

Title 9 Chapter 2

Sewer Utility Regulations and Rates

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Definitions.

Sec. 9-2-1

The following definitions are applicable to this Chapter:

- (a) **Biochemical Oxygen Demand (BOD).** The quantity of oxygen utilized in the biochemical oxidation of organic matter in five (5) days at twenty degrees Centigrade (20°C), expressed as milligrams per liter. Quantitative determination of BOD shall be made in accordance with procedures set forth in "Standard Methods."
- (b) **Building Drain.** That part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer.

- (c) **Building Sewer.** The extension from the building drain to the public sewer or other place of disposal beginning outside the inner face of the building wall.
- (d) **Garbage.** The residue from the preparation, cooking, and dispensing of food, and from the handling, storage, and sale of food products and produce.
- (e) **Industrial Waste.** The wastewater from industrial process, trade, or business, and distinct from sanitary sewage, including cooling water and the discharge from sewage pretreatment facilities.
- (f) **Person.** Any and all persons, including any individual, firm, company, municipal, or private corporation, association, society, institution, enterprise, governmental agency, or other entity.
- (g) **pH.** The logarithm of the reciprocal of the hydrogen-ion concentration. The concentration is the weight of the hydrogen-ions, in grams per liter of solution. Neutral water, for example, has a pH value of seven (7) and hydrogen-ion concentration of 10^{-7} .
- (h) **Sanitary Sewer.** A sewer that carries liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions, together with minor quantities of ground, storm, and surface waters that are not admitted intentionally.
- (i) **Shock.** Any discharge of water or wastewater which in concentration of any given constituent or in quantity of flow exceeds for any period or duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration of flows during normal operation and shall adversely affect the system and/or performance of the wastewater treatment works.
- (j) **Standard Methods.** The examination and analytical procedures set forth in the most recent edition of "Standard Methods for the Examination of Water, Sewage, and Industrial Wastes" published jointly by the American Public Health Association, the American Water Works Association, and the Federation of Sewage and Industrial Wastes Associations.
- (k) **Storm Drain (sometimes termed "storm sewer").** A drain or sewer for conveying water, ground water, subsurface water, or unpolluted water from any source.
- (l) **Suspended Solids.** Solids that either float on the surface of, or are in suspension in, water, wastewater, or other liquids, and that is removable by laboratory filtering as prescribed in "Standard Methods for Examination of Water and Wastewater" and is referred to as nonfilterable residue.
- (m) **Wastewater.** The spent water of a community. From the standpoint of source, it may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions; together with any ground water, surface water, and storm water that may be present, but not intentionally admitted.
- (n) **Wastewater Treatment Works.** An arrangement of devices and structures for treating wastewater, industrial wastes, and sludge. Sometimes used as synonymous with waste treatment.
- (o) **Watercourse.** A natural or artificial channel for the passage of water, either continuously or intermittently.

- (p) **Wisconsin Pollutant Discharge Elimination System (WPDES) Permit.** A document issued by the Wisconsin Department of Natural Resources which establishes effluent limitations and monitoring requirements for the municipal wastewater treatment facility.

Sec. 9-2-2 Management and Control.

