

ORDINANCE NO. 93-O-430.D

AN ORDINANCE AMENDING ORDINANCE NO. 88-O-430, ENACTED DECEMBER 15, 1988, BY AMENDING ARTICLE III - USE OF PUBLIC SEWERS REQUIRED.

- Section 1: Ordinance Identified.  
Section 2: Amendment to Article III, Use of Public Sewers Required.

The City of Brookings ordains as follows:

Section 1. Ordinance Identified. This Ordinance amends Ordinance No. 88-O-430 enacted December 15, 1988, titled:

"An Ordinance regulating the use and discharge of wastes into the public sewers of the City of Brookings, Oregon; promulgating the regulations; and providing penalties."

Section 2. Amendment to Article III. Ordinance No. 88-O-430, Article III, shall be amended to read as follows:

Section 1. Owner required to connect to public sewer. Except as set forth in this Section, the owner and the occupant of all houses, buildings, or properties used for human occupancy, employment, commerce, industry, recreation, or other purposes, situated within or served by the City treatment works and abutting any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary sewer 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 three hundred (300) feet (91.5 meters) of the property line; except that, after the initial construction of the public treatment works is completed, connection to such facilities shall be completed within twelve (12) months after official notice to do so. The City Council may set a shorter time for correction or connection to public sewer for users having problems which are determined to be a threat to public health, safety or general welfare.

A. The sewer connection requirement described above shall not be applicable if topographic, man-made features or intervening properties (where the subject property does not front on a public sewer) make connection physically impractical.

B. When a public sewer is extended to be within 300' of a property in order to serve an upstream development or property, the owner and/or occupant of the property shall not be required to connect to the public sewer system if the property has a fully functioning septic system. The property shall thereafter connect to the public sewer when: the property owner or occupant desires to connect; when the existing septic system fails; or when it is identified as a public health hazard. If connection to the public sewer is made within the line extension payback period, Section 18.E of this ordinance shall apply.

C. The exceptions to the public sewer connection requirements contained in the above paragraphs A and B shall not apply to local improvement or assessment districts established for the purpose of constructing public sewers within said district.

Effective June 8, 1993

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[See Ordinance No. 88-O-430, Article 3 for amendments]

[See Ordinance No. 93-O-430.D in its entirety in original ordinance books]