

ORDINANCE NO. 392

AN ORDINANCE REGULATING 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; REQUIRING APPLICATIONS, PERMITS, AND FEES; PROVIDING PENALTIES FOR VIOLATIONS THEREOF; AND REPEALING ORDINANCE NO 372.

THE CITY OF CASCADE LOCKS, HOOD RIVER COUNTY, OREGON, ORDAINS AS FOLLOWS:

SECTION 1. Definitions. Unless the context specifically indicates otherwise, the meaning of terms used in the ordinance shall be as follows:

- A. Sewage Works shall mean all city-owned facilities for collecting, pumping, treating, and disposing of sewage.
- B. Superintendent shall mean the City Public Works superintendent of the City of Cascade Locks or his authorized deputy, agent, or representative.
- C. Sewage shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and storm waters as may be present.
- D. Sewer shall mean a pipe or conduit for carrying sewage.
- E. Public sewer shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.
- F. Sanitary sewer shall mean a sewer which carries sewage and to which storm, surface, and groundwater are not intentionally admitted.
- G. Storm sewer or Storm drain shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and polluted industrial wastes.
- H. Sewage treatment plant shall mean any arrangement of devices and structures used for treating sewage.
- I. Industrial wastes shall mean the liquid wastes from industrial processes as distinct from sanitary sewage.
- J. Garbage shall mean solid wastes from the preparation, cooking, dispensing of food; and from the handling, storage, and sale of produce.
- K. Properly shredded garbage shall mean the wastes from the preparation, cooking, and dispensing of foods that have been shredded to such a degree that all particles will be carried freely under the flow and conditions normally prevailing in public sewers, with no particle greater than one-half inch in any dimension.
- L. Service connection shall mean a public sewer which has been constructed to the property line or right-of-way line from a public sewer lateral or main for the sole purpose of providing a connection for the building sewer.

- M. 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 feet outside the inner face of the building wall.
- N. Building sewer shall mean the extension from the building drain to the property line or right-of-way line and connection with the public sewer service connection.
- O. B.O.D. (denoting biochemical oxygen demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under a standard laboratory procedure in five days at 20 degrees centigrade, expressed in milligrams per liter.
- P. pH shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.
- Q. Suspended solids shall mean solids that either float on the surface or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.
- R. ASTM Specifications. All references to the form ASTM shall mean the Standard Specifications or Methods of the American Society for Testing Materials of the serial designation indicated by the number and, unless otherwise stated, refer to the latest adopted revision of said specification or method.
- S. Natural outlet shall mean any outlet into a watercourse, pond, ditch, lake, or other body of surface or groundwater.
- T. Watercourse shall mean a channel in which a flow of water occurs, either continuously or intermittently.
- u. Person shall mean any individual, firm, company, association, society, corporation, or group.
- V. Connection charge shall mean the fee levied by the City of Cascade Locks to cover the cost of inspection and construction of the public sewer lateral to the property which is to be serviced, and for a portion of the construction cost of the lateral sewers and other administrative costs.

SECTION 2. Use of Public Sewers Required.

- A. It shall be unlawful for any person to place, deposit, or permit to be deposited in an unsanitary manner upon public or private property within the City of Cascade Locks, or in any area under the jurisdiction of said City, any human excrement, garbage, or other objectionable waste.
- B. It shall be unlawful to discharge to any natural outlet within the City of Cascade Locks, or in any area under the jurisdiction of said City, any unsanitary sewage, industrial wastes, or other polluted waters; except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.
- C. 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 within the corporate limits of the City of Cascade Locks, or any area under the jurisdiction of said City.