- (a) **Management.** The management, operation, and control of the sewer system for the Village of Merrillan is vested in the Village Board. All records, minutes, and written proceedings thereof shall be kept by the Clerk-Treasurer of the Village of Merrillan; the Clerk-Treasurer of the Village of Merrillan shall keep all the financial records.
- (b) **Construction Authority.**
- (1) The sewer utility of the Village of Merrillan shall have the power to construct sewer lines for public use, and shall have the power to lay sewer pipes in and through the alleys, streets, and public grounds of the Village of Merrillan; and generally, to do all such work as may be found necessary or convenient in the management of the sewer system.
- (2) The Village Board shall have power by themselves, their officers, agents, and servants, to enter upon any land for the purpose of making examination or supervise in the performance of their duties under this Chapter, without liability therefore; and the Village Board shall have power to purchase and acquire for the Village of Merrillan all real and personal property which may be necessary for construction of the sewer system, or for any repair, remodeling, or additions thereto.
- (c) **Condemnation of Real Estate.** Whenever any real estate or any easement therein, or use thereof, shall in the judgment of the Village Board be necessary to the sewer system; and whenever, for any cause, an agreement for the purchase thereof, cannot be made with the owner thereof, the Village Board shall proceed with all necessary steps to take such real estate easement, or use by condemnation in accordance with Wisconsin Statutes and the Uniform Relocation and Real Property Acquisition Policy Act of 1970, if Federal Funds are used.
- (d) **Title to Real Estate and Personalty.** All property, real, personal, and mixed, acquired for the construction of the sewer system, and all plans, specifications, diagrams, papers, books, and records connected therewith said sewer systems, and all buildings, machinery, and fixtures pertaining thereto, shall be the property of said Village of Merrillan.

Sec. 9-2-3 User Rules and Regulations Generally.

The rules, regulations, and sewer rates of the Village of Merrillan hereinafter set forth shall be considered a part of the contract with every person, company, or corporation who is connected with the sewer system of the Village of Merrillan and every such person, company, or

corporation by connecting with the sewer system shall be considered as expressing his or their assent to be bound thereby. Whenever any of said rules and regulations, or such others as the said Village Board of the Village of Merrilan may hereafter adopt are violated, the service shall be shut off from the building or place of such violation [even though two (2) or more parties are receiving service through the same connection], and shall not be re-established by order of the Village Board of the Village of Merrilan, and on payment of all arrears, the expenses and established charges of shutting off and putting on, and such other terms as the Village Board may determine, and a satisfactory understanding with the party that no further cause for complaint shall arise. In case of such violation the said Village Board furthermore, may declare any payment made for the service by the party or parties committing such violation, to be forfeited, and the same shall thereupon be forfeited. The right is reserved to the Village of Merrilan to change the said rules, regulations, and sewer rates from time to time as they may deem advisable; and to make special rates and contracts in all proper cases.

Sec. 9-2-4 Rules and Regulations for Plumbers and Sewer Users.

The following rules and regulations for the government of licensed plumbers, sewer users, and others, are hereby adopted and established.

- (a) **Plumbers.** No plumber, pipe fitter, or other person will be permitted to do any plumbing or pipe fitting work in connection with the sewer system without first receiving a license from the State of Wisconsin.
- (b) **Users.**
 - (1) **Application for Service.**
 - a. Every person connecting with the sewer system shall file an application in writing to the Village of Merrilan, in such forms as is prescribed for that purpose. Blanks for such applications will be furnished at the office of the Village Clerk•Treasurer. The application must state fully and truly all the use which will be allowed except upon further application and permission regularly obtained from said Village of Merrilan. If the applicant is not the owner of the premises, the written consent of the owner must accompany the application. Persons connected to the sewer system of the Village of Merrilan are referred to herein as "Users".
 - b. The application may be for service to more than one (1) building, or more than one (1) unit of service through one (1) service connection; and, in such case, charges shall be made accordingly.
 - c. If it appears that the service applied for will not provide adequate service for the contemplated use, the Village of Merrilan may reject the application. If the Village of Merrilan shall approve the application, it shall issue a permit for services as shown on the application.

