

AN ORDINANCE OF THE CITY OF WEST PLAINS, MISSOURI TO REPEAL AND REPLACE SECTION 46-137, MANDATORY SEWER CONNECTIONS; SEPTIC TANKS, OF CHAPTER 46 OF THE CODE OF ORDINANCES OF THE CITY OF WEST PLAINS TITLED UTILITIES.

WHEREAS, the City of West Plains, Missouri has reviewed Chapter 46, Utilities, of the Code of Ordinances for the City of West Plains and saw a need for an updated version and to repeal and replace Section 46-137, Mandatory Sewer Connections; Septic Tanks.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST PLAINS, MISSOURI AS FOLLOWS:

Section 1: Section 46-137, Mandatory Sewer Connections; Septic Tanks, Chapter 46, Utilities, will be replaced with an updated version. (EXHIBIT A).

Section 2: This Ordinance shall be in full force and in effect after the date of its passage and approval.

PASSED AND APPROVED THIS 20<sup>th</sup> DAY OF DECEMBER 2017.

CITY OF WEST PLAINS, MISSOURI

BY: \_\_\_\_\_  
MAYOR JACK PAHLMANN

ATTEST:

\_\_\_\_\_  
CITY CLERK MALLORY PREWETT

## Chapter Contents:

### ~~Sec. 46-137. Mandatory sewer connections; septic tanks.~~

- ~~(a) At such time as a public sewer becomes available to a property served by a private sewage disposal system, a direct connection shall be made to the public sewer in compliance with this article, and any septic tanks, cesspools and similar private sewage disposal facilities shall be abandoned and filled with suitable material to the satisfaction of the approving authority. When a public sewer becomes available, the building sewer shall be connected to such sewer within 60 days.~~
- ~~(b) Where a public sanitary or combined sewer is not available under this section, the building sewer shall be connected to a private sewage disposal system complying with this article. No septic tank shall be constructed within the city unless there is no sanitary sewer service readily available as provided in this section.~~
- ~~(c) If a sewer connection is abandoned through demolition or the removal of a building or a new connection is installed and an old connection abandoned, a permit shall be obtained from the sewer supervisor which will authorize the abandoned sewer connection to be sealed. The city shall inspect and approve the disconnection seal.~~

(Code 1976, § 29-80; Code 2002, § 94-125)

### **Sec. 46-137. Mandatory sewer connections; septic tanks.**

- (a) The owner of any house, building or property, used for human occupancy, employment, recreation or other purposes, situated within the city and abutting on any street, alley or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the city 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 article, within ninety (90) days after date of official notice to do so, provided that such public sewer is within one hundred (100) feet of the property line. When a public sewer becomes available, the building sewer shall be connected to such sewer within sixty (60) days.
- (b) At such time as a public sewer becomes available to a property served by a private sewage disposal system, a direct connection shall be made to the public sewer in compliance with this article, and any septic tanks, cesspools and similar private sewage disposal facilities shall be abandoned and filled with suitable material to the satisfaction of the approving authority.
- (c) Where a public sanitary or combined sewer is not available under the provisions of this section, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this article. No septic tank shall be constructed within the city unless there is no sanitary sewer service readily available as provided in this section.

- (d) If a sewer connection is abandoned through demolition or the removal of a building or a new connection is installed and an old connection abandoned, a permit shall be obtained from the sewer supervisor which will authorize the abandoned sewer connection to be sealed. The city shall inspect and approve the disconnection seal.