

CHAPTER 20

PUBLIC UTILITIES

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Article 1. General Provisions

Section 20-1. Municipal Utility Systems.

1. Water and sewer services are provided to residents of the Town of Corn, Oklahoma.
2. The Town of Corn, Oklahoma provides solid waste collection and disposal services to residents of the Community. The Town may contract with any public or private entity for the provision of these services.

Section 20-2. Use of Municipal Utility Systems.

Every resident within the corporate city limits of the Town of Corn, Oklahoma, and every commercial or industrial establishment, shall utilize the municipal utility system of said Town, unless it is impossible to do so, and pay fees as established by the Board of Trustees of Corn, Oklahoma.

Section 20-3. Application for Municipal Utility Services.

Any person desiring to secure one (1) or more utility connections from the municipal systems shall make an application therefore to the Town Clerk-Treasurer, on an application form to be provided by said Clerk-Treasurer. The applicant shall give such reasonable information as the Town Clerk-Treasurer may request and shall state in the application that he will abide by all Ordinances, rules and regulations governing the utilities and services of the Town of Corn, Oklahoma.

Section 20-4. Deposit for Municipal Utility Services.

An applicant for services shall make a deposit, the amount of which shall be determined by the Town Board of Trustees. An applicant shall not be granted such service until he has paid to the Town Clerk-Treasurer such deposit, which shall serve as a guarantee for the payment of charges for utilities, services and other amounts owed to the Town in connection with such municipal services. When a customer's service is discontinued, the deposit or any part of such amount of deposit which remains after all such charges and amounts due the Town have been satisfied, shall be returned to the customer.

Section 20-5. One (1) Premise to a Meter.

No more than one (1) premise may be connected to any one (1) water meter or sewer tap without special arrangements being made with the Town of Corn, Oklahoma. No customer shall make or permit to be made any subsidiary connections of another's premises with his water or sewer service.

PUBLIC UTILITIES

Section 20-6. Turning on Utilities.

It shall be unlawful for any person to turn any utility on to any premises from any municipal system, without written permission of the Town Clerk-Treasurer. Utilities shall not be turned on until the plumbing or electrical wiring, as the case may be, has been inspected and approved by the building official or his designated representative, as provided by Ordinance, and until any and all deposits and charges have been paid. The Town Clerk-Treasurer will see that the utility is turned on when all requirements for service have been complied with.

Section 20-7. Bills Due When; Delinquency.

1. All bills for utility service shall be due and payable on or before the 10th day after mailing, after which they shall become delinquent. Service shall be cut off without further notice if the bill is not paid by the 15th day; provided, however, that service shall not be discontinued on a Friday or any day preceding a holiday.

2. Bills rendered when service is discontinued shall be due and payable to the Town Clerk-Treasurer at the time bills are presented or sent to the customer.

Section 20-8. Utilities may be Cut Off.

1. Utilities may be cut off and service discontinued for any of the following reasons: Violation of any Ordinance provision relating to a municipal utility or violation of any Ordinance provision or any provision of a Code adopted by reference relating to water and sanitary plumbing or electrical installations;

- b. Any act or omission in regard to the water system or sanitary sewer system, the use of water or the disposal of liquid wastes, which jeopardizes the public health or safety, creates a public nuisance or interferes with the rights of others; or
- c. Failure to pay a utility bill or other proper charge made in connection with a municipal utility system by the time specified by Ordinance.

2. A particular service may be cut off for any act or omission in regard to the abuse of another system or service, which jeopardizes the public health or safety, creates a public nuisance or interferes with the rights of others.

3. The Town reserves the right to cut off or reduce any utility or service to any customer when necessary to conserve water, protect life or property or repair or improve the system.

4. In case of emergency caused by a water shortage in the municipal water system, it shall be the duty of the Town Board of Trustees to immediately give notice to the system's water consumers not to use water obtained from the system for any purpose other than for strictly domestic use, and such other use as the Town Board may designate, so long as the water shortage lasts. Therefore, and until the governing body declares the emergency at an end, it shall be unlawful for any person, firm, or corporation, during such emergency, to use water obtained from the municipal water system for any purpose other than strictly domestic use, and such other uses as the Town Board may have designated.

