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Chapter 295

Water

[HISTORY: Adopted by the City Council of the City of Lancaster as Articles 935, 937, 939, 941, 943, 945, 947, 949, 951, 955 and 957 of the Codified Ordinances. Amendments noted where applicable.]

Article I

Terminology

§ 295-1 **Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

APPLICANT

An individual or agency applying for water service.

BUREAU OF WATER OR UTILITY

The Bureau of Water of the City.

COMMERCIAL CUSTOMERS

Customers who are engaged in selling, warehousing or distributing a commodity; the rendering of a service to the public, including nursing homes, personal care homes and the like; providing professional services; wholesale and retail stores; office buildings or offices; hotels; clubs; lodges; associations; restaurants; warehouses; railroad and bus stations; banks; laundries; dry cleaners; undertaking establishments; garages; gasoline stations; theaters; bowling alleys; bars; grills; taverns; retail bakeries; hospitals; schools; churches; religious and charitable institutions; governmental agencies; not-for-profit businesses or the like where the business activity is not primarily involving the manufacturing or processing of a product. Included in this classification are establishments where water service is provided through one meter set to one or more dwelling units in a multifamily residence or building, or through one meter set to a combination of one or more dwelling units and one or more business premises. This classification shall also include businesses operated from the home.

[Added 11-9-1999 by Ord. No. 8-1999]

COMMERCIAL SERVICE

The provision of water to premises where the customer is engaged in trade.

COMMISSION

The Pennsylvania Public Utility Commission.

CUSTOMER

The individual or agency contracting for a supply of water to a property as hereinafter classified:

A. A building under one roof and occupied as one residence or business; or

- B. A combination of buildings in one enclosure and occupied by one family or business; or
- C. One side of a double house having a solid vertical partition wall and occupied by one family or business; or
- D. One side or part of a house occupied by more than one family or business, even though the closet and other fixtures are used in common; or
- E. Each apartment, office or suite of offices located in a building having several such apartments, offices or suites of offices and using in common one hall and one or more means of entrance.

DATE OF PRESENTATION

The date upon which a bill or notice is mailed, as evidenced by postmark, or delivered personally to the customer.

DOMESTIC SERVICE

The provision of water for household residential purposes, including water for sprinkling lawns, gardens and shrubbery, watering livestock, washing vehicles and other similar and customary purposes.

FIRE PROTECTION SERVICE

The provision of water for public and private fire protection.

FLAT RATE

A fixed periodic charge for an unmetered service.

FLAT RATE SERVICE

The provision of water in unmeasured quantities.

INDUSTRIAL CUSTOMERS

Customers who are engaged in manufacturing or processing which creates or changes raw materials or unfinished materials into another form or product.

[Added 11-9-1999 by Ord. No. 8-1999]

INDUSTRIAL SERVICE

The provision of water to a customer for use in manufacturing or processing activities.

IRRIGATION SERVICE

The provision of water for commercial agricultural, floricultural or horticultural use.

MAIN EXTENSION

The extension of distribution pipelines, exclusive of service connections, beyond existing facilities.

MAINS

The distribution pipelines located in streets, highways, public ways, alleys or private rights-of-way which are used to carry water to serve the general public.

METER RATE SERVICE

The provision of water in measured quantities.

MUNICIPAL OR PUBLIC USE

The provision of water to a municipality or other public body for other than fire protection purposes.

PREMISES

The integral property or area, including improvements thereon, to which water service is or will be provided.

PRIVATE FIRE PROTECTION

Water service provided exclusively for the purpose of fire protection that is available to a specific customer only and not to all customers nor to the general public, and that is provided through automated sprinklers, fire hydrants or similar mechanisms.

[Added 11-9-1999 by Ord. No. 8-1999]

RESIDENTIAL CUSTOMERS

Customers receiving the City's water service exclusively to a single-family dwelling or building, or through one meter set to three or fewer dwelling units in a multi-family residence or building. Water service provided through one meter set to a combination of one or more dwelling units and one or more business premises shall not be considered service to a residential customer.

[Added 11-9-1999 by Ord. No. 8-1999]

SERVICE LINES

- A. **CUSTOMER'S SERVICE LINE**The connecting facilities from the utility's curb stop and curb box to a point of consumption.
- B. **UTILITY SERVICE LINE**The connecting facilities between the utility's distribution main and the customer's service line, in general consisting of a valve or corporation stop at the main, piping therefrom to the street curblin, terminating with a curb stop and curb box.

TARIFF SCHEDULES

The entire body of effective rates, charges, rules and regulations, as set forth in this chapter.

TEMPORARY SERVICE

The provision of service for circuses, bazaars, fairs, construction work, irrigation of vacant property and similar uses, that because of their nature will not be used steadily or permanently.

Article II Water Service

§ 295-2 Service area.

The service area of the Bureau of Water of the City outside of or beyond the City limits includes areas in the following townships in Lancaster County:

- A. East Hempfield Township.

- B. East Lampeter Township.
- C. Lancaster Township.
- D. Manheim Township.
- E. Manor Township.
- F. Pequea Township.
- G. West Hempfield Township.
- H. West Lampeter Township.
- I. Millersville Borough. [**Added 11-9-1999 by Ord. No. 8-1999**]

§ 295-3 Supply of water.

The Bureau of Water will exercise reasonable diligence and care to deliver a continuous and sufficient supply of water to the customer at a proper pressure and to avoid any shortage or interruption in delivery.

§ 295-4 Quality of water.

The Bureau of Water will endeavor to supply a safe and potable water at all times.

§ 295-5 Classes of service.

A. Services installed by the Bureau of Water will be classified as follows:

- (1) Residential.
 - (2) Commercial.
 - (3) Industrial.
 - (4) Irrigation (commercial).
 - (5) Municipal (excluding fire protection).
 - (6) Private fire protection.
 - (7) Public fire protection.
 - (8) Other utilities for resale purposes (emergency use only).
 - (9) Temporary.
- B. Metered service only is available, except service for public and private fire protection service.

Article III Service Connections

§ 295-6 **Application for service connection.**

Any property owner desiring the introduction of a service line from the utility's main to the curb of his or her premises must first make written application on a form furnished by the Bureau of Water. The application shall be signed by the property owner or his or her duly authorized attorney.

§ 295-7 **Installation and ownership of utility's service lines.**

The Bureau of Water will, at its own expense, furnish and install a service of such size and at such location as the applicant requests, provided that such request is reasonable. The utility's service lines shall be maintained at its own expense as an integral part of its distribution system and they shall be the property of the utility and under its exclusive control.