- D. All newly constructed dwellings, buildings, and any other structure used for human occupancy, employment, recreation, or commercial purposes shall install suitable toilet facilities. All new structures in which plumbing or toilet facilities are constructed shall be connected with the City sewer system before the structure is occupied or used. No new septic systems shall be permitted within the City of Cascade Locks except as a replacement system for an approved septic system in existence at the time of the adoption of this Ordinance. During the period of construction, approved temporary portable toilet facilities may be used.
- E. Hook-up of Existing Buildings
1. The requirement that existing houses, buildings, or structures used for human occupancy, employment, recreation, or other services be served by the City sewer are as follows:
 - a. Situated within the City and abutting a street, alley, or right-of-way in which a public sanitary sewer line is located; and
 - b. The sewer is available to the property by being within 300 feet of the structure to be served, situated on the property. The measurement of 300 feet does not include crossing another's private property to reach the sewer line.
 2. Properties where the structure is served by an approved and functioning septic system are exempt from the requirement to hook up to the sewer system until such time as the current septic system or any of its main components fails. Upon failure of the septic system, or any of its main components, if both criteria in 1.(a) and (b) above are met by the structure, the property owner would be required to immediately notify the City and hook up to the City sewer system. If the criteria in 1.(a) and (b) are not met when an existing septic system fails, the owner of the property may repair or replace the failed septic system if the required permits and approvals are obtained.
- F. An owner may file written objections with the City Recorder against being required to install toilet facilities or to hook up to the public sewer system within 14 days of being ordered to do so by the City. If it is determined by the City Planner that the property is larger than one half acre and that there is a reasonable likelihood of the property being re-divided in the future, the owner shall submit a shadow plat showing all property lines, topography, current and planned structures on the property, location of current and planned septic systems, a plan for re-division of the property into lots conforming with the standards for the zone in which the property is located, and such other information as the City Planner may require. The shadow plat shall demonstrate that the property can be divided in the future in a manner consistent with the zoning and the surrounding street system and any existing or proposed structure or septic system will not preclude the future development of the property to urban standards and densities. An application under this provision shall be processed as a City Administrator Review in accordance with CDC 8-6.20.030. Written objections filed by an owner shall be considered by the City Council, who shall review the matter within 40 days after the objections are filed. The decision of the Council shall be final, and no appeal shall be taken therefrom by said owner, except as is provided by law.

- G. In the event any property owner, who by this ordinance is required to connect to the City of Cascade Locks sanitary sewer, fails or refuses to connect thereto, the City of Cascade Locks, through its public works department or by employment of an independent contractor, may, at its option, cause said property to be connected to the said sanitary sewer; and the total cost of said connection shall be charged to the property owner, and said connection expenses shall be a lien on the real property served by the connection.
- H. It shall be the responsibility of each sewer user to maintain the sewer line from the building to the point where that sewer line connects with City sewer at the owner's property line. Maintenance shall include, but not be limited to, repair and/or replacement of broken lines, removal of obstructions in line, realignment of pipe to provide the necessary gravity flow, replacement of seals at joints, and all other acts necessary to maintain a sanitary and properly operating system. Nothing contained in this section shall be construed to change the requirements of Section 5. All sewer lines that have been repaired, replaced, or realigned, or have in any way necessitated the breaking of connections on the line, must be reinstalled to the specifications of said Section 5 and be re-inspected and approved before the line is covered.
- I. If a building sewer line requires maintenance to meet the minimum standards required by this Ordinance or to abate a nuisance or unsanitary condition, the sewer user shall be given notice, in writing, that the sewer line must be repaired within seven (7) days. If the sewer user refuses to perform the necessary maintenance in the time allotted, the City may, at its option, perform the repair using either City personnel or contractors and charge the costs of maintenance, plus twenty-five percent (25%) overhead, to the sewer user. Said expense shall constitute a lien on the real property served and, if not paid within on (1) year, plus interest set by resolution, said lien may be foreclosed in the same manner as any other City lien for improvement or service.
- J. In the event a sewer user has failed to take corrective action as is required under (g) above, and this failure is causing a nuisance or a health hazard to the residents of the area, the City may terminate water service to the building served by the sewer line in question to reduce or eliminate the health hazard until the line is repaired.

SECTION 3. Connection Charges.

