

An Equal Opportunity Employer

Phone: 296-2428



STATE OF MINNESOTA
MUNICIPAL BOARD

Suite 165 Metro Square
7th & Robert Streets
St. Paul, Minnesota 55101

October 19, 1978

Ms. Nancy Foss
City Clerk
Grygla, Minnesota 56727

Re: Docket Number A-3437

Ordinance Number 9.20

City of Grygla

Ladies and Gentlemen:

The Minnesota Municipal Board has now processed and approved the above ordinance and filing fee in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

According to law, this annexation ordinance must be filed with the Township Clerk, County Auditor, Secretary of State and the Municipal Board. (Since the ordinance has already been filed with the Municipal Board, no additional copies are required.)

The annexation is final upon the date the ordinance is approved by the Board, which is the date of this letter.

Sincerely,

MUNICIPAL BOARD

A handwritten signature in cursive script, appearing to read "Patricia D. Lundy".

Patricia D. Lundy
Assistant Executive Director

PDL:kj

cc: Secretary of State
County Auditor
Township
Attorney
Municipality

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP - 7 1979

John Anderson Howe
Secretary of State

32347
O.D.

(REVISED 7/78)

ORDINANCE NO. 9.20

AN ORDINANCE REGULATING THE USE
OF THE PUBLIC WATER AND PUBLIC
SEWER AND UTILITIES IN THE CITY OF
GRYGLA AND PROVIDING PENALTIES FOR
VIOLATION THEREOF

THE CITY COUNCIL OF GRYGLA ORDAINS:

Section 1. The superintendent of the Department of Public Utilities shall be under the direct supervision and directly responsible to the City Council. The duties of the public utilities superintendent shall be as outlined in the job description for that position.

Supervision

Section 2. The City Council shall designate a superintendent of Public Utilities and it shall be his duty to see that all rules and regulations pertaining to the Public Utilities system, the sewer system, and all other public utilities, public streets and public building, the tapping of water mains, and sewer by plumbers, and the use of City water and sewer be complied with in all respects, to see that no person shall open any hydrant for any purpose whatsoever without his permission except members of the fire department.

Duties of the
Superintendent of
Public Utilities

Section 3. At the close of each quarter, the Superintendent of the Public Utilities Department shall be furnished with a list of water and sewer consumers whose account has become delinquent. He shall proceed at once to notify each delinquent consumer or in case he cannot be found, then the persons in charge of the premises, of the past due account, due to the City. If the same is not paid within 48 hours then, he shall immediately shut off the water and the same shall not be turned on again without a reconnect charge of \$8.00 to the Public Utilities of Grygla.

Past Due Accounts

Section 4. Applications for water and sewer service shall be made on printed forms, shall state the legal description and the official house of the premises to be supplied, the nature of the improvement to be done and plumber employed to do the work; such application shall be signed by the plumber or his authorized agent. Such application shall set forth the rules and regulations of the Public Utilities Department in respect to the rates and use of water and each applicant by such application shall subscribe to and be obligated to be bound by such rules and regulations. (See attached Form-Exhibit 1.)

Applications

STATE OF MINNESOTA
DEPARTMENT OF STATE

FILED
SEP - 7 1979

John Andrew Howe
Secretary of State

#32347
O.D.

(a) The charges for tapping water and sewer mains and the amounts of the meter deposit hereinafter specified shall be paid before the water and sewer shall be turned on. All charges against the premises must be paid before service can be provided.

(b) No person except a plumber duly approved by the City of Grygla will be permitted to do any work on service pipes or fixtures connected with the water system.

(c) The stop cock at main and sidewalks, together with box and cover are the property of the City and all persons are forbidden to interfere with them.

(d) The charges for tapping water mains shall be payable when application is made.

(e) Public Utilities Rate Schedule for charges will be adopted by Resolution of the City Council.