Section 20-9. Turning Utilities on Again.

When a customer's utility service has been cut off because of delinquency or act or omission of the customer, it may be turned on again only when all charges have been paid or other change in the conditions justify it. Charges shall be determined by board action and posted at town hall.



NOW THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF THE TOWN OF CORN, OKLAHOMA:

Whereas the Code of Ordinances of Corn, Oklahoma does not adequately provide for the town gas system, we are adding Section 20-16 in Article 1 of Chapter 20 of our Code of Ordinances to be added as follows:

CHAPTER 20. GENERAL PROVISIONS

Article 1, Section 20-16

Gas System

1. As used in this Article, the term "gas system" shall mean the gas utility system of the Town of Corn, Oklahoma.
2. Gas from the gas system shall be furnished to customers only through meters. All meters shall be set only under the directions of the superintendent of the utilities systems.
3. The Town shall make, inspect, and maintain all connections to its gas lines. It shall be unlawful for any person, other than a duly authorized agent or employee of the Town, to make a connection to any gas line belonging to or controlled by the Town.
4. Installation of all gas lines from any premise to the main gas lines of the Town of Corn shall be the responsibility of the premise owner. Maintenance of all service lines from the meter to the premise shall be the responsibility of the owner. The Town of Corn, Oklahoma, shall maintain all meters and service lines from the meter to the main lines.
5. Installation of all service lines and meters shall be conducted only by plumbers duly licensed by the State of Oklahoma.
6. Each consumer of gas furnished by the Town shall lay his own pipeline from the premises to the property line for the purpose of conveying gas to such point on his premises as he may desire; he shall thereafter be required to keep the same in good repair and sanitary condition.
7. Consumers taking gas from the Town shall, at all reasonable hours, grant any person authorized by the Town Board free access to all parts of the premises to which gas is delivered, for the purpose of inspection and examination of fixtures or to read the meters. Occupied premises that are not accessible shall be required to make said premises accessible and shall be assessed a fee of ten dollars (\$10.00) per visit when accessibility is denied.
8. It shall be unlawful for any person to injure or deface, or in any way tamper with any meter, valve, pipeline, or any part of the gas system, or to turn the gas off or on from any main at any time or place, unless he is duly authorized to do so by the Town Board.
9. If the gas system has been turned off for 90 or more days, it must be inspected by a plumber duly licensed by the State of Oklahoma. A written inspection report, including a pressure test, must be completed with signature and turned in to the clerk-treasurer.
10. If, within the 90 days, any part of the gas system has been tampered with, the utility superintendent, or other duly authorized agent or employee of the Town, has the discretion to require a pressure test to be performed.

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Passed and approved this 14th day of June, 2014



THE TOWN OF CORN, OKLAHOMA

BY: Barbara Nurnberg
BARBARA NURNBERG, MAYOR

ATTEST:

Chris Loewen
CHRIS LOEWEN, TOWN CLERK



PUBLIC UTILITIES

Section 20-10. Utilities to be Turned Back on Only by Town Authority.

When a utility has been turned off by Town personnel, it shall not be turned on again without permission of the Town Clerk-Treasurer.

Section 20-11. No Service Connection Until Bills Have Been Paid.

1. A person owing delinquent municipal utility bills or other charges in connection with a municipal utility system shall not be extended additional services until such bills and charges have been paid.

2. No utility service will be provided or reestablished to any premise until all outstanding fees, charges and penalties associated with said premise have been fully rendered to the Town of Corn, Oklahoma, regardless of party responsible for outstanding charges.

Section 20-12. Customers to Keep Service Pipes in Good Repair.

All customers using Town utilities shall keep their service pipes and other apparatus in good repair and in proper operation, and shall not unnecessarily waste water nor contribute to unsanitary conditions.

Section 20-13. Town not Responsible for Utility Interruption or Stoppage.

The Town shall not be responsible for any damages due to stoppage or interruption of any utility or service.

Section 20-14. Town Personnel may Inspect Private Premises.

Municipal personnel may enter any private premises served by municipal utilities at any reasonable time and inspect pipes, fixtures and/or wiring on the premises, or read and examine meters.