- A. All houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, which are required to connect to the public sewer under the provisions of this ordinance, shall pay a connection charge for each separate service connection provided to the property.
- B. All persons desiring or required to connect to the initial sewer system or extensions thereof under the provision of this ordinance shall, when applying for a sewer connection, pay sewer connection fees as set by resolution, plus the City's actual expense incurred in making the connection from the private property line to the City's collection system. The applicant for connection shall deposit with the city of Cascade Locks basic connection fee plus that sum which the Public Works Superintendent or his designated representative estimates as the City's cost for the connection being made. If the estimate is less than the actual cost of connection, the difference shall be paid by the applicant

within thirty (30) days from date of billing. If the estimate is more than the actual cost, the balance will be refunded to the applicant.

- C. The common Council of the City of Cascade Locks within its judgment may provide that area or areas with the City of Cascade Locks not now served by the sewerage system desiring to be served by sewer facilities on said properties, all in accordance with plans and specifications as approved by the engineer of the City of Cascade Locks and in accordance with plans and specifications approved by the DEQ Oregon Department of Environmental Quality and installed in a manner satisfactory to and approved by a person authorized to inspect said sewer installations by the City of Cascade Locks; and if said sewer installation is done by private persons other than the City, and all of the cost and expenses of installing said sewer and making the connections to the improvements located on the respective parcels of land or parts of land served by said sewer, then, in that event, each residence and each unit of multiple residences connecting to said sewer shall forthwith pay when they are actually connected to the municipal sewer system of the City of Cascade Locks, a sewer connection charge of the same amount as prescribed by paragraph 3(c) above, plus \$100.00 for each additional living unit or separate commercial unit which will be served by the connection.

It being further provided that, in the event a new service connection to the present sewer facilities of the City of Cascade Locks, or in the event of an extension of the sewer system to serve a user who may be a large water-user, then and in that event the Council, as provided, shall fix the connection charge to be paid by the said sewer users; said Council to take into consideration the gallonage of water to be used by said business, and any and all other factors which may affect the ultimate use of the sewage works of the City of Cascade Locks.

In all those areas where sewer expansion is done by private persons under supervision of the City, as hereinabove provided for in this section, the City and the persons doing the work shall agree as to the time within which said sewer extension work shall be done; and, upon completion of said work and acceptance thereof by the City, said sewer mains, laterals, and connections shall be turned over to the City free and clear of any and all expenses for the construction and installation thereof. All sewer facilities shall be designed, approved, and installed in accordance with the most recent copy of the City's "Public Works Design Standards" as adopted by the City Council. All such sewer facilities shall be located within public right-of-way or public utility easements with widths and provisions as required by the City of Cascade Locks. The person, persons, or company doing the work, before turning over the sewers, mains, and laterals to the City, shall prepare a map or plat showing all of the property served by said facilities and the lots, parts of lots, or parcels of ground actually hooked up to said sewers. Each of the owners of said lots, parts of lots, or parcels of land shall, when connecting to the sewer, pay to the City a connection charge for the type of property served, as provided for in this ordinance.

It is further provided that all other properties served by said sewer installation, but which do not have a service connection running from the sewer mains or laterals to the property lines, shall, when connecting to the public sewer system, pay a service connection charge as provided in Section 3.

