

## ORDINANCE 49-2003

### ORDINANCE OF THE BOROUGH OF MADISON AMENDING CHAPTER 190 OF THE BOROUGH CODE TO REQUIRE MANDATORY TESTING OF WATER METERS LARGER THAN TWO INCHES

**WHEREAS**, the Borough Administrator has recommended that Chapter 190 of Madison Borough Code entitled "Water" be amended to require water customers with a meter greater than 2 inches have their meter tested every five years and make necessary repairs; and

**WHEREAS**, the Borough Council agrees with this recommendation.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: Section 190-16, of the Borough Code entitled "Installation of water meters" is amended to read as follows:

§190-16. Installation of water meters.

All water meters two inches or less in size shall be the property of the Madison Water Utility. These meters shall be installed, inspected, maintained and tested by the Madison Water Utility. Only an authorized representative of the Utility shall be permitted to open, adjust, connect, disconnect or in any other way service these meters.

All water meters greater than two inches shall be the property of the water customer. These meters shall be maintained by a licensed plumber hired by the water customer.

SECTION 2: Section 190-25, of the Borough Code entitled "Meter test; adjustments" is amended to read as follows:

§190-25. Meter test; adjustments.

A. Borough owned meters of 2 inches or less. The consumer shall report promptly any meter thought to be defective or out of order. The Department will promptly comply with a request to test such meters. Should such test disclose that the meter is not defective or out of order, a charge, as set forth in § 190-33, will be made for the test. Meters found to be defective or out of order during the course of such tests will be replaced or repaired, and the test fee will be waived. Water charges for the quarter in which the meter is found to be defective or out of order shall be based on the water consumed during the same quarter of the previous year or on an average of the meter readings for

the four quarters preceding that in which the meter was found to be defective or out of order.

B. Meters larger than 2 inches. All meters larger than 2 inches shall be tested by April 1, 2004, by a qualified inspection agency at the expense of the meter owner. A written report from the agency shall be submitted to the Borough Water Utility within two weeks of said test. Thereafter, each meter larger than two inches shall be tested every five years and a report submitted to the Borough as set forth herein.

If any such test reveals defects, the customer shall make the repairs as requested by the Borough. If a meter owner fails to provide test results in conformity with this ordinance then a five (5%) percent surcharge will be added to each water bill until a proper test is completed and a written report is submitted to the Borough as set forth herein.

SECTION 3: Section 190-33, of the Borough Code entitled "Fees for Department services" is amended to read as follows:

§190-33. Fees for Department services.

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H. Meter test of meter 2 inches or less as provided for in §190-25 herein: \$15.00.

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SECTION 4: This Ordinance shall take effect as provided by law.

ADOPTED AND APPROVED

November 10, 2003

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JOHN J. DUNNE, Mayor

Attest:

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MARILYN SCHAEFER, Borough Clerk

Introduced and passed: October 27, 2003

Published, Madison Eagle: October 30, 2003

Hearing and final adoption: November 10, 2003

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