Section 5. The City Council shall adopt by Resolution a schedule of water and sanitary sewer rates, fees and meter deposits, which shall be known as the Public Utilities Division Rate Schedule. Said Resolution shall be published once in the official newspaper of the City. The superintendent of the Public Utilities Division, together with the City Council, shall annually review said schedule and make recommendations for adjustments in the rates and other charges.

Rates, Fees and
Deposits

Section 6. At the end of each quarter, the Superintendent of the Public Utilities Department shall mail a card to each consumer of water and sewer service requiring a reading of said meter by the consumer, who shall return the card to the City office post marked on or before the last day of the month in which the consumer receives it. If said card is not returned to the City on time, there shall be added to the charge above provided, the sum of \$.50. The billing date shall be within forty-five (45) days after the end of each quarter. The Superintendent of Public Utilities shall mail to each consumer of water and/or sewer service, a card or letter stating the amount due the City from such consumer or consumers during the preceding three (3) months, together with the amount due the City for penalties, or other indebtedness, and such statement shall be deemed sufficient notice to the consumer and to

Quarterly

BOORUM & PEASE "NOTARY"

PLEASE "NOTARY"

the owner of the property against which such charges are made. In addition to the charges above provided, there shall be a late charge of 10 per cent (or a minimum of One Dollar (\$1.00) of the amount owing for the previous quarter for payments made after sixty-five (65) days after the first of each quarter. All bills for Public Utilities furnished by the City shall be payable quarterly; post-marked within thirty-five (35) days after the billing date.

Section 7. The Superintendent shall mail a final notice to the above delinquent accounts stating the day which the superintendent shall deprive the consumer of water and sewer for premises against which such bills are unpaid and delinquent. The City shall not be liable for any damage to persons or property caused in whole or in part by the discontinuance of water or sewer service.

Delinquency

Section 8. In all cases where water and sewer has been turned off for nonpayment of bills or for violation of any rules or regulations of the Public Utilities Department, such sewer and water shall not be again turned on unless and until said bill has been fully paid and a reconnection charge of eight (\$8.00) dollars paid into the City for turning such water and sewer on.

Turn on Charge

Section 9. For the benefit derived from fire protection by all taxpayers in the City, the City may from a general fund transfer into the Public Utilities Fund a sum for water consumed during the year as shall be determined from time to time by the City Council.

Hydrant Rental

Section 10. The City of Grygla shall exclusively own and control the water meters to be used in the City water system and each consumer is hereby required to make a "meter deposit" with the City in the amount specified in the Public Utilities Schedule. Such deposits may be applied by the Superintendent to the consumers accounts within the Public Utilities Department in the event such account becomes delinquent, or to any damages to the meter or other property due to the negligence of such consumer when an existing deposit has been expended for such purpose and no water shall be furnished such consumer until such deposit so required has

Meter

been paid to the City. Upon termination of water service, the applicant or consumer shall notify the Water Department, who shall remove the meter, and the amount of such meter deposit (less any deductions herein provided for) shall be refunded to such applicant or consumer.

Section 11. If any meters or hydrants are damaged by Damaged
freezing, hot water, or otherwise, either by carelessness or neglect of any person, such person must pay for the repairs of such meters or hydrants. The cost of ordinary maintenance and repairs of all meters owned by the City shall be borne by the Public Utilities Department.

Section 12. At the written request of any owner or Testing
Consumer, the Superintendent will test or cause to be tested the meter supplying the premises of such owner or consumer. A deposit of \$5.00 will be required before the meter is disconnected which will be returned to the owner or consumer if the meter is not found to be registering correctly within ten per cent, otherwise, the deposit so made shall be retained by the Water Department to cover the cost of such test. The result of any such test shall be reported to such owner or consumer in every case.

Section 13. The customer is prohibited from obstructing Obstructing
the meter so as to prohibit the reading or repairing of the meter.