- D. In the event a future expansion of the City sewerage system be made by the City itself, the connection charge shall be as in Section 3.
- E. If a person extends a sewer line to serve his or her property, and intervening properties are near or front on that new line and are thereby required to hook-up to the sewer line, the person extending the line shall be eligible for reimbursement for the pro-rata share of the original cost of the line extension accruing to each additional property hooking up to sewer in accordance with the following process:
1. The person extending the line shall submit to the City for review and approval by the City Engineer, a certification of the actual costs of building the sewer line including a determination of the average cost per foot of the line construction for that portion between the person's property and the original location of the sewer line. Additional improvements, such as pump stations or trunk line upgrades, that benefit all properties will be factored into the total cost based on proportional benefit.
 2. The City and person extending the sewer line shall enter into a reimbursement agreement indicating the City will facilitate the reimbursement to the person extending the line the costs, without interest, of an amount proportional to the benefit received by each intervening property to be paid when sewer service is provided to each property.
 3. The City will determine the actual amount to be paid based on the approved average cost per foot, or in the case of the property not directly fronting on the sewer line, an appropriate proportional share.
 4. The City will assess each intervening property its share of the reimbursement cost at the time and as a condition of hooking up to the sewer line. The reimbursement amount will be forwarded to the original person installing the sewer line within 30 days, less a 3% handling fee. The City will not be responsible for any payment until payment has been received from the private party.
 5. The term of any improvement agreement shall be limited to 10 years when the total reimbursement amount is less than \$45,000.00; and may be extended when the contract is in excess of that amount, at the discretion of the council, for a period up to 20 years. The person entering into such an agreement with the city shall be responsible for any escrow or related fees incurred during the term of the contract.
- F: If at any time any improvement which is connected to the municipal sewer system is destroyed by fire, or is torn down and no longer connected to the sewer system, the owner thereof shall file a certificate with the City Recorder stating the date of destruction or removal of said improvements and pay up all sewer service charges from the date of said destruction or removal; and thereafter there shall be no monthly service charge made to said property until new improvements are placed on said premises and connected to the sewer system.
- G. The City Recorder, upon receipt of a certificate of destruction or removal of improvements to property connected to the municipal sewer system, shall present such certificate at the next Council meeting, and the Council shall then consider the matter; and, upon adoption of a resolution removing said property from the sewer service charge

rolls, the recorder shall make proper notation in the proper records of the City and remove said property from the monthly sewer charges until the property is again hooked up to the municipal sewer system.

SECTION 4. Building Sewers and Connections.

- A. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenances thereto; and no person, firm, or corporation shall make any connection to any part of the sewer system without first making an application and securing a permit. The City is not required to issue a permit for a connection to its system for any reason stated as policy by the City Council.
- B. There shall be two classes of building sewer permits: (1) for residential and commercial service, and (2) for a service to establishments producing industrial wastes. In either case, the owner or his agent shall make application on a special form furnished by the City of Cascade Locks. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent to the superintendent's judgment. The initial hookup to the sewer system shall not require an inspection fee. Those permits applied for after the initial system hookups must be accompanied by a fee set by resolution, which shall be paid to the City Recorder. No permit shall be issued until the connection charge specified in Section 3 has been paid.
- C. All costs and expenses incident to the installation and connection of the building sewer shall be borne by the owner. The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the installation.
- D. Old building sewers may be used in connection with new buildings or new building sewers only when they are found, on examination and testing by the superintendent, to meet all requirements of this ordinance and the State plumbing code.
- E. The building sewer shall be of cast iron soil pipe conforming to Federal Specification WW-P-401, Class B, rubber ring joints, cement pipe with rubber ring joints conforming to Federal Specification SS-P-331a, or No-Hub cast iron with neoprene seal at joints. Plastic pipe conforming to State of Oregon specifications adopted in June, 1969, may be utilized.
- F. Building sewer connections shall be made on the house side of the septic tank to the existing pipe. When connecting cast iron soil pipe to asbestos-cement or clay pipe, a special approved adapter shall be used. Connection of the building sewer to the City sewer at the property line shall be with the approved adapter.
- G. The first fitting at the connection with the public sewer and the building sewer shall be an A.C. cast iron or PVC tee. The tee branch shall extend vertically to within six inches (6") of finished ground surface and shall include a sewer clean out box and lid shall be used for inserting a test plug for water testing the building sewer, and as an auxiliary cleanout. Backfilling around the riser shall be done in such a manner so as not to damage the pipe.
- H. The size and slope of the building sewer shall be subject to the approval of the superintendent, but in no event shall the diameter be less than three (3) inches. The slope of such three-inch pipe shall not be less than one-quarter inch per foot, unless

approved by the superintendent. In no case shall slope of four-inch pipe be less than one-eighth inch per foot.