Section 20-15. Interference with Fire Hydrants; Damage of Utility System.

1. It shall be unlawful for any person, unless duly authorized by the Town, to open, turn on or off, interfere with, attach any pipe or hose to, or connect anything with, any fire hydrant belonging to the Town.

2. It shall be unlawful for any person to, in any manner obstruct access to any fire hydrant by placing around or thereon brick, lumber, dirt or other thing,

3. It shall be unlawful for any person to damage, destroy or tamper with, any pipes, lines, meters or other equipment or property which is a part of municipal utility system.

Sections 20-16 through 20-20. (Reserved for future use.)

Article 2. Water System

Section 20-20. "Water System" Defined.

As used in this Article, the term "water system," "waterworks," or "water distribution system" shall mean the water works utility system of the Town of Corn, Oklahoma.

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Section 20-21. Meters.

Water from the water system shall be furnished to customers only through meters. All meters shall be set only under the directions of the superintendent of the utilities systems.

Section 20-22. Town to Make and Maintain Water Connections.

1. The Town shall make, inspect and maintain all connections to its water lines. It shall be unlawful for any person, other than a duly authorized agent or employee of the Town to make a connection to any water line belonging to or controlled by the Town.

2. Installation of all water lines from any premise to the main water lines of the Town of Corn shall be the responsibility of the premise owner. Maintenance of all service lines from the meter to the premise shall be the responsibility of the owner. The Town of Corn, Oklahoma, shall maintain all meters and service lines from the meter to the main lines.

3. Installation of all service lines and meters shall be conducted only by plumbers duly licensed by the State of Oklahoma.

Section 20-23. Utility Customer to Install and Maintain Service Line; Shutoff Valve Required.

1. Each consumer of water furnished by the Town shall lay his own pipeline from the premises to the property line for the purpose of conveying water to such point on his premises as he may desire; he shall thereafter be required to keep the same in good repair and sanitary condition.

2. All service lines to be installed after the effective date of this chapter shall include a master shutoff valve between the meter and the premise.

Section 20-24. Right of Entry to Premises Served by System.

Consumers taking water from the Town shall, at all reasonable hours, grant any person authorized by the Town Board free access to all parts of the premises to which water is delivered, for the purpose of inspection and examination of fixtures or to read the meters. Occupied premises that are not accessible shall be required to make said premises accessible and shall be assessed a fee of ten dollars (\$10.00) per visit when accessibility is denied.

Section 20-25 Tampering With or Injuring Waterworks Property.

1. It shall be unlawful for any person to injure or deface, or in any way tamper with any hydrant, meter, valve, pipeline, or any part of the waterworks system, or to turn the water off or on from any main at any at any time or place, unless he is duly authorized so to do by the Town Board.

2. It shall be unlawful for any person or persons, except duly authorized officers and employees of the Town of Corn, Oklahoma, to scale, climb, or go upon the Town's water tower.

Section 20-26. Use of Water Wells for Domestic Purposes.

1. No person shall have the right to drill a water well for domestic use except when the Town main lines are not available to said person, in which event said person shall have the right to drill and use a water well for domestic purposes only after proper application has been made, approved, and a permit for the use thereof has been issued. (See Section 20-31, below.)

2. Geothermal wells, exclusively used for heating purposes, shall be permitted only after proper application has been made, approved and permit for the specific use has been issued by the Town of Corn.

PUBLIC UTILITIES

Section 20-27. Use of Water from Water Mains. (Reserved for future use.)

Section 20-28. Domestic Use.

Domestic use means the use of water by a natural individual or by a family or household for household purposes.

Section 20-29. Use of Water Interconnections Prohibited.

Except as herein otherwise provided, water from privately owned wells within the Town of Corn, Oklahoma, shall be used only for domestic purposes on the premises where the well is located, and there shall be no inter-connection thereto extension thereof or any chemical feed to the public water system of town. In the case of wells in use prior to the effective date of this Ordinance, use of the water therefrom may be continued to the same extent and for the same purposes, but such uses shall not be extended or increased. No domestic water well shall be utilized to fill a natural or man-made earthen basin nor to maintain water in the same, nor shall the water well be used for recreational purposes or any purposes which may constitute waste.

