

ORDINANCE NO. _____

1 AN ORDINANCE amending Chapter 17.10 of the Lincoln Municipal Code
2 relating to Connections to System by amending Section 17.10.010 to allow only persons
3 registered with the Department of Building and Safety as a master plumber, journeyman
4 plumber or plumber's apprentice to install, alter, or repair any water supply or water service
5 pipe or to install or remove water meters and backflow prevention assemblies; amending
6 Section 17.10.030 to decrease the number of days for the issuance or denial of a permit from
7 30 days to 15 working days and to change a reference to "backflow prevention device" to
8 "backflow prevention assembly"; amending Section 17.10.070 to change a reference to
9 "backflow prevention device" to "backflow prevention assembly" and to make it unlawful for
10 any person to use or take water from new service connections without a water meter approved
11 by the Lincoln Water System connected to the water service piping; amending 17.10.080 to
12 change references to "backflow prevention device" to "backflow prevention assembly";
13 amending Section 17.10.090 to delete the requirement that a permit for extending service be
14 a written permit; amending Section 17.10.100 to change a reference to "backflow prevention
15 device" to "backflow prevention assembly"; amending Section 17.10.120 to amend abandon-
16 ment of services to include the proper removal of taps, to provide that the required bond be
17 a cash bond or a bond written by a corporate surety company authorized to do business in the
18 State of Nebraska, for the performance of such work; and repealing Sections 17.10.010,
19 17.10.030, 17.10.070, 17.10.080, 17.10.090, 17.10.100, and 17.10.120 of the Lincoln
20 Municipal Code as hitherto existing.

1 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

2 Section 1. That Section 17.10.010 of the Lincoln Municipal Code be amended
3 to read as follows:

4 **17.10.010 Registered Plumber to Perform Work.**

5 ~~It shall be unlawful for any person other than a registered master plumber, journeyman~~
6 ~~plumber, or plumber's apprentice working under the direct continuous field supervision of a~~
7 ~~master plumber or a journeyman plumber to install, alter, or repair any supply or service pipe,~~
8 ~~and install or remove water meters and backflow prevention devices, except as may be~~
9 ~~otherwise provided in Chapter 24.01.~~

10 Only persons registered with the City of Lincoln Department of Building and Safety as
11 a master plumber, journeyman plumber, or plumber's apprentice working under the direct
12 continuous site supervision of a master plumber or a journeyman plumber, may install, alter,
13 or repair any water supply pipe, or water service pipe except as may be otherwise provided
14 in Title 24 of the Lincoln Municipal Code.

15 Only persons registered with the City of Lincoln Department of Building and Safety as
16 a master plumber, journeyman plumber, or plumber's apprentice working under the direct
17 continuous site supervision of a master plumber or a journeyman plumber, may provide the
18 necessary plumbing for the installation or removal of water meters and backflow prevention
19 assemblies except as may be otherwise provided in Title 24 of the Lincoln Municipal Code.

20 Section 2. That Section 17.10.030 of the Lincoln Municipal Code be amended
21 to read as follows:

1 **17.10.030 Permit.**

2 Upon the filing of the application required by Section 17.10.020, and the payment of
3 the permit fee, a permit will be issued to do the necessary work if such application in all
4 respects complies with existing ordinances administered by the Lincoln Water System. The
5 permit will be issued or denied within ~~thirty~~ fifteen working days of the filing of the
6 application. The registered plumber or fire suppression system contractor shall notify the
7 Director when such permitted work is ready for inspection, and said work shall not be
8 backfilled until an inspection by the Director is made. Such plumber or contractor shall also
9 furnish all other data required by the Director. No person other than the Director shall, under
10 any circumstances, tap the main. When required by the Director, a backflow prevention
11 ~~device~~ assembly of the type approved by the Lincoln Water System shall be considered a
12 condition of the permit.

13 Section 3. That Section 17.10.070 of the Lincoln Municipal Code be amended
14 to read as follows:

15 **17.10.070 Permit Required to Take Water; Tamper With Water Works.**

16 (a) It shall be unlawful for any person to use or take water from ~~a part of the Lincoln~~
17 Water System without a permit; ~~or without written authorization from the Lincoln Water~~
18 System to open, use, tamper with, or remove any fire hydrant of the Lincoln Water System; ~~or~~
19 or to connect to, tamper with, or remove any supply connection, supply pipe, ~~or service pipes,~~
20 or meter apparatus directly or indirectly connected with a main of the Lincoln Water System, ~~or~~
21 without written authorization.

1 (b) Water may be taken from fire hydrants by the various departments of the city
2 and by private persons under a special permit therefor issued by the Director, who shall issue
3 one or more water meters to each such permittee, which meter or meters, together with such
4 backflow prevention ~~devices~~ assemblies as the Director may determine necessary, must be
5 connected to each fire hydrant and must meter all water flowing therefrom pursuant to such
6 special permit. Nothing in this title shall be deemed in any manner to prohibit, hinder, or
7 require a permit of the Fire and Rescue Department of the city in carrying out its fire-fighting
8 duties.

9 (c) It shall be unlawful for any person to use or take water from new service
10 connections without a water meter and backflow preventer as supplied by the Lincoln Water
11 System connected to the water service piping. This apparatus will be supplied by the Lincoln
12 Water System. Construction water meters and backflow preventers shall be connected to the
13 new water service line at the time the water tap is made. The permittee shall be responsible
14 for any loss of apparatus or damage to the water meter or backflow preventer. All costs for the
15 loss or repair of water meters and backflow preventers shall be the responsibility of the
16 permittee.

