

ORDINANCE NO. 200

AN ORDINANCE OF THE TOWN OF GRANITE FALLS, DEFINING CERTAIN TERMS REGULATING THE USE AND OPERATION OF THE TOWN SEWER SYSTEM, FIXING CHARGES FOR SEWAGE DISPOSAL SERVICE, PROVIDING CERTAIN PENALTIES FOR NON PAYMENT OF SUCH CHARGES, CREATING A SEWER REVENUE FUND, DECLARING CERTAIN ACTS UNLAWFUL AND PROVIDING PENALTIES THEREFORE, REPEALING ANY ORDINANCES OR PARTS THEREOF INCONSISTENT HEREWITH, AND DECLARING THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, the Town of Granite Falls is contemplating a program of improvements to and extensions of its sewer system, including the construction of sewage treatment plants; and

WHEREAS, it is necessary that certain provisions, rules and regulations be made as to the use and operation of such sewer system and treatment plant; and

WHEREAS, it is necessary that rates and charges be fixed for sewage disposal service in order to provide necessary funds to acquire, construct and install said improvements, and treatment plant, and to pay the principal and interest of revenue bonds which ultimately may be issued to provide the balance of the funds necessary for said purpose;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF GRANITE FALLS, WASHINGTON, AS FOLLOWS:

Section 1: DEFINITIONS: Whenever used in this ordinance:

(a) "Town of Granite Falls sewer system" shall mean the system of conduits, pumps, treatment plant and structures used for the purpose of conveying from their source, treating in any manner, and conveying to final points of disposal all wastes of any nature permitted by this ordinance to enter said system. Specifically included as integral parts of the system, are all conduits of any nature forming a part of the general network of conduits or connected directly or indirectly to said network; all pumps, treatment plant and structures or any kind used in connection with the collection and structures of any kinds used in connection with the collection treatment and disposal of the wastes handled by the system; and all appurtenances to any of the above, either physically or functionally connected therewith. Storm, sanitary and combined sewers, as defined below, are all included as parts of the Municipal Sewer System.

(b) "Superintendent of Street and Water" shall mean either the superintendent personally or any duly authorized representative of the Town Council.

(c) "Sanitary Sewers" shall mean those sewers which are designated to carry all waste matter permitted by this ordinance to enter the system other than surface drainage water.

(d) "Storm Sewers" shall mean those sewers which are designated to carry nothing but surface drainage waters.

(e) "Combined Sewers" shall mean those sewers which will carry both waste matter permitted by this ordinance to enter the system and surface drainage water.

(f) "Premises" shall be defined as continuous tracts of land, building, or group of adjacent buildings under a single control with respect to use of water and responsibility for payment thereof.

Section 2: POWERS AND DUTIES OF CERTAIN OFFICIALS. The superintendent of streets, the city engineer or such other person as the Town Council shall appoint, are hereby empowered, and it shall be their duty to compel the owners or the occupant of any lot or parcel of real property, the property line of which is located within 300 feet of a public sewer, to cause to be connected to such public sewer a sufficient sewer or drain pipe from all buildings and structures located thereon used for human occupancy or for use for any other purpose; provided further, that said officers are empowered and it is hereby their duty to compel the owners or occupants of any lot or parcel of real property upon which pools, ditches, water courses or waste water pipes are located, which are used as a receptacle or for drainage purposes, the property line of which is located within 300 feet of a combined or storm sewer, to cause to be connected a sufficient sewer or drain pipe from said pools, ditches, water courses or waste water pipes to said sewer. Provided, however, that it shall be unlawful for any person or persons or corporation to make or attempt to make more than (1) one connection to one "Y" or to make more than two (2) such connections at any one standpipe, and no "Y" or standpipe which already has one or two such connections, as the case may be, shall be considered as an accessible point in such sewer as the term is herein used. Provided, further, that it shall be unlawful for any person to connect any basement with a town sewer without installing a back water sewage valve at the outlet. Provided, further, that all connections be made by duly authorized representatives of the Town of Granite Falls, minimum charge shall be as shown in Section 8, paragraph A.

Any person who shall fail to comply with the orders of the Town Council as provided in Section 3 of this ordinance shall be guilty of a violation of this ordinance.

