or otherwise, without the authority of the Director of Public Works, without first having obtained a permit, and without displaying the permit during the course of committing the act.
- B. A person who violates this section is guilty of a municipal infraction and is subject to a fine as established by resolution of the City Council.

Section 16.08.055 Dwelling units - Individual water meters.

- A. Every dwelling unit newly constructed pursuant to building permits issued after June 30, 1988 shall be provided with an individual water meter. For ~~purpose~~ PURPOSES of this subsection, the Director of Public Works or his or her designee shall determine the number of dwelling units in a multiple unit, institutional, multiple residential, elder-care, health-care, child-care, hotel or similar structure, including rentals.
- B. As a condition of granting a building permit, the Director of Public Works or his or her designee may require, from time to time, that "remote reading water meters" (manufacturer and model number to be specified for standardization) be provided on multifamily residential/mixed residential commercial structures. The cost of these meters is to be borne by the permittee.
- C. The limit of City maintenance of the water-house connection shall be either the right-of-way line or the water meters, whichever is closer to the City's water main, unless otherwise specified by the Director of Public Works or his or her designee at the time of issuance of the building permit, GRADING PERMIT, OR BOTH.

SECTION 16.08.056 - COMMERCIAL UNITS--WATER CONNECTIONS.

- A. EVERY COMMERCIAL UNIT NEWLY CONSTRUCTED OR RENOVATED TO CHANGE THE EXISTING FOOTPRINT PURSUANT TO BUILDING PERMITS SHALL BE PROVIDED WITH AN INDIVIDUAL WATER METER. FOR PURPOSES OF THIS SECTION, THE DIRECTOR OF PUBLIC

- WORKS OR HIS OR HER DESIGNEE SHALL DETERMINE THE NUMBER OF COMMERCIAL UNITS IN A MULTIPLE UNIT COMMERCIAL STRUCTURE.
- B. AS A CONDITION OF GRANTING A BUILDING PERMIT, THE DIRECTOR OF PUBLIC WORKS OR HIS OR HER DESIGNEE MAY REQUIRE, FROM TIME TO TIME, THAT "REMOTE READING WATER METERS" (MANUFACTURER AND MODEL NUMBER TO BE SPECIFIED FOR STANDARDIZATION) BE PROVIDED ON MULTIPLE UNIT COMMERCIAL STRUCTURES. THE COST OF THESE METERS IS TO BE BORNE BY THE PERMITTEE.
 - C. THE LIMIT OF CITY MAINTENANCE OF THE COMMERCIAL WATER METER CONNECTION SHALL BE EITHER THE RIGHT-OF-WAY LINE OR THE WATER METER, WHICHEVER IS CLOSER TO THE CITY'S WATER MAIN, UNLESS OTHERWISE SPECIFIED BY THE DIRECTOR OF PUBLIC WORKS OR HIS OR HER DESIGNEE AT THE TIME OF ISSUANCE OF THE BUILDING PERMIT OR GRADING PERMIT.
 - D. THE LIMIT OF CITY MAINTENANCE OF FIRE LINE CONNECTIONS SHALL END AT THE VALVE CONNECTED AT THE WATER MAIN. ANY MAINTENANCE TO THE FIRE LINE CONNECTION WITHIN THE PUBLIC RIGHT OF WAY SHALL REQUIRE A PERMIT ISSUED BY THE DEPARTMENT OF PUBLIC WORKS.

Chapter 16.16 - SEWER SERVICE

SECTION 16.16.015 - LIMIT OF RESPONSIBILITY FOR SEWER SERVICE

- A. THE LIMIT OF CITY MAINTENANCE OF THE SEWER SERVICE LINE SHALL BE TO THE PROPERTY LINE, RIGHT-OF-WAY, UTILITY EASEMENT LINE, OR ANY COMBINATION OF THESE.
- B. IT IS THE PROPERTY OWNER'S RESPONSIBILITY TO MAINTAIN ACCESS TO ANY SEWER CLEANOUT ON THE PROPERTY.

SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that this ordinance shall take effect from the date of its passage.

Explanation:

UPPERCASE indicates matter added to existing law.
~~Strike through~~ indicates matter stricken from existing law.
Underlining indicates amendments.