Section 14. All contracts made under the provisions of Owner
Responsible
this Ordinance shall be made by the Superintendent of the Public Utilities Department with the owner of the premises to be served or his duly appointed agent or attorney, and the owner of the property shall be liable to the City for all rents accruing through the use of water upon his premises whether the same be personally used by him or his renter or lessees or other occupants of the premises.

Section 15. All provisions of this Ordinance, wherein General Rules
And
Regulations
the term consumer is used, shall be construed as including the owner of the premises served. Each of the premises desiring the use of City water or City sewer shall file with the Public Utilities Division the name of his agent, if he desires to act through an agent, or his own address, and shall direct in such instrument the one to whom the bill shall be sent, the notices be given, and the same be binding until a further notice differing therefrom shall have been made in writing and filed with the City Clerk. The contract made with the owner may provide that any delinquencies in the payment of the water or sewer bill on said premises shall be

a lien and charge against the premises so served regardless of whether the same be a homestead or not. Said lien, in case of a delinquency, shall be reported to the County Auditor by the City Clerk at the same time and in the same manner as special assessments on real estate for street improvements, and shall be collected in the same manner as taxes against real estate provided, however, that nothing herein shall change the provisions of this City with reference to cutting off water and sewer for nonpayment of charges.

Section 16. No person, except the Superintendent of the Public Utilities Department or a member of the City Fire Department in case of fire shall be allowed to open any fire hydrant in the City for any purpose whatsoever, without first securing a permit from the Superintendent.

Use of
Hydrant

Section 17. The service pipe from the building to the curb stop and the connection thereto shall be the property of the applicant and must be protected and maintained by him. In the event such applicant or any customer shall fail to make any necessary repairs to such service connections or pipe within twenty-four (24) hours after being notified to do so by the Superintendent of the Public Utilities Department, the Superintendent shall make such repairs and the cost thereof shall be charged to the owner of said premises or the consumer and shall be collected in the same manner as other bills for water consumption are collected.

Service Pipe

Section 18. No claim shall be made against the City of Grygla for reason of the breaking of any water or sewer main or service pipe or fixture or for any other interruption of the supply, by reason of the breaking of machinery or stoppage for necessary repair.

City
Liability

Section 19. Application for service connections which are to be used exclusively for supplying water to extinguish fires shall be made to the City Council; such applications shall be made by the owner of the premises to be served or his legal representative and shall be accompanied by a complete and correct drawing showing the location of the premises to be supplied together with the location of all valves, pipes, hydrants, tanks, sprinkler heads and other appliances to be installed on the premises. In the event such applicant will be permitted to make such connections with the street water mains, said connections shall be made under the orders and direction of the Superintendent. All the cost and expenses thereof shall be borne by the applicant.

Service For

No water shall be drawn from any such fire service pipes so installed for any purposes whatever except for the extinguishment of fire and no connection shall be made between the fire service pipe system and the regular water supply to the premises, and valves or hose outlet, drain cock, hydrants and other outlays placed on such pipe system shall be of a style approved by the Superintendent and shall be sealed by the Superintendent, when any such valve or cock is open, the owner or occupant of the premises shall notify the Superintendent so that same can be resealed at once. In case any seal placed upon any such apparatus by the superintendent shall have been broken for any purpose other than for the extinguishment of fire, the owner or occupant of such premises shall be subject to a fine in the sum of not less than \$10.00 nor more than \$25.00. In any case where it is ascertained that the owner or occupants of any premises are found to be using water from any such fire service for purpose other than extinguishment of fires, the water shall be shut off from such premises and shall not be turned on until the offenders shall give reasonable assurance to the Council that the offense will not be repeated and shall pay to the Superintendent a fee of \$10.00 for again turning on the water. A second violation of the rules will be considered sufficient cause for cutting the service off at the water main and refusing to reconnect the same while the offender occupies the premises.

All water used through such fire service for the purpose of extinguishing fires on the premises shall be without charge to the owner or consumer of such premises.