§ 295-8 **Larger utility's service lines.**

Where the customer requests a service line larger than that deemed necessary by the utility, the utility shall install the larger service, provided that the customer pays the additional cost for the larger service.

§ 295-9 **Temporary, emergency or advanced utility's service lines.**

Any temporary or emergency feature of a service line requested by the customer shall be at the expense of the customer. If the owner of a parcel of ground desires a service line installed to the curb in advance of street improvement and where there is no present demand for a supply of water, such owner shall pay the cost of installing the service line, which cost shall be refunded if and when an application is made and approved for a supply of water through the service line.

§ 295-10 **Violation of rules and regulations.**

Where more than one customer is now supplied through one service line, a violation of these rules and regulations by any customer on the common service line shall be deemed a violation by all such customers, but water service to the premises shall not be discontinued until after the expiration of a reasonable time for the installation of a separate customer's service line by or for each customer after notice by the utility to all such customers of the violation of the rules and regulations. The utility shall install a sufficient number of separate curb stops and curb boxes at the termination of the utility's service line to permit the installation of a separate customer's service line for each customer or the utility may, at its election, permit the use of one customer's service line by all such customers other than the customer who has violated these rules and regulations.

§ 295-11 **Prohibited installations.**

No service line of the utility shall be installed at a time when street openings are prohibited by municipal regulations or, in the judgment of the utility, working conditions are unreasonable for such installations.

§ 295-12 **Prohibited placements of utility's lines.**

No service pipe shall be placed within 18 inches of any sewer line or in the same trench with a gas pipe or other facilities of a public service company or within three feet of any open vault or area or pass through any premises other than the one supplied, nor shall it be laid at a depth of less than 3 1/2 feet below the surface of the ground or less than 3 1/2 feet below the street grade, where one has been established by public authority, except when otherwise approved by the proper official of the Bureau of Water.

§ 295-13 **Installation on private property.**

No service line shall be installed by the utility on private property unless the owner furnishes a right-of-way satisfactory to the utility.

§ 295-14 Placement of stop and curb boxes.

When new service lines are installed or old ones replaced, the stop and curb box shall be placed inside the curb and within six inches of the same.

§ 295-15 Changes in utility's lines.

If a customer being supplied by an existing service line desires that its location be changed to suit his own convenience, such customer shall pay all costs of making the change, including all labor, materials and permits.

§ 295-16 Tampering with curb stopcocks.

Under no circumstances shall any person not authorized by the utility turn the curb stopcock on or off.

§ 295-17 One customer per service pipe.

~~Hereafter only one customer shall be supplied through one service pipe. Where more than one customer is now supplied through one service pipe under the control of one curb cock, it shall be replaced by separate curb stops and curb boxes for each customer in accordance with § 295-10, at the convenience of the utility. All service lines will be the same size as the curb stop up to the water meter. The curb stop shall be six (6) inches behind curbs or pavement edges. If the curb box is in a driveway, the box must be a two (2) inch box. The curb box must be aligned with the shut-off valve, plumb, backfilled and tamped in place, and be at grade after any landscaping. The curb box must be straight and centered on the shut off valve before the City will take ownership of the valve.~~

§ 295-18 Renewal or relocation of utility's lines.

Where renewal of a service line of the utility is found to be necessary, the utility shall renew the service line in the same location as the old one. However, if the customer, for his own convenience, desires the utility's service line at some other location and agrees to pay all expenses of such relocation in excess of the cost of installing the new service line in the same location as the old and cutting off and disconnecting the old service line, the utility will lay the new service line at the location desired. Should the customer, for his convenience, request that the service be renewed using larger size materials than deemed necessary by the utility, the utility shall renew the service using the larger size materials, provided that the customer pays the additional cost.

§ 295-19 Responsibility of utility limited.

The utility is not responsible for the installation and/or maintenance of the customer's waterlines beyond the end of the utility's service line.

§ 295-20 Installation and maintenance of customer lines.

Each customer's service line shall be installed and maintained by or on behalf of such customer at his own expense. A customer's service line shall be of a material and at a location approved by the utility.

§ 295-21 Placement of customer lines.

The customer's service line shall not:

- A. Occupy the same trench with or be placed within 18 inches of any sewer pipe of any facility of any other public service company, except that a common trench may be ledged for the service if approved by the utility; or
- B. Be placed within three feet of any open excavation or vault; or
- C. Pass through any premises other than those served by such customer's service line.

§ 295-22 **Stop and waste cocks in customer lines.**

There shall be placed in the service line, inside the wall of the building supplied, at the expense of the customer, a roundway brass stop and waste cock, easily accessible to the occupants for their protection in enabling them to turn off the water in case of leaks and to drain the pipe to prevent freezing.

§ 295-23 **Check and relief valves in customer lines.**

Where any service line is directly connected to a heating unit (water heater, steam boiler, etc.), a check valve and a relief valve shall be inserted in the line between the utility's meter and such heating unit at the maximum distance possible from the utility's meter.

Article IV
Service Applications and Special Contracts

§ 295-24 **Information on application.**

~~A. Each applicant for water service shall be required to sign a form provided by the utility, setting forth:~~

- ~~(1) The date and place of application.~~
- ~~(2) The location of premises to be served.~~
- ~~(3) The date on which the applicant will be ready for service.~~
- ~~(4) Whether the premises have ever before been supplied by the utility.~~
- ~~(5) The purpose for which the service is to be used.~~
- ~~(6) The size of service.~~
- ~~(7) The address to which bills are to be mailed or delivered.~~
- ~~(8) Whether the applicant is the owner, tenant or agent for the premises.~~
- ~~(9) The applicable rate schedule.~~
- ~~(10) An agreement to abide by all the rules and regulations of the utility.~~

A. Each applicant for water service will be required to sign a form provided by the utility, and an agreement to abide by all the rules and regulations of the utility. The applicant shall provide the following:

- 1. Owner or builder name, phone number, and email address;
- 2. New service address and the date on which the applicant will be ready for service;
- 3. Whether the premises have ever before been supplied by the utility;
- 4. The purpose for which the service is to be used;
- 5. Lot number;
- 6. The size of the service;
- 7. The address to which bills are to be mailed or delivered;
- 8. Whether the application is the owner or tenant of, or agent for, the premises;
- 9. Plumber's name, phone number, and email address;
- 10. Applicable plumbing permit if required by the municipality where service is requested;
- 11. Acknowledgment of the applicable rate schedule

B. Developers shall also complete a service installation form and a water application form for all lots in the development prior to any construction. The developer will provide the following:

1. A copy of the development plans, showing the lot number, address, and Lancaster County Real Estate tax map;
2. Lot numbers painted on the curb;
3. A W = water; painted or stamped on the concrete where the service is requested.

