

Sec. 20-19. Mandatory Village Water Connection.

(a) *Mandatory Connection.* As a matter of public health, the owners of all improved premises in the village which are used for human occupancy, employment, recreation or other purposes, which require the use of potable water, and which abuts any right-of-way, easement, highway, street, or public way in which there is now or hereafter located a public water main that is not more than 200 feet from the nearest point of a structure used for said purpose, are hereby required to connect said premises to the water system in accordance with this ordinance.

(b) *Connection Deadline.* As a matter of public health, all connections to the public water system required hereunder, shall be completed no later than 1 year after the date of official notice by the village to make such connections. Newly constructed structures required to connect shall be connected prior to occupancy thereof. Persons who fail to complete a required connection to the public water system shall be liable for a civil penalty equal in amount to the readiness to serve fee and commodity fee that would have accrued based upon reasonably expected water usage and been payable had the connection been made when and as required. In addition, the village reserves the right to file an appropriate action in a court of applicable jurisdiction to seek injunctive or other appropriate relief to compel such connections.

(c) *Meter Pits.* Meter Pits will be installed at the time of connection.

(1) The meter pit will be provided by the village at no cost.

(2) The household will be liable for the costs from the meter pit, to the house.

(3) Those places where a meter pit is not possible, the household must from the curb stop to the house have a licensed and insured contractor to dig and install said water lines with the oversight and approval of the Village DPW.

(4) No tap fee is required.

(5) An already purchased permit may be refunded or applied to installation cost.

(6) Said water line must be at least five (5) foot deep and imbedded in sand.

(c) The village shall evaluate the availability of a public water system prior to approving the use of a private water system. If it is determined that a public water system is available and willing to provide water, the applicant must connect to that public water system when:

(1) The applicant proposes to use surface water, spring water, rain water or private well;

(2) The existing public water system has transmission lines adjacent to the property line of the applicant; or

(3) The existing public water system has defined a "Service Area Boundary" in accordance with the Village of Lyons Water System Plan which includes the property of the applicant.

(d) *Private Water Wells.* No new water wells may be drilled on premises to which

public water is available. All existing private water wells shall be abandoned and plugged, in accordance with applicable state and county laws and regulations, upon connection with the water system, with a time limit of 2 years. Anyone not complying with this section shall be liable for a civil infraction with a fine of \$50.00 per day if not in compliance.

(Comp. Ords. Amended 7-18-2016, eff. 7-30-2016; 1999, § 80.000.1; Ord. of 7-21-2003; Ord. of 10-20-2003)

Sec. 20-20. Water well use restricted.

(Repealed by Motion adopted 7-18-16, eff. 7-30-2016).