Section 20. The City of Grygla hereby reserves the right to limit the use of water from City water supply and distribution system and to prescribe the conditions for any use. It shall be unlawful for any person in the City of Grygla, or any person owning or occupying premises connected to the municipal water system, to use or allow to be used during a fire any water from said municipal water system except for the purpose of extinguishing said fire, and it shall be the duty of every person to see that all water services are tightly closed and that no water is used except for necessary household purposes during said fire.

Regulations
Pertaining
To Use

Section 21. Any person desiring to discontinue the use of City water shall notify the Public Utilities Superintendent to that effect, who shall shut off the service at the curb cock.

Discontinue

BOORUM

BOORUM & PEASE "NITEAR" B

"NITEAR" B

Section 22. The Superintendent, or any designated employee of the Water Department, shall have free access, at all reasonable hours, to premises to ascertain the location or condition of all hose connections, pipes and plumbing fixtures which in his opinion are causing unnecessary waste of water. He shall promptly notify the owner or occupant of such necessary repairs. In the event any such designated repairs are not made within twenty-four (24) hours after such notification, the superintendent shall make such repairs, or cause same to be made, and the cost thereof shall be charged to the owner or occupant of said premises and collected in the same manner herein provided for the collection of other bills to the Water Department.

Inspection

Section 23. Any plumber wishing to do plumbing work or perform any service in connection with the City water or sewer system must obtain permission from the City.

Plumbing Rules

Section 24. No plumber shall commence any plumbing work of any kind where a permit is necessary without first assuring himself that a permit has been granted.

Permit

Section 25. In putting down or repairing service pipes the streets or alleys must be open at a time and in a manner which will cause the least inconvenience to the traveling public and every precaution must be taken to insure the public safety and the safety of property. All excavations remaining over-night shall be protected by substantial barriers, sufficient red lights kept burning thereat from early twilight till morning of next day, but open lights such as flares must be put out each morning.

Excavations

Section 26. In filling trenches in streets or alleys, the plumber must carefully tamp in the material so that it will be as solid and in as good a shape in every respect as before opening the trench. The plumber shall replace or repair all curb sidewalk, pavement, boulevard or street surface in as good a condition as when he found it and he shall pay all costs of replacement or repairs.

Trenches

Section 27.

(a) Any property owner desiring a permit to connect a dwelling or other building to the water or sanitary sewer system in the City of Grygla shall apply therefore on a form provided by the Public Utilities Division or the City Clerk

Sanitary
Sewer
Connection
Procedures,
Regulations
and Conditions.

(b) The special assessment records of the premises shall be examined to determine if an assessment for the full cost of furnishings sanitary sewer or water service to the premises has been paid or levied against the premises in the form of a special assessment. If an assessment has not been paid, or levied against the service or user to secure a permit, the applicant shall be required to:

1. Pay a service charge to be determined by the Council

OR

2. Consent to the spreading of such charge against his property in the form of a special assessment for a period of not to exceed 29 years in equal annual installments with interest payable at the rate of ~~SIX~~ per cent per annum on the unpaid balance.

(c) No sanitary sewer service or water line between the water main or sewer main and the plumbing system of any dwelling or other building to be served shall be constructed until a plumber approved by the City of Grygla shall obtain a connection permit from the Public Utilities Division or Clerk.

In constructing said sanitary sewer service line or water line the plumber shall adhere to standards regarding location, size, grade, material and workmanship as determined by the Public Utilities Division. After the sewer service or water connection has been accomplished, the plumber shall notify the Public Utilities Division. It shall be unlawful to cover the sanitary sewer service or water service line or sewer line until an inspection has been completed to insure that a proper and suitable connection has been made.

(d) The cost of installing the water or sanitary sewer service line between the building and main service stub shall be borne wholly by the property owner. After the initial connection to the main service stub, the property owner shall thereafter be liable for all maintenance and repairs to his sewer service or water line between the street mains and the building being served, except that no excavation shall be performed in the street property without first having obtained a permit from the Public Utilities Division.