C. The developer will be responsible for curb boxes until the utility has made final inspection. Only one water lateral will be permitted for each proposed lot.

D. Commercial and Industrial applicants shall also provide:

1. Prints showing tap of the main and location of the meter;
2. Completion of New Service Backflow Prevention Form, before construction;
3. Provide a capacity request letter in gallons per day;
4. Obtain utility approval before bidding to construct the new service;
5. Provide copy of any municipal required street excavation permit if the street must be disturbed.

E. The application is merely a written request for service and does not bind the applicant to take service for any period of time longer than the one upon which the rates and minimum charges of the applicable rate schedule are based; neither does it bind the utility to give service, except under reasonable conditions.

§ 295-25 Change in customer's equipment.

Customers making any material change in the size, character or extent of the equipment or operations utilizing water service or whose change in operations results in a large increase in the use of water shall immediately give the utility written notice of the nature of the change and, if necessary, amend the application.

§ 295-26 Change of ownership of property.

Where a customer is the owner of the premises supplied with water service, he shall immediately notify the Bureau of Water, if and when the property is sold, and the new owner or tenant shall sign an application for water service, so that bills for water service will be properly addressed.

§ 295-27 Special contracts.

Contracts, other than applications, may be required prior to service, under the following conditions:

- A. When construction of special extension facilities is necessary.
- B. For temporary service. (See §§ ~~295-4752~~ through ~~295-5356~~.)
- C. For fire protection service.
- D. For connections with other qualified utilities for emergency service.

Article V Meters

§ 295-28 Ownership and maintenance of meters by utility.

All meters shall be furnished and maintained, as far as ordinary wear is concerned, by the utility, and remain the property of the utility and be accessible to and subject to its control. A gate valve shall be placed on the service line on the street side of and near the meter (§ 295-22), and a suitable check valve and a relief valve shall be inserted in the line between the utility's meter and any heating unit directly connected to the service line (§ 295-23); all to be placed by and remain the property of the customer.

§ 295-29 Responsibility of customer.

The customer shall be responsible to the utility at all times for proper protection of the meter from injury or loss of the meter arising out of or caused by customer's negligence or carelessness or that of his servants, agents, employees or any person upon his premises under or by authority of his consent or sufferance. The customer shall permit no one who is not an agent of the utility or otherwise lawfully authorized to do so to remove, inspect or tamper with the utility's meter or other property of the utility on his premises. The customer is also responsible for all equipment that is used to monitor water consumption. If the meter is lost, broken, lighting damaged, frozen and breaks, or any part of the assembly (meter, wire, and outside pad) is damaged by the customer, the customer shall be responsible for the cost to replace the meter and/or damaged assembly parts.

§ 295-30 Protection from hot water.

If a range boiler or heating boiler is directly connected to the pipelines, the utility shall install an approved type of positive action relief valve on the outlet side of the meter to protect the meter from hot water, at the expense of the customer.

§ 295-31 Size and location of meter.

A. The utility shall determine the size and location for the meter. The meter shall be placed at a convenient point approved by the utility so as to control the entire supply. ~~If the utility decides that the meter is to be placed within the building to be served, the customer shall provide, free of charge and expense to the utility, an easily accessible place near the entrance of the service pipe. If the utility decides the meter is to be located outside the building to be served, it shall be placed in an approved meter box furnished by the utility at the expense of the customer.~~ Meters shall not be higher than 4 feet from the floor. Water lines shall not run under the floor to the meter. A valve will be installed in front of and after the meter. A flared or compression fitting must be used at the first valve before the meter. Copper pipe shall be used up to the valve. The ERT (encoder-receiver-transmitter) for the meter must be mounted on the wall no lower than 3 feet, at a location approved by the utility. If the customer fails to install the ERT and/or wire at the location required, the service line will be shut off until all requirements have been complied with. For ERT pit installations, complete any necessary drilling to hook up the antenna for the meter before the meter installation. Pits in a wooded area require pressure treated posts with half plastic piping to cover the wire from the pit to the post. Pits that are on a hill require the post to be mounted at the bottom of the hill, and in an area that allow the utility reader access to get to the ERT. If the utility decides the meter is to be placed within the building to be served, the customer shall provide free of charge and expense to the utility an easily accessible place near the entrance of the service pipe. If the utility decides the meter is to be located outside the building to be served, it must be placed in an approved meter box furnished by the utility at the expense of the customer

B. Meters moved for the convenience of the customer shall be relocated at the customer's expense. If the service line from the curb box to the location of the water meter exceeds 100 feet, a meter pit is required. The pit shall be located within 15 feet of the property line. Note that the utility engineer will review the meter pit. A backflow prevention device will be required in accordance with the Backflow Prevention and Cross Connection Control Policies and Procedures Manual promulgated and revised from time by the City of

§ 295-32 Periodic meter tests.

All meters shall be tested periodically by the utility without cost to the customer, and the customer may have the meter tested at any other time by making a written application to the Bureau of Water and providing a deposit, as indicated in § 295-34, to defray the cost of the special test.

§ 295-33 Test upon customer's request.

In case of a disputed account involving the accuracy of a meter, such meter shall be tested upon the request of the applicant, in conformity with the provisions of the rules and regulations pertaining to water service utilities of the Public Utility Commission.

§ 295-34 Removal of meter for testing; testing rates.

A. When meters are removed after installation, at the request of the applicant, for testing, the following rule of the Public Utility Commission shall apply:

"If the meter so tested shall be found to be accurate within the limits herein specified, a fee determined from the schedule indicated below shall be paid to the utility by the customer requiring such test; but if not so found, then the cost thereof shall be borne by the utility furnishing the service. The amount of the fee shall be \$2 for each water meter having an outlet not exceeding one inch; for other water meters having an outlet not exceeding two inches, the test fee shall be \$5 per meter.

B. Rates for testing meters not included in the above classification or which are so located that the cost is out of proportion to the fee specified will be furnished by the ~~Commission~~City Council.

§ 295-35 Adjustment of account for faulty registration.

If a meter is found to be in error at any test by more than 4%, an allowance or charge shall be made to the customer by the utility, equal to the excess or deficiency in quantity charged the customer, figured back from the date of test through the entire period of the current bill, unless it can be shown that the error is due to an accident or other cause, the exact date of which can be determined, in which case it shall be figured back to such date.