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- (2) **Tap Permits.** After sewer connections have been introduced into any building or upon any premises, no plumber shall make any alterations, extensions, or attachments, unless the party ordering such tapping or other work shall exhibit the proper permit for the same from the Village of Merrilan.
 - (3) **User to Keep in Repair.** All users shall keep their own service pipes in good repair and protected from frost, at their own risk and expense, and shall prevent any unnecessary overburdening of the sewer system.
 - (4) **User Use Only.** No user shall allow others or other services to connect the sewer system through his lateral.
 - (5) **User to Permit Inspection.** Every user shall permit the Village of Merrilan, or their duly authorized agent, at all reasonable hours of the day, to enter their premises or building to examine the pipes and fixtures, and the manner in which the drains, and sewer connections operate; and they must at all times, frankly and without concealment, answer all questions put to them relative to its use.
 - (6) **Utility Responsibility.** It is expressly stipulated that no claim shall be made against said Village of Merrilan or its acting representative by reason of the breaking, clogging, stoppage, or freezing of any service pipes; nor from any damage arising from repairing mains, making connections or extensions, or any other work that may be deemed necessary. The right is hereby reserved to cut off the service at any time for the purpose of repairs or any other necessary purpose, any permit granted or regulation to the contrary notwithstanding. Whenever it shall become necessary to shut off the sewer service within any district of the said Village of Merrilan, the Village shall, if practicable, give notice to each and every consumer within such effected district of the time when such service will be so shut off.
- (c) **Excavations.**
- (I) In making excavations in streets or highways for laying service pipe or making repairs, the paving and earth removed must be deposited in a manner that will occasion the least inconvenience to the public.
 - (2) No person shall leave any such excavation made in any street or highway open at any time without barricades; and during the night, warning lights must be maintained at such excavations.
 - (3) In refilling the opening, after the service pipes are laid, the earth must be laid in layers of not more than nine (9) inches in depth, and each layer thoroughly compacted to prevent settling. This work together with the replacing of sidewalks, ballast, and paving, must be done so as to make the street as good, at least, as before it was disturbed, and satisfactory to the Village of Merrilan. No opening of the streets for tapping the pipes will be permitted when the ground is frozen.
- (d) **Tapping the Mains.**
- (I) No person, except those having special permission from the Village of Merrilan, or persons in their service and approved by them, will be permitted, under any

circumstances to tap the mains or collection pipes. The kind and size of the connection with the pipe shall be that specified in the permit or order from said Village of Merrilan.

- (2) Pipes should always be tapped on the top-half and not within six (6) inches [fifteen (15) cm] of the joint, or within twenty-four (24) inches [sixty (60) cm] of another lateral connection.

(e) **Installation of House Laterals.**

- (1) All service pipes (laterals) on private property will be installed in accordance with State of Ch. H82, "Design, Construction, Installation, Supervision, and Inspection of Plumbing"; specifically, Sec. H82.04(4), "Building Sewers", Wis. Adm. Code.
- (2) Per Sec. H82.04(5), Wis. Adm. Code, all laterals will be inspected. "The building sewer and/or private interceptor main sewer shall be inspected upon completion of placement of the pipe and before backfilling; and tested before or after backfilling."

(f) **Septic Tank and Holding Tank Disposal.**

- (1) No person in the business of gathering and disposing of septic tank sludge or holding tank sewage shall transfer such material into any disposal area or sewer manhole located within the Village boundaries unless a permit for disposal has been first obtained from the Board. Written application for this permit shall be made to the Board and shall state the name and address of the applicant; the number of its disposal units; and the make, model, and license number of each unit. Permits shall be non-transferrable except in the case of replacement of the disposal unit for which a permit shall have been originally issued. The permit may be obtained upon payment of a fee [Twenty-five Dollars (\$25.00) per calendar year]. The Board may impose such conditions as it deems necessary on any permit granted.
- (2) The person(s) or party dispensing waste shall furnish bond to the Village Board in the amount of One Thousand Dollars (\$1,000.00) to guarantee performance. Said performance bond shall be delivered to the Village Clerk-Treasurer prior to the issuance of the permit hereunder.
- (3) Charges for disposal of holding tank sewage shall be Seven Dollars (\$7.00) per one thousand (1,000) gallons and Thirty Dollars (\$30.00) per one thousand (1,000) gallons for disposal of septic tank sludge. Bills shall be mailed on a monthly basis, and if payments are not received in thirty (30) days thereof, disposal privileges shall be suspended.
- (4) Any person or party disposing of septic tank or holding tank sludge agrees to carry public liability insurance in an amount not less than One Hundred Thousand Dollars (\$100,000) to protect any and all persons or property from injury and/or damage caused in any way or manner by any act, or failure to act, by any of his/her employees. The person(s) shall furnish a certificate certifying such insurance to be in full force and effect.
- (5) Any materials dumped into treatment system shall be of domestic origin only and that he/she will comply with the provisions of any and all applicable ordinances of the

