



Legislation Details (With Text)

File #: 232037 **Version:** 0
Type: Ordinance **Status:** Passed
File created: 4/16/2024 **In control:** COMMON COUNCIL
On agenda: **Final action:** 5/21/2024

Effective date:

Title: An ordinance relating to lead service line replacements.

Sponsors: ALD. ZAMARRIPA, ALD. WESTMORELAND

Indexes: LEAD ABATEMENT, WATER WORKS

Attachments: 1. File 232037 Original Version signed by LRB.pdf, 2. OCA Approval 232037, 3. Notice published 6/7/2024

Date	Ver.	Action By	Action	Result	Tally
4/16/2024	0	COMMON COUNCIL	ASSIGNED TO		
5/8/2024	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
5/21/2024	0	COMMON COUNCIL	PASSED	Pass	12:0
5/30/2024	0	MAYOR	SIGNED		
6/7/2024	0	CITY CLERK	PUBLISHED		

232037
ORIGINAL

ALD. ZAMARRIPA AND WESTMORELAND

An ordinance relating to lead service line replacements.

225-22.5-8-b-1 am

225-22.5-9-a am

Common council file number 231032, passed December 12, 2023, and effective January 4, 2024, provides that the city will pay the full cost of replacing the privately-owned portion of a lead service line if a leak or failure has been discovered on either the privately-owned or utility-owned portion of the service line, the utility-owned portion of the line is replaced on a planned or emergency basis, or the property is a child care facility. This ordinance provides that this recently-enacted provision shall apply to any planned project on which lead service line replacement work began on or after January 4, 2024, even if the property owner was notified of the project before January 4, 2024, provided the property owner elected city replacement and the service line replacement was completed prior to substantial completion of the planned project.

This ordinance also provides that another provision of file number 231032, which allows payment of a special assessment for lead service line replacement over 15 years, shall also apply to any planned project on which lead service line replacement work began on or after January 4, 2024, even if the property owner was notified of the project before January 4, 2024, provided the property owner elected city replacement and the service line replacement was completed prior to substantial completion of the planned project.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 225-22.5-8-b-1 of the code is amended to read:

225-22.5. Lead Service Line Replacement.

8. FINANCING OF REPLACEMENT BY CITY CONTRACTOR.

b-1. If the total amount of the principal of the invoice remaining unpaid equals or exceeds \$125, it shall be spread equally over the first available and next succeeding 14 tax rolls. >>This provision shall apply to any planned project on which lead service line replacement work began on or after January 4, 2024, even if the property owner was notified of the project before January 4, 2024, provided the property owner elected city replacement and the service line replacement was completed prior to substantial completion of the planned project.<< For each of the first 100 properties where the lead service line is replaced by a city contractor under sub. 3.5, the property owner shall pay no interest for the last 8 years of payments.

Part 2. Section 225-22.5-9-a of the code is amended to read:

9. CITY SUBSIDY.

a. Payment Method. Subject to availability of public funds and the eligibility criteria in par. b, the city shall pay the full cost of replacing the privately-owned portion of the lead service line if a leak or failure has been discovered on either the privately-owned or utility-owned portion of the service line, the utility-owned portion of the line is replaced on a planned or emergency basis, or the property is a child care facility. >>This provision shall apply to any planned project on which lead service line replacement work began on or after January 4, 2024, even if the property owner was notified of the project before January 4, 2024, provided the property owner elected city replacement and the service line replacement was completed prior to substantial completion of the planned project.<<

APPROVED AS TO FORM

Legislative Reference Bureau
Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney
Date: _____

LRB179746-1
Jeff Osterman
04/23/2024