

updated code

Village of Ellenville, NY  
Thursday, March 7, 2024

## Chapter 222. Water and Sewers

### Part 1. Water

#### Article I. Water Service Installation and Usage

##### § 222-10. Meter required.

- A. All water used on any premises or for any purpose whatever shall be metered. No bypass or connection shall be made or maintained unless covered by a meter. Only meters which have been furnished or approved by the village shall be installed. The Village Water Superintendent shall determine the type and size of meter in each instance.
- B. The meter(s) shall be installed within the building to be served as close as practical to the point where the service pipe enters the building by an outside wall and shall be set with the inlet and outlet in a horizontal line, with the register on top, and shall be located so as to be readily accessible at all times for reading, inspection and repair. Stop valves shall be provided on both inlet and outlet sides of the meter.
- C. In the event of a discrepancy between the water consumption as indicated by the remote reading device and the water consumption as measured by the water meter, the water consumption as measured by the water meter shall be controlling.
- D. Outside meter pits may be installed in special cases, on written approval of the Village Water Superintendent. Such meter pits must be installed in accordance with village specifications and at the expense of the property owner.
- E. Provision shall be made to prevent hot water from entering the meter. No tee or other fitting through which water may be drawn shall be used or placed between the main and the meter. The Superintendent or agent may, at any reasonable time, enter upon the premises for the purpose of inspecting pipes or reading or checking the water meter and shall discontinue the supply of water when the customer has failed to comply with Water Department rules and regulations or for nonpayment of water bills.
- F. All meters supplied by the Village of Ellenville shall remain the property of the village. All meters furnished by the village will be tested before being set. Meters furnished by other parties will not be recognized unless they have been first tested by the Water Department and a special permit has been given to set the same.
- G. Plumbers, after completing the work of introducing the water into a property and testing the pipes and fixtures, shall turn the water off at the curb stop until a meter has been set on the service.
- H. If an updated and approved water meter is not placed in an accessible place at all times, the water will be turned off by the Water Department and will be turned on at the owner's expense when the meter is reset in an accessible position. There shall be no tampering with water meters or breaking meter seals with the intent to slow, stop or alter the reading of a water meter. In lieu of turning off the water supply to the owner, the Village, including any duly authorized officer, employee, or agent thereof, may in its discretion impose a penalty upon each and every unit of the owner that is in violation of this section. This penalty shall be set at the rate of \$1000.00 per quarter for single-family

increased to \$1500.00 - 3/11/24

residential and multiple-family residential units in which each unit is separately metered, and \$1000.00 per quarter per unit for commercial and multifamily residences including two or more rental units which are not separately metered. The charges for these penalties shall be established and revised from time to time by resolution of the Village Board of Trustees.

[Amended 5-14-2007 by L.L. No. 5-2007]

- I. At the request of a consumer, the Water Department will test the meter supplying the property of said consumer. If the meter, on test, is found to be registering over 3% more water than actually passes through it, no charge will be made for the test; otherwise, a charge of \$25 will be imposed.

[Amended 9-17-1990 by L.L. No. 6-1990<sup>[1]</sup>]

[1] *Editor's Note: This local law also provided that it shall take effect 7-1-1990.*

- J. When a meter is not working, the customer will be billed by estimate. The charge will be made on the basis of the average of the consumer's bill for the past two years for the first quarter that the meter is not working; and for each additional quarter that the meter is not working, the average of the consumer's bills for two years for the corresponding quarter will be made.
- K. Repairs to meters above one inch shall be at the owner's expense. The owner shall have any defective meter over one inch removed, sent to any meter repair shop and reset at his own expense. The village has the right to test any such meter before it is placed in service. The village may terminate water service if defective meters are not repaired within a reasonable time after notice of the defect has been given by the village.
- L. All new construction begun or applications made for water service after the effective date of this article shall provide for each dwelling unit to be separately metered.
- M. The quarterly charge for water meters and sprinkler systems which have been furnished by the Village shall be as follows:  
[Added 9-17-1990 by L.L. No. 6-1990; amended 6-5-2000 by L.L. No. 2-2000; 8-28-2006 by L.L. No. 12-2006]
- (1) Fire line sprinkler systems: \$100.
  - (2) Multifamily meters on a common line: \$10.
  - (3) Meters which are one inch in diameter or less: \$10.
  - (4) Meters which are more than one inch in diameter but which are 1 1/2 inches in diameter or less: \$25.
  - (5) Meters which are more than 1 1/2 inches in diameter: \$50.

Rate increase changes - 4/2023