



**LAW DEPARTMENT**

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April 5, 2023

Detroit City Council  
1340 Coleman A. Young  
Municipal Center  
Detroit, Michigan 48226

Re: Amendment to Chapter 48 of the 2019 Detroit City Code, *Utilities*, Article I, *Water*, by renaming and amending Section 48-1-2 to, *Service connections—To be made by Board of Water Commissioners; costs to be charged against property*.

Honorable City Council:

The Law Department has prepared an ordinance proposed by Councilman Scott R. Benson. This ordinance would amend Chapter 48 of the 2019 Detroit City Code, *Utilities*, Article I, *Water*, by renaming and amending Section 48-1-2 to, *Service connections—To be made by Board of Water Commissioners; costs to be charged against property*, to grant authority over the manner of making connections and disconnections from water mains to lot lines to the Board of Water Commissioners and to apportion the cost thereof to the owner of the property to which the service connection runs. A copy of the ordinance which has been approved as to form is attached for your review and consideration.

We are available to answer any questions that you may have concerning this proposed ordinance.

Respectfully submitted,

*Jordan D. Miller*

Jordan Miller  
Assistant Corporation Counsel  
Municipal Section

*Enclosure*

cc: Malik Washington, City Council Liaison

## S U M M A R Y

This ordinance amends Chapter 48 of the 2019 Detroit City Code, *Utilities*, Article I, *Water*, by renaming and amending Section 48-1-2 to, *Service connections—To be made by Board of Water Commissioners; costs to be charged against property*, to grant authority over the manner of making connections and disconnections from water mains to lot lines to the Board of Water Commissioners and to apportion the cost thereof to the owner of the property to which the service connection runs.

1 **BY COUNCIL MEMBER \_\_\_\_\_ :**

2 **AN ORDINANCE TO AMEND** Chapter 48 of the 2019 Detroit City Code, *Utilities*,  
3 Article I, *Water*, by renaming and amending Section 48-1-2 to , *Service connections—To be made*  
4 *by Board of Water Commissioners; costs to be charged against property owner*, to grant authority  
5 over the manner of making connections and disconnections from water mains to lot lines to the  
6 Board of Water Commissioners and to apportion the cost thereof to the owner of the property to  
7 which the service connection runs.

8 **IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT**  
9 **THAT:**

10 **Section 1.** Chapter 48 of the 2019 Detroit City Code, *Utilities*, be amended by amending  
11 Article I, Section 48-1-2, to read as follows:

12 **CHAPTER 48. UTILITIES**

13 **ARTICLE I. WATER**

14 **Sec. 48-1-2. Service connections—To be made authorized by Board of Water**  
15 **Commissioners; costs to be charged against property owner.**

16 **(a)** Whenever it is necessary to make connections from water mains to lot lines, the  
17 same shall be ~~made~~ authorized in a manner as set forth by the Board of Water Commissioners and  
18 the cost thereof shall be the responsibility of the owner of the property to which the service  
19 connection runs.

20 **(b)** Whenever it is necessary to make disconnections from water mains to lot lines, the  
21 same shall be authorized in a manner as set forth by the Board of Water Commissioners ~~shall make~~  
22 ~~all disconnections from water mains to lot lines. and~~ the cost thereof shall be charged against the  
23 responsibility of the owner of the property to which the service connection runs, .

24 (c) The cost of such service rendered pursuant to Subsection (a) or Subsection (b) of  
25 this section is to be paid for in terms to be established by the Board of Water Commissioners.

26 **Section 2.** This ordinance is hereby declared necessary to preserve the public peace, health,  
27 safety, and welfare of the People of the City of Detroit.

28 **Section 3.** All ordinances, or parts of ordinances, that conflict with this ordinance are  
29 repealed.

30 **Section 4.** In the event this ordinance is passed by two-thirds (2/3) majority of City Council  
31 Members serving, it shall be given immediate effect and become effective upon publication in  
32 accordance with Section 4-118 of the 2012 Detroit City Charter. Where this ordinance is passed  
33 by less than a two-thirds (2/3) majority of City Council Members serving, it shall become effective  
34 on the thirtieth (30) day after enactment, in accordance with Section 4-118 of the 2012 Detroit City  
35 Charter.

Approved as to form:

  
Conrad L. Mallett  
Corporation Counsel