

**CITY OF ELKHORN**

**ORDINANCE NO. 22-08**

**AN ORDINANCE AMENDING  
THE ELKHORN MUNICIPAL CODE TO ADD SECTION 13.2.130,  
“LEAD AND GALVANIZED WATER SERVICE LINE REPLACEMENT”**

IT IS HEREBY ORDAINED by the Common Council of the City of Elkhorn that Section 13.2.130 of the Elkhorn Municipal Code is created to regulate the replacement of lead and galvanized water service lines and provides as follows:

**13.2.130 Lead and Galvanized Water Service Line Replacement**

- (1) *Identification of Lead or Galvanized Water Service Lines.* Upon notice from the City of Elkhorn Water Utility, any person who owns or is an authorized agent of a property connected to the City’s water distribution system, shall allow the City to inspect the private water service line to determine the material of construction as authorized by §196.171, Wis. Stats.
- (2) *Lead and Galvanized Water Service Line Replacement Requirement.* Owners, or an authorized agent, exercising control over property within the City of Elkhorn Water Utility System with a lead or galvanized water service line shall replace the line in accordance with the following requirements:
  - (a) All existing private lead or galvanized water service lines connected to the distribution system shall be replaced.
  - (b) The property owner shall replace the lead or galvanized water service line within 120 days of receiving notice from the City that the property is connected to the City’s water distribution system by a lead or galvanized water service line. The work shall be completed pursuant to a schedule established by the Utility.
- (3) *Application and Scheduling.*
  - (a) The owner of the property, or an authorized agent, shall obtain from and submit to the Water Utility, in accordance with its service rules, an application for water service which states the intention to replace the private lead or galvanized water service line.
  - (b) The application for water service shall be filed no later than one week prior to replacement to allow for the coordination of replacement and inspection as necessary.

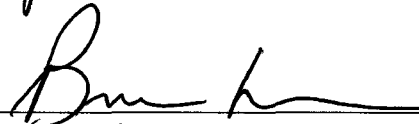
(4) *Penalties.*

- (a) Any person who violates any provision of this ordinance may be subject to a forfeiture of no less than fifty dollars (\$50) and no more than one thousand dollars (\$1,000).
- (b) Each day a violation continues may be considered a separate offense.

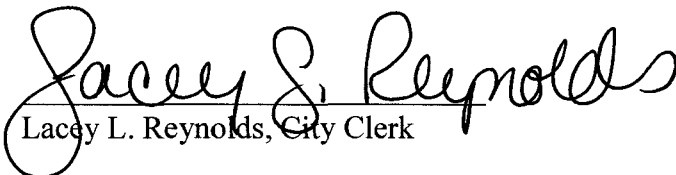
- (5) *Authority to Discontinue Service.* As an alternative to any other methods provided for obtaining compliance with this section regarding replacement of the illegal private lead or galvanized water service lateral, the Utility may, after at least thirty (30) days of giving notice, discontinue water service to such property served by illegal private lead or galvanized water service laterals after reasonable opportunity has been given to make the appropriate replacement.

THIS ORDINANCE shall be effective after compliance with Wisconsin Statutory requirements for adoption and publication.

APPROVED AND ADOPTED this 19<sup>th</sup> day of September 2022.

  
Bruce Lechner, Mayor

ATTEST:

  
Lacey L. Reynolds, City Clerk

1<sup>st</sup> Reading waived  
2<sup>nd</sup> Reading 09/19/2022  
Adopted 09/19/2022  
Published 09/29/2022