

Adopted: April 8, 2022

**AN ORDINANCE TO AMEND CHAPTER 124, WATER, OF THE  
MUNICIPAL CODE OF THE TOWN OF HENLOPEN ACRES,  
BY AMENDING SECTIONS 124-15 AND 124-17 RELATING TO WATER  
SERVICE AND WATER SERVICE PPE CONNECTIONS.**

**BE IT ORDAINED**, by the Commissioners of the Town of Henlopen Acres, in session met, in the manner following to wit:

**Section 1.** Chapter 124, Section 124-15, of the Municipal Code of the Town of Henlopen Acres, Delaware, as amended be and the same is hereby further amended by making insertions as shown by underline and deletions as shown by strikethrough to Subsection C as follows:

- C. A separate and independent water service shall be provided by the Town for every dwelling, building or property used for human occupancy, employment, recreation or for other purpose. A water service ~~and water service pipe connection~~ shall not service more than one dwelling house, provided that a garage, ~~a guesthouse or other similar features attached to the main dwelling home and incidental to the family life~~ shall be considered as a portion of the dwelling. Water service connection shall not be in conflict with Section 124-2. Subsection D, of this Chapter.

**Section 2.** Chapter 124, Section 124-17, of the Municipal Code of the Town of Henlopen Acres, Delaware, as amended be and the same is hereby further amended by making insertions as shown by underline and deletions as shown by strikethrough to Subsection E as follows:

- E. Nothing in this chapter shall prevent any ~~building property~~ owner ~~or occupant~~ from installing or maintaining a water service pipe ~~within his their~~ own property boundaries, provided that such water service pipe installation and maintenance is ~~done by the property owner~~, used exclusively by the property owner and ~~his family~~ other lawful occupants and is installed and inspected in accordance with the requirements of this chapter and provided also that ~~he~~ they shall:

- (1) Obtain a proper permit from the Town of Henlopen Acres.
- (2) ~~Have~~ Work shall be performed by a plumber who is licensed by the Town of Henlopen Acres and the State of Delaware to install and connect water service pipes to the facilities of the Town.

**Section 3.** If any provision of this Ordinance shall be deemed or held to be invalid or unenforceable for any reason whatsoever, then such invalidity or unenforceability shall not affect

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any other provision of this Ordinance which may be given effect without such invalid or unenforceable provision, and to this end, the provisions of this Ordinance are hereby declared to be severable.

**Section 4.** This Ordinance shall take effect immediately upon its adoption by the Commissioners of the Town of Henlopen Acres.

I, Thomas A. Roth, Assistant Secretary of the Commissioners of the Town of Henlopen Acres, do hereby certify that the foregoing is a true and correct copy of the ordinance passed by the Commissioners at their meeting held on April 8, 2022, at which a quorum was present and voting throughout and that the same is still in full force and effect.

  
Assistant Secretary

**Synopsis:** This Ordinance amends Chapter 124 relating to water service and water service connection pipes.