Village, and shall not deposit or drain any gasoline, oil, acid, alkali, grease, rags, waste, volatile or inflammable liquids, or other deleterious substances into any manhole nor allow any earth, sand, or other solid material to pass into any part of the sewerage system.

- (6) The person(s) or party disposing waste agrees to indemnify and save harmless the Village from any and all liability and claims for damages arising out of or resulting from work or labor performed.

Sec. 9-2-5 Sewer User Charge System.

- (a) (I) It shall be the policy of the Village of Merrilan to obtain sufficient revenues to pay the cost of
 - a. The annual debt retirement payment on any bonded indebtedness,
 - b. Any required cash reserve account payment, and
 - c. Operation and maintenance of the sewerage works, including a replacement fund (i.e. a cash account to be used for future expenditures for obtaining or installing equipment, accessories, or appurtenances which are necessary to maintain the capacity and performance of the sewerage works during the service life for which such works were designed and constructed), through a system of user charges as Defined in this Section.
- (2) The system shall assure that each user of the sewage works pays a proportionate share of the cost of such works.
- (b) All sewer users shall be classified by the utility as (1) Residential/commercial (domestic strength), or (2) Industrial customers.
- (c) (I) User charges shall consist of
 - a. A minimum monthly billing, on the basis of user charge factors,
 - and b. A unit price per volume of water utilized.
- (2) The minimum monthly billing shall be sufficient to pay the annual debt retirement and FmHA Reserve Account costs. A portion of the debt service and Reserve Account may be budgeted by levying an ad valorem tax in accordance with State Statutes. The unit price per volume shall be sufficient to pay the annual cost of operation and maintenance, including any replacement fund; of the sewage works: Users will be notified annually of the portion of user charges or ad valorem taxes attributable to wastewater treatment services. Water meter readings shall be used to determine the actual water volume used. The unit price portion of the July, August, and September sewer bill will be based on the average volume of water used during the previous nine (9) months except that no "zero" usage month will be averaged. All other monthly sewer bills will be based on actual water used. If a portion of the water furnished to any customer is not discharged into the sewer system, the quantity of such water will

be deducted in computing the charge for sewer service, provided a meter has been installed to measure such water. The customer must, at his own expense, make necessary changes in the water piping and install couplings so that a meter can be set. A charge of One and 75/100 Dollar (\$1.75) per month shall be made for each such meter, up to a one (1) inch meter. The charge for all larger meters shall be Three Dollars (\$3.00) per month.

- (d) (1) The methodology of determining the user charges is given in Appendix C, on file with the Clerk-Treasurer. The Utility shall provide the initial estimates of water volumes, number of meters, costs, etc., to calculate the first year's user charges.
- (2) The user charges, and this Chapter, shall be reviewed not less than biannually. Such a review shall be performed by the Village Board and the Village Clerk-Treasurer. User charges shall be adjusted, as required, to reflect actual volumes of water used and actual costs.
- (e) Where it is not possible to obtain a water meter reading, or in cases where no water meter exists, the customer shall be assigned an average water volume by the Village, based on previous meter readings, and this shall be so stated on the bill. The difference shall be adjusted when the meter is again read.

Sec. 9-2-6 Sewer Rates.

