

**ARTICLE A**

**General Provisions**

**SEC. 5-3-1 MANAGEMENT OF SEWER UTILITY.**

- (a) The management, operation, and control of the sewer system for the Village of St. Cloud is vested in the Board of Trustees of said Village and Utilities Commission; all records, minutes and all written proceedings thereof shall be kept by the Village Board; the Village Clerk-Treasurer shall keep all the financial records. The Village Board may delegate such management responsibilities to the Utilities Commission.
- (b) The Village Board shall have the power to construct sewer lines for public use, and shall have the power to lay sewer pipes in and through the alleys, streets, and public ground of the Village; and generally, to do all such work as may be found necessary or convenient in the management of the sewer system. The Village Board shall have power by themselves, their officers, agents, and servants, to enter upon any land for the purpose of making examination or supervise in the performance of their duties under this Chapter, without liability therefor; and the Board shall have power to purchase and acquire for the Village all real and personal property which may be necessary for construction of the sewer system, or for any repair, remodeling, or additions thereto.

**SEC. 5-3-2 MAINTENANCE OF SERVICES.**

The owner shall maintain sewer service from the street main to the house and including all controls between the same, without expense to the Village, except when they are damaged as a result of negligence or carelessness on the part of the Village. All sewer services must be maintained free of defective conditions, by and at the expense of the owner or occupant of the property. When any sewer service is to be relaid and there are two (2) or more buildings on such service, each building shall be disconnected from such service and a new sewer service shall be installed for each building.

**SEC. 5-3-3 CONDEMNATION OF REAL ESTATE.**

Whenever any real estate or any easement therein, or use thereof, shall in the judgment of the Village be necessary to the sewer system; and whenever, for any cause, an agreement for the purchase thereof, cannot be made with the owner thereof, the Village shall proceed with all necessary steps to take such real estate easement, or use by condemnation in accordance with the Wisconsin Statutes and the Uniform Relocation and Real Property Policy Act of 1970, if Federal Funds are used.

**SEC. 5-3-4 TITLE TO REAL ESTATE AND PERSONAL PROPERTY.**

All property, real, personal and mixed, acquired for the construction of the sewer system, and all plans, specifications, diagrams, papers, books and records connected therewith said sewer system, and all buildings, machinery, and fixtures pertaining thereto, shall be the property of said Village.

SEC. 5-3-5 USER RULES AND REGULATIONS.

The rules, regulations, and sewer user charges as hereinafter set forth in this Chapter shall be considered a part of the contract with every person, company or corporation who is connected with the sewer system of the Village and every such person, company, or corporation by connecting with the sewer system shall be considered as expressing his or their assent to be bound thereby. Whenever any of said rules and regulations, or such others as the Village Board may hereafter adopt are violated, the service shall be shut off from the building or place of such violation (even though two [2] or more parties are receiving service through the same connection) and shall not be re-established except by order of the Village Board or its duly authorized agent, and on payment of all arrears, the expenses and established charges of shutting off and putting on, and such other terms as the Board may determine, and a satisfactory understanding with the party that no further cause for complaint shall arise. In case of such violation, the Village Board, furthermore, may declare any payment made for the service by the party or parties committing such violation, to be forfeited, and the same shall thereupon be forfeited. The right is reserved to the Board to change the said rules, regulations, and sewer rates and contracts in all proper cases.

SEC. 5-3-6 THROUGH SEC. 5-3-9 RESERVED.