

**TOWNSHIP OF FORSYTH
MARQUETTE COUNTY, MICHIGAN**

ORDINANCE NO. 7-2019

**ORDINANCE AMENDING ORDINANCE NO. 3, AS AMENDED, PROHIBITING
SUPPLEMENTAL WATER SUPPLIES**

At a regular meeting of the Township Board of Forsyth Township, Marquette County, Michigan, held at the Gwinn Community Center on June 27, 2019, at 6:30 p.m., Township Board Member Trustee Chris Adams moved to adopt the following Ordinance, which motion was seconded by Township Board Member Treasurer Judith Roberts:

An Ordinance to amend Forsyth Township Ordinance No. 3, as amended, to prohibit supplemental water supply connections where there is municipal water service within Forsyth Township, to prevent cross-connections, and to maintain the public health, safety, and welfare of Forsyth Township.

THE TOWNSHIP OF FORSYTH ORDAINS:

Section 1. Amendment to Section 11. Section 11 of Ordinance No. 3 shall be amended to read as follows:

Section 11. Additional Provisions.

- (a) Water Base Rate. The water fee rate shall be calculated based on the number of business and residential units utilizing an individual water service connection. Each base rate shall include 2,000 gallons of water usage. Any usage above the allowable 2,000 gallons shall be billed based upon consumption. A unit will include a residential dwelling, apartment, business operation, and one side of a duplex.
- (b) New Connections. A request for a new water service connection shall be submitted to the Forsyth Township office in writing stating the address, size and owner of the proposed water service. The Township Board shall set the connection fees based on a review of the cost to install the water service connection within the Township right-of-way. The Township will facilitate the installation of the water system components within the Township right-of-way up to the property line.
- (c) Supplemental Connections. The owner(s) of all residential, commercial, or occupied structures where there is now, or hereafter may be, located water

service facilities of Forsyth Township to supply potable water shall connect to such facilities and disconnect from all other water supply systems, subject to the following exceptions:

- i. The requirements of Section 11(c) shall not apply where the potable water facilities are a distance greater than two hundred (200') feet from the nearest property line.
 - ii. The requirements of Section 11(c) shall not apply to owners of residential, commercial, or occupied structures that had supplemental water supply connections in operation before July 25, 2017.
 - iii. Section 11(c) shall not apply to owners of residential, commercial, or occupied structures where supplemental water supplies are used solely for irrigation purposes, provided none of the supplemental water supply is connected to a building or structure that is serviced by Forsyth Township's water service facilities.
- (d) Let Runs. Forsyth Township is responsible for the integrity of the water distribution within the right-of-way. Water services that are located on private property are the responsibility of the property owner. A request for a let run shall be submitted to the Forsyth Township office for review and approval. Let run requests will only be granted for properties that have water services freeze issues within Township right-of-way. Water service freezing issues within private property will not be granted a let run designation. If a let run designation is granted, the Township shall bill the property owner their average water bill, to be determined by Forsyth Township.
- (e) Summer Meter. A request to receive an exterior hose bib water meter must be submitted in writing to the Forsyth Township office. The request shall be submitted a minimum of thirty (30) days prior to the beginning date of using the exterior hose bib water meter. The Township Board shall set the rate for the installation, and rental fee associated with the hose bib water meter. The Township will install and read the exterior hose bib water meter and obtain the monthly usages. The monthly usage from the exterior hose bib will be deducted from the monthly sewer bill.
- (f) Meter Pulls. When a Township resident chooses to have their water turned off, they must submit a written request to the Forsyth Township office. Forsyth Township staff will then facilitate turning off the curb stop and the pulling of the water meter. Residents are not permitted to remove their own water meter. The cost associated with turning off a curb stop and pulling a water meter is to be set by resolution by the Forsyth Township Board

- (g) Meter Replacement. Forsyth Township residents are responsible for ensuring the integrity of the water meter and associated appurtenances. Damaged meters will be removed and replaced by Forsyth Township personnel and paid for by the property owner. The Forsyth Township Board shall set a rate of the removal and replacement fees associated with meters of different sizes and installation types.
- (h) Broken Water Line. If it is discovered that a property owner is experiencing water loss on their private property due to broken, damaged, or degraded water infrastructure, it is the responsibility of the property owner to repair this issue in a timely manner. Once the issue is discovered by Forsyth Township either through water meter usage, leak testing, pressure testing or otherwise, the property owner will receive a written notice. The property owner will then have thirty days to correct the issue. The water loss during those 30 days will not be billed to the owner. After the thirty day notice period expires, the property owner will be responsible for paying the estimated amount of leakage occurring on their private property until the leak is repaired.
- (i) Let Run Water Notice. Whenever Forsyth Township is performing water infrastructure tasks that may lead to turbidity in the system, a Let Run Notice will be issued. The Notice will be sent to the estimated affected area, allowing for an individual property flushing of 200 gallons. A 200 gallon credit will then be given to all of the properties within the estimated affected area.
- (j) Tampering Fine. If an individual is found to have tampered with the water system, a fine in the amount set by the Township Board, from time to time, for such tampering shall be assessed against the individual.

Section 2. Effective Date. This Ordinance Amendment shall take effect the day following the date of publication or posting after final adoption by the Township Board.


Section 3. Repeal: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

YEAS: Trustee Adams, Treasurer Roberts, Supervisor Boogren

NAYS: None

ABSENT/ABSTAIN: Clerk Borrett and Trustee Armatti

ORDINANCE DECLARED ADOPTED:




Joseph Boogren, Forsyth Township Supervisor

CERTIFICATION

I hereby certify that:

1. The above is a true copy of an Ordinance adopted by the Forsyth Township Board at a duly scheduled and noticed meeting of that Township Board held on June 27, 2019, pursuant to the required statutory procedures.
2. A summary of the above Ordinance was duly published in The Mining Journal newspaper, a newspaper that circulates within Forsyth Township, on July 8, 2019.
3. Within 1 week after such publication, I recorded the above Ordinance in a book of ordinances kept by me for that purpose, including the date of passage of the ordinance, the names of the members of the township board voting, and how each member voted.

ATTESTED:



Michelle Borrett, Forsyth Township Clerk