LOCAL LAW NO.: 5 - 2025

LOCAL LAW AMENDING THE TOWN OF DEWITT TOWN CODE CHAPTER 186 ENTITLED "WATER" TO INCLUDE AN AMENDED SECTION 186-15 ENTITLED "DISCONTINUANCE OF SERVICE" AND AN AMENDED SECTION 186-23 ENTITLED "CROSS-CONNECTIONS PROHIBITED"

Be it enacted by the Town Board of the Town of DeWitt as follows:

Section 1: The Town of DeWitt Town Code, being Local Law No. 1 of 1991, as has previously been amended, is hereby further amended to add an amended Section 186-15 entitled "Discontinuance of service" and an amended Section 186-23 entitled "Cross-connections prohibited" to the Town of DeWitt Code Chapter 186 entitled "Water," as follows:

Chapter 186 – Water

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186-15 Discontinuance of service.

A. Discontinuance of service by property owner. Any property owner may discontinue water service by giving the Town of DeWitt written notice not less than three (3) days prior to the discontinuance and all liability for charges for services rendered after the discontinuation of service as herein provided for shall cease.

B. Discontinuance of service by the Town without notice. Water service may be terminated by the Town of DeWitt without notice, when appropriate, as determined at the sole discretion of the Town of DeWitt. The Town of DeWitt may discontinue and/or refuse water service without notice for any of the following reasons:

    1. A property owner has obtained water service without proper authorization, has diverted the water service for unauthorized use, or has acquired water from an unmetered water service line;

    2. The Town of DeWitt identifies a condition that is illegal, unsafe, or hazardous (i.e. a leaking service line or illegal cross-connection); and/or

    3. Tampering with any service connection, service pipe, seal, meter or any appurtenance owned by the Town of DeWitt.

C. Discontinuance of service by the Town with notice. Water service may be terminated by the Town of DeWitt by giving the property owner written notice not less than ten (10) days prior to the discontinuance, when appropriate, as determined at the sole discretion of the Town of DeWitt. The Town of DeWitt may discontinue and/or refuse water service with notice for any of the following reasons:

1. Non-payment of bills that are thirty one (31) days or more past due for water and/or services rendered by the Town of DeWitt;

2. Failure by a property owner to comply with the terms of any deferred payment agreement on a delinquent water account;

3. Refusal of reasonable access to the property for the purpose of reading, repairing, testing, replacing or removing meters and meter reading systems or inspecting water piping and other fixtures during normal working hours;

4. Waste of water through improper or imperfect facilities or by any other means, including but not limited to a property owner's failure to fix leaking pipes; and/or

5. Failure or refusal of the property owner to reimburse the Town of DeWitt for repairs, or loss of Town of DeWitt property, when such repairs are necessitated or loss occasioned by the intentional or negligent acts of the property owner and/or his or her agents.

D. Discontinuance of joint service lines. When two or more premises are being supplied with water through one service pipe under the control of one curb stop, such service may continue; however, if any of the parties so supplied shall violate any of the Rules and Regulations provided for herein, the Town of DeWitt reserves the right to apply the foregoing shut-off regulations to the joint service line, excepting that such action shall not be taken until the innocent property owner who is not in violation of the Town of DeWitt's Rules and Regulations have been given reasonable opportunity to attach the service pipe leading to his premises to a separately controlled service connection.

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186-23 Cross-connections prohibited.

A. In accordance with Section 5-1.31 of the New York State Sanitary Code, the property owner is required to protect the Town of DeWitt's system by containing potential contamination within the property owner's premises in the following manner:

1. Providing an acceptable air gap, reduced pressure zone device, double check valve assembly or equivalent protective device acceptable to the Town of DeWitt and the New York State Health Department consistent with the degree of hazard posed by any service connection;

2. Submitting plans for the installation of protective devices to the Town of DeWitt and the New York State Health Department for approval; and

3. Assuring that all protective devices are tested at least annually by a New York State certified backflow prevention device tester. Records of such tests shall be made available to and maintained by the Town of DeWitt.

B. A property owner is not allowed to establish a separate source of water on his or her premises without written permission of the Town of DeWitt and the prior written consent of the State or County Health Department, as applicable. Piping on the Customer's premises which is connected with any other source of water supply shall not be connected or cross-connected with any piping connected to the Town of DeWitt's system. No piping connected to the Town of DeWitt system shall be connected or cross-connected in any way to any piping, tank, vat, cistern or other apparatus which contains liquids, chemicals or any other matter which may flow back into the Town of DeWitt's system.

Section 2: Local Law No. 1 of 1991 and as amended, remains in full force and effect except as hereinabove amended.

Section 3: This Local Law shall take effect immediately upon posting and publication as required by law and filing with the Secretary of State.