(e) The Council reserves the right to require that any connected property owner or connected service family shall install, at the property owner's expense, a water meter on a private water supply.

Section 28. The City Council reserves the right to regulate the disposal of any waste through the sanitary sewer system both in quantity and character

Restrictions
and Regulations
Upon Use of the
Sanitary Sewer
System

Section 29. If any section, sub-section, clause or phrase of this Ordinance is held for any reason to be invalid, such decision shall not affect the remaining portion of this Ordinance.

Section 30. Any person who violates any provision of this Ordinance, or of any regulation adopted hereunder, shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than three Hundred Dollars (\$300.00). The imposition of one penalty for any violation of this Ordinance shall not excuse the violation of this Ordinance or permit it to continue. Violations shall be corrected or remedied within a reasonable time and when not otherwise specified, each day during which violations exist shall constitute a separate offense.

Penalties

Passed by the City Council this 22 day of September, 1975. The effective date of this Ordinance is the date of this Publication.

ATTEST:

Janice D. Peterson
Clerk

Ralph J. Klein
Mayor

Published in the Guylo Eagle on October 2, 1975.

Application Fee \$ _____

EXHIBIT I.

APPLICATION FOR WATER AND SEWER SERVICE

1. Name of Applicant:
2. Legal Description or other description of premises to be supplied:
3. The nature of the water improvement to be done.
4. The nature of the sewer improvement to be done:
5. The name of the plumber employed to do the work.

The foregoing application to tap
a water or sewer main is approved
by:

Payments received for follow- _____ Signature of Plumber
ing:
Sewer tapping charge \$ _____
Meter Deposit \$ _____
Water main charge \$ _____ Signature of Owner

CERTIFICATE

The persons who have signed this Certificate hereby certify to the City of Grygla that they will abide by the Rules and Regulations of the Public Utility Department in respect to the rates and use of water and each applicant hereby agrees to be bound by and agrees to subscribe to the rules and regulations regarding payment for the use of said facilities, user fees, connection fees and necessary rules and regulations arising out of the use of said system.

CITY of GRYGLA



GRYGLA, MINNESOTA 56727

September 5, 1979

Joan Anderson Growe
Secretary of State
St. Paul, MN.

Dear Ms. Growe;

Enclosed find Ordinance # 9.20- docket # A-3437 as your office request-
ed.

Thank you.

Sincerely,
Donna Jelle
Donna Jelle, Clerk-treas.
City of Grygla

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ORDINANCE NO. 20

AN ORDINANCE ANNEXING A 2.5 ACRE TRACT
OF LAND LOCATED IN THE W $\frac{1}{2}$ SW $\frac{1}{4}$ OR SECTION
25, TOWNSHIP 156 NORTH OF RANGE 30
WEST

THE CITY COUNCIL OF GRYGLA ORDAINS:

Section 1. That the following property shall be annexed
pursuant to M.S.A. 414.033 to the City of Grygla, Minnesota:

A 2.5 acre tract of land located in the West one-
half of the Southwest one--quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$) of Section
Twenty-five (25), Township One Hundred Fifty-six
(156) North of Range Thirty-nine (39) West of the
Fifth Principal Meridian according to the Government
Survey thereof, said tract more fully described as
follows:

Commencing at a point 1,089 feet on the West section
line of Section 25, Twp. 156 North of Range 39 West
south of the Northwest corner of the SW $\frac{1}{4}$ of said
Section 25; thence continuing south along said section
line a distance of 396 feet; thence turning easterly at
a right angle a distance of 220 feet; thence turning
northerly at a right angle a distance of 198 feet;
thence turning easterly at a right angle a distance of
110 feet; thence turning northerly at a right angle a
distance of 198 feet; thence turning westerly at a
right angle at a distance of 330 feet to the point of
beginning.

