

1998 SESSION

ENGROSSED

980376300

HOUSE BILL NO. 1042

House Amendments in [] — February 16, 1998

A *BILL to amend and reenact § 15.2-2143 of the Code of Virginia, relating to local water supply systems.*

Patrons—Jackson and Johnson

Referred to Committee on Counties, Cities and Towns

Be it enacted by the General Assembly of Virginia:

1. That § 15.2-2143 of the Code of Virginia is amended and reenacted as follows:

§ 15.2-2143. Water supplies and facilities.

Every locality may provide and operate within or outside its boundaries water supplies and water production, preparation, distribution and transmission systems, facilities and appurtenances for the purpose of furnishing water for the use of its inhabitants; or may contract with others for such purposes and services. *Fees and charges for the services of such systems shall be [~~practicable and equitable~~ fair and reasonable] and payable as directed by the locality.* Except in counties which are not otherwise authorized, a locality may require the connection of premises with facilities provided for furnishing water; charge and collect compensation for water thus furnished; and may provide penalties for the unauthorized use thereof.

No locality, after July 1, 1976, shall construct, provide or operate outside its boundaries any water supply system prior to obtaining the consent of the locality in which the system is to be located. No consent shall be required for the operation of any such water supply system in existence on July 1, 1976, in the process of construction or for which the site has been purchased, or for its orderly expansion.

In any case in which the approval by such locality's governing body is withheld, the party seeking such approval may petition for the convening of a special court, pursuant to §§ 15.2-2135 through 15.2-2141.

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