



State of Kansas, Montgomery County
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Marilyn Calhoun
Marilyn Calhoun, Register of Deeds

ORDINANCE NO. 4393

An Ordinance Amending City Code Section 106-28 Dealing with Connections to the Water Main, Service Lines, Connecting Lines, and Water Meters

BE IT ORDAINED by the Governing Body of the City of Independence, Kansas:

Section 1. City Code Section 106-28 is amended in its entirety to read as follows:

Sec. 106-28. – Connections to water main.

a. *Water main; service line to meter.* The physical connection to the water main including the tapping of the main, installation of the corporation cock, service line between the water main and meter, curb stop and meter shall only be made by employees of the city's water department. It shall be unlawful for any other person to make any connection to any water main or service line. The service line shall be laid to a point approximately one foot inside the curb line where a curb stop shall be installed along with a meter and box of suitable size. All installations to and including the meter box shall be made by employees of the city's water department, at the expense of the city.

b. *Property owner responsibility.* Installation and subsequent maintenance of the connecting line from the meter box to the property where water service is being provided shall be made at the expense of the property owner either by the property owner himself or by a licensed plumber.

c. *Meter locations grandfathered in.* In the case of a meter having been previously installed in a location other than is provided in subsection a, such as in the basement of a structure, such meter locations are "grandfathered in". In such cases, the city shall have responsibility for maintenance of the service line from the water main to within one foot of the outer wall of the foundation or structure wherein the meter is situated. Maintenance of the service line from within one foot of the outer wall of the foundation or structure into the structure where the service line connects with the meter, as well as all other water lines within the property, shall be the responsibility of property owner.

d. *Relocation of meter grandfathered in.* In the case of a meter having been previously installed in a location other than as provided in subsection a, such as in the basement of a structure, the city may, at its sole option and expense, relocate the meter to a location outside the structure to come into compliance with subsection a of this ordinance, or as nearly as possible. In such event, the city shall be responsible for thereafter installing a connecting line from the relocated meter to within one foot of the outer wall of the foundation of the structure. The property owner shall thereafter be responsible for extending the connecting line into property owner's property to establish water service. After the city has relocated a meter to a location consistent with subsection a, and after the city has initially installed the connecting line to within one foot of the property owner's outer foundation wall or structure, the property owner shall thereafter be solely responsible for maintenance of the entire connecting line from the meter box onto the property owner's property.

e. *Repair, replacement or relocation of meter grandfathered in.* In the event a meter is installed in a location other than as provided in subsection a, such as in the basement of a structure, and in the further event that such meter is in need of repair or replacement, the city shall be responsible for the repair or replacement of such a meter, and at its option, the city relocate the meter as provided in subsection d.

Section 2. This Ordinance shall take effect upon its publication in the official City newspaper.

Adopted by the Governing Body of the City of Independence, Kansas, on the 23rd day of June, 2022.





DEAN A. HAYSE, Mayor

ATTEST:



DAVID W. SCHWENKER, City Clerk