

ORDINANCE NO. 7277-16

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 42, WATER SUPPLY, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE I., IN GENERAL, SECTION 42-15, STOPPING SERVICE THROUGH CUT OFF OR REMOVAL OF WATER METER, GENERALLY; ARTICLE III., WATER RATES AND FEES, SECTION 42-40, WHEN AND WHERE BILLS ARE DUE AND PAYABLE; DELINQUENCY.

BE IT ORDAINED by the Council of the City of Newport News, Virginia:

1. That Chapter 42, Water Supply, of the Code of the City of Newport News, Virginia, Article I., In General, Section 42-15, Stopping service through cut off or removal of water meter, generally; Article III., Water Rates and Fees, Section 42-33, Rates and fees, and Section 42-40, When and where bills are due and payable; delinquency, be, and the same hereby is, amended and reordained as follows:

CHAPTER 42

WATER SUPPLY

ARTICLE I. IN GENERAL

Sec. 42-15. Stopping service through cut off or removal of water meter, generally.

(a) Water service may be stopped through cut off or removal of the water meter by the city for any of the following reasons, until the defects or defaults have been corrected:

- (1) For willful waste of water through improper or imperfect pipes, fixtures, or otherwise.
- (2) For the use of water through fire sprinkler service for any other purpose than fire protection.
- (3) In case of vacancy of the premises.
- (4) For nonpayment for water service, sewer service, or other fees accrued or accruing pursuant to this chapter, when such charges are sixty days past due.
- (5) For violation or noncompliance with any state health department regulation.
- (6) For blocking a water meter in a manner that impairs or prohibits reading or

servicing a meter in violation of section 42-9

- (7) For tampering with a meter device.
 - (8) For unauthorized use or diverting water from the water system.
 - (9) When requested, in writing, by another governmental agency, or by the jurisdiction in which the water service is located, when allowed by law.
- (b) In case water is cut off under this section, the field service fee will apply.
- (c) Upon removal of the meter for a violation of this section, the meter out fee will be charged.
- (d) When water has been cut off, as provided for in this section, water service will be restored upon a proper application, only when the conditions under which such service was stopped are corrected and upon the payment of all applicable fees or making satisfactory provision therefor.

ARTICLE III. WATER RATES AND FEES

Sec. 42-40. When and where bills are due and payable; delinquency.

- (a) Bills shall be due and payable on or before the due date printed on the bill at places designated by the city. If not received by the city by the due date, the bill shall be considered delinquent and the customer shall be charged a late penalty fee. If payment for the full amount of the charges, late penalty fee and interest is not received by the city within 30 days thereafter, the city shall notify the customer of the delinquency. If the full amount of the charges, late fee, and interest is not received by the city within 60 days after the late penalty fee and charges are due, service shall be discontinued unless satisfactory arrangements for payment of the bill are made with the department. Water service that is furnished to the same customer at different locations, may be discontinued when a bill for any of the customer's locations becomes delinquent for a period of two months or more. At least ten business days prior to ceasing the supply of water, the city shall supply the customer written notice of such cessation.
- (b) When water has been discontinued pursuant to this section, it shall not be turned on again until all fees prescribed by this chapter have been paid or satisfactory arrangements have been made for the payment thereof.
- (c) No customer who is delinquent in water payments at one (1) location shall have the

right to water at any other location at which he is the applicant, provided notice has been provided as to each location affected.

(d) Unless a lien has been recorded against the property owner for nonpayment of water service or other fees under this chapter, water service shall not be denied to a new tenant based on a former tenant's delinquent bill.

2. That this ordinance shall be in effect on and after July 1, 2016.

PASSED BY THE COUNCIL OF THE CITY OF NEWPORT NEWS ON JUNE 14, 2016

Mabel Washington Jenkins, MMC
City Clerk

McKinley L. Price, DDS
Mayor

A true copy, teste:

City Clerk