

ORDINANCE NO. 979

AN ORDINANCE AMENDING THE CODE OF THE CITY OF EDWARDSVILLE, KANSAS (“CODE”), SECTION 13.03.195 WHEN SEWER CONNECTION REQUIRED AND REPEALING ALL OTHER ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THE PROVISIONS OF THIS ORDINANCE.

WHEREAS, the Code of Ordinances of the City of Edwardsville, Kansas states it shall be the duty of every person who is the owner, lessee or occupant of any premises on which there is located a toilet, privy, or other plumbing fixture, when the premises are located within 200 feet of a public water supply and sewer, to cause such toilet, privy or plumbing fixture to be connected with such sewer; and

WHEREAS, the Code of Ordinances of the City of Edwardsville, Kansas further states that the city may waive the connection for premises within 200 feet if the property meets certain conditions.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EDWARDSVILLE, KANSAS:

SECTION 1. Section 13.03.195 is hereby amended to read:

Sec. 13.03.195 When sewer connection required

(a) It shall be the duty of every person who is the owner, lessee or occupant of any structure on which there is located a toilet, privy, or other plumbing fixture, when the structure(s) are located within 200 feet of a public sewer, to cause such toilet, privy or plumbing fixture to be connected with such sewer; provided, however, that the city council may, after inspection and upon the recommendation of the public works department, grant a special permit to owner-occupied premises to use an outside toilet or septic tank in emergencies and extreme hardship cases. The owner, occupant, or lessee of such premises shall secure all permits and pay all fees required to make the connections provided for in this article.

(b) The city may waive the connection for structure(s) within 200 feet if the property currently is served by a functional septic system in accordance with state department of health and environment regulations and city codes, and connection to the sewer system would be unreasonably cost prohibitive. Notwithstanding the foregoing, this exemption shall not be applicable if the failure to connect to the public sewer system will result in a health hazard or nuisance, or if such connection is otherwise required by applicable state or federal regulation.

SECTION 2. This Ordinance shall take effect and be in force from and after its passage and publication as required by law.

SECTION 3. All other ordinances or parts of ordinances in conflict with the provisions of this ordinance shall be and are hereby repealed.

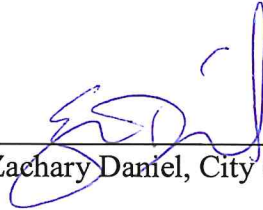
PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF EDWARDSVILLE, KANSAS ON THIS 13th DAY OF FEBRUARY 2017.





John McTaggart, Mayor

ATTEST:



Zachary Daniel, City Clerk