

ORDINANCE NO. 91-O-190.C

AN ORDINANCE AMENDING ORDINANCE NO. 66-0-190 ENACTED DECEMBER 30, 1966, AND ENTITLED "AN ORDINANCE PROVIDING RATES TO BE CHARGED FOR WATER SERVICE BY THE CITY OF BROOKINGS, OREGON; PRESCRIBING THE RULES AND REGULATIONS FOR CONDUCT AND OPERATION OF THE WATER SYSTEM OF SAID CITY AND CONNECTION THEREWITH; REGULATING AND GOVERNING THE USE OF WATER FROM SAID SYSTEM; PROVIDING PENALTIES FOR NON-PAYMENT OF WATER SERVICE AND FOR VIOLATION OF THIS ORDINANCE; AND DECLARING AN EMERGENCY" BY AMENDING PROVISIONS FOR APPROVAL OF WATER SERVICE.

SECTIONS:

- Section 1. Amendment of Section 5.A.
Section 2. Amendment of Section 5 by addition of Subsection D.**

The City of Brookings ordains as follows:

Section 1. Amendment of Section 5.A. Section 5.A of Ordinance No. 66-0-190 enacted December 30, 1966, is hereby amended to read in full as follows:

A. Water service may be extended to properties only when those properties have frontage on a public water main which has been built to current City standards to serve the requesting property and which is so constructed and extended as to provide service to adjacent property and which has been dedicated to and accepted by the City, together with the necessary easements and rights of way thereof, all in conformance with the requirements of this and other relevant Ordinances of the City, except as provided in Subsection D of this section. The Site Plan Committee (as established in the City of Brookings Land Development Code, Section 80) shall determine the appropriateness of water main extensions and water main size requirements for areas within the City limits so as to properly serve the applicant's lot and allow for future water main extensions and/or usage. For areas outside the City limits but within the urban growth boundary, water main extensions and water main sizing shall be determined by the City Council, with recommendations from the Site Plan Committee.

**Section 2. Amendment of Section 5 by addition of
Subsection D. Section 5 of Ordinance No. 66-0-190 enacted December 30, 1966, is hereby amended by the addition of Subsection D to read in full as follows:**

D. Where the installation of a public water main would pose substantial risk to the main line or to surrounding properties as a result of identified geological hazards, the City Council, upon recommendation by the City's Site Plan Committee, may approve the installation of water service to properties which do not have frontage on a public water main. Such approval by the City Council shall be in accordance with terms and conditions as recommended by the City's Site Plan Committee and by the City's engineer to minimize risk to the City's facilities and to surrounding properties and such approval may specify conditions of approval which must be satisfied prior to connection to the City's water system.

First reading: _____ May 13, 1991

Second reading: _____ May 13, 1991

Passage: _____ May 13, 1991


Effective date: _____ June 11, 1991

Signed by me in authentication of its passage this 14th **day**
of _____ **May** _____, **1991.**



Fred Hummel
Mayor

Attest:



Beverly S. Shields
City Recorder