

Amendment No. 2
TOWN OF FAYAL WATER ORDINANCE
No. 97-3 (Adopted 16 Dec. 1997)
(Amended 6 Oct. 1998)

The Board of Supervisors of the Town of Fayal do hereby ordain that Article VI and Article VI para. A of Ordinance # 97-3 "The Town of Fayal Water Ordinance" adopted 16 Dec 1997 and amended on 6 October 1998 be revised to read as follows:

ARTICLE VI
LIABILITY FOR REPAIRS

The Town of Fayal shall be the owner of the water main, the curb stop boxes and all feeder lines in between the water main and the curb stop box. By purchasing water from the Town of Fayal, all customers consent to such ownership and convey such portion of the feeder line and curb stop box to the Town of Fayal. The Town of Fayal shall have access to the curb stop box at all times. The property owner shall be the owner of all water lines from the curb stop box to the premises.

After the initial connection has been made to the service line, the applicant, owner, occupant, or user of such premises shall be liable for all repairs required to any water line from the curb box to the premises and any related street repairs; and it shall be the responsibility of the applicant, owner, occupant, or user to maintain the stop box at such height as will ensure that it remains at or above the finished grade of the land or property. The Town of Fayal shall be responsible for repairs made between the water main to, and including, the curb stop box, and any related street repairs.

A. In the event a water main becomes frozen, Fayal shall be responsible for thawing the same. The property owner shall have the sole responsibility for thawing frozen water service lines from the point of connection at the water main into the premises. All contractors engaged in thawing any water lines must comply with the provisions of this ordinance as adopted or amended or any rules or regulations within Fayal regarding contractor's permits. With prior permission from the Town of Fayal, a water customer may be allowed a credit on a water bill for allowing water to run to prevent freezing.

The remainder of Article VI and the remainder of the entire Ordinance 97-3 shall be unchanged.

Adoption of the foregoing amendment to Town of Fayal Ordinance #97-3 "THE TOWN OF FAYAL WATER ORDINANCE" was moved by Supervisor Erjavec and seconded by Supervisor Tammaro, and it was approved on 21 July 2009 upon the following vote:

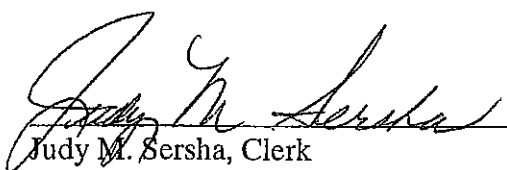
Ayes: Kniefel, Branville, Tammaro, Pernu, Erjavec

Nays: None

Absent: None

Amendment to take full effect upon publication as provided by state statute.


Steven J. Kniefel, Chairman


Judy M. Sersha, Clerk