

STATE OF NEW YORK  
**DEPARTMENT OF STATE**  
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ANDREW M. CUOMO  
GOVERNOR

ROSSANA ROSADO  
SECRETARY OF STATE

November 25, 2019

Town Clerk  
6971 Number Four Road  
Lowville NY 13367

**RE: Town of Watson, Local Law 1 2019, filed on November 18 2019**

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, [www.dos.ny.gov](http://www.dos.ny.gov).

Sincerely,  
State Records and Law Bureau  
(518) 473-2492



Department  
of State

# Local Law Filing

New York State Department of State  
Division of Corporations, State Records and Uniform Commercial Code  
One Commerce Plaza, 99 Washington Avenue  
Albany, NY 12231-0001  
www.dos.ny.gov

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

☐ County ☐ City ☒ Town ☐ Village  
(Select one:)

of Watson

Local Law No. 1 of the year 2019

A local law Town of Watson Law #1 of 2019 Water Rules  
(Insert Title)  
and Regulations

Be it enacted by the Town Board of the  
(Name of Legislative Body)

☐ County ☐ City ☒ Town ☐ Village  
(Select one:)

of Watson as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

**TOWN OF WATSON LOCAL LAW NUMBER 1 OF 2019**  
**WATER RULES AND REGULATIONS**

**Title.**

This Local Law shall be town as "A Local Law Establishing Water Rules and Regulations."

**Purpose.**

**A.**

The Town Board of the Town of Watson endeavors to furnish an adequate supply of pure and wholesome water to the residences within the water districts.

**B.**

This Local Law is therefore enacted in order that the water supply system may be properly maintained, improved and extended primarily for the benefit of the water users

**Applicability.**

This Local Law is applicable to all water users within the Town of Watson who are connected to the Town of Watson water system through water districts 2, 3, 4, 5, 6, 7 and 8; Extension Number 1 of district 4; and any water district hereafter established or any extension hereafter established of any water district within the Town of Watson.

**Definitions.**

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

**PREMISES**

**A.**

A building under one roof owned or leased by one customer and occupied as one residence or one place of business.

**B.**

A combination of buildings owned or leased by one customer, in one common enclosure, occupied by one family, or one corporation or firm, as a residence or place of business.

**C.**

Each unit of a multiple house or building separated by a solid vertical partition wall, occupied by one family or one firm as a residence or place of business.

**D.**

Garden apartments owned by one individual or firm and located in one common enclosure.

**TOWN.**

Town of Watson, and/or the Town Board

**Application for service.**

**A.**

Applications for users or property within the town. All applications for the use of water for all property within the Town must be made in writing on forms provided by the Town, designated "Application For Water Service". On acceptance by the Town, the application shall constitute a contract between the Town and the applicant obligating the applicant to pay the Town its established rates and to comply with its rules and regulations. The application form shall be on file in the Town Offices and available there for use by applicants.

**(1)**

Applications will be accepted subject to there being an existing water main in a road or right-of-way abutting on the premises to be served, but acceptance shall in no way obligate the Town to extend its mains to serve the premises.

**(2)**

A separate application signed by the owner of the premises must be made for each premises. No sub-metering will be permitted.

**B.**

Applications for users or property outside the Town.

**(1)**

All applications for the use of water outside of the Town must be done through the formation of a formal water district, pursuant to the provisions of the Town Law of the State of New York. The Town, pursuant to the General Municipal Law and the Town Law, is authorized to enter into agreements for the sale of water to such districts outside the corporate limits of the Town. The water districts shall make written application to the Town containing specific terms

and conditions that may be determined necessary for the unique circumstances of each water district, as determined by the Town Board.

**(2)**

Additional requirements to be included as part of a water district application/formation are a survey map and physical boundary description of the water district to be formed, signed by a professional engineer and/or land surveyor; detailed plans and specifications of the actual construction and layout of the proposed water service system of the district in question, signed by a professional engineer; and formalized design basis parameters of the district system, including the amount of water to be used by the district in question, prepared and signed by a professional engineer. The amount of water requested for a particular district shall be made a part of the application for the water district, specifically, the upper limit of metered usage of water which may be used by such district. If the district exceeds the maximum amount set forth in its application this is cause for termination and/or reapplication and re-approval of the water district in question, at the option of the Town

**(3)**

Conditions requiring the reapplication and reapproval of existing districts include, but are not limited to

**(a)**

Usage of water in amounts greater than that applied for in the latest existing agreement for a particular water district;

**(b)**

A change in the physical boundary description of a particular water district;

**(c)**

Requested changes in the type of use intended for the provided water; and

**(d)**

Any other requirements as may be required by the Town depending upon the unique conditions surrounding the formation of a particular water district.

**Installation of services.**

**A.**

Upon written application for water service by an owner of any property abutting on any town road and upon payment of the applicable charge for the size service to be installed, the Town will install, operate, maintain and, when necessary, replace at its own cost and expense the service pipe and



connection between the main and the curb box shut-off on public streets. Service pipe and service connections shall not be trespassed upon nor interfered with in any respect. The curb stop may not be used by the customer for turning on or shutting off the water supply, but is for the exclusive use of the Town.

