

RESOLUTION NO. 2019-07

**A RESOLUTION REINSTATEMENT SECTIONS 6.201-6.205 AND 6.207-6.209 OF
CHAPTER 6 UTILITIES**

WHEREAS, the City recently amended their sewer ordinance AND;

WHEREAS, the city intended to maintain controls of sewer controls AND;

WHEREAS, the previous ordinance had specific definitions, provisions and standards;

NOW, THEREFORE, BE IT FURTHER RESOLVED that following sections are reinstated:

6.201 Definitions. The following terms, as used in this Section, shall have the meanings stated:

(1) The term “sewage” means water-carried waste products from residences, public buildings, institutions or other building or premises, including the excrement or other discharge from the bodies of human beings or animals, together with such ground water infiltration and surface water as may be present.

(2) The term “industrial waste” means any liquid, gaseous or solid waste substance resulting from any process of industry, manufacturing, trade or business, or from development of any natural resources.

(3) The term “sewerage system” includes all street lateral, main and intersecting sewer and structures by which sewage or industrial wastes are collected, transported, treated and disposed of; provided that this shall not include plumbing inside or part of a building or premises served or service sewer from a building to the street lateral.

(4) The term “sewerage service” means the use of and/or benefit from the sewerage system, including the collection, transportation, pumping, treatment and final disposal of sewage.

6.202. Connection Required. For the protection of public health, the owner of each lot, piece or parcel of land in the city on which there shall be situated any residential dwelling or business, from which there is discharged sewage or industrial waste, is required to connect such residence or business to the municipal sewer system of the City if the municipal sewer system is available to the property.

6.203 Application for Service. Any person, firm or corporation desiring a connection with the municipal sewer system shall apply to the clerk for a permit to make such connection. The City may require that the application be submitted in writing on a form to be supplied by the City, and if written application is requested, it shall contain the exact description of the property to be served and it shall specify that it will be used either for sanitary sewage or industrial wastes or both.

6.204. Connection Charge. Any person, firm or corporation shall pay a connection charge in an amount as the council may by resolution from time to time determine to cover the cost of hook-up into the municipal sanitary sewer system.

6.205. Service Charges. For sanitary sewer service and/or the availability thereof, each premise shall pay an amount per month as the Council may by resolution from time to time determine. The council may establish different rate for single-person households, persons over 65 years of age, among businesses, institutions or industry. The council may also impose different charges for each premise. The Council, in its resolution, may base the charge for the sanitary sewage upon the quantity of water used on the premises as the same is measure by the city water meter on the premises. If the charges are so determined, they shall provide separate charges for those premises not served by the municipal water system. The Council shall specify that payment shall be made monthly or quarterly. In the event the City receive an application for a connection from an industrial used and in the event the City has receive from the system, then, the City shall, by resolution, adopt rules and regulation for the implementation of an industrial used cost recovery system in accordance with the provision of Sec 35.925-11 through 35.936, as set for in the Federal Register, Vol. 33 #188 for September 27, 1978.

6.207. Classification of Industrial Wastes. The city shall have power to classify the industrial wastes from any lot, piece or parcel of land, building or premises discharged therefrom into the sewerage system of the City, taking into consideration the quantity of sewage produced and its concentration, strength of river pollution qualities in general and of any other factors entering into the cost of its disposal, for the purpose of fixing and to such sewer uses the water basis consumption does not provide a practicable method in the premise, but until so determined and such distinct rate fixed, the ware consumption basis hereinbefore prescribed shall remain in full force and effect as to such commercial or industrial users.

6.208. Deleterious Substance. No sewage, including industrial wastes, shall contain any substance which is deemed deleterious by the City to the operation of the sewerage system or to any plant or facilities used in the treatment or disposal of such sewage. If a used of the sewerage system discharges excessive loads or any deleterious substance therein which are likely to retard or injuriously affect sewerage operations, he shall discontinue such practice and such practice is hereby declares to be a violation of this Section and he shall be subject upon conviction to a fine of not less than \$5.00 nor more than \$50.00. Each day of such violation continuing after having been notified in writing by the City Clerk to discontinue such practice shall be deemed a separate violation.

6.209. Unlawful Discharge. It is unlawful to discharge any of the following described wastes into the sewerage system:

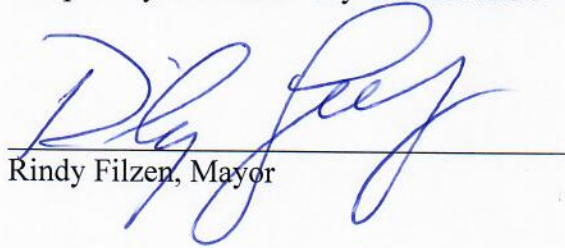
- (1) Liquids having temperature higher than 150° Fahrenheit.
- (2) Water or waste which contains more than 1 ppm. by weight of fat, oil, or grease.
- (3) Gasoline, benzene, naphtha, fuel oil or other inflammable or explosive liquid, solid or gas.
- (4) Garbage, except such as has been properly shredded.

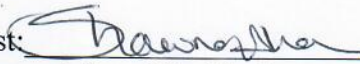
(5) Ashes, cinders, shavings, feathers, tar or other liquid or viscous substance capable of causing obstruction to the flow in sewerage system or other interference with the proper operation of the system.

(6) Noxious or malodorous substances capable of creating a public nuisance.

(7) Roof water, ground water, surface water or any other natural precipitation. It is also unlawful to maintain any connection with the sanitary sewer carrying such water after the expiration of one (1) year following the effective date of this provision.

Adopted by the Lucan City Council this 1st day of July, 2019.


Rindy Filzen, Mayor

Attest: 
Shawna Allan, City Clerk