If any such connection shall not be made within thirty (30) days after written notice to the occupant or owner of such lot or parcel of property, building or structure by the Town Council or their authorized representative, the Town is hereby authorized and directed to cause such connection to be made and to file a statement of the cost thereof with the Town Clerk and thereupon a warrant in the amount of such cost payable to the sewer department shall be issued by the Town Treasurer under the direction of the Town Council and against the Sewer Revenue Fund created by this ordinance. The amount of such warrant, together with a penalty of ten per cent (10%) thereof, plus interest at the rate of eight per cent (8%) per annum upon the total amount of such cost and penalty, shall be assessed against the property upon which the said building or structure is situated, and shall become a lien thereon as herein provided such total amount when collected shall be paid into said Sewer Revenue Fund.

Section 2: MATTER EXCLUDED FROM ALL SEWERS. Sewage, waste, or any matter having the following characteristics shall, under no conditions, be discharged into, be placed where they might find their way into, or be allowed to run, leak, or escape into any part of the sewer system:

(a) Ashes, cinders, glass, sand, earth, gravel, coal, rubbish, or any matter which is chemically or physically stable for at least five days at twenty degrees centigrade, or which would form a deposit or obstruction or damage or reduce the capacity of the sewer into which it was placed.

(b) Inflammable, explosive, or poisonous liquids, gases or solids or any matter which, after entrance into a sewer, might reasonably be expected to form in any way such inflammable, explosive or poisonous liquids, gases or solids.

(c) Matter of any nature at a temperature above one hundred fifty degrees fahrenheit.

(d) Liquid matter of any nature containing suspended solids in excess of 1,000 parts per million.

(e) Matter of any nature containing a five day biochemical oxygen demand in excess of 400 parts per million.

(f) Animal or vegetable greases, oils or matter containing animal or vegetable grease or oil of any nature in excess of 200 parts per million, or any petroleum products.

(g) Liquid matter with a hydrogen ion concentration below 5.5 or above 9.0.

(h) Any matter which, in the opinion of the superintendant of water and street department might interfere with the satisfactory operation of the treatment plant or any portion of the sewer system.

Section 4: MATTER EXCLUDED FROM STORM SEWERS. In addition to the matter excluded in Section 3 of this ordinance, all other matter of any nature shall be excluded from those parts of the sewer system designated by the street superintendant as storm sewers, excepting only surface drainage water resulting from rainfall. Such drainage water shall be directed into a storm sewer only under the authorization and direction of the street superintendant.

Section 5: MATTER EXCLUDED FROM SANITARY SEWERS. In addition to the matter excluded in section 3 of this ordinance, all surface drainage water shall be excluded from all parts of the sewer system designated by the street superintendant as the sanitary sewer system.

Section 6: DETERMINATION OF CHARACTER OF WASTE MATTER. Before any matter of any nature may be discharged into the sewer system, which discharge might reasonably be considered a violation of this ordinance, the controlling characteristic of such matter shall be determined to the satisfaction of the Street superintendant.

The responsibility of initiating such determinations, of any costs involved, and of submitting the results of said determinations to the Town Council for their approval, lie solely with the party or parties desiring to discharge the matter into the sewer system. Verification of those results and the decision as to whether or not a permit shall be issued, shall be the responsibility of the Town Council. The fact that any matter has been discharged into the sewer system prior to the passage of this ordinance or subsequent thereto but without any objection from the Town Council does not constitute a valid right to so discharge such matter. If, upon discovery by the street superintendant at any time that any matter being discharged into the sewer does not conform to the requirements of this ordinance, the street superintendant may immediately stop the discharge of such matter into the sewer system.

Section 7: PRETREATMENT. When at any time it becomes necessary or desirable to discharge into the sewer system any matter from any source which does not conform to the requirements outlined in Section 3, it is hereby required that before such matter may be discharged into the sewer system, the producer thereof shall pretreat same at his own expense to a degree that will produce an affluent which does conform to the said requirement. Such pretreatment plants shall be understood to include grease traps, chemical or biochemical plants, sedimentation chambers and any other devices which effect a change of any nature in the characteristics of the matter being treated. Any and all such devices and equipment shall be subject to the approval of the street superintendant, shall not be put into operation without a written permit of approval issued by the Town Council, shall be provided with all necessary features of construction to permit inspection of operations and testing of material passing through them and shall be open to the inspection of the Town Council at any time.

Section 8: CHARGES AND RATES FOR SEWAGE DISPOSAL. The classes of users connected and to be connected to the sanitary system or the combined sewer system and the charges for sewage disposal for each are hereby fixed as follows:

(a) Minimum charge for the first hour of making connection ... \$10.00; additional time or material charged extra.