- (a) There shall be charged to each user of the sewer system a sewer charge as follows:
 - (1) A minimum charge based on the size of water meter in service as per the following schedule:

5/8- and 3/4-inch meters	\$ 41.44/month
1-inch meters	\$ 98.46/month
1-1/2-inch meters	\$ 152.62/month
2-inch meters	\$ 190.84/month
3-inch meters	\$ 313.83/month
4-inch meters	\$ 502.15/month
 - (2) A variable charge based on the amount of water consumed, as defined in Section 9-2-4(c) of Five and 73/100 Dollars (\$5.73) per one thousand (1,000) gallons.
 - (3) The minimum sewer charges and variable sewer charge established by this Section may be revised by the Village Board.
- (b) All charges for sewerage service shall be made monthly and shall be payable on the first day of the month in each year. A one and one-half percent (1.5%) per month penalty will be added to those bills not paid on or before the twentieth (20th) day after the due date of the bill with a thirty cent (.30) minimum penalty charge. A failure to receive a bill shall not excuse nonpayment. Sewerage service charges shall be a lien on the property served in accordance with Sec. 66.076, Wis. Stats.

WATER RATES - Step II - Effective 09/20/2022

Monthly Service Charges (All Customer Classes)

5/8-----	\$14.80	3-----	\$88.26
3/4-----	\$14.80	4-----	\$149.61
1-----	\$18.84	6-----	\$209.89
1 1/4-----	\$30.68	8-----	\$275.55
1 1/2-----	\$46.01	10-----	\$341.20
2-----	\$61.35	12-----	\$405.78

Reconnect Charges: during normal business hours: \$40.00
after normal business hours: \$60.00

Plus Volume Charges:

First 10,000 gallons used each month: \$9.53 per 1,000 gallons

Over 10,000 gallons used each month: \$7.00 per 1,000 gallons

SEWER RATES - Effective 09/20/2022

Monthly Service Charges (All Customer Classes)

5/8 & 3/4-----	\$41.44	2-----	\$190.84
1-----	\$98.46	3-----	\$313.83
1 1/2-----	\$152.62	4-----	\$502.15

Plus Volume Charges: \$5.73 per 1,000 gallons used per month

PUBLIC FIRE PROTECTION SERVICE - Step II - 09/20/2022

Monthly Public Fire Protection Service Charges:

5/8-----	\$10.23	3-----	\$153.59
3/4-----	\$10.23	4-----	\$256.07
1-----	\$25.61	6-----	\$512.12
1 1/4-----	\$37.89	8-----	\$819.43
1 1/2-----	\$51.24	10-----	\$1,229.09
2-----	\$81.91	12-----	\$1,638.85

ELECTRIC RATES - Effective - 04/20/2022

Residential Service

Customer Charges:
Single-Phase: \$7.50 per month
Three-Phase: \$10.00 per month

General Service

Customer Charges:
Single-Phase: \$10.00 per month
Three Phase: \$15.00 per month

Reconnection Charges: during normal business hours: \$35.00
after normal business hours: \$70.00

Energy Charge: \$0.0740 per Kilowatt-hour (kWh)

Sec. 9-2-7 Excess Revenues.

Excess revenues collected from a user class will be applied to operation and maintenance costs attributable to that class for the next year.

Sec. 9-2-8 Reassignment of Sewer Users.

The Village Board will reassign users into appropriate sewer service charge categories if wastewater flow monitoring and sampling programs, UCE formulas, and/or other related information indicate a change of categories is necessary.

Sec. 9-2-9 Operation, Maintenance and Replacement Fund Accounts.

- (a) The annual replacement revenues shall be maintained in a separate account by the Village to be used solely for the purpose of purchasing replacement parts and/or equipment. Funds may be withdrawn from this account, for authorized use, only with the approval of the Village Board.
- (b) All revenues for the replacement fund and for operation and maintenance of the wastewater collection and treatment facilities must be used solely for the replacement fund and operation and maintenance of the wastewater collection and treatment facilities.

Sec. 9-2-10 Annual Notification.