Section 20-30. Authority of Ground Water within the Town lies with Town Board.

No privately owned water well within the Town shall hereafter be drilled to, nor shall any existing well hereafter be deepened to, nor any privately owned well be completed at such depth as will interfere or allow water to be taken and produced from the water producing sands from which the Town obtains its municipal water supply, except in those instances and in those areas where water is not available to the prospective user from the Town's regular system.

Section 20-31. Water Well Permits.

1. Any person who otherwise qualifies for the drilling and use of a water well within the Town of Corn, Oklahoma, may apply in writing to the Town Clerk-Treasurer for a permit for the use of said water well. Said person shall, upon making said application, pay to the Town Clerk-Treasurer a permit fee of ten dollars (\$10.00). An authorized officer of the Town shall review said application to determine if the proposed water well complies with the Ordinances of the Town of Corn, Oklahoma, the laws of the State of Oklahoma, and the regulations of the State Health Department. Said authorized officer may require the applicant to furnish in writing any additional information required to make said determination. Upon approval of said application by the Board of Trustees the Town Clerk-Treasurer shall issue a permit for the drilling and use of said water well.

2. No permit shall be issued by the Town Clerk-Treasurer to any person, firm or corporation unless such person, firm or corporation has been duly licensed by the appropriate agency of the State of Oklahoma. Furthermore, it shall be unlawful for any person, firm or corporation not so licensed to drill any well within the corporate limits of the Town of Corn, Oklahoma.

Sections 20-32 through 20-39. (Reserved for future use.)

Article 3. Sewage System

Section 20-40. Town to Make and Maintain Sewer Connection.

1. The Town shall make, inspect and maintain all extensions or additions to its main sewer lines. It shall be unlawful for any person, other than a duly authorized agent or employee of the Town, to make a connection to any sewer line belonging to, or controlled by, the Town of Corn, Oklahoma.

2. Installation and maintenance of all service lines and lateral lines from the point where such lines connect with sewer main to the premise being served shall be the responsibility of the owner of the premise being served; provided, however, that all installation and maintenance shall be provided only by plumbers duly licensed by the State of Oklahoma.

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Section 20-41. Mandatory Sewer Connections.

1. The owners of all houses, buildings or property used for human occupancy, employment, recreation or other purposes, situated within the Town and abutting on any street, alley or right-of-way in which there is located a public sanitary sewer of the Town, are hereby required, at their own expense, to install suitable toilet facilities therein, and to have such facilities connected directly with the proper public sewer within sixty (60) days after the date of official notice to do so, provided that such public sewer is within three hundred (300) feet of the property line. Any lift station required for proper connection to the public sewer shall be installed and maintained by the person in charge of the premises.

2. Said notice (above) shall be served by any member of the Town Board or other duly authorized agent by delivering a true and correct copy to the property owner, or leaving the same at his usual place of residence with a member of his family over the age of fifteen (15) years, or if such owner cannot be found, by posting a copy of such notice at the front entrance of the building involved.

3. Any person who shall fail, neglect or refuse to comply with the terms of this Section after having been notified so to do as provided herein shall be guilty of an offense, and each twenty-four (24) hour period thereafter shall constitute a separate offense. In the event of a continuous violation of this Section by any property owner, the Town shall discontinue the furnishing of water to such property owner, until such time as a proper sewer connection has been made.

Section 20-42. Private Sewage Disposal Facilities.

1. Except as hereinafter provided in this Section, it shall be unlawful for any person to construct or maintain any privy vault, septic tank, cesspool or other facility intended to be used for the disposal of sewage within the corporate limits of the Town of Corn, Oklahoma.

2. Where a connection to a public sanitary sewer line is not required under the provisions of Section 20-41, a private septic tank or cesspool or other facility for sewage disposal may be constructed and maintained under the rules and regulations of the Town and County Health Officer and in compliance with the recommendations and requirements of the Oklahoma State Department of Public Health. No septic tank or cesspool shall be permitted to discharge to any public sewer or natural outlet.