(b) For all first rate water account where service is rendered to multiple living units....\$2.00 per. mo. for first living unit, plus \$1.00 for each additional living unit.

(c) For all flat rate water account: Residences, churches, lodge halls, stores, office buildings, beauty parlors, restaurants, cafes, garages and service stations...\$2.00 per mo. each unit.

Taverns....\$5.00 Schools....\$30.00 per month

(d) For all customers not using city water but connected with the Granite Falls Municipal Sewer System, and for all customers outside the city limits, the rates and charges for sewage disposal service shall be fixed by the Town Council.

The rates and charges for that class of users described in subparagraph (b) and (c) of this section shall be paid in advance on or before the 10th day of each month.

The rates and charges for those users described in subparagraph (d) of this section shall be paid as prescribed by the Town Council or in the contract entered into by each such user with the Town Council.

The rates and charges for those users having metered water accounts shall be paid on or before the 10th day of each month following the month in which such sewage disposal service was rendered.

Section 9: SPECIAL PROVISIONS AS TO RATES OF CHARGE. Where the use of water is such that a portion of all of the water used does not flow into the town sewer but is lost by evaporation, irrigation sprinkling or any other cause, or is used in manufactured products such as ice, canned goods, beverages and the like and the person in control provides proof of this fact and installs a meter or other measuring device approved by the Town Council to measure the amount of water so used or lost, no charge shall be made for sewage because of water so used or lost.

Section 10: COLLECTIONS. All bills for sewage disposal service as set forth herein become due and payable at the office of the Town Treasurer on or before the 10th day of each month and shall become delinquent thereafter.

*Amended by
ORD No 365
27 Mar 85*

Any charge for sewage disposal service rendered not paid by the 10th day of each month as herein provided shall immediately become a lien upon the property to which such sewage service is rendered, superior to all other liens upon the property, or encumbrances, except those for general taxes and special assessments.

Any charge for a connection to a sewer system made by the Town upon which a warrant shall be issued as provided in Section 2 hereof shall become delinquent, shall bear interest at the rate of eight (8) Percent per annum from the date of delinquency until paid, and shall immediately become a lien upon the property with which such connection is made, superior to all other liens or encumbrances except those for general taxes and special assessments.

Such liens may be foreclosed by the Town in the manner provided by law for the enforcement of the same and for delinquent sewerage charges. As an additional and concurrent method of enforcing the lien herein provided, the Town may cut off the water service from the premises to which such sewage disposal service was furnished, and such water service shall remain cut off until all such charges, plus penalties and interest thereon, together with an additional sum of \$2.00 for turning the water on, shall have been paid.

Section 11: CREATION OF SEWER REVENUE FUND. That there be and is hereby created a special fund of the Town to be known as the "sewer revenue fund". Any and all revenues received for the use of sewers as set forth herein for sewage disposal service, from the sale of by-products from the sewer treatment plant or from any other source of rental, use, or services rendered by such utility shall be credited to and paid into such fund. All engineering expenses incurred by the engineering department in planning, designing, supervising and administering any work on the Granite Falls Sewer System, and all expenses of maintenance and operation of the sewer system and sewer department, including but no limited to all improvements, additions, betterments, extensions, repairs, replacements, and revenue bond debt services, shall be paid out of said fund.

Section 12: PENALTY. Any person, firm, association or corporation willfully violating any of the provisions of this ordinance shall be guilty of a misdemeanor, and any conviction thereof shall be punished by a fine in any sum not exceeding one hundred dollars (\$100) or by imprisonment in the Town jail for a period not exceeding thirty (30) days or by both such fine and imprisonment. Each day's violation of the provisions of this ordinance may be deemed a separate offense.

Section 13: INVALID SECTIONS AND REPEAL OF INCONSISTENT PROVISIONS. If any section, subsection clause or sentence of

this ordinance shall be held unconstitutional or invalid, such holding shall not effect the validity of the remaining provisions of this ordinance.

All ordinances or any sections, paragraphs, or parts thereof inconsistent with any of the provisions of this ordinance are hereby repealed.

Section 14: EFFECTIVE DATE. The provisions of this ordinance shall become effective and operative on the 1st day of June, 1955.

Passed by the Town Council at a regular meeting thereof and approved by its mayor this 9th day of May, 1955.

JACK WEBB, Mayor

Attest:
M. ENGBRETSSEN, Clerk

Published: May 12, 1955