

**ORDINANCE NO. 97-1  
WYTHE COUNTY WATER CONNECTION ORDINANCE  
WYTHE COUNTY, VIRGINIA**

WHEREAS, the Wythe County Board of Supervisors operates a water system which provides water to the residences, businesses and industries in the County of Wythe; and

WHEREAS, Section 15.1-1261 of the Code of Virginia as amended provides that such authority may, by its rules and regulations or by resolution, with the concurrence of the local government, municipality, or county that may be involved, require that the owner, tenant or occupant of each lot or parcel of land which abuts upon a street or other public way containing a water main upon which lot or parcel a building shall have been constructed for residential, commercial or industrial use connect such building with such water main and cease to use any other source of water supply for domestic use.

NOW, THEREFORE, be it and it is hereby ordained by the Board of Supervisors of Wythe County, Virginia, that the Wythe County Water Connection Ordinance be adopted as follows and enforced in conjunction with the current Water Use and Management Ordinance and Cross Connection Ordinance:

**Section I. Connection to the public water system.**

1. The owner, tenant, or occupant of each lot or parcel of land which abuts upon a street or other public way containing a water main or a water system upon which lot or parcel a building shall have been constructed for residential, commercial or industrial use in the County of Wythe shall connect such building with such water main and shall cease to use any other source of water supply for domestic purpose.
2. Any such owner, tenant, or occupant of a lot or parcel of land in the County of Wythe along a water main constructed prior to January 1, 1997 who has an existing domestic supply or source of potable water shall be exempt from the provisions of this section. However, when the existing water source is insufficient or requires maintenance or upgrade, the owner, tenant, or occupant shall immediately connect to the County water system.
3. Any such owner, tenant, or occupant of a lot or parcel of land in the County of Wythe who has an existing domestic supply or source of potable water who is exempted from the provisions of this section as

provided in (2) shall also be exempt from all fees normally charged for non users of the public water system.

4. No well, spring, or other water supply shall be permitted for residential or commercial usage when property is adjacent to public water system.

## Section II. Connection to public water system when property owner ceases to use existing system.

1. The owner, tenant, or occupant of each lot or parcel of land which abuts upon a street or other public way containing a water main or a water system upon which lot or parcel a building shall have been constructed for residential, commercial or industrial use in the County of Wythe who has an existing water system shall be required to connect to the public water system in the event the owner, tenant or occupant of any such lot shall cease to use the existing domestic supply or source of potable water or it requires maintenance.

## Section III. Connection costs to be borne by owner.

1. All costs and expense incident to the installation and connection of the water service line shall be borne by the owner. The owner shall indemnify the County from any loss or damage that may be occasioned by the installation of the water service line.

## Section IV. Specifications for water service lines.

1. The materials of construction of a water service line and the methods to be used in excavation, placing of the pipe, testing, disinfection and back filling the trench shall all conform to the requirement of the building code or applicable rules and regulations of the County. All excavations required for the water service line shall be open trench work, unless otherwise approved by the authority. No back fill shall be placed until the work has been inspected in accordance with this section.

## Section V. Exceptions.

1. Nothing contained in this Ordinance shall restrict the use of existing wells, springs or other sources of water supply for use other than for

domestic water uses, provided that there shall be no interconnection between such water supply and the County's water system except where the water shall be discharged into the County's wastewater collection system.

2. The Wythe County Board of Supervisors, or its duly designated representative, acting pursuant to rules, regulations and guidelines adopted by the authority, may grant exceptions to the requirements of this Ordinance based on unusual circumstances existing in a particular case.
3. Buildings to be served more than three hundred and fifty (350) feet from the public water line are exempt from this Ordinance.

This ordinance was considered by the Board of Supervisors of Wythe County at a Public Hearing held on March 18, 1997, at 9:30 a.m., and was adopted after notice of consideration of adoption was advertised, in accordance with the law, at the meeting of the Board of Supervisors of Wythe County on March 18, 1997, with the members voting as follows:

<u>NAME</u>	<u>FOR</u>	<u>AGAINST</u>	<u>ABSENT</u>
Wythe B. Sharitz	X		
Mark C. Munsey	X		
Charles S. Dix	X		
R. T. DuPuis	X		
S. Clay Lawrence		X	
Giles C. Rose	X		
Harvey E. Atkinson, III	X		

This ordinance shall be effective upon adoption.

  
R. Cellell Dalton, Clerk