

# ORDINANCE RECORD

No. 728 \*\*\* K-B PRINTING CO. \*\*\* OMAHA

## CITY HALL LEXINGTON, NEBRASKA

The Mayor and Council of the City of Lexington, Dawson County, Nebraska, met in regular special session in the City Hall at \_\_\_\_\_ o'clock \_\_\_\_\_ M., on \_\_\_\_\_ Mayor \_\_\_\_\_ presided and \_\_\_\_\_ City Clerk \_\_\_\_\_ recorded the proceedings of this meeting.

The Mayor instructed the Clerk to call the roll. The Clerk called the roll and the following Councilmen were present:

Absent:

Whereupon the Mayor announced that the introduction of ordinances was now in order, and the matter now coming before the Mayor and Council was the passage and approval of Ordinance No. \_\_\_\_\_ of the City of Lexington, Nebraska.

This ordinance was introduced by Councilman \_\_\_\_\_ and is in words and figures as follows, to wit:

### ORDINANCE NO. 358

An ordinance amending Section 15 of Ordinance No. 309, as amended by Ordinance No. 313 which was passed and approved by the Mayor and Council of the City of Lexington, Nebraska, on June 17, 1936.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA:

Section 1. That Section 15 of ordinance No. 309 which was passed and approved by the Mayor and Council of the City of Lexington, Nebraska, on February 4, 1936, as amended by ordinance No. 313 which was passed and approved by the Mayor and Council of the City of Lexington, Nebraska, on June 17, 1936, be and the same is hereby amended to read as follows:

"Sec. 15. The applicant for water service from the water works system of said city shall accompany his application with a tap fee of \$20.00 for a 3-4 inch tap; provided however, where the property of such applicant abuts hard surface pavement and it is necessary to make installation or install the same under the pavement, the tap fee in that event shall be the sum of \$35.00 for a 3-4 inch tap. Provided further that such tap fees shall be applicable only in such cases where it is necessary to install sixty feet or less of pipe from the water main to the property line and in such cases where more than sixty feet is required such extra charge shall be made as may be determined by the water commissioner. In all cases where application is made for a tap larger than 3-4 inch, the tap fee shall in each case be such sum as the water commissioner may fix and determine and such sum shall be paid in advance. The City, by its water commissioner, will tap or cause to be tapped, the commercial main to which the applicant's service pipe will be joined. For the tap fee aforesaid or which may be fixed and determined as herein provided, the City will furnish a stop or curb box, curb stop, corporation cock and will also provide and install pipe, trenching, labor and all necessary attachments to make installation from commercial main to a point at or near the property line of the applicant, where

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stop box is installed; provided, the above service shall be furnished for the tap fee aforesaid, only in those cases where the applicant's property abuts a street where a commercial main is now laid or may hereafter be laid. Applicant at his own expense shall build water service from the curb box in and upon his own premises and shall keep the same in repair. Applicant for water service where property does not abut a commercial main, shall pay such tap fee as the Mayor and City Council shall in each case determine; provided, however, this provision shall not be construed as an obligation upon the City to make any such installation in property which does not abut or adjoin a commercial main of said City. The City will maintain all water mains from the commercial main to curb box. Applicants for water service whose property is situated outside the corporate limits shall pay tap and installation fees in such sums as the Mayor and Council shall each case fix: Provided, however, nothing herein shall be construed to obligate the City of Lexington to furnish water service to non-residents unless it is able to do so without curtailing the demands of resident consumers or without overloading its pumps, machinery or other equipment. All meter pits, if meters are not set in basements or buildings, shall be constructed by applicant or consumer at his own expense at a point near the property line and shall be constructed of brick, cement, or tile not less than 10 inches in diameter with suitable cover thereon, as may be approved by the water commissioner: Provided, that all meters shall be set in a horizontal position so that the same may be easily read by the water commissioner or his agents, whether set in meter pit, building, or basement. The water commissioner shall, whenever it is not convenient to make readings of any meter now set or hereafter to be set in meter pits, buildings, or basements, be empowered to give consumer twenty days notice in writing to reset said meter so that same may be conveniently read, and, if the consumer refuses or neglects to do so, then the water commissioner shall reset said meter and the cost thereof shall be charged to and paid by the consumer as water rent. All meter pits hereafter shall be constructed in such design and in manner as prescribed by the water commissioner.

Sec. 2. That said original Section 15 of Ordinance No. 309 as amended by ordinance No. 313 is hereby repealed.

Passed and approved this 5th day of July, 1939.

Albert A. Kjar

Mayor

Attest:

J. L. Olsson

City Clerk

(seal)