ORDINANCE 183

AN ORDINANCE AMENDING TITLE 11.02 OF THE MUNICIPAL ORDINANCES, TO ADOPT REQUIREMENTS FOR RAIN SENSORS FOR THE CITY OF TEA.

BE IT ORDAINED BY THE CITY COUNCIL OF TEA, SOUTH DAKOTA:

1. That Section 11.02 Water Provisions be amended to include the following:

    m) Rain Sensors Required.

    Rain sensors shall be installed on automatic irrigation systems installed after the effective date of the ordinance that received water supplied by the city.
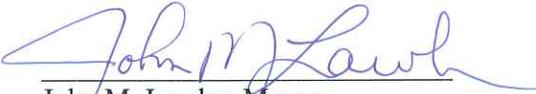
    n) Rain Sensor Installation and Setting.

    All rain sensors shall automatically shut off the irrigation system after one-fourth inch rainfall has occurred. All rain sensors shall be installed according to the manufacturer's instructions in a location providing full exposure to rainfall to assure accurate operation. The sensors shall be maintained in good working condition. No person shall, with the intent of circumventing the purpose of this section, adjust either the rain sensor or irrigation system so that the sensor cannot override and turn off the irrigation system after one-fourth inch of rain has fallen.
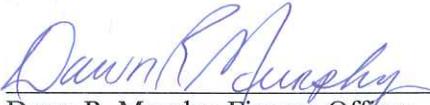
    o) Penalty.

    Any person, firm or corporation violating Section 11.02(m) of this ordinance will be fined not less than One Hundred Fifty Dollars ($150) for each offense. Sprinkler systems running during a rain event with over one-fourth inch rainfall within a twenty-four (24) hour period shall be subject to additional fines.

2. **Conflicting Ordinances Repealed.** All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed

3. **Separability.** Should any part of this ordinance be declared unconstitutional or invalid for any reason by a court of competent jurisdiction, the remainder shall not be affected thereby.

4. **Publication and Effect.** This ordinance shall take effect upon its adoption and publication according to SDCL.

John M. Lawler, Mayor

ATTEST:

Dawn R. Murphy, Finance Officer

First Reading: September 10th, 2007
Second Reading: September 24th, 2007
Publication Date: October 10, 2007
Effective Date: October 30, 2007
(20 days after last publication):