17 Section 4. That Section 17.10.080 of the Lincoln Municipal Code be amended
18 to read as follows:

19 **17.10.080 Water Service to Mobile Home Courts, Campgrounds, Shopping Centers,**
20 **Office Parks, Multiple Dwellings, Townhouses, and Condominiums.**

21 (a) Water service to all mobile home courts, campgrounds, shopping centers, and
22 office parks shall be provided only through a master metered water service complete with a
23 master water meter and approved backflow prevention ~~device~~ assembly. When a fire hydrant

1 or hydrants are contained within the mobile home court, campground, shopping center, or
2 office park, the minimum size service shall be six inches in diameter, and an approved fire
3 flow meter shall be required; provided, however, that if such fire hydrant or hydrants are
4 served by a service pipe which is entirely separate and apart from the general water supply
5 or domestic water supply of the mobile home court, campground, shopping center, or office
6 park in which such fire hydrant or hydrants are located, and the service pipe serving such hy-
7 drant or hydrants is used exclusively for fire protection, the Director may authorize the use of
8 a detector-double check instead of a fire flow meter and backflow prevention ~~device~~ assembly.
9 Such detector-double check shall be of a type and size approved by the Director. If, in the
10 opinion of the Director, such service pipe is used for other than fire protection purposes, the
11 Director shall require the owner of the mobile home court, campground, shopping center, or
12 office park to remove the detector-double check and to install an approved fire flow meter and
13 backflow prevention ~~device~~ assembly at said owner's own cost and expense.

14 (b) All multiple dwellings and condominiums, except townhouses, shall be
15 provided service only through a master metered water service complete with a master water
16 meter and, if required, an approved backflow prevention ~~device~~ assembly. When a fire
17 hydrant or hydrants are installed on the master metered water service, the minimum size
18 service shall be six inches in diameter, and an approved fire flow meter shall be required.
19 When all buildings of multiple dwellings or condominiums abut a public water main, each
20 building shall have a separate supply connection, supply pipe, curb stop, stop box, service
21 pipe, water meter, and other required meter apparatus.

1 (c) Each townhouse shall have a separate curb stop, service pipe, water meter, and
2 other required apparatus. Each building in a townhouse development in which common
3 ground exists, may be supplied water through a common supply pipe with a master stop box.

4 In a townhouse development with all lots abutting a public water main, each
5 townhouse shall have a separate supply connection, supply pipe, curb stop, stop box, service
6 pipe, water meter, and other required meter apparatus.

7 Section 5. That Section 17.10.090 of the Lincoln Municipal Code be amended
8 to read as follows:

9 **17.10.090 Extending Service.**

10 Not more than one premises, except as otherwise provided in this chapter, can be
11 supplied from one service pipe, and it shall be unlawful for any person to extend any supply
12 pipe or service pipe on any premises to another part of said premises, or to any other
13 premises, and/or install hydrants in connection therewith without first having obtained a
14 ~~written~~ permit from the Lincoln Water System to do so. Application for such extension permit
15 and/or installation of hydrants in connection with such water service shall be in writing and
16 filed with the Lincoln Water System. If such permit be granted, such extension or such
17 hydrants shall be installed in strict compliance with all the provisions of this title.

18 Section 6. That Section 17.10.100 of the Lincoln Municipal Code be amended
19 to read as follows:

20 **17.10.100 Systems Separate When Two Sources Supply Same Premises.**

21 On premises where water is supplied from two or more sources, the city water being
22 one of them, the services must be entirely separate. A backflow prevention ~~device~~ assembly

1 of the type approved by the Lincoln Water System shall be installed on the service line
2 supplying city water.

3 Section 7. That Section 17.10.120 of the Lincoln Municipal Code be amended
4 to read as follows:

5 **17.10.120 Abandonment of Service.**

6 Whenever a water service is abandoned or has been replaced by another water service,
7 it shall be the duty of the owner of the premises served by such service to have the old service
8 properly abandoned at the main at their own expense before making a new connection for a
9 new service. Such abandonment shall be accomplished subject to any regulations adopted
10 by the Director ~~pertaining thereto~~. In the event of the failure of the property owner of the
11 premises to ~~comply with the foregoing provision~~ properly abandon the service, the Director
12 shall have authority to make such abandonment and charge the same against the property
13 served by the old service. Abandonment of service shall include, but not be limited to the
14 proper removal of meter vaults, stop boxes, taps, and valve boxes.

15 (b) The Director, at his discretion, may permit such person to agree in writing to have
16 such abandonment made prior to a specified future date; provided, that such person furnishes
17 the city with a bond conditioned upon the fact that in the event such person fails for any
18 reason to have such abandonment made and be reimbursed for the actual cost thereof up to
19 the full principal amount of the bond. Such bond ~~may~~ shall be either a cash bond or a bond
20 written by a corporate surety company authorized to do business in the State of Nebraska for
21 the performance of such work. Such bond shall be in a principal amount determined by the

1 Director sufficient to cover the cost to the city of having such abandonment made, and shall
2 be subject to the approval of the City Attorney.

3 Section 8. That Sections 17.10.010, 17.10.030, 17.10.070, 17.10.080,
4 17.10.090, 17.10.100, and 17.10.120 of the Lincoln Municipal Code as hitherto existing be
5 and the same are hereby repealed.

6 Section 9. That the operative date of this ordinance shall be January 1, 2004.

7 Section 10. Pursuant to Article VII, Section 7 of the City Charter, this ordinance
8 shall be posted on the official bulletin board of the City in lieu of and in place of newspaper
9 publication with notice of passage and such posting to be given by publication one time in
10 the official newspaper by the City Clerk. This ordinance shall take effect and be in force from
11 and after its passage and publication as herein and in the City Charter provided.

Introduced by:

Approved as to Form & Legality:

City Attorney

<p>Approved this ___ day of _____, 2003:</p> <p>_____</p> <p>Mayor</p>
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