

ORDINANCE NO. 679

AN ORDINANCE AMENDING ORDINANCE No. 566 AS AMENDED, ESTABLISHING REGULATIONS FOR THE EXTENSION AND REPAIR OF SEWER SIDE LATERALS, ALLOWING VARIOUS FEES TO BE SET BY RESOLUTION OF THE CITY COUNCIL, AND DECLARING AN EMERGENCY.

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1: Section 17 of Ordinance No. 566 commonly referred to as the "Sewer Ordinance", is hereby amended to provide as follows:

SECTION 17: BUILDING SEWERS & LATERALS. 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 of public works, to meet all requirements of this ordinance.

Building sewers shall be cast-iron pipe with leaded joints or mechanical joints, asbestos cement pipe with rubber ring joints, concrete pipe with cement joints or rubber ring-type joints, vitrified clay pipe with cement joints or rubber ring-type joints, or P.V.C. pipe with rubber ring joints, and shall meet the same requirements with regard to quality of materials and workmanship as the rest of the sanitary system. A clean-out shall be installed to within 12 inches of the ground surface and connected at the joint of the building sewer and the City lateral. The invert of the building sewer shall be at the same or a higher elevation than the invert of the lateral at the point of connection.

No trees shall be planted or allowed to mature in that portion of a City right-of-way within ten (10) feet of a sewer lateral.

All building sewers shall be laid on not less than 2 per cent grade; shall be not less than five feet from any building, unless otherwise approved by the superintendent of public works; shall have not less than four feet, six inches of cover at the curb line, 18 inches at the property line and 12 inches inside the property line, and shall be not less than six inches in diameter from the public sewer to the property line, nor less than four inches in diameter inside the property line; provided, the superintendent of public works may, where conditions in the opening require, specify larger building sewers than herein provided. Not more than one building shall be connected with a building sewer; except where such connection is made inside the property line and the owner or owners of the premises connected shall make and file in the Office of the City Recorder an easement for the purpose; or except where connection is to an existing building sewer within a public street and written permission from the owner or owners of the premises served by such building sewer has been filed with the superintendent of public works and approved by him.

All excavations for building sewer installations shall be adequately guarded with a barricade and lights so as to protect the public from hazard. Streets, sidewalks, park-

ways and other public property disturbed in the course of the work shall be restored in a matter satisfactory to the superintendent of public works at the expense of the property owner.

All excavations required for the installation of a building sewer shall be open trench work, unless otherwise approved by the superintendent of public works. Pipe laying and backfill shall be performed in accordance with regulations of the Oregon State Sanitary Authority, Oregon State Plumbing Code, and other applicable codes.

The connection of the building sewer into the public sewer shall be made at a service connection lateral extended to the right-of-way line of a public thoroughfare. If no such lateral already exists from a sewer main, the superintendent of public works shall cause the installation of one or more laterals in keeping with the following standards:

A. PREVIOUSLY DEVELOPED LOTS. The City shall install, at its expense, a service connection lateral to each previously developed lot where the existing development has utilized an onsite sewage disposal system and the other requirements for sewer connection have been met.

B. VACANT LOTS. The City shall install, at the expense of the owner, laterals to undeveloped lots. Owners will be billed for all costs including labor,

equipment, materials, bookkeeping, and any other costs directly attributable to the installation. An exception shall be made in the case of any vacant lot in a subdivision where it is found that the construction of laterals did not conform to the construction plans or "as-built" plans on file in the public works department. In such cases the superintendent shall authorize the construction of a lateral at city expense.

C. VACANT TRACTS. The superintendent of public works shall, in order to avoid later street cuts and related construction difficulties, cause the construction of sewer laterals to serve vacant tracts and large undeveloped areas. To determine the correct number and proper location of such laterals the superintendent shall utilize the Land Use Map of the Comprehensive Plan to determine the probable ultimate development of the site. The superintendent shall file with the City Recorder a statement of costs for such lateral construction. Such costs, plus interest at the rate of 8% per annum, shall be added to the City's customary sewer connection charge.

The City shall be responsible for the general maintenance of service connection laterals but shall bear no responsibility for the repair or maintenance of private building sewers. In any case where City crews are called

upon to make repairs to a lateral and such repairs also include work done on the building sewer, the property owner shall be billed for any and all work undertaken as a result of a blockage which was located on private property.

Section 2: Section 38 of Ordinance No. 566 , as amended by Ordinance No. 618, is hereby amended to provide as follows:

SECTION 38: RATES FOR CONNECTION CHARGES. The City Council shall, by resolution, establish appropriate rates to be charged for connection to the City sewer system. Such rates shall differentiate between various types of uses or activities which discharge into the sewage system.

Section 3: Section 40 of Ordinance No. 566 , as amended by Ordinance No. 618, is hereby amended to provide as follows:

SECTION 40: RATES FOR SEWER SERVICE. The City Council shall, by resolution, establish appropriate rates to be charged for monthly sewer service. Such rates shall differentiate between the various types of uses or activities which are connected to the sewage system.

Section 4: In view of the continuing and rapid building construction in the City, there is an immediate need for the regulation imposed by this Ordinance and an emergency is therefore declared to exist and this Ordinance shall take effect immediately upon its enactment after final reading.

Submitted to the Council and read the first time at a regular meeting on July 2, 1980 and scheduled for second reading and action of the Canby City Council at a regular meeting thereof to be held on Wednesday, August 6, 1980 commencing at the hour

of 7:30 o'clock p.m. at the Council meeting chambers at the Canby City Hall in Canby, Oregon.

Harold A. Wyma  
Harold A. Wyma - City Recorder

ENACTED on final reading of the Canby City Council at a regular meeting thereof held on the 6th day of August, 1980 by the following vote: YEAS 6. NAYS 0.

Robt. E. Rapp  
Robt. E. Rapp - Mayor

ATTEST:

Harold A. Wyma  
Harold A. Wyma - City Recorder