

**ORDINANCE 1095-2018**

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**ORDINANCE AMENDING CHAPTER 355-13 OF THE MUNICIPAL CODE  
OF THE CITY OF MAYVILLE**

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THE COMMON COUNCIL OF THE CITY OF MAYVILLE DOES ORDAIN AS FOLLOWS:

Chapter 355 Sewers and Water Article II Water Utility is hereby amended to create Section 355-13 Water Service Repair and Replacement of the Municipal Code of the City of Mayville to read as follows:

**§ 355-13 Water service repair and replacement.**

**A. Service pipe leaks.**

- (1) Repair required. It shall be the responsibility of the property owner to repair leaking service pipes within a reasonable time after knowledge of the leak. If repair is not made within a reasonable time, the Utility shall charge for the lost water.
- (2) Disconnection. If the property owner refuses to repair the service pipe, the Director of Utilities may disconnect water service and refuse service until the repair is made pursuant to § PSC 185.37, Wis. Adm. Code.

**B. Lead water service lateral replacement.**

- (1) Intent and purpose. The Utility Commission finds that it is in the public interest to establish a comprehensive program for the removal and replacement of lead water service laterals in use within both the City utilities water system and in private systems and, to that end, declares the purpose to this section to be as follows:
  - a. To ensure that the water quality at every tap of utility customers meets the water quality standards specified under the federal law.
  - b. To reduce the lead in City drinking water to meet the Environmental Protection Agency (EPA) standards and ideally to a lead contaminant level of zero in City drinking water for the health of City residents.

- c. To meet anticipated Wisconsin Department of Natural Resource (WDNR) requirements for local compliance with the Lead and Copper Rule (see 56 FR 26460, 40 CFR parts 141.80—141.90 and Wis. Admin. Code §§ NR 809.541 - 809.55) and to meet eligibility requirements for the Safe Drinking Water Loan Program.
- (2) Replacement during scheduled water system reconstruction projects funded by WisDNR Safe Drinking Water Loans.
- a. Inspection required. All private connections to the public water mains shall be inspected at the time that the utility system is to be reconstructed.
    - [1] Any existing lead water service lateral shall be considered illegal.
    - [2] Prior to the actual reconstruction of the water main and lateral system, each property owner shall be given written notice of the project. Such notice shall be made not less than 30 days prior to commencement of the actual work.
    - [3] In the event that the water service lateral does not contain lead, the City shall reconnect the same to the utility system at an appropriate point near the right-of-way lane.
    - [4] In the event that the water service lateral is found to contain lead, the Director of Utilities or a designee shall immediately notify the owner in writing of the fact.
  - b. Owner to replace lead water service laterals. The owner shall replace the lead service lateral in conjunction with the Lead Water Service Abatement Program. In all cases, the City shall supply an appropriate connection point as part of its work.
    - [1] The owner shall contract with a licensed contractor to complete the replacement. All work needed to accomplish the replacement shall be done in conjunction with the Lead Water Service Abatement Program. Replacement of the lead water service lateral must be completed prior to reconnection to the new City water main and service lateral system.
    - [2] The City may, as part of any project, request unit bid prices for the calculation of the cost of making appropriate replacements to the lead water service laterals. If available, and if the owner selects this option, the owner shall make arrangements with the contractor to pay the entire cost of making the lead water service lateral replacement.


- (3) **Unscheduled water utility repair.**
- a. In the event that a leak or failure has been discovered on the privately-owned portion of a lead water service lateral; the owner shall remove and replace the lead water service lateral within 6-12 months of notification from the City.
  - b. In the event the utility-owned portion of the lead water service lateral is replaced due to unscheduled water utility repair; the privately-owned portion of the lead water service lateral shall be removed and replaced by the owner within 6-12 months of notification from the City.
  - c. In the event the curb stop valve is repaired or replaced; the City will collect a water sample from the property owner for a laboratory test for lead. If the results of the sample show a level of lead exceeding the EPA standards for drinking water, the privately-owned portion of the lead water service lateral shall be removed and replaced by the owner within 6-12 months of notification from the City.
  - d. **Disconnection.** If the property owner refuses to replace the lead water service lateral, the Director of Utilities may disconnect water service and refuse service until the replacement is made pursuant to § PSC 185.37, Wis. Adm. Code.



Rob Boelk  
Mayor

Introduced: February 26, 2018

Adopted: March 12, 2018

Attest:   
Sara Decker  
City Clerk