**B.**

The applicant shall, at his own expense, install the service pipe from the curb box shut-off to the premises and a valve to be located just inside the building wall followed immediately by a meter, permitting control of the water supply. This property shall be maintained, at the expense of the customer, and when necessary replaced. There shall be an exception with regard to home owners within the Extension Number One to Water District Four project who have sent in their request for services and submitted a survey map prior to the project being sent to bid. In such cases, the maintenance of the line from the curb to the meter shall be the responsibility of the Town for the duration of the United States Department of Agriculture and Rural Development (USDA) Loan, pursuant to USDA rules, after which time, such maintenance shall be the responsibility of the home owner.

**(1)**

Meters up to and including 3/4 inch will be furnished by the Town and remain the property of the Town. Meters larger than 3/4 inch shall be furnished and installed by the customer. The Town reserves the right in all cases to specify the size, type and make of the meter to be used on any connection.

**(2)**

The customer shall provide a place acceptable to the Town for location of the meter. The customer shall install the necessary piping, fittings, valves and pipe couplings to receive the meter.

**(3)**

All meters and meter connections provided by the Town shall at all times remain the sole property of the Town. Under no circumstances shall any size meter and/or meter connection be tampered with and/or interfered with in any respect. All meters furnished by the Town (3/4 inch services) will be maintained by and at the expense of the Town, so far as ordinary wear and tear are concerned, but the customer will be held responsible for damages due to freezing, hot water, abuse or other external causes. In case of damage the Town will repair or replace the meter, at its option, and the costs shall be paid by the customer. The Town recommends the customer install, at his expense, suitable equipment properly located to prevent backflow of hot water which may cause damage to the meter, or other damage to the customer's plumbing. The Town reserves the right to require larger service customers to repair or replace their meter, at the customer's expense, if it is found to be damaged, defective or inaccurate.

**(4)**

The Town reserves the right to remove and test any meter, of 3/4 inch service size, at any time and to substitute another meter in its place, and, in the case of larger service customers, the Town reserves the right to require any meter to be removed and tested for accuracy at any time. The fee for testing such meters will be as per the latest fee and rate schedule approved by the Town, payable in advance of the test. In the event that the meter so tested is found to have an error in registration to the prejudice of the customer in excess of 4% at any rate flow within the normal test flow limits, the fee advanced for testing will be refunded, and prior water bills will be adjusted for over-registration.

**(5)**

Meters larger than two inches in size shall be installed in specially designed settings so that they may be tested in place at frequent intervals. If the diameter of a meter is two inches or more, no reduction in the size of the meter will be permitted for a period of two years.

**C.**

For this installation and maintenance thereof, the customer shall employ a competent plumber and all work shall be performed in a manner satisfactory to the Town. The minimum size, materials, depth of cover and method of construction shall be the same as hereinafter specified for a service pipe installed by the Town. If any defects in workmanship or materials are found or if the customer's service pipe has not been installed in accordance with such



specifications or with the Town requirements, water service either will not be turned on or will be discontinued if such defects are not remedied.

**D.**

All service pipes shall have a minimum cover of 4 1/2 feet. No service pipe shall be less in size than 3/4 inch inside diameter. United States Government Specification Type-K soft-tempered copper tubing shall be used on three-fourths-inch through two-inch services. All services larger than two inches in diameter shall be either cast-iron, ductile iron or polyvinyl chloride (PVC) pipe of quality equal to American Water Works Association standard specifications, and of weight suitable for service under a pressure of 150 pounds per square inch (psi). All connections of service pipes to a main with a ground cover of less than five feet shall be made on the side of the main so that such service pipes shall in no case have less covering than the main. The Town reserves the right in all cases to stipulate the size and type of service connection to be used.

**E.**

No water will be furnished any applicant for property for which the water supply has been shut off because of failure to pay back water rents, interest, fees and penalties, until all such back water rents, interest, fees and penalties have been paid in full. At no time shall water be furnished any applicant for property for which the water supply has been shut off because of failure to pay back water rents, interest, fees and penalties, or for whatever other justifiable reason, that is outside of the Town limits, unless such applicant first forms a proper water district and pays all back water rents, interest, fees and penalties in full by a check that accompanies the water district application.

**F.**

In a building which has multiple dwelling units, the Town may, at the request of the owner, install multiple meters for such structures, no more than one for each dwelling unit.

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**Special conditions for furnishing water to existing users outside of the Town of Watson.**

**A.**

In the event that the source of water supply should decrease to such an extent that there is an insufficient supply of water to the inhabitants of the Town, the Town hereby reserves the right to restrict or terminate service to existing outside water users, including all water districts. The supply will remain



restricted or shut off until the water supply is again sufficient for both Town and outside users.

**B.**

Water will not be supplied for use outside of the Town of Watson unless and until a new applicant therefore duly forms and enters into a water district agreement.

