

Chapter 247. Water

Article I. General Regulations

§ 247-25. Rates.

- E. At least annually, but as frequently as the Superintendent of Public Works shall determine may be appropriate under all circumstances, all persons having meters shall permit and provide access to the designated agent of the Superintendent of Public Works to allow that person to inspect the water meter to determine whether the meter is properly functioning and to read, inspect, repair or replace said meter. The Superintendent of Public Works or his designated agent shall attempt to contact persons having meters in order to arrange a mutually convenient time for the inspection of such meters. In the event that such person shall not respond to the request to arrange a meter inspection or should the Superintendent of Public Works or his designated agent be unable to make contact with such persons either orally or in writing or should such person refuse to permit inspection of the water meter, the Superintendent of Public Works or his designated agent shall serve a written notice upon the property owner where such meter is located by certified mail, return receipt requested, specifying the date and time when an authorized representative of the Borough will present himself at the property for the purpose of checking the water meter and reading, inspecting, repairing or replacing such meter. Notice shall be deemed effectively given upon the posting of such letter with the United States mails and evidence of such posting obtained by the stamping of the receipt for such mailing by the United States Post Office. Such notice shall be served upon the property owner and at the address listed on the tax duplicates. It shall be the responsibility of said property owner to notify the Borough Superintendent of Public Works of any address for the purpose of notice other than the address set forth on the tax duplicates of the Borough. In the event that the property owner or his designated representative shall fail to permit the designated agent of the Superintendent of Public Works to inspect and read the meter on the date, time and place set forth in the notice to be given pursuant to this section, the Superintendent of Public Works shall thereupon levy and assess a penalty in the amount of \$100 to be billed to said property owner along with any other bills or estimates pursuant to this chapter, and such penalty shall be collected in the same manner as charges for water use are collected. Within 30 days thereafter, should the property owner continue to fail to permit inspecting and reading of the meter, the Superintendent of Public Works or his designated agent shall direct a second notice to said property owner by certified mail, return receipt requested, in the manner provided above, notifying said property owner of a second date and time for inspection. In the event that the property owner shall refuse or fail to permit inspection, reading, repairing or replacing of the meter at such second time, the Superintendent of Public Works may discontinue water service to the property until such time as the property owner shall arrange for an inspection, reading, repairing or replacing of the water meter and shall pay all past-due charges, fines and penalties. All penalties assessed shall become charges for water usage and shall be collectible in a like manner as provided in this chapter and by law. Nothing contained in this section shall abridge the right of the Borough of Rockaway to terminate water service or seek other remedies as provided in this chapter; the penalties provided in this section are intended to be in addition thereto and not the sole and exclusive remedy for the failure or refusal of persons having meters to permit inspection and reading of the same.

