

ORDINANCE No. 19-14

ROLL CALL

VOTING	YES	NO
STEVE LEIFSON Mayor (vote only in case of tie)	ABSENT	
ROD DART Council member	X	
RICHARD M. DAVIS Council member	X	
BRANDON B. GORDON Council member	X	
MIKE MENDENHALL Council member	X	
KEIR A. SCUBES Council member	X	

I MOVE this ordinance be adopted: Council member Mendenhall

I SECOND the foregoing motion: Council member Davis

ORDINANCE No. 19-14

WATER SERVICE FOR NON-RESIDENTS

WHEREAS, Spanish Fork City has adopted ordinances addressing the utility service and infrastructure it provides; and

WHEREAS, it was recently determined that resolutions 93-02 and 94-19 modified provisions of the municipal code concerning water service to non-residents, but that the code had not been changed to match those requirements and the intent of Council;

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council that the Spanish Fork Municipal Code be amended as follows to reflect the intent of the Council expressed in resolutions 93-02 and 94-19:

I.

Spanish Fork Municipal Code §13.24.060 is hereby amended as follows:

13.24.060. Outside City Limits—Procedure.

Spanish Fork City generally does not provide water service to non-residents. However, the City may furnish water service from its water system to persons outside its corporate limits in emergencies or extreme hardship cases, such as a well or other sole source of water going dry or bad. Determination of emergency or extreme hardship is at the sole discretion of the City Council.

Any person located outside the municipal limits desiring to be supplied with water services from the municipal water system must apply to the City Council for non-resident service with a petition containing:

- A. Identification of the emergency or extreme hardship;
- B. An acknowledgment indicating they are willing to pay, in advance, the whole expense of extending the water system to his/her property;
- C. Proffer a bond in an amount determined by the City Engineer to cover the cost of the extension;
- D. An acknowledgment of their willingness to meet the City's construction standards for infrastructure;
- E. A description of the proposed extension;
- F. A map showing the location thereof;
- G. An acknowledgment that the City, in granting said petition, engages to supply only such water to the petitioner which, from time to time, the City Council deems beyond the requirements of water users within the city limits; and
- H. An acknowledgment that such extension shall be the property of and subject to the control of the city;
- I. An acknowledgment that the non-resident rates will be higher than the resident rates.

If granted, the petitioner shall be entitled to a connector's agreement as allowed by Spanish Fork Municipal Code §15.4.16.020(A)(1).

II.

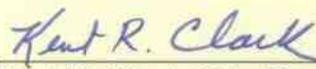
This ordinance is intended to complement the provisions of Resolutions 93-02 and 94-19, which, therefore, shall remain in effect.

III.

This ordinance shall take effect 20 days after passage and publication.

DATED this 2nd day of December, 2014.

Attest:


Kent R. Clark, City Recorder




ROD DART, Mayor Pro Tem