

## **CHAPTER 26**

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WATER

**Part 1 through Part 12**

**[Reserved.]**



## **Part 13**

### **Use of Hydrants**

#### **§1301. Conditions for Use of Fire Hydrants.**

It shall be unlawful for any person except an authorized representative of the Borough Water Department to open any fire hydrant or to use any water therefrom for any purpose. Provided: this prohibition shall not apply to the opening of fire hydrants and the use of water therefrom in case of fire and, by fire companies, for testing the hydrants, but such tests shall be made only under the supervision of an authorized representative of the Borough Water Department. (Ord. 269, 9/23/1955, Art. XVIII, §1; as amended by Ord. 355, 12/8/1960, §4)

#### **§1302. Purpose of Fire Protection Charge.**

The consumer understands that fire protection charges are mainly a compensation for “Standing Ready to Serve” and that for said charge the use of water is not contemplated except for the actual extinguishing of fires or for testing fire hydrants, systems and apparatus which shall not be done without first notifying officials of the Borough. If used otherwise, a consumption charge, in accordance with the rates published, will be imposed. (Ord. 269, 9/23/1955, Art. XVIII, §2)



**Part 14 through Part 18**

**[Reserved.]**



**Part 19**

**Penalties and Validity**

**§1901. [Reserved.]**

**§1902. Penalties.**

Any person, firm or corporation who shall violate any provision of these regulations shall, upon conviction thereof, be sentenced to pay a fine of not more than \$600; and/or to imprisonment for a term not to exceed 30 days. Every day that a violation of these regulations continues shall constitute a separate offense. (Ord. 269, 9/23/1955, Art. XXVIII, §2; as amended by Ord. 626, 4/13/1987; and by Ord. 640, 4/10/1989, §36)



## **Part 20**

### **Water System Connections**

#### **§2001. Connection Required.**

Every owner of property including, but not limited to, any individual, corporation or entity in the Borough of Hollidaysburg, hereinafter called the "Borough," which property has now or hereafter shall have a house, building or other structure located thereon, which house, building or other structure presently uses or in the future will use water for human consumption in which property abuts or is located within 150 feet of any portion of the public water supply and distribution system of the Hollidaysburg Borough Authority, hereinafter called the "Authority," shall keep connected or connect, at the owners' cost to the house, building or other structure located on the property with the aforementioned public water system. (Ord. 713, 7/7/1994, §1)

#### **§2002. Failure to Connect Unlawful.**

It shall be unlawful for any owner of property to which the provisions of §2001 of this Part shall apply to fail to provide the means of connection to the public water system by way of a service line and a tap to the Authority's distribution system and/or to fail to comply with the provisions of this Part including the payment of the tap fee, connection fee and the monthly service fee to the Authority. (Ord. 713, 7/7/1994, §2)

#### **§2003. Notice.**

It shall be the duty of the Borough Secretary or the authorized representative of the Authority to notify the owner, lessee or occupier of each structure covered hereunder in writing, either by personal service, certified mail or registered mail, to connect the same to said public water system, as herein provided, within 60 days after receipt of such notice. Any owner, lessee or occupier of a structure who cannot comply with the provisions of this Section as to connection within the 60 day period for a time extension of up to six months in duration. Said application shall be made on a form to be furnished by the Borough Secretary or the Authority and shall contain a voluntary agreement on the part of the applicant under which the applicant shall agree to commence paying the basic monthly service fee immediately even though actual connection to the public water system will not be accomplished until some later date within the said six month extension period. (Ord. 713, 7/7/1994, §3)

#### **§2004. Connection to Any Other Water Supply System Unlawful.**

It shall be unlawful for any person, corporation or entity connected to the public water system to connect to or permit the connection by any other person, firm or corporation of any other source of water supply for any purpose. (Ord. 713, 7/7/1994, §4)

**§2005. Conditions to be Met Before Connection to Public Water Supply System.**

No person, corporation or entity not presently connected to the public water supply system shall make or cause to be made any connection with the public water system until he has fulfilled all of the following conditions:

- A. He shall make application to the Borough or Authority Secretary upon a permanent form to be formulated and supplied by the Borough Secretary or the Authority, for permission to connect to the aforementioned public water system. Among other things, the applicant must state the character and use of each structure located on his property.
- B. He shall pay the required tap connection fee as provided under the rules and regulations of the Authority.
- C. No work shall commence before the payment of the aforesaid tap connection fee and issuance of the aforementioned connection permit.
- D. He shall give the designated inspector of the Borough or the Authority at least 24 hours notice of the time when such connection shall be made in order that said inspector can be present to inspect and approve the work of connection. The inspector shall signify his approval of the connection by endorsing his name in the presence of the permittee.
- E. At the time of inspection of the connection, the owner or owners of the property shall permit the inspector full and complete access to all water system facilities in each building and in and about all parts of the property. No water connection line shall be covered over, or in any way concealed, until after it has been inspected and approved by said inspector.

(Ord. 713, 7/7/1994, §5)

**§2006. Connection to Water Supply System are Governed by the Water System Rules and Regulations of the Hollidaysburg Water Authority.**

The construction of all connections between the building and the public water system shall be done in accordance with the specifications, plans and procedures established by the Hollidaysburg Water Authority in its Water System Rules and Regulations, as the same may be from time to time published and amended, copies of which will, upon adoption of the Authority, be maintained on file with the Borough and/or Authority Secretary. (Ord. 713, 7/7/1994, §6)

**§2007. Failure to Comply; Borough May Do Work and Collect 10% of Costs.**

If the owner or owners of any houses, buildings or structures in the Borough shall neglect or refuse to comply with the provisions of this Part or the written notice as prescribed in §2003 hereof, the Borough or the Authority may perform or cause to be furnished such material as may be necessary to comply with the provisions of this Part at the cost and expense of such owner or owners, together with 10% additional expense on all charges and expenses incidental thereto, which sum shall be collected from said owner or owners for the use of the Borough or the Hollidaysburg Borough Authority as debts are by law collectible, or the Borough or the Authority may, by its proper officer, file a municipal claim or lien therefore against said premises as provided by law. (Ord. 713, 7/7/1994, §7)

**§2008. Mobile Homes and Mobile Home Parks Are Also Required to Make Connection.**

If one or more mobile homes, located in a mobile home park, are subject to the provisions of this Part by reason of abutting or being located within 150 feet of the public water system of the Authority, all mobile homes in such mobile home park shall be subject to the provisions of this Part regardless of whether or not located within 150 feet of the public water system of the Authority.

(Ord. 713, 7/7/1994, §8)

**§2009. Penalty.**

In addition to any penalty hereinabove prescribed or contained in any other related Ordinance, any individual, corporation or entity failing to make the proper connection within the time specified, after receipt of proper notice as provided in §2003 hereof, or who is found in violation of any other provisions of this Part, shall, upon conviction hereof, before a district justice, pay a fine or penalty of not less than \$100 nor more than \$300, and upon default of payment of either thereof, shall be sentenced to undergo an imprisonment of not more than 30 days in the County jail, and shall also be subject to any other equitable proceedings available to the Borough or Authority. Each day that said violation continues shall constitute a separate violation. (Ord. 713, 7/7/1994, §9)