

## ORDINANCE NO. 545

AN ORDINANCE RELATING TO RESPONSIBILITY FOR REPAIR AND MAINTENANCE OF SEWER AND WATER LINES WITHIN THE CITY OF WATHENA, KANSAS; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES OF THE CITY OF WATHENA IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WATHENA, KANSAS:

SECTION 1. RESPONSIBILITY FOR REPAIR AND MAINTENANCE OF SEWER AND WATER LINES. (a) No person or entity shall make any connection to the City of Wathena sewage disposal system or water service system without first having secured authority from the City to make such connection.

(b) (i) The City of Wathena shall be responsible for the repair and maintenance of all main sewer lines and the property owner concerned shall be responsible for the repair and maintenance of the lateral connection to the main sewer line (from the point of entry to the house or building to the connection with the main line). The term main sewer line as used herein shall mean sewer line either installed by the City of Wathena or the installation of which was inspected and approved by the City of Wathena.

(ii) The City of Wathena shall install a water meter box and a water meter in the same at, or as near to as is reasonable possible, the property line of the premises to be served. The City shall also make all connections between its water main and said meter. The property owner shall be responsible to repair and maintain the connection water line from the improvements to be served extending to the meter box. Notwithstanding the terms of this subparagraph (ii) to the contrary, in the event a water meter has been previously installed within the property line of the property owner, the property owner shall still be responsible to repair and maintain the connection water line from the improvements to be served extending to the property line.

(c) Where repairs or maintenance are necessary to a lateral line or connection water line, the property owner shall employ at his/her expense qualified persons to effect such repairs.

(d) Duly authorized officials and employees of the City of Wathena, shall be entitled, during all business hours of each working day, and upon reasonable request during all other hours, to enter upon the premises of any property having or proposing a connection or connections with the sewage disposal system or water service system of the City of Wathena, for the purpose of inspecting said property for the use being enjoyed by said property, the number of connections thereto, the condition of the system, or for any other reasonable purpose.

SECTION 2. REPEALER. All Ordinances and parts of ordinances of the City of Wathena in conflict herewith are hereby repealed.

**Page 2**


SECTION 3. EFFECTIVE DATE. This Ordinance shall be effective from and after its passage and publication in the Official City paper.

PASSED by the Council and APPROVED by the Mayor on the 16th day of July, 2002.

  
James P. McAnerney, Mayor

ATTEST:

(CITY SEAL)

  
James Richardson, City Clerk