- I. Building sewers serving buildings with basements shall, whenever possible, be brought to the building at an elevation below the basement floor.
- J. The building sewer shall be laid at uniform grade and in straight alignment insofar as is possible. Changes in direction shall be made only with curved pipe no greater than "45-degree long radius bends." No 90-degree radius elbows shall be used. All pipe shall be laid on a four-inch granular base of three-fourths minus rock, pea gravel, sand, or combination thereof.
- K. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such drain shall be lifted by approved artificial means and discharged to the building sewer.
- L. All excavations required for the installation of a building sewer shall be open trench work, unless otherwise approved by the superintendent. Pipelaying and backfill shall be performed in accordance with regulations of the Oregon Department of Environmental Quality. No backfilling of the trench shall be done until receipt of written approval from the City.
- M. All joints and connections shall be made gastight and watertight.
- N. The applicant for building sewer permit shall notify the superintendent when the building sewer is ready for inspection and connection to the public sewer. After final approval and testing of the building sewer by the superintendent, the owner shall make the final connection to the building drain, as defined in Section 1, unless otherwise authorized by the superintendent. A 30-minute internal hydrostatic test will be required on all building sewers before connection is made to the building drain. All water, plugs, and other facilities for making the test shall be furnished by the applicant. Minimum head over the top of the pipe shall be two feet, and maximum allowable leakage shall be four gallons per hour per 100 feet.
- O. No plumbing contractors shall be allowed to make connection of private sewers to the sewage works of the City of Cascade Locks on behalf of any owners of property therein without first posting with the City a bond in the sum of \$5,000.00, indemnifying the City and the inhabitants thereof against any loss or damage which the City or the inhabitants thereof might suffer by reasons of the actions of said contractors in making said connections.

SECTION 5. Use of the Public Sewers.

- A. No person shall discharge or cause to be discharged any storm water, surface water, groundwater, roof runoff, subsurface drainage, cooling water, or unpolluted industrial process water to any sanitary sewer.
- B. Stormwater and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as storm sewers, or to a natural outlet approved by the superintendent. Industrial cooling water or unpolluted process water may be discharged, upon approval of the superintendent, to a storm sewer or natural outlet.

- C. Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following described water or wastes to any public sewers:
1. Any liquid or vapor having a temperature higher than 150 degrees centigrade.
 2. Any gasoline, grease, oils, paint, benzine, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas.
 3. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure, or any other solid or viscous substance capable of causing obstructions to the flow in sewers or other interference with the proper operation of the sewer works.
 4. Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, or create any hazard in the receiving waters of the sewage treatment plant.
 5. Any waters or wastes having a pH lower than 5.5 or higher than 9.0, or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
 6. Any waters or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such material at the sewage treatment plant.
 7. Any noxious or malodorous gas or substance capable of creating a public nuisance, including the contents of septic tanks and cesspools, without written consent of the superintendent.
- D. Grease, oil, and sand interceptors shall be provided when in the opinion of the superintendent, they are necessary for the proper handling of liquid wastes containing grease in excessive amount; or any flammable wastes, sand, and other harmful ingredients; except that such interceptors shall not be required for private living quarters. All interceptors shall be of a type and capacity approved by the superintendent, and shall be located so as to be readily and easily accessible for cleaning and inspection, and shall be maintained by the owner, at his expense, in continuously efficient operation at all times.
- E. The admission into the public sewers of any waters or wastes having (a) a one-day biochemical oxygen demand greater than 300 milligrams per liter, or (b) containing any quantity of substances having the characteristics described in Section 1, or (c) containing more than 350 milligrams per liter of suspended solids, or (d) having an average daily flow greater than 2 percent of the average daily sewage flow of the City shall be subject to the review and approval of the superintendent. Where necessary in the opinion of the superintendent, the owner shall provide, at his expense, such preliminary treatment as may be necessary. Plans, specifications, and any other pertinent information relating to the proposed preliminary treatment facilities shall be submitted for the approval of the superintendent and of the Oregon Department of Environmental Quality, and no construction of such facilities shall be commenced until said approvals are obtained in writing.