3. The owner of private septic tanks or cesspools shall operate and maintain the same in a sanitary manner at all times, at no expense to the Town, and no statement contained in this Chapter shall be construed to interfere with any additional requirements that may be imposed by the health officer of the Town, County or State.

4. At such times as a public sewer becomes available to a property served by a septic tank or cesspool, a direct connection shall be made to such public sewer in compliance with Section 20-41, and the septic tank or cesspool shall immediately be abandoned and filled with suitable material.

Section 20-43 through 20-47. (Reserved for future use.)

Article 4. Solid Waste Collection and Disposal

Section 20-48. Collection and Disposal Declared to be a Municipal Function.

The collection and disposal of garbage, trash and refuse is hereby declared to be a municipal function of the Town as a protection of the public health; the police powers of the Town shall be invoked when necessary for the enforcement of this Chapter. In addition, the Town may collect and dispose of refuse, as it deems necessary, provided that such disposal shall be by an approved method of incineration (no open burning) or by landfill and daily cover.

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Section 20-49. Purpose.

It is the purpose of this Article and it is hereby declared to be the policy of the Town, pursuant to the authority of the Oklahoma Solid Waste Management Act (Title 63 O.S. 2081, Sections 2251-2265, inclusive), to regulate the collection and disposal of solid wastes in a manner that will protect the public health and welfare, prevent air and water pollution, prevent the spread of disease and the creation of nuisances, conserve the natural resources and enhance and preserve the beauty and quality of the Town's environment.

Section 20-50. Definitions.

1. **Person.** Any individual, corporation, company, firm, partnership, association, trust or other legal entity, however constituted or organized.
2. **Refuse.** Tree trimmings, junked building materials and roofing materials, manufacturing waste, rocks, dirt and other waste material not defined as "solid waste" or "trash".
3. **Trash.** Paper, rags, containers of paper, tin cans, yard and house sweepings and all other household waste, but not tree trimmings, building and manufacturing waste sewage and rocks, raw dirt, rainwater and other liquid refuse properly disposable through the sanitary sewers of the Town.
4. **Solid Waste.** All putrescible and nonputrescible refuse in solid or semi-solid form, including but not limited to, garbage, refuse, rubbish, ashes or incinerator residue, street refuse, dead animals, demolition wastes, construction wastes, solid or semi-solid commercial and industrial wastes hazardous wastes (including explosives, pathological wastes, chemical wastes, herbicides and pesticide wastes).
5. **Solid Waste Management System.** The entire process of storage, collection, transporting, processing, and burying solid wastes at or in a site approved by the Oklahoma State Department of Health.

Section 20-51. Accumulation a Nuisance; Containers.

1. It is unlawful for any person in charge of any lot or piece of ground to allow solid waste to accumulate thereon, so as to cause an offensive odor to be emitted therefrom or to become injurious or dangerous to the health of the neighborhood or an inhabitant thereof. Any such condition is hereby declared a violation of this Article and punishable as such, and in addition is declared to be a nuisance and may be abated as such.
2. Any person constructing any structure within said Town shall, prior to construction on any premises in said Town, furnish and place on said premises a container of suitable size and design to contain all solid waste which might, by the winds or elements, be distributed and blown from the premises; said containers shall be used by the person concerned at all times to keep the premises from becoming unsightly with solid waste.
3. Any person who fails to keep the premises on which any structure is being built or installed free from solid waste and who allows said waste to blow or be carried from the premises to adjoining or other property or into the Town streets, shall be deemed guilty of causing a nuisance, and shall be subject to the penalties in this Code of Ordinances prescribed therefore.
4. All persons in charge of any premises or piece of ground shall deposit for collection all solid waste in containers provided by the Town of Corn, Oklahoma, or its contract agent. In the event the Town or its contract agent does not provide such containers, all persons in charge of any premises or property in the Town shall place all solid waste in watertight metallic or plastic cans or containers of sufficient size to hold not less than twenty (20) nor more than thirty-two (32) gallons, and have close fitting covers and handles on the sides. If the Town or its contract disposal agent does not furnish receptacles on the public right-of-way for the collection of solid wastes on a block basis, then cans or containers herein required shall be placed by the person in charge of said premises or piece of ground on the alley or at some convenient place on the lot, premises or piece of ground so as to provide access thereto by a collector.

