

Proposed Code Changes – Sewer

Existing

2-1-15 UTILITIES DIVISION; SEWER CONNECTIONS:

All connections to the City's main sewer lines shall require the issuance of a permit by the Public Works Department. Said permit will be issued upon the payment of a sewer tap fee of three hundred and sixteen dollars (\$316.00) and all other charges herein required by this chapter and Section [3-14-13](#). A separate sewer connection to the main sewer line shall be constructed for every separate building except as provided in the plumbing code adopted by the City and any exception requires the written permission of the Building Official and the Public Works Director. No person having a sewer service connection shall otherwise permit a connection to that sewer service connection by another person or user whether gratuitously or for charges.

All sewer connections shall be approved by the City and the actual tap into the main sewer shall be accomplished by City personnel, unless otherwise approved in writing by the Superintendent of Utilities, in which event the sewer tap connection fee shall be waived.

After expiration of the 180 day period pursuant to Section 2-1-79, the permit fee shall be charged to the property owner whether or not the property owner has connected to the City Wastewater System.

(Ord. 4856-1313, 5-28-2013; Ord. 4889-1427, 6-24-2014; Ord. 4936-1474, 7-14-2015; Ord. xxxx-xxxx, M-DD-YYYY)

New

2-1-76 UTILITIES DIVISION: PRIVATE SEWAGE DISPOSAL SYSTEMS PROHIBITED

- A. It is unlawful to construct, operate, or maintain any septic tank, privy vault, cesspool, evapotranspiration system, or other private sewage disposal system except as otherwise provided in the Prescott City Code.
- B. Where the City of Prescott's Wastewater System is not available to a property, pursuant to Section 2-1-80, a private sewage disposal system in compliance with all relevant health and environmental rules, regulations and permits may continue to operate until such time as the City's Wastewater System is available.

- C. When the City's Wastewater System is available to a property, no City permits will be issued until the property connects to the City's Wastewater System.

Ord. xxxx-xxxx, M-DD-YYYY)

2-1-77 UTILITIES DIVISION: SEWER AVAILABILITY

The City of Prescott Wastewater Collection System is available to a property when any part of the system abuts or is adjacent to any part of the property.

Ord. xxxx-xxxx, M-DD-YYYY)

2-1-78 UTILITIES DIVISION: NOTICE OF SEWER AVAILABILITY

Within 180 days of this ordinance's effective date, the finance director shall notify the owners of all property that is both not connected to the City's Wastewater System and has that system available, pursuant to Section 2-1-80, that connection to the City's Wastewater System is required within 180 days. This notice will be provided by certified mail to the property owner or agent and a copy of the notice, along with a list of affected properties shall be published in a newspaper of general circulation within the City.

- A. At completion of any new extension of the City Wastewater Collection System, the finance director shall send a notice to all property owners affected by the extension that the City's Wastewater System is available to their property and that the property is required to connect to the wastewater system within 180 days of the date of the notice. The notice will be provided by certified mail to the property owner or agent and a copy of the notice, along with a list of affected properties shall be published in a newspaper of general circulation within the City.

Ord. xxxx-xxxx, M-DD-YYYY)

2-1-79 UTILITIES DIVISION: MANDATORY CONNECTION TO CITY WASTEWATER SYSTEM

- A. Within 180 days from the notice of sewer availability, pursuant to Section 2-1-77, a real property owner with any building, water fixtures, or connection to the City's water distribution system shall

make direct connection to the City Wastewater System in accordance with all city, county, and state ordinances, codes, rules, and other regulations.

- B. If the sewer availability notice is given to a property owner with private roads as the only access, the property owner shall either build and maintain a private wastewater line for connection to the City's system or donate an easement to the City at no cost for access to the private roads so that the City can extend the wastewater system as required.
- C. 1. When owners and users of cluster systems are given notice that the City's Wastewater System is available, the property owners shall jointly pay to the City an administrative fee for the cost of inspecting the cluster system. The property owners shall provide to the City an acceptable set of as-built drawings of the system, copies of all applicable permits, and copies of all records of inspection, maintenance, repair, expansion, and improvement of the system. If the City is not provided with the administrative fee or other information regarding the system, the City may perform any required work and pursue legal remedies as required against the individual property owners served by the cluster system or upon the common disposal field, or both.
2. Following inspection of a cluster system, if the City determines the system does not meet the City's standards for connection to the City's Wastewater System, the property owners shall bring the system into compliance before connection is made.
3. After a cluster system has met all City standards for connection, connection to the City's Wastewater System shall only be made after all property owners have made arrangements to pay all required fees and have provided the City with a plan for responding to any spills, overflows, blockages, or damage to the cluster system.
- D. If a property owner fails to connect to the City's Wastewater System within the time allowed, the City shall assess a monthly environmental fee for every month the property fails to connect. The environmental fee shall be \$100 the first month and increase by \$20 dollars each month thereafter. The environmental fee shall be due and payable each month.
- E. After a property has connected to the City's Wastewater System, any septic, STEP, or other disposal system shall be pumped, abandoned, and either removed or filled in at the owner's expense, in accordance with all relevant rules, codes, statutes, and regulations.

F. Failure to comply with subsection (E) shall constitute a public nuisance.

G. The City Council may adopt a procedure to be utilized for those users who demonstrate financial inability to connect to the City's Wastewater System. The procedure may provide for assistance in seeking financing or grants for construction. The procedure may also include the abatement of failing and poorly performing systems and recordation of a secured lien against the subject real property.

H. Property owners may apply for a one time five year extension of time in which their property is required to connect to the City Wastewater System. Property owners applying for this extension must submit an inspection report demonstrating that their sewage treatment system is in good condition and is not in any danger of failing within the five year period. Extensions are subject to approval by the City Council.

Ord. xxxx-xxxx, M-DD-YYYY)

2-1-80 UTILITIES DIVISION: NEW CONSTRUCTION

In the event the City's Wastewater System is not currently available for a property, no construction of any type will be allowed on that property unless the property owner first extends the City's Wastewater System so that a connection can be made. The property owner may establish a reimbursement district pursuant to Section 2-1-11 if all of the standards of that section are met.

Ord. xxxx-xxxx, M-DD-YYYY)