The Village shall notify its sewer users annually about the user charge rates. The notification shall show what portion of the total rate is attributable to the operation and maintenance expenses, and debt service costs. The notification shall occur in conjunction with a regular bill.

Sec. 9-2-11 Mandatory Connection.

- (a) The owner of each parcel of land adjacent to a sewer main on which there exists a building usable for human habitation or in a block, through which such system is extended, shall connect to such system within one year of notice in writing from the Village of Merrilan. Upon failure to do so, the Village of Merrilan may cause such connection to be made and bill the property owner for such costs. If such

costs are not paid within thirty (30) days, such notice shall be assessed as a special tax lien against the property, all pursuant to Sec. 281.45, Wis. Stats., provided, however, that the owner may within thirty (30) days after the completion of the work file a written opinion with the Village Clerk-Treasurer stating that he cannot pay such amount in one (1) sum and ask that there be levied in not to exceed five (5) equal installments and that the amount shall be so collected with interest at the rate of twelve percent (12%) per annum from the completion of the work, the unpaid balance being a special tax lien, all pursuant to Sec. 281.45, Wis. Stats.

- (b) In lieu of the above, the Village of Merrilan at its option may impose a penalty for the period that the violation continues, after ten (10) days written notice to any owner failing to make a connection to the sewer system of an amount equal to the average user charge per month for each residential unit equivalent for the period in which the failure to connect continues, and upon failure to make such payment said charge shall be assessed as a special tax lien against the property, all pursuant to Sec.281.45, Wis. Stats.
- (c) This Section ordains that the failure to connect to the sewer system is contrary to the minimum health standards of said Village of Merrilan and fails to assure preservation of public health, comfort, and safety of said Village of Merrilan.
- (d) Upon passage and publication, this Ordinance shall take effect and be in force as provided by law.

Sec. 9-2-12 Maintenance of Services.

(a)The utility shall maintain sewer service within the limits of the Village of Merrilan from the Street main to the property line and including all controls between the same, without expenses to the property owner, except when they are damaged as a result of negligence or carelessness of the part of the property owner, a tenant, or an agent of the owner, in which case they will be repaired at the expense of the property owner. All sewer services from the point of maintenance by the system to and throughout the premises must be maintained free of defective conditions, by and at the expense of the owner or occupant of the property.

(b)When any sewer service is to be relaid and there are two (2) or more buildings on such service, each building shall be disconnected from such service and a new sewer service shall be installed for each building.

Sec. 9-2-13 Penalty for Improper Use; Improper Discharges.

(a)It shall be unlawful for any person to willfully injure the sewer system, or any building, machinery, or fixture pertaining thereto, or, to willfully and without authority of the Village of Merrilan, bore or otherwise cause to leak, any tunnel, aqua duct, reservoir, pipe, or other thing used in the system for holding, conveying, or collecting sewage.

(b)It shall be unlawful for any person to introduce sewage into the system, which shows an excess of a BOD or suspended solids concentration of over two hundred (200) mg/l (normal

domestic sewage); a surcharge shall be based on the excess of BOD or suspended solids at a rate of fifty cents (50¢) per pound. The Village of Merrilan reserves the right to test the sewage at any point within the connection system of the user or consumer. Users discharging toxic pollutants shall pay for any increased O&M or replacement costs caused by the toxic pollutants.