§ 295-36 Meter repairs.

When a meter has been found to be in error more than 4%, it will be repaired or replaced with a meter accurate within 4% by the utility without charge to the customer.

§ 295-37 Meter failing to register.

If a meter, by reason of any defect, has not registered for one month or any part of a quarter year, then the bill for that period shall be estimated on the basis of the average consumption during the three preceding periods. The customer shall at once notify the utility of any cessation of the registration of the meter. Every meter is installed subject to a minimum monthly or quarterly charge in accordance with the schedule of rates and such minimum charge shall be nonabatable or nonuse of water and noncumulative against subsequent consumption.

Article VI
Billing and Administration

§ 295-38 Deposit required.

~~The utility reserves the right to require a deposit equal to the estimated bill for any single billing period plus one month, with a minimum of \$5, to secure payments for water service rendered where the credit of the customer has not been established to the satisfaction of the utility. Upon this deposit, the utility shall pay 6% interest per annum. Upon deposits held for more than a year, the utility shall pay to the customer, at the end~~

~~of each calendar year, the interest accrued thereon. If the utility requires a deposit pursuant to the Rules and Regulations contained in this ordinance or the Water Regulations of the Pennsylvania Public Utility Commission, deposits will be handled in the manner required by and consistent with the applicable regulations of the Public Utility Commission and the Public Utility Code.~~

~~§ 295-39 Deposits for temporary service.~~

~~Deposits will be required from customers who apply for service for a period of less than 60 days, in an amount equal to the estimated bill of such temporary period.~~

~~§ 295-40 Refund of deposit.~~

~~The utility shall refund the deposit on notice to discontinue service and after payment in full has been made for all service rendered; or when the customer has paid undisputed bills for service over a period of 12 consecutive months. Any customer having secured the return of a deposit shall not be required to make a new deposit unless the service has been discontinued and the customer's credit standing impaired through failure to comply with tariff provisions.~~

~~§ 295-41 Payment determined.~~

~~The payment of any undisputed bill, within the meaning of these rules, shall be payment of the bill within 21 days following the period for which the bill was rendered, or payment within 30 days following presentation of the bill, or the payment of any contested bill, payment of which is withheld beyond the period herein mentioned if the dispute is terminated substantially in favor of the customer and if payment be made by the customer within 10 days thereafter.~~

~~§ 295-42 Deposit not acting as a payment.~~

~~Any customer having a deposit shall pay bills for water service as rendered in accordance with the rules of the utility and the deposit shall not be considered as payment on account of a bill during the time the customer is receiving water service.~~

§ 295-~~43~~³⁹ Notices to customers.

- A. Notices from the utility to a customer shall normally be given in writing, and either delivered or mailed to him at his last known address.
- B. Where conditions warrant, and in emergencies, the utility may resort to notification either by telephone or messenger.

§ 295-~~40~~⁴⁴ Notices from customers.

[Amended 07-27-2021 by Ord. No. 13-2021]

Notice from the customer to the utility may be given by him or his authorized representative orally or in writing:

- A. At the office of the Bureau of Water (Treasury Department) located at 39 W Chestnut St, Lancaster, OA 17603; or
- B. To an employee of the utility.

~~§ 295-45 Multiple units.~~

~~Whenever conditions prevent the installation of a separate meter for each customer, without undue expense to the property owner, such as might occur in metering each apartment or business quarters on the same premises, a single meter shall be installed and the water registered by the meter will be divided by the number of customers. The consumption rates shall then be applied to determine whether the average bill~~

~~exceeds the average minimum charge for the required number of meters of adequate size to meter the several customers individually, and if it does, the charge to each customer shall be in accordance with the amount determined by the application of the consumption rates to a direct proration of the metered usage. If, however, the average minimum charges exceeds the average bill resulting from the application of the consumption rate, the former shall constitute the bill to each customer on the premises for service supplied.~~

§ 295-461 **Reading meters.**

Meters shall be read at regular monthly or quarterly intervals at the option of the utility, for the preparation of regular bills and as required for the preparation of opening bills, closing bills and special bills.

§ 295-427 **Bills for unmetered service.**

All bills for unmetered service shall be rendered quarterly in arrears.

§ 295-438 **Payment responsibility when service discontinued.**

The customer shall be responsible for the payment for all service rendered by the utility until written notice to discontinue the same is received and reasonable time from receipt of such notice has elapsed for the utility to take the final reading of the meter.

§ 295-494 **Shutting off service.**

[Amended 07-27-2021 by Ord. No. 13-2021]

If any monthly or quarterly bill is not paid within 30 days after due, the water may be shut off, after all appropriate notices as required by the City's tariff and regulations adopted and promulgated by the Pennsylvania Public Utilities Commission are provided; it being the intent of the City of Lancaster that customers within the City receive the same notices and notifications required by Pennsylvania law for customers located outside the City and within the City's certificated territory as a regulated public utility company.

§ 295-450 **Postmarks on bills.**

Payments received within five days of the due date indicated on the bill will be deemed by the utility to be a payment within the period in which it becomes due.

§ 295-4651 **Delivery of bills or notices.**

Bills or notices relating to the utility or its business shall be mailed or delivered to the customer's last address as shown by the books of the utility, and the utility shall not be otherwise responsible for delivery. The utility shall deliver or mail all such notices and bills to the address given on the application until a change, in writing, has been filed with the utility by the applicant. Failure to receive a bill shall not exempt any customer from the payment of the penalty. The presentation of a bill to the customer is a matter of accommodation and not a waiver of this rule.

§ 295-4752 **Temporary service charge.**

Charges for water furnished through a temporary service connection shall be at the established rates for other customers.

§ 295-4853 **Temporary installation charge and deposits.**

The applicant for temporary service shall be required:

- A. To pay the utility, in advance, the estimated cost of installing and removing all facilities necessary to furnish such service.
- B. To deposit an amount sufficient to cover bills for water during the entire period such service may be used, or to otherwise establish his credit.

C. To deposit with the utility an amount equal to the value of any equipment loaned by the utility to such applicant for use on temporary services.

§ 295-~~5494~~ **Responsibility for meters and installation for temporary service.**

The customer shall use all possible care to prevent damage to the meter or to any other loaned facilities of the utility which are involved in furnishing the temporary service from the time they are installed until they are removed or until 48 hours' notice, in writing, has been given to the utility that the contractor or other person is through with the meter or meters and the installation. If the meter or other facilities are damaged, the cost of making repairs shall be paid by the customer.