- F. When required by the superintendent, the owner of any property served by a building sewer carrying industrial wastes shall install a suitable control manhole in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such manhole, when required, shall be accessible at all times.
- G. Where preliminary treatment facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.
- H. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made above shall be determined in accordance with "standard methods for the examination of water and sewage," and shall be determined at the control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected.
- I. No statement contained in this article shall be construed as preventing any special agreement or arrangement between the City of Cascade Locks and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the City for treatment subject to payment therefore by the industrial concern.

SECTION 6. Unauthorized Discharges. The City Administrator is authorized to levy a fee set by resolution per day for each unauthorized discharge of sewage. An unauthorized discharge means lack of connection permit, discharge of higher strength sewage (above standards in Section 6(e)), or not allowed under Section 6(c). An inspection shall be made by the Superintendent of Public Works of any unauthorized discharge and a written report given to the City Administrator.

SECTION 7. Special Waste Handling Fee. The City may enter into an agreement with a commercial or industrial business to allow discharge of higher strength sewage containing concentrations of BOD and TSS found in Section 6(e) to the City sewer system. A portion of such agreement may set times for discharge, pretreatment conditions, and fees for handling such higher strength sewage. The fee for handling such waste shall include plant operative costs calculated in increments of BOD, and TSS, plus twenty-five percent (25%) of that cost.

The City is not obligated to allow discharge of higher strength sewage to its system.

SECTION 8. Protection from Damage. No person or persons shall unlawfully, maliciously, willfully, or, as the result of gross negligence on his or their part, break, damage, destroy, uncover, deface, or tamper with any structure, facility, appurtenance, or equipment which is a part of the sanitary sewer system of the City of Cascade Locks. This section does not apply, however, to any employee of the City during the time he is engaged in his official employment, nor to any person or persons authorized to work in any manner thereon.

SECTION 9. Powers and Authority of Inspectors. The superintendent and other duly authorized employees of the City, bearing proper credentials and identification, shall be permitted to enter upon all properties for the purposes of inspections, observations, measurement, sampling, and testing, in accordance with the provisions of this ordinance, at such times and during such hours as the Council shall approve.

SECTION 10. Penalties. Any person or persons violating any of the provisions of Section 7 of this ordinance shall be guilty of disorderly conduct and, upon conviction thereof, shall be punished by a fine not to exceed \$500.00, or by imprisonment for not more than 100 days, or both.

Any person or persons violating any of the provisions of this ordinance, except Section 7, shall, upon conviction thereof, be punished by a fine of not to exceed \$100.00 per day, or imprisonment of not to exceed 10 days, or both.

SECTION 11. Recovery of Damages. Any person or persons who, as the result of violating any of the provisions of this ordinance, cause any expenses, loss, or damage to the City of Cascade Locks shall immediately become liable to the City for the full sum of such expense, loss, or damage. The Council may, at its discretion, instruct the City attorney to proceed against any such person or persons, in any court of competent jurisdiction, in a civil action to be brought in the name of the City of Cascade Locks, for the recovery of the full sum of any such expense, loss, or damage sustained by the City.

SECTION 12. Validity. The invalidity of any section, clause, sentence, or provisions of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

SECTION 13. Monthly Rates. Monthly rates for sewer service, connection and other fees shall be set by resolution of the City Council.

SECTION 14. Repeal of Prior Ordinances. Ordinance No. 372 is hereby repealed.

SECTION 15. Effective Date. This Ordinance will become effective 30 days from the date of final adoption by the City Council.

ADOPTED BY the City Council this 8th day of October, 2007.

APPROVED BY the Mayor this 8th day of October, 2007.

Mayor

ATTEST:

City Recorder

First Reading Approved: 9/10/07 ; Ayes 6 ; Nays 0 .

Second Reading Approved: 10/08/07 ; Ayes 6 ; Nays 0 .