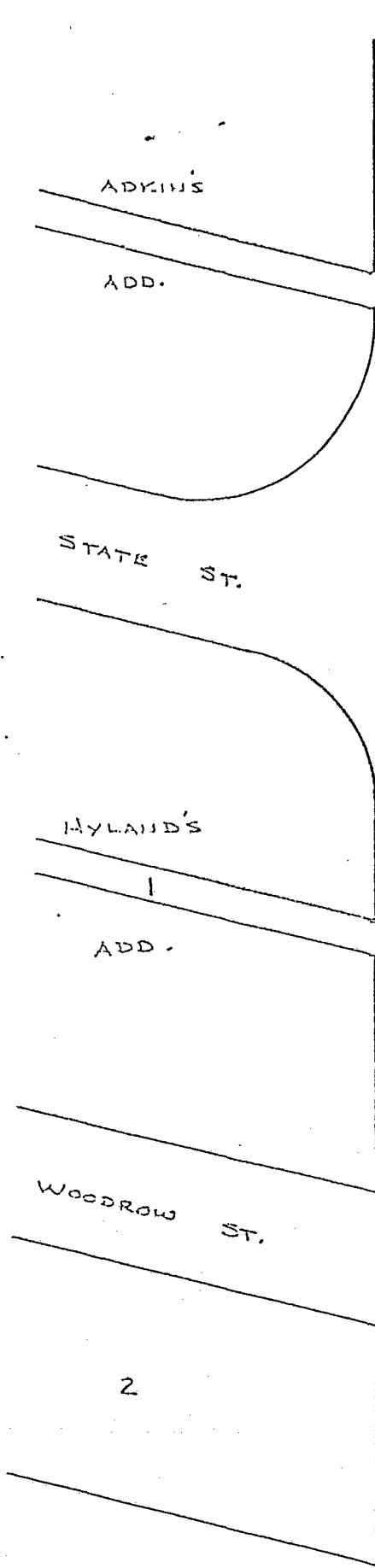
Section 2. That it will be to the best interests of the
City of Grygla, Minnesota, and the Territory affected that such
land be annexed to the City of Grygla, Minnesota.

Section 3. That said annexation shall be effective upon
the publication of this Ordinance.

Passed by the City Council this 8th day of May,
1978.

