

BILL NO. 573-2003

ORDINANCE NO 563-2003

AN ORDINANCE ESTABLISHING RULES AND REGULATIONS FOR THE OPERATION AND THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEM: AND PROVIDING PENALTIES FOR VIOLATION THEREOF; IN THE CITY OF AUXVASSE, MISSOURI, COUNTY OF CALLAWAY, STATE OF MISSOURI.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF AUXVASSE, MISSOURI, AS FOLLOWS:

ARTICLE I

SECTION 1. The following Rules and Regulations are hereby adopted to govern the sewer services furnished by the municipality in a uniform manner for the benefit of the municipality and its sewer users. They are subject to change from time to time. All such changes must be approved by the State Director of the Rural Development, United States Department of Agriculture, or his successor, so long as the municipality has unpaid obligations which are held by or insured by the United States of America. If any portion of these Rules shall be declared invalid by competent authority, such voidance shall not affect the validity of the remaining portions.

ARTICLE II

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

SECTION 1 "BOD" (denoting Biochemical Oxygen-Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20° C, expressed in milligrams per liter.

SECTION 2 "Building Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five (5) feet (1.5 meters) outside the inner face of the building wall.

SECTION 3 "Building Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.

SECTION 19 "Storm Drain" (sometimes termed "storm sewer") shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial wastes, other than unpolluted cooling water.

SECTION 20 "Superintendent" shall mean the Superintendent of the Municipal Sewer Works of the City of Auxvasse, Missouri, or his authorized deputy, agent or representative.

SECTION 21 "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids and which are removable by laboratory filtering.

SECTION 22 "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

SECTION 23 "Municipality" shall mean the City of Auxvasse, Missouri.

SECTION 24 "State Director" shall mean the State Director of Rural Development for Missouri, United States Department of Agriculture, or his successor.

SECTION 25 "Applicant" shall mean any individual, firm, partnership, corporation or other agency owning land within the municipality applying for a sewer service.

SECTION 26 "Board" shall mean the Board of Aldermen of the City of Auxvasse, Missouri.

SECTION 27 "Inspector" shall mean the person or persons duly authorized by the City of Auxvasse, Missouri to inspect and approve the installation of building sewers and their connection to the public sewer system.

ARTICLE III

SECTION 1 It shall be unlawful for any person to place, deposit or permit to be deposited in any unsanitary manner on public or private property within the City of Auxvasse, Missouri, or in any area under the jurisdiction of said Municipality, any human or animal excrement, garbage or other objectionable waste.

SECTION 2 It shall be unlawful to discharge to any natural outlet within the City of Auxvasse, Missouri, or in any area under the jurisdiction of said Municipality, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.

SECTION 3 Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

SECTION 4 The owner of all houses, buildings or properties used for human occupancy, employment, recreation or other purposes, situated within the Municipality and abutting on any street, alley or right-of-way in which there is now located or may be in the future be located a public sanitary or combined sewer of the City of Auxvasse, Missouri, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance, within ninety (90) days after date of official notice to do so, provided that said public sewer is within one hundred (100) feet (30.5 meters) of the property line.

ARTICLE IV

SECTION 1 Where a public sanitary or combined sewer is not available under the provisions of Article III, Section 4, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this Article.

SECTION 2 Before commencement of construction of a private sewage disposal system the owner shall first obtain a written permit signed by the Inspector. The application for such permit shall be made on a form furnished by the Superintendent, which the applicant shall supplement by any plans, specifications and other information as are deemed necessary by the Inspector. A permit and inspection fee of Ten Dollars (\$10.00) shall be paid to the Municipality at the time the application is filed.

SECTION 3 A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the Inspector. He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Inspector when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within four (4) hours of the receipt of notice by the Inspector if received in the forenoon and within eighteen (18) hours of receipt of notice if received in the afternoon.

SECTION 4 The type, capacities, location and layout of a private sewage disposal system shall comply with all recommendations of the Department of Public Health of the State of Missouri. No permit shall be issued for any private sewage disposal system employing subsurface soil absorption facilities where the area of the lot is less than 15,000 square feet. No septic tank or cesspool shall be permitted to discharge to any natural outlet.

SECTION 5 At such times a public sewer becomes available to a property served by a private sewage disposal system, as provided in Article IV, Section 4, a direct connection shall be made to the public sewer in compliance with this ordinance, and any septic tanks, cesspools and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

SECTION 6 The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the Municipality.

SECTION 7 No statement contained in this Article shall be construed to interfere with any additional requirements that may be imposed by the Health Officer of the State or County.