§ 295-~~505~~ **Temporary service from a fire hydrant.**

~~A. —Water for construction purposes may be furnished by a metered service line from the main or by a utility issued permit to use a fire hydrant with a utility issued isolation device and billing meter. Fire hydrant connections are only available at the locations outlined in Section 295-51. There shall be no hook-ups at the curb stop. A permit fee may be required for the utility issued isolation device with billing meter. If temporary service is supplied through a fire hydrant, a permit for the use of the hydrant shall be obtained from the municipality and the utility. It is specifically prohibited to operate the valve of any fire hydrant other than by the use of a spanner wrench designed for this purpose. If temporary service is supplied through a fire hydrant, a permit for the use of the hydrant shall be obtained from the municipality and the utility. It is specifically prohibited to operate the valve of any fire hydrant other than by the use of a spanner wrench designed for this purpose.~~

§ 295-51 Non-Potable Bulk Water Loading Stations.

PADEP required that the utility permit all locations where water is withdrawn from hydrants connected to the utility's distribution system. The Customer must contact the utility to arrange for a permit and a utility issued isolation device and billing meter before water may be withdrawn at any of the PADEP approved locations listed below:

1. Conestoga Water Treatment Plant, 150 Pitney Road, Lancaster, PA
2. Susquehanna Water Treatment Plant, 900 South Fifteenth Street, Columbia, PA
3. WH-14459 2250 Old Philadelphia Pike, Rear East Lampeter Township Building
4. WH-14460 2056 Waterford Drive
5. WH-12369 506 Ashton Place
6. WH-11161 642 Fountain Avenue
7. WH-12606 5 Bentley Lane
8. WH-14778 55 Cartledge Lane
9. WH-12460 140 South Tree Drive
10. WH-17766 400 Block of East Fulton Street North Side
11. WH-11735 451 College Avenue
12. WH-10385 Green Street at South Duke Street
13. WH-10848 347 North Reservoir Street
14. WH-10580 Ruby Street at 6th Street
15. WH-11822 304 South Broad Street
16. WH-10254 North Queen Street at Penn Square
17. WH-10621 Fairview Avenue at Fremont Street
18. WH-11786 750 West Chestnut Street
19. WH-11153 756 Hamilton Street
20. WH-10684 861 Marjory Terrace

The City may and will update this list from time to time by Resolution of City Council as may be necessary at the direction of the PADEP.

§ 295-5~~26~~**6** **Unauthorized use of fire hydrant.**

Tampering with any fire hydrant for the unauthorized use of water therefrom or for any other purpose is a misdemeanor, punishable by law.

§ 295-5~~37~~**7** **Penalty for delinquency.**

The penalty for delinquent water service payment shall be governed by § 249-30.

**Article VII
Water Rates**

§ 295-5~~48~~**8** **Rates for inside City use.**

[Amended 12-12-1995 by Ord. No. 17-1995; 11-9-1999 by Ord. No. 8-1999; 12-19-2006 by Ord. No. 17-2006; 12-15-2009 by Ord. No. 20-2009; 12-20-2011 by Ord. No. 17-2011; 1-27-2015 by Ord. No. 2-2015]

The water rates for water service furnished by the City to consumers inside the City limits shall be fixed by the following schedule:

A. Consumption charges: residential, commercial and industrial. **[Amended 12-15-2015 by Ord. No. 19-2015; 12-17-2019 by Ord. No. 19-2019]**

(1) Metered volume.

Gallons per Month or per Quarter	Rate per 1,000 Gallons
For the first 25,000 gallons/month or 75,000 gallons/quarter	\$4.737 <u>\$5.7000</u>
For the next 575,000 gallons/month or 1,725,000 gallons/quarter	\$4.227 <u>\$4.7500</u>
For all over 600,000 gallons/month or 1,800,000 gallons/quarter	\$3.412 <u>\$3.7500</u>

All metered customers shall be subject to a monthly or quarterly customer charge based on the required size of meter to render adequate service and in accordance with the following schedule:

Size of Meter (inches)	Customer Charge	
	Per Month	Per Quarter
5/8 or 3/4	\$9.10	\$27.30
1	\$24.18	\$72.54
1 1/2	\$37.96	\$113.88
2	\$59.28	\$177.84
3	\$117.26	\$351.78
4	\$183.04	\$549.12
6	\$364.00	\$1,092.00
8	\$576.42	\$1,729.26
10	\$762.58	\$2,287.74

(2) The minimum billing charge shall be the customer charge.

(3) When more than one meter is installed on the premises of the convenience of the customer, the above consumption and customer charges will be assessed against the individual meters.

B. Flat rate: private fire-protection service.

(1) Schedule.

Connection Size (inches)	Charge per Month	Charge per Quarter
1	\$1.952.46	\$5.857.38
1 1/2	\$4.385.52	\$13.1416.56
2	\$7.789.80	\$23.3429.40
3	\$17.5122.06	\$52.5366.18
4	\$25.5132.14	\$76.5396.42
6	\$41.5152.30	\$124.53156.90
8	\$71.7990.46	\$215.37271.38
10	\$96.35121.40	\$289.05364.20
12	\$139.19252.63	\$417.57757.89

(2) No charge shall be made for water used for extinguishment of accidental fires. All consumption recorded by the disc (small flow) meter, whether from use of water for other purposes or from leakage from customer-owned pipelines, shall be billed at the meter rate for general service.

§ 295-~~555~~**9 Rates for outside City use.**

The quarter-annual water rates for water service furnished by the City to consumers outside the City limits shall be the latest rates as approved by the Pennsylvania Public Utilities Commission.

§ 295-~~560~~ **Effective date.**

[Amended 12-12-1995 by Ord. No. 17-1995; 11-9-1999 by Ord. No. 8-1999; 1-27-2015 by Ord. No. 2-2015; 12-15-2015 by Ord. No. 19-2015; 12-17-2019 by Ord. No. 19-2019]

The foregoing rates for water service shall become effective on January 1, 2020.

~~§ 295-61 Water stations.~~

~~A.— In all cases where the City has established a water station at which members of the public can collect water in their own containers through a metered outlet, the City shall arrange for the use of tokens to operate the meter on such outlet.~~

~~B.— Such tokens shall be sold by the City through authorized dealers at the rate of 10 tokens for \$0.01. The cost of water sold at the metered water station outlet shall be one gallon of water for one token.~~

~~C.— No coin or similar item shall be used to purchase water at such water station other than the aforesaid official token.~~

Article VIII

Service Discontinuance and Restoration

§ 295-~~625~~**7 Customer's request for service discontinuance.**

When premises are unoccupied, the customer shall notify the utility in writing and the water shall be turned off and all charges for water will cease from the date that the water is turned off by the utility. When the property is again occupied, the customer shall again notify the utility, in writing, and the water will be turned on. No allowance or refund will be made for unoccupied property when written notice both at time of vacancy and at time of occupancy has not been given as above provided. No refund will be allowed for property unoccupied for a less period of time than one month.