- (c) No user shall discharge or cause to be discharged any of the following described liquids or solid wastes to any sanitary sewer:
- (1) Any storm water, surface water, ground water, roof runoff or surface drainage.
 - (2) Any gasoline, benzene, Naptha, fuel oil, or other flammable or explosive liquid, solid, or gas.
 - (3) Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feather, tar, plastics, wood, paunch manure, or any other solid or sticky substance capable of causing obstruction of the flow in sewers or other interference with the proper operation of the sewage works.
 - (4) Any water or wastes containing a toxic or poisonous substance in sufficient quantity or injure or interfere with any sewage treatment process, constituting a hazard to humans and animals or create any hazard in the receiving treatment facility.
 - (5) Any water or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such material at the sewage treatment plant.
 - (6) Any noxious or malodorous gas or substance capable of creating a public nuisance.
 - (7) Any garbage that has not been properly shredded.
 - (8) Any liquid or vapor having a temperature higher than one hundred fifty degrees Fahrenheit (150°F).
 - (9) Any water or wastes which may contain more than one hundred (100) parts per million by weight of fat, oil, or grease.
 - (10) Any water or wastes having pH lower than five and one-half (5.5) or higher than nine (9.0) having any corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.

Sec. 9-2-14 Damage Recovery.

The system shall have the right of recovery from all persons, any expense incurred by said system for the repair or replacement of any sewer pipe damaged in any manner by any person by the performance of any work under their control, or by any negligent act.

Sec. 9-2-15 Penalties.

Any person who shall violate any of the provisions of this Chapter or rules or regulations of the Village of Merrilan; or who shall connect a service pipe without first having obtained a permit

therefore; or who shall violate any provisions of the Wisconsin Statutes, Wisconsin Administrative Code, or any other materials which are incorporated by reference, shall upon conviction thereof forfeit an amount prescribed by Section 1-1-6 and the costs of prosecution. This, however, shall not bar the Village of Merrilan from enforcing the connection duties set out in Section 9-2-11 for mandatory connection.

Sec. 9-2-16 Septic Tanks Prohibited.

The maintenance and use of septic tanks and other private sewage disposal systems within the area of the Village of Merrilan serviced by its sewer system are hereby declared to be a public nuisance and a health hazard. From and after July 1, 1983, the use of septic tanks or any private sewage disposal system within the area of the Village serviced by the sewerage system shall be prohibited.

Sec. 9-2-17 Vacating of Premises and Discontinuance of Service.

Whenever premises served by the system are to be vacated, or whenever any person desires to discontinue service from the system; the system must be notified in writing. The owner of the premises shall be liable for any damages to the property or such damage which may be discovered having occurred to the property of the system other than through the fault of the system or its employees, representatives, or agents.

Sec. 9-2-18 Charges are a Lien on Property.

All sewer services, charges, and special assessments shall be a lien on a lot, part of a lot, or land on which sewer services were supplied. All sums which have accrued during the preceding year and which are unpaid by the first (1st) day of October and any year, shall be certified to the Village Clerk-Treasurer to be placed on the taxroll for collection as provided by Wisconsin Statutes.

Sec. 9-2-19 Unit of Service Definitions.

- (a) A unit of service shall consist of any residential, commercial, industrial, or charitable aggregation of space or area occupied for a distinct purpose such as a residence, apartment, flat, store, office, industrial plant, church, or school. Each unit of service shall be regarded as one (1) consumer. Suites in houses, or apartments with complete housekeeping functions

(such as cooking), shall be classed as apartment houses; thus houses and apartments having suites of one (1), two (2), or more rooms with toilet facilities, but without kitchen for cooking, are classed as rooming houses.

- (b) When a consumer's premises has several buildings, for which services are eligible and such buildings are used in the same business and connected by the user, the Village shall set a separate rate for such complex.

Sec. 9-2-20 Adoption of Other Rules.

There is hereby adopted all the rules and regulations of the State Plumbing and State Building Codes and the building rules of the Wisconsin Department of Commerce; and the Department of Natural Resources of the State of Wisconsin insofar as the same are applicable to the Village of Merrilan. All extensions of the system will comply with administrative rules NR 108 and NR 110 of the Department of Natural Resources.

Sec. 9-2-21 Superseding Previous Ordinances and Agreements.

This Chapter governing sewer use, sewer service charges, and sewer connections and construction shall supersede all previous ordinances of the Village. The user charge system contained herein takes precedence over pre-existing agreements inconsistent with said user charge system.

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