Robert J. Kline
Mayor
Anna J. Cole
Clerk

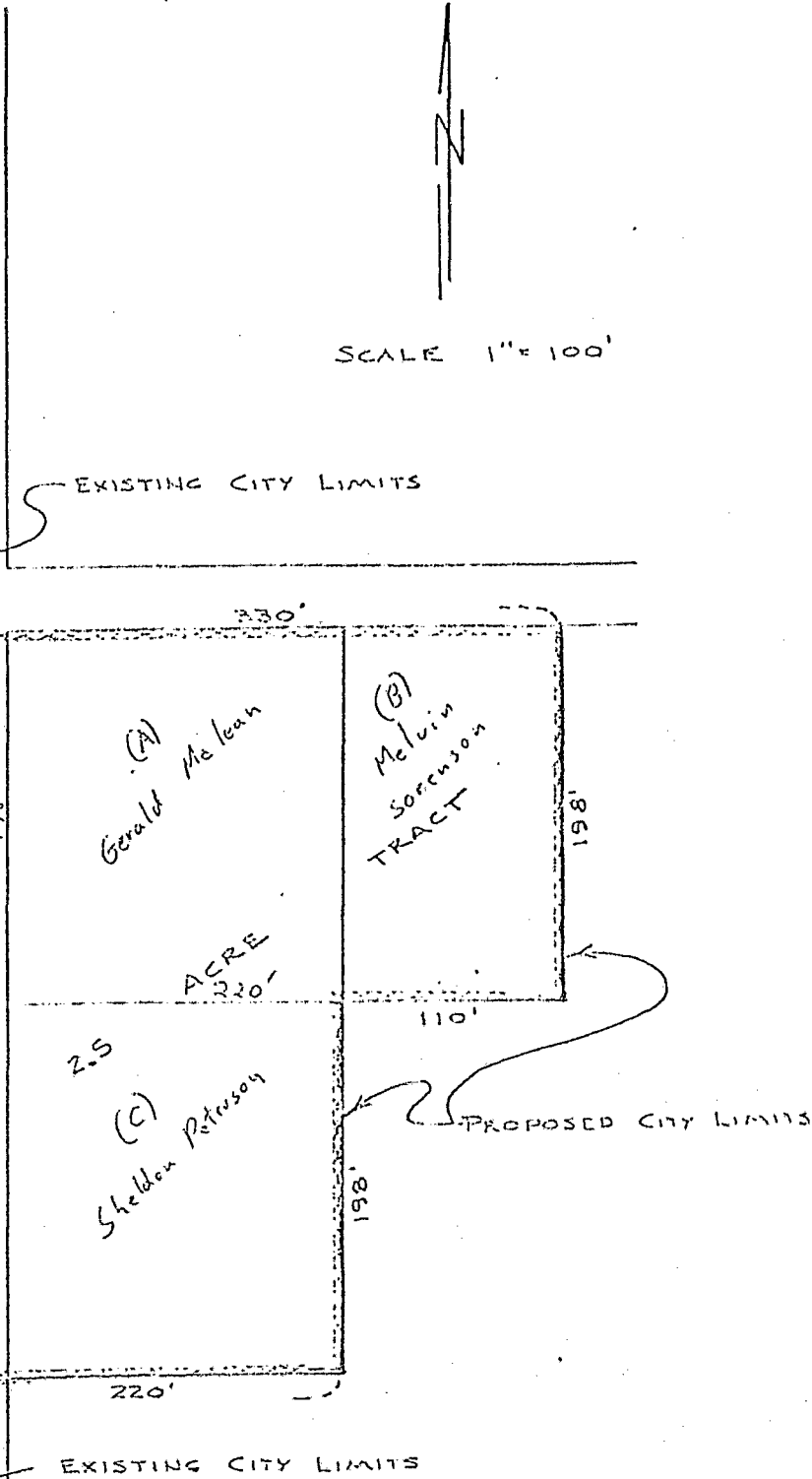
Published in the Grygla Eagle on the 15th day of May,
1978.



1059' To NW Cor. SW 1/4 Sec 25
T. 156 N. R. 39 W.

356' MARSHALL AVENUE

SECTION LINE
MINN. T.M. 89



SKETCH OF PROPOSED ANNEXATION
TO THE CITY OF GRYGLA, MINNESOTA
A 2.5 ACRE TRACT LOCATED IN THE W 1/2 SW 1/4 SEC. 25
T. 156 N. R. 39 W.
DATED DECEMBER 1, 1977

An Equal Opportunity Employer

Phone: 296-2428



STATE OF MINNESOTA
MUNICIPAL BOARD

Suite 165 Metro Square
7th & Robert Streets
St. Paul, Minnesota 55101

October 19, 1978

Ms. Nancy Foss
City Clerk
Grygla, Minnesota 56727

Re: Docket Number A-3437

Ordinance Number 9.20

City of Grygla

Ladies and Gentlemen:

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According to law, this annexation ordinance must be filed with the Township Clerk, County Auditor, Secretary of State and the Municipal Board. (Since the ordinance has already been filed with the Municipal Board, no additional copies are required.)

The annexation is final upon the date the ordinance is approved by the Board, which is the date of this letter.

Sincerely,

MUNICIPAL BOARD

Patricia D. Lundy
Assistant Executive Director

PDL:kj

cc: Secretary of State
County Auditor
Township
Attorney
Municipality

(REVISED 7/78)