

ORDINANCE NO. 226

AN ORDINANCE AMENDING ORDINANCE NO. 169, CLARIFYING CERTAIN REGULATIONS AND REQUIREMENTS FOR PUBLIC SEWER SYSTEM IN THE CITY OF LINN VALLEY, KANSAS.

IT IS HEREBY ORDAINED BY THE GOVERNING BODY OF LINN VALLEY, KANSAS:

Section 1. Ordinance No. 169, Article III- Private Sewage Disposal, Sec 1. is hereby amended to read in its entirety:

Sec. 1. Where a dwelling or business is situated within an area served by a public sewer system, such a dwelling or business shall connect to the sanitary sewer system. If a sanitary sewer system is not available, the building sewer shall be connected to a private sewage disposal system complying with the provisions of the City Code and regulations covering such systems.

Section 2. Ordinance No. 169, Article III- Private Sewage Disposal, Sec. 2. is hereby amended to read in its entirety:

Sec. 2. The type, capacities, location, and layout of a private sewage disposal system shall comply with all recommendations of the City Code, City Ordinances and Regulations of the Kansas Department of Health and Environment. No permit shall be issued for any private sewage disposal system employing subsurface soil absorption facilities. No septic tank shall be permitted to discharge to any natural outlet.

Section 3. Ordinance No. 169, Article IV- Use of the Public Sewers, Sec.4. c. is hereby amended to read in its entirety:

Sec. 4.

c. Any garbage, including cleaning wipes, baby wipes, kitty litter, gravel, cloth, diapers, plastic objects, metal objects, cotton swabs, or such objects or materials causing damage, clogging, or disruption of normal flow or function of the sewer or sewage treatment process.

Section 4. Ordinance No. 169, Article VI- Protection from Damage, Sec.1 is hereby amended to read in its entirety:

Sec. 1. No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the municipal sewage works.

No unauthorized person shall uncover, make any connections with, opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the City.

No unauthorized person shall disconnect or disable from electrical power connecting to any part of the municipal sewage works.

Any person in violation of this provision shall be subject to immediate arrest under charge of disorderly conduct.

Section 5. Ordinance No. 169, Article VI- Protection from Damage, Sec.3 is hereby amended to read in its entirety:

Sec. 3. Customer's responsibility for violations: Where the public authority furnishes sewer service to a customer, such customer shall be responsible for all violations of these rules and regulations which occur on the premises so served. The Customer shall be held liable to the public authority for all expenses incurred for loss and damage on their premises where violations to this ordinance occur. If the bill is not paid within 30 days of completion of repair, the City shall be authorized to add the unpaid portion of said bill to the property's sewer bill. Any unpaid portion of said bill, not paid by the property owner within 90 days shall become a lien against the property to the extent and through the process allowed by Kansas statute.

Section 6. This Ordinance shall become effective and in full force upon its approval and publication of a summary hereof in the official newspaper of the City, and publication of the entire Ordinance on the City's official website for at least one week.

ORDAINED THIS 9<sup>th</sup> DAY OF AUGUST 2021.

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CINDY SMITH, MAYOR

ATTEST:

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KAREN SIFFRING, CITY CLERK