§ 295-~~5863~~ **Reasons for service discontinuance.**

Service may be discontinued by the utility after due notice to customer for any one of the following reasons:

- A. Use of water by a customer, or with his consent, for any purpose or at any location or property other than those or that described in the application.
- B. Failure of a customer to maintain and repair his portion of the service line.
- C. Undue waste of water by a customer or with his consent.
- D. Failure of a customer to pay a bill for water service within the period herein specified or failure to pay any other fee or charge herein provided.
- E. Violation by a customer, or with his consent, of any of these rules and regulations.

§ 295-~~5964~~ **Tampering with curb cock.**

If the utility has reason to suspect that any customer has tampered with the curb cock after the water has been turned off from the premises, the utility may shut off the water at the main, and it shall not be again turned on until satisfactory assurance is given that the practice will be discontinued and all bills, including labor, supplies and permits, incurred in shutting off and turning on the water are paid in full.

§ 295-~~605~~ **Discontinuance and restoration charges.**

[Amended 4-8-1997 by Ord. No. 9-1997; 11-9-1999 by Ord. No. 8-1999; 12-20-2011 by Ord. No. 17-2011]

A charge of \$83, payable in advance, will be made for turning on water in restoration of service after discontinuance for any of the reasons specified in § 295-~~5863~~.

Article IX General Water Regulations

§ 295-~~6166~~ **Cross-connections.**

Water service not supplied by the utility shall not be connected or cross-connected with the utility's facilities, except with the written consent of the Bureau of Water.

- A. Backflow Prevention and Cross Connection Control -The utility recognizes that certain water customers have water systems that have connections to apparatus, vessels, etc., which may have impurities in varying degrees that, if not properly isolated and contained, could contaminate and/or pollute both the customer's water system and the utility's water distribution system. The utility has developed a Backflow Prevention and Cross Connection Control Policies and Procedures Manual, which manual is incorporated herein by reference, as updated from time to time and is available on the City's website. This Manual defines the policy and procedures of the City of Lancaster and the water Customer's responsibility regarding backflow prevention and cross-connection.
- B. All Commercial, Industrial, and Bulk water customers shall have an approved backflow prevention device consistent with the degree of hazard, as defined by the utility, at the service connection. The backflow protection shall be a properly installed double check valve assembly, or a reduced pressure zone device as determined by the utility. In addition, all fire systems that constitute a potential cross connection shall have a utility-approved double check detector assembly at the lines leading to the fire system
- C. Residential Customers shall be required to install an approved backflow prevention device when they apply for a plumbing permit
- D. The utility will terminate water service to a customer's facility if it is determined that a serious

contamination potential exists

- E. The utility requires that the Customer shall provide for the testing, maintenance, and repair of backflow devices by a certified backflow prevention assembly technician at least once a year or whenever failure has occurred or is suspected in order to maintain the devices in satisfactory operating condition. The Customer shall also provide, through a certified backflow prevention assembly technician, for the overhaul or replacement of such devices if they are found to be defective. Records of such tests, repairs, overhauls, and replacements shall be submitted by the Customer to the utility. Customers shall be responsible for maintaining records of such tests and related maintenance for a period of the most recent three (3) years. The installation, care, maintenance, and repair of backflow devices are at the customer's expense.
- F. Non-compliance with the preceding requirements after due notification may result in the discontinuation of water service. The Customer may be required to reimburse the utility for all costs associated with such action

§ 295-~~672~~ **Frozen service lines.**

Should any service line become frozen, the utility shall thaw out, at its own expense, that portion of the frozen service line between the main and the curb. The customer shall, at his own expense, thaw out that portion of the frozen service line between the curb and his premises.

§ 295-~~638~~ **Use of abnormally large quantities of water.**

When an abnormally large quantity of water is desired for filling a swimming pool or for other purposes, arrangements shall be made with the utility prior to taking such water.

§ 295-~~6469~~ **Permission for large quantities of water.**

Permission to take water in unusual quantities shall be given only if it can be safely delivered through the utility's facilities and if other customers are not inconvenienced.

§ 295-~~6570~~ **Tampering with fire hydrants.**

No persons, other than those designated and authorized by the proper authority or by the utility, shall open any fire hydrant, attempt to draw water from it or in any manner damage or tamper with it. Any violation of this regulation shall be prosecuted according to law.

§ 295-~~6674~~ **Moving fire hydrants.**

When a fire hydrant has been installed in the location specified by the proper authority, the utility has fulfilled its obligation. If a property owner or other party desires a change in the size, type or location of the hydrant, he shall bear all costs of such changes, without refund. Any change in the location of a fire hydrant shall be approved by the contracting municipality.

§ 295-~~672~~ **Responsibility for equipment.**

The customer shall, at his own risk and expense, furnish, install and keep in good and safe condition all equipment that may be required for receiving, controlling, applying and utilizing water, and the utility shall not be responsible for any loss or damage caused by the improper installation of such water equipment or the negligence, want of proper care or wrongful act of the customer or of any of his tenants, agents, employees, contractors, licensees or permittees in installing, maintaining, using, operating or interfering with such equipment. The utility shall not be responsible for damage to property caused by spigots, faucets, valves and other equipment that are open when water is turned on at the meter, either when the water is turned on originally or when turned on after a temporary shutdown.

§ 295-~~6873~~ **Right of entry.**

The utility or its duly authorized agents shall at all reasonable times have the right to enter or leave the

customer's premises for any purpose properly connected with the service of water to the customer.

§ 295-~~6974~~ **Inspections and recommendations.**

Any inspection or recommendations made by the utility or its agents on plumbing or appliances or use of water on the customer's premises, either as the result of a complaint or otherwise, shall be made or offered without charge.

§ 295-~~7075~~ **Interruptions in service.**

The utility shall not be liable for damage resulting from an interruption in service. Temporary shutdowns may be resorted to by the utility for improvements and repairs. Whenever possible, and as time permits, all customers affected shall be notified prior to such shutdowns.

