

MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE
Ordinance 2017-20 (Emergency)

Introduced By:	Mayor Eberhardt
Date Introduced:	October 10, 2017
Amendments Adopted:	N/A
Date Adopted:	October 10, 2017
Date Effective:	October 10, 2017

AN EMERGENCY ORDINANCE concerning

Water System Emergencies

FOR the purpose of authorizing the Mayor to declare a water system emergency and impose mandatory water use restrictions under certain circumstances and under certain conditions; providing for public notice of a water system emergency and mandatory water use restrictions; providing penalties and enforcement for violations of mandatory water use restrictions; and generally relating to water system emergencies in the Town of Perryville.

BY repealing and reenacting, with amendments
Chapter 82 Water and Sewers
Article II, Rules and Regulations
Section 82-6.F. and G.
Code of the Town of Perryville

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW
((Double Parenthesis)) indicate matter deleted from existing law.
Underlining indicates amendments to bill.
~~Strike-Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment
*** indicates omitted text that is not amended by this ordinance.

SECTION 1. BE IT ENACTED BY THE MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE that Sections 82-6.F. and G. of the Code of the Town of Perryville, Chapter 82, Water and Sewers, Article II, Rules and Regulations, are repealed and reenacted, with amendments, to read as follow:

CHAPTER 82 – WATER AND SEWERS

**ARTICLE II
Rules and Regulations**

§ 82-6. Water System.

The following rules and regulations shall govern the use of the water system:

* * *

F. Discontinuance, disconnection or reduction of service.

* * *

(7) IN THE EVENT OF AN OPERATIONAL FAILURE IN THE TOWN'S WATER PRODUCTION, TREATMENT OR DISTRIBUTION SYSTEM THAT REDUCES THE AMOUNT OF WATER AVAILABLE FOR USE BY WATER SYSTEM CONSUMERS, IN CONSULTATION WITH THE TOWN'S WATER PLANT SUPERINTENDENT, THE MAYOR OF THE TOWN OF PERRYVILLE, OR IN THE MAYOR'S ABSENCE OR UNAVAILABILITY, THE COMMISSIONER HAVING THE MOST SENIORITY OF ALL OTHER COMMISSIONERS AND BEING AVAILABLE TO ACT, MAY DECLARE A WATER SYSTEM EMERGENCY AND IMPOSE REASONABLE MANDATORY WATER CONSERVATION RESTRICTIONS THAT PROHIBIT NONESSENTIAL USES OF WATER UNTIL NORMAL WATER SYSTEM OPERATIONS ARE RESTORED. NONESSENTIAL USES OF WATER INCLUDE, BUT ARE NOT LIMITED TO:

(A) THE USE OF HOSES, SPRINKLERS, OR OTHER MEANS FOR SPRINKLING OR WATERING SHRUBBERY, TREES, LAWNS, GRASS, PLANTS, GARDENS, FLOWERS OR OTHER VEGETATION.

(B) THE USE OF WATER FOR WASHING AUTOMOBILES, TRUCKS, TRAILERS, OR OTHER TYPES OF MOBILE EQUIPMENT.

(C) WASHING OF STREETS, DRIVEWAYS, PARKING LOTS, OFFICE BUILDINGS, AND EXTERIOR OF HOMES, SIDEWALKS OR OTHER OUTSIDE SURFACES.

(D) THE USE OF WATER FROM FIRE HYDRANTS FOR CONSTRUCTION PURPOSES AND WATER MAIN FLUSHING.

PUBLIC NOTICE OF A DECLARATION OF A WATER SYSTEM EMERGENCY AND WATER CONSERVATION RESTRICTIONS SHALL BE GIVEN BY POSTING THE NOTICE ON THE TOWN'S INTERNET WEBSITE, DELIVERING THE NOTICE TO REPRESENTATIVES OF THE MEDIA WHO REGULARLY COVER TOWN GOVERNMENT MATTERS, AND ALL OTHER AVAILABLE MEDIA. A NOTICE SHALL INCLUDE THE PENALTIES FOR VIOLATION OF MANDATORY WATER CONSERVATION RESTRICTIONS.

G. Responsibilities of consumers and of Town.

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(7) EACH CONSUMER SHALL COMPLY WITH ALL WATER CONSERVATION RESTRICTIONS IMPOSED BY THE MAYOR OR SENIOR AVAILABLE COMMISSIONER DURING A WATER SYSTEM EMERGENCY. VIOLATION OF A WATER CONSERVATION RESTRICTION WILL RESULT IN A WARNING, SECOND OFFENSE IS A MISDEMEANOR PUNISHABLE BY A FINE IN THE AMOUNT OF \$150, \$300 FOR A THIRD OFFENSE, AND \$500 FOR A FOURTH AND SUBSEQUENT OFFENSES. EACH DAY THAT A VIOLATION CONTINUES IS A SEPARATE OFFENSE. VIOLATIONS OF MANDATORY WATER RESTRICTIONS ALSO MAY BE ENFORCED AS PROVIDED IN § 82-6 OF THIS CODE.

SECTION 2. AND BE IT FURTHER ENACTED BY THE MAYOR AND COMMISSIONERS OF THE TOWN OF PERRYVILLE that this Ordinance shall become effective immediately following its approval by the Mayor and Commissioners.

ADOPTED this 10th day of October, 2017.

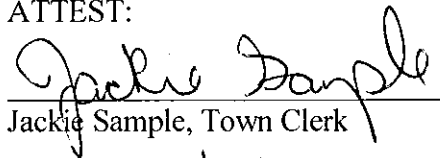
SEAL:

**MAYOR AND COMMISSIONERS OF
THE TOWN OF PERRYVILLE**

By: 

James L. Eberhardt, Mayor

ATTEST:


Jackie Sample, Town Clerk

Date: 10/10/17