PUBLIC UTILITIES

5. It is unlawful for any person to deposit for collection or other purpose any solid waste on any street, alley or public parking area, or on any private property, unless the same is deposited in cans or containers as herein above (subsection 4) provided. If the Town or its contract solid waste disposal agent furnishes or otherwise provides bulk metal receptacles or containers on the public rights-of-way for use by persons residing or doing business on a block for which said receptacles or containers are furnished or provided, persons in charge of premises, lots or pieces of ground within the Town shall transfer the solid waste accumulated on their own premises and contained in receptacles or containers, as herein above prescribed, to the block containers furnished or provided by the Town or its solid waste disposal contract agent.

6. Containers used for holding combustible or non-combustible wastes shall be maintained in good condition. Any waste container that does not conform to the provisions of this Article, that may have ragged or sharp edges or may have any other defect liable to hamper or injure the person collecting the contents thereof, must be promptly replaced by a proper receptacle upon receipt of notice to that effect from the collector; if not so replaced within ten (10) days after receipt of such notice, the nonconforming or defective containers may be collected and disposed of by said collector.

Section 20-52. Burning of Solid Waste.

1. It shall be unlawful for any person to start or maintain any fire or cause any fire to be started or maintained for the purpose of burning or incinerating any solid waste.

2. It shall be unlawful to construct or install, within any building in the Town, any incinerator design to burn solid wastes.

Section 20-53. Who May Remove Solid Waste.

It shall be unlawful for any person, except under contract as is hereinafter provided for, to remove or cause to be removed, any solid waste materials from any garbage can or other receptacle used for the deposit of same, or to transport, haul, carry or otherwise move over any of the streets, alleys or other public ways, any solid waste materials.

Section 20-54. Machine Grinding.

It shall be unlawful to construct or to install within any retail store or other commercial or industrial establishment within the Town any mechanical or power-driven device or machine for the grinding of solid waste materials designed to be introduced into the sewer system of said Town, unless the same has been approved by the Town Board of Trustees, to ensure that such waste will not block or otherwise interfere with the sewer system.

Section 20-55. Disposition of Animal Carcasses.

It shall be unlawful for any person to bury or cause to be buried the carcass of any dead animal at any place within the Town of Corn, Oklahoma. The Town shall not be responsible for the disposition of dead animals.

Section 20-56. Collection of Rates and Charges.

1. To facilitate the collection of the solid waste rates and charges levied and assessed in this Chapter, the Clerk or other designated agent of the Town is hereby further directed to include said charges on the same bill by which the Town bills for and collects for its sewer, water or other services, to the end that the rates and charges herein levied shall be paid and collected by the Town at the same time. The rates and charges levied shall be shown on said bill as a separate and distinct item of charge.

2. In the event any owner, occupant or person in charge of any user unit against whom a charge has been herein levied and assessed fails or otherwise refuses to pay said charge, the Clerk or other person responsible, is hereby directed to terminate all services rendered thereto, including water services, when said account has been delinquent for a period of thirty (30) days. No services thus terminated shall be reconnected or renewed until such time as all charges have been paid in full to the then current date. In addition, the Clerk is further directed to institute any appropriate legal action to collect said delinquency if the same is not paid after the expiration of sixty (60) days.

PUBLIC UTILITIES

Sections 20-57 through 20-62. (Reserved for future use.)

Article 5. Fees and Rates

Section 20-63 Fees and Rates

All fees, rates and deposits associated with water and sewer services shall be as established by resolution of the Corn Public Works Authority and adopted by the Corn Town Board of Trustees. All fees, rates and deposits associated with solid waste services shall be as established by motion of the Corn Town Board of Trustees. A schedule of all fees, rates and deposits shall be posted publicly in the Town Hall.

Sections 20-64 through 20-72. (Reserved for future use.)

Article 6. Penalty.

Section 20-73. Penalty.

Any person, firm or corporation who violates any provisions of this Chapter shall be guilty of an offense and, upon conviction thereof, shall be punished by fine and costs as provided for in Section 9-20 of this Code. Each day upon which a violation continues shall be deemed a separate offense.