§ 295-7~~16~~ **Interruptions beyond utility's control.**

The utility shall not be liable for interruption, shortage or insufficiency of supply, or for any loss or damage occasioned thereby, if caused by accident, act of God, fire, strikes, riots, war or any other cause not within its control. The utility, whenever it finds it necessary or convenient for the purpose of making repairs or improvements to its system, shall have the right temporarily to suspend delivery of water, and it shall not be liable for any loss or damage occasioned thereby. Repairs or improvements shall be prosecuted as rapidly as is practicable and, so far as possible, at such times as will cause the least inconvenience to the customers.

§ 295-7~~27~~ **Changing rules and regulations.**
[Amended 11-9-1999 by Ord. No. 8-1999]

These rules cannot be changed without action of the City Council.

Article X Water Mains

§ 295-7~~38~~ **Assessment for laying water mains.**

Whenever any water main or mains have been extended in any streets, alleys or highways within the limits of the City, a front foot assessment shall be levied by the Bureau of Water upon all properties fronting upon the streets, alleys or highways at the rate of \$3 per foot on each side of the street, alley or highway in which the main is laid or extended. However, on any street, alley or highway in which it is impossible or impracticable to lay the main in the center of the street, the Director of the Department of Public Works may direct mains to be laid on both sides of the street at the curbs, in which case, the assessment per front foot shall be \$4 instead of \$3 as hereinbefore provided.

§ 295-~~7479~~ **Nonpayment of assessment; surcharge.**
[Amended 7-26-2005 by Ord. No. 15-2005]

The Director of the Department of Public Works shall levy or cause to be levied the water frontage assessment for the installation of such main or mains and certify the same to the City Treasurer. The assessment shall be due and payable upon notice of such assessment being given the City Treasurer to each owner assessed. If not paid within 30 days thereafter, a penalty in accordance with Chapter **36**, Municipal Claims, shall be added thereto and an accurate description of their several properties shall be certified by the City Treasurer to the City Solicitor, who shall enter the same, plus all other amounts due under Chapter **36**, Municipal Claims, and pursue any or all of the remedies identified in Chapter **36**, Municipal Claims, including but not limited to as liens on the proper dockets and proceed to collect the same according to law.

§ 295-~~7580~~ **Assessment on corner lots.**

In the case of corner lots, the assessment shall be levied in full for the length on which the improvements erected on such lots, or intended to be erected, front. When mains are laid in the street adjoining the side of

such corner lot, an allowance of 100 feet shall be made. However, when a corner lot has erected upon it two or more separate tenements, there shall only be an allowance equal to the depth of the corner tenement.

§ 295-~~7681~~ **Prospective extension.**

In all cases where an extension of City water mains has been requested by a prospective extendor and the anticipated income to be derived from such extension does not warrant that the capital investment required therefor be made by the City, then, if the proposed extendor still desires to have such water main extension made and is willing to pay the cost thereof and the City is willing to have such extension made to its water supply system, the same shall be done on the terms and conditions outlined herein.

§ 295-~~7782~~ **Pipe dimension.**

- A. No extension of waterlines shall be permitted for a pipe having a diameter of less than six inches.
- B. The extendor shall cause such water main extension to be laid in accordance with City specifications and at all times subject to City inspection and approval and shall pay for the entire cost of such extension, provided that if the City so elects, it may require the extendor to make the extension of pipe having a larger diameter than the extendor requires for his own use. If the City requires the extendor to lay a larger pipe than the extendor requires, it shall pay the extendor the difference in the cost of the size pipe needed by the consumer and the size pipe prescribed by the City for such extension.
- C. Any extendor shall satisfy the Director of Public Works that he is financially able to pay for the cost of the proposed extension. Actual construction work for the same shall commence within 60 days of the date of the extension agreement between the City and the extendor and shall be completed within a reasonable time, or at the option of the City, the extension agreement shall be canceled at no cost to the City. The Director may, for good and sufficient cause, grant the extendor additional time to start construction, but such construction shall be started unless the entire project is assured of completion according to plan.

§ 295-~~7883~~ **Leasing.**

Upon completion of such waterline and its approval and acceptance by the City, the line shall be and remain the property of the extendor, who shall thereupon lease the same to the City upon the following terms and conditions:

- A. The term of the lease shall be for a period of no more than 10 years from the time the line is placed in service.
- B. The City shall maintain and operate the line, bearing all expense with relation thereto, and serve water therefrom to the consumers and other parties connecting to the same.
- C. The extendor shall receive water from the City through such line and pay the City for the same at the published rates of the City for such service which may be in effect from time to time during such service. The consumer shall be bound by all rules and regulations of the City relating to water service.
- D. During the term of such lease, while ownership of the line remains in the extendor, no other person shall be allowed to connect to such line unless such person pays the extendor a connection fee in accordance with the following schedules which shall apply for single service connection to a single property.
 - (1) The following connection fee rates shall apply when the extension was performed by municipalities, commercial enterprises and developers:

Service Connection

Size (inches)	Fee
3/4	\$100
1	\$150
1 1/4	\$200
1 1/2	\$300
2	\$500
4	\$2,000

(2) This connection fee shall be applicable where a three-fourths-inch or one-inch connection is made to an extension that was performed as a noncommercial, nondevelopmental extension by owners or occupants of residential properties acting either individually or in combination for the purpose of extending waterlines to their properties for their personal use. In such cases the connection fee for each new connection shall be a sum computed by multiplying the total cost of the water main, less any extension fees paid from time to time pursuant to Subsection E hereof, by a fraction, the numerator of which shall be one and the denominator of which shall be the sum of the number of properties single service connected to the water main as of the date of the new connection plus one representing the new property to be connected.

(3) Example.

(a) Assume six property owners combined to extend a water main at a cost of \$1,000. Further assume that a total of 10 properties are located along the line but that four of them did not elect to participate in construction of the line. The connection fee that would be charged in the event that any of the four properties would later elect to connect to the water main would be computed as follows:

$$\begin{array}{rcl}
 & \text{Total cost} & \\
 & \text{of} & \\
 \text{Connection fee} = & & \\
 & \text{Water Main} & 1 \\
 & \times & \\
 & \text{Number of properties} & \text{1 for the new} \\
 & \text{single service} & \text{property} \\
 & \text{connected} & + \\
 \$142.85 = & \$1,000.00 \times & 1 \\
 & & 6 + 1
 \end{array}$$

(b) Based upon the above example, the seventh property to connect would pay an extension fee of \$142.85 which would be paid to the original six extenders, \$23.80 each, and would reduce their original cost from \$166.66 each or 1/6 of \$1,000 to \$142.85 or the same as the seventh connector. When the eighth property connected, its cost would be \$125 or 1/8 of \$1,000 with the connection fee being returned to the original six extenders and so on through the ninth and tenth connectors.

