

ORDINANCE NO. 2295

AN ORDINANCE AMENDING BEND CODE 14.10.060A

Findings:

A. The Bend Code provision governing ownership and responsibility for water lines does not expressly describe who owns and is responsible for water meter boxes. This can create confusion if the water meter boxes are installed but water meter installation is delayed.

B. At times there can be a multi-year delay between installation of the water meter boxes, which normally happens at the time of subdivision approval, and installation of the water meter, which occurs when the property is actually developed with a structure. During that delay, boxes can be damaged in a number of ways (vehicles, vandalism, vibration, dredging and fill). The City's standards change from time to time, and it is possible that an installed water meter box can become non-compliant.

C. The amendments adopted by this ordinance expressly address ownership and responsibility for water meter boxes, making the adjacent property owner responsible for the boxes until the water meter is installed and accepted by the City, with ownership and responsibility transferring to the City at the time the water meter is installed and accepted by the City.

Based on these findings, the City of Bend ordains as follows:

1. City of Bend Code 14.10.060A is amended to read as follows:

14.10.060 Ownership and Responsibility.

A. The City owns its public water supply system, including water rights, wells, pumps, water delivery system, water treatment facilities, raw and treated water storage facilities, and the distribution system (mains) to and including water meters. All lines and other facilities beyond the water meter are private property and the responsibility of the property owner whose property is served. Water meter boxes are the property and responsibility of the property owner whose property is served until the time the water meter is installed and accepted by the City and service is provided through the meter, at which time the water meter boxes become the property and responsibility of the City. The property owner's responsibility includes the obligation to upgrade or replace water meter boxes to meet City Standards and Specifications or the water meter box otherwise becomes non-compliant before the water meter box and/or assembly is accepted by the City and water service begins. The property owner owns and is responsible for the customer service line (the line leading out from the water meter), even those portions of the customer service line in the right-of-way.

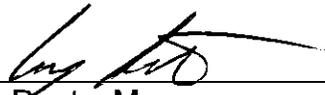
2. All other provisions of the Bend Code, including Bend Code 14.10.060B remain in effect and unchanged.

First Reading: September 6, 2017

Second Reading and Adoption by Roll Call Vote: September 20, 2017

YES: Casey Roats, Mayor
Sally Russell
Bill Moseley
Bruce Abernethy
Nathan Boddie
Justin Livingston
Barb Campbell

NO: NONE



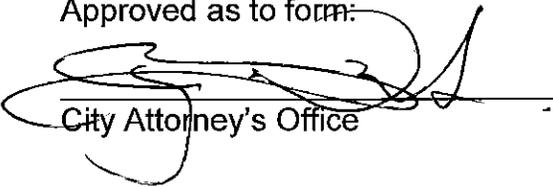
Casey Roats, Mayor

ATTEST:



Robyn Christie, City Recorder

Approved as to form:



City Attorney's Office