**C.**

In no event will water be supplied to existing users outside the Town of Watson or future water district users who prevent or attempt to prevent the Town Board or the Town, its agents or employees from entering upon their premises and inspecting all pipes and facilities for the use of water thereon and/or shutting off or restricting the water supply in accordance with the provisions of this law, a water district agreement, if applicable, and/or the laws of the State of New York.

**Water rates, fees and charges.**

All water rates, fees and charges shall be as per the latest fee and rate schedule approved by the Town. In a case where there are multiple meters at one property, all such meters shall be billed to the property owner, and the property owner shall be responsible for the payment on charges to all meters. All water rates, fees and charges shall be on file in the Town office and available to water users.

**Times and payment, interest and penalties.**

**A.**

Metered service bills are rendered at the scheduled Town rates at three month intervals and are due and payable at the office of the Town Water Clerk within 30 days after the mailing date. On bills remaining unpaid after 30 days, a penalty of 6% additional will be added to the bill. The unpaid portions of bills are added to the tax rolls of the Town on the first day of April of each year for collection. If a bill remains unpaid after 30 days, the Town or its agents or employees may discontinue service at the shut-off, and service will not be re-established until such unpaid charges, together with a charge for restoration of service, are paid.

**B.**

Any customer, new or otherwise, taking water for a part of one three-month period, will be charged the minimum charge for that period, together with any excess usage over the minimum, if used.

**C.**

Any customer may discontinue water service by giving the Town written notice not less than 10 days prior to the discontinuance, and all liability for charges for service rendered after the discontinuance of service, as herein provided for , shall cease.

**D.**

The customer shall notify the Town, in writing, of any change in ownership. No adjustment of bills will be made by the Town between owners unless a final meter reading is done with a 10-day notice, in writing, prior to change of occupancy has been given to the Town.

**General rules and provisions.**

**A.**

No person, except the Chief of the Fire Department and his authorized assistants or employees of the Town of Watson Department of Public Works, shall use water from any public fire hydrant for any use whatsoever. If an emergency arises, upon application to the Town, the Superintendent may authorize water use from public hydrants under such conditions as he may deem advisable.

**B.**

In the interest of public health of the Town, mains or services shall not be connected on any premises with any service pipe or piping which is connected with any other source of water supply not approved by the Department of Health of the State of New York; nor shall the Town's mains or service pipes be connected in any way to any piping, tank, vat or other apparatus which contains liquids, chemicals or any other matter which may flow back into the Town service pipe or mains and consequently endanger the water supply.

**C.**

The Town undertakes to use reasonable care and diligence to provide a constant supply of water at a reasonable pressure to customers, but reserves the right, at any time, without notice, to shut off the water in its mains for the purposes of making repairs or extensions, or for other purposes. The Town shall not be liable for a deficiency or failure in the supply of water or the pressure thereof for any cause whatsoever, nor for any damage caused thereby, or by the bursting or breaking of any main or service pipe or any attachment to the Town property.

**D.**

Water service may be discontinued for any one of the following reasons:

**(1)**

For use of water through branch connections on the street side of the meter.

**(2)**

For molesting any service pipe, seal, meter or any other appliance used in providing water service.

**(3)**

For nonpayment of bills for water or services rendered by the Town water supply as heretofore set forth.

**(4)**

For cross-connecting pipes carrying water supplied by the Town with any other source of water supply.

**(5)**

For refusal of reasonable access to the customer's premises for the purpose of inspecting fixtures and piping and reading, repairing, testing or removing meters.

**(6)**

For reselling water.

**(7)**

Failure to repair leaks.

**(8)**

For willful waste of water through improper and imperfect pipes or by any other means.

**E.**

No person shall obstruct access to any fire hydrant, gate valve, corporation cock or curb box connected with the water mains or service connections or any water pipe in any street by placing thereon any building materials, rubbish or other hindrances.

**F.**

No customer or other person shall willfully waste any water supplied by the Town of Watson by the loss of water through imperfect pipes or by other means.

**G.**



The Town Board and its representatives reserve the right to restrict or prohibit the use of water for sprinkling purposes or other nonessential purposes at such times and for such periods as it deems necessary or proper, and all directives by the Town Board or its duly authorized representatives relative to the curtailment or prohibition of the use of water for sprinkling or other nonessential purposes shall be complied with.

**Penalties for offenses.**

Any person who violates any of the provisions of this chapter or any rule or regulation thereof shall be guilty of an offense punishable by a fine not to exceed \$250 or imprisonment not to exceed 15 days, or both such fine and imprisonment.

**SEVERABILITY CLAUSE.**

Should any part, paragraph or subdivision of this Local Law be found to be void, illegal and unenforceable by a judgment or order of a Court of competent jurisdiction or other agency or tribunal having legal jurisdiction over such matters, then such part, paragraph or subdivision, shall be the only part, paragraph or subdivision affected thereby and the remainder of this Local Law shall remain in effect.

**EFFECTIVE DATE.**

This Local Law shall take effect immediately upon filing with the Secretary of State.



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