E. In the case of another extendor who wishes to connect to such water main for the purpose of laying his

own main to serve a number of prospective consumers therefrom, such extendor shall pay the owner/lessor an amount which represents no more than 50% of the cost of such water main up to the point of such connection after deducting from such cost any connection fees already paid for connections to the waterline up to the point of connection. Such other extendor shall not be entitled to receive any connection fees for connections made to the original line, but shall be entitled to be reimbursed for the line which he himself pays for in accordance with a lease similar to that provided for herein.

- F. At no time shall the extendor be entitled to recover more than the total cost of the waterline, calculated without interest. If such total cost has been recovered prior to 10 years from the date when the line was placed in service, the lease shall terminate at the time of the recovery of such cost. If the total cost has not been recovered within 10 years from the date when the line was placed in service, it shall terminate, in all events, at the end of the ten-year period and the right of the extendor to recover any more costs shall cease.
- G. The City shall charge an extendor or single service connector a service fee of 5% of the extension or connection fee, but not more than \$100, which shall be paid by the extendor or connector, in addition to the fee due, to compensate the City for services performed related to the connection or extension.
- H. Upon termination of the lease, the extendor shall dedicate the waterline to the City Authority and it shall thereupon become a part of the water distribution system.

§ 295-~~84-79~~ **City extensions.**

The City shall have the right at all times to make connections to the lines of the extendor and lay additional water mains at its own cost, without the payment of any connection fee to the extendor, provided that such extensions and additions so made by the City are solely for the improvement of its water service and no consumers are connected thereto. If any consumer connections are made to any such additions made by the City, then such lines shall be subject to the terms of the lease as if made by a private extendor.

§ 295-~~85-80~~ **City contribution to cost.**

In the event that the City makes a contribution towards the cost of laying the waterline, representing the difference in cost of the size of pipe as contemplated in § 295-~~8277B~~, then such contribution shall be deemed to represent as many linear feet of waterline as the linear foot cost of the entire line, and the City Authority shall own the initial number of linear feet thus represented, so that the line owned by the extendor and leased to the City shall be deemed to start at the point where the initial number of linear feet ends. (Example: A twelve-inch waterline for 5,000 linear feet costs \$50,000 or \$10 per linear foot. The City contributes \$15,000 for the difference in cost between six-inch pipe and twelve-inch pipe. The City Authority would own the initial 1,500 feet of twelve-inch waterline and the remaining 3,500 feet would be owned by the extendor and leased to the City as herein provided.)

§ 295-~~86-80~~ **Extension decisions.**

The final decision on whether or not an extension to the waterlines shall be permitted on the conditions outlined herein or otherwise, shall be and remain with the City. The City Authority, which shall become the ultimate owner of waterlines extended as herein provided, shall be notified of each lease agreement relating thereto and receive a copy thereof.

Article XI Private Wells

[Added 7-22-2003 by Ord. No. 8-2003]

§ 295-~~87-81~~ **Definitions.**

For purposes of this Chapter 295, Article XI, the following words shall have the meanings set forth thereafter:

AGRICULTURAL PURPOSES

Commercial agricultural activities, including, but not limited to, irrigation of crops, watering of livestock and food production, processing or packaging.

CITY WATER

Water provided through the municipal water system owned and/or operated by the City of Lancaster, its successor or assigns.

PRIVATE WATER SYSTEM

Any system designed to extract water from the ground, springs or other water source, which is not City water or the City water system, including but not limited to wells and springs.

§ 295-~~88-82~~ **Private water systems prohibited.**

Except where City water is not available, it shall be unlawful to construct, reconstruct or repair any private water system which is designed or intended to provide water for drinking or agricultural purposes. The owners of property that currently do not have City water connections, have private wells and abut on or adjoin any street or highway in which City water line is located shall connect such property therewith, in accordance with all applicable City ordinances, rules and regulation (including the payment of all applicable fees) within 60 days after notice to such owner from the City. No private water system shall be used or maintained for drinking water or agricultural purposes at any time upon property which has been connected to the City water system or upon which City water is available.

§ 295-~~8389~~ **City water required.**

All new construction within the City shall connect to the City water system, in accordance with all applicable City ordinances, rules and regulations, including but not limited to the payment of all applicable fees.

§ 295-~~8490~~ **Registration of private water systems.**

All owners of property within the City that obtain water for drinking and/or agricultural purposes upon the property from a private water system shall annually register such private water system with the City upon a form prepared by the Director of Public Works or his/her designee. If the Director of Public Works determines that such property can be served by City water without the substantial extension of the existing City water system or City water becomes available to the property, the Director of Public Works shall issue a notice to the property owner requiring such owner to connect to the City water system within 60 days of the notice, in accordance with all applicable ordinances, rules and regulations, including but not limited to the payment of all applicable fees, at the sole cost and expense of the property owner.

§ 295-~~8594~~ **Closure of private wells.**

All private wells located on properties served by City water shall be filled and sealed, at the expense of the owner of the property upon which the private well is located, in accordance with all applicable laws, regulations and ordinances within 120 days of the adoption of this article or the provision of City water to the subject property, whichever occurs later.

§ 295-~~8692~~ **Provision of notice.**
[Amended 12-16-2008 by Ord. No. 17-2008]

- A. Any notice provided by the Director of Public Works or other City official or employee pursuant to the terms of this chapter shall, except as otherwise provided herein, be provided by any one of the following methods:
- (1) Personal service;
 - (2) Certified mail, return receipt requested;
 - (3) First-class mail and posting the notice upon the property; and
 - (4) Any other method provided by law.
- B. The City of Lancaster will notify the Pennsylvania Department of Environmental Protection in writing within 30 days of the effective date of any amendment or repeal of Ordinance No. 8-2003 adopted by Council on July 22, 2003, and codified in the Code of the City of Lancaster as Article **XI** of Chapter **295** of the Code of the City of Lancaster. This notice shall be provided by the Director of Public Works or other City officials to the Pennsylvania Department of Environmental Protection, Attention: Special Projects Chief, 909 Elmerton Avenue, Harrisburg, PA 17110.

§ 295-~~8793~~ **Violations and penalties.**

Any person, group, association or organization who violates any provision of this article, is guilty of a summary offense and shall pay a fine not less than \$100 nor in excess of \$1,000. In addition to any penalty provided hereunder, the City may seek injunctive relief to prevent the violation of this article.