

VILLAGE OF HOKAH, MINNESOTA
ORDINANCE NO. 56

AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER WYWTEM, AND THE LICENSING OF SEWER LAYERS AND PLUMBERS, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF, IN THE VILLAGE OF HOKAH, COUNTY OF HOUSTON, STATE OF MINNESOTA.

BE IT ORDAINED AND ENACTED by the Council of the Village of Hokah, State of Minnesota, as follows:

Section-----: The short title of this ordinance shall be "The Sewer Ordinance."

ARTICLE I
Definitions

Unless the context specifically indicates otherwise, the meaning of terms used in this Ordinance shall be as follows:

Section 1: "Sewage works" shall mean all facilities for the collecting, pumping, treating and disposing of sewage.

Section 2: "Superintendent" shall mean an authorized representative of the Village appointed by the Village Council to inspect the work and have the authority to approve and reject material and workmanship as not meeting the requirements of this ordinance or the Minnesota State board of Health regulations pertaining to laying of sewers and water mains.

Section 3: "Sewage" shall mean a combination of the water carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and storm waters as may be present.

Section 4: "Sewer" shall mean a pipe or conduit for carrying sewage.

Section 5: "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights and is controlled by public authority.

Section 6: "Sanitary Sewer" shall mean a sewer in which carries sewage and to which storm, surface and ground waters are not intentionally admitted.

Section 7: "Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.

Section 8: "Industrial Wastes" shall mean the liquid wastes from industrial processes as distinct from sanitary sewage.

Section 9: "Garbage" shall mean solid wastes from the preparation, cooking and dispensing of food, and from the handling storage and sale of produce.

Section 10: "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that has been shredded to such degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than 1/2 inch in any dimension.

Section 11: "Building Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste and other drainage

pipes inside the walls of the building and conveys it to the building sewer, beginning 5 feet outside the inner face of the building wall.

Section 12: "Building Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.

Section 13: "B.O.D." (Denoting Biochemical Oxygen Demand) shall mean the quality of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in 5 days at 20 degrees C., expressed in parts per million by weight.

Section 14: "Ph" shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

Section 15: "Suspended Solids" shall mean solids that either float on the surface or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

Section 16: "Natural Outlet" shall mean any outlet into a watercourse, pond, ditch, lake or other body of surface or ground water.

Section 17: "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

Section 18: "Person" shall mean any individual, firm, company, association, society, corporation or group.

Section 19: "Licensed Plumber" shall mean any person or firm duly licensed as a sewer layer or plumber by the Village of Hokah, Minnesota, as provided herein.

Section 20: "Shall" is mandatory; "May" is permissive.

ARTICLE II

LICENSING OF SEWER LAYERS AND PLUMBERS

Section 1: Any person or firm engaged in the laying of house connections in the Village of Hokah, Minnesota, shall be qualified to perform such work and shall be familiar with all laws and regulations of the State of Minnesota Department of Health and the Village ordinance regulating the laying of sanitary sewer house connections. The individual or firm shall make application for a sewer layer's license to the Village Clerk and shall pay the required fee and furnish a bond protecting the Village in an amount equal to the total contract prices charged the respective home owners which shall protect the Village and the property owner against any claim against the contractor for faulty workmanship for one year and against claims for failure to make payments for labor and material used in the work.

The Contractor shall also place on file with the Village Clerk certificates of insurance showing that he is covered by workman's compensation, Public liability and Property Damage in the amount of \$50,000.00 for injuries, including accidental death of any one person and subject to the same limit for each person in an amount not less than \$100,000.00 on account of one accident, and the property damage insurance in an amount not less than \$5,000.00.

Should the insurance coverage hereinbefore provided be inadequate in amount then such sewer layer or plumber shall himself indemnify and save harmless the Village and all of its officers and personnel in like manner.

Section 2: "Term of License" The sewer layer's license shall cover a period of one year and shall be renewed prior to January 1st of each year.

Section 3: "License Fee" The license fee shall be Ten dollars (\$10.00) per year. This amount shall be paid regardless of the time application for license is made to the Village Clerk.

Section 4: "Village Council to Have Right to Revoke License" The Village Council may revoke any license obtained through the error, fraud, or if the license is shown to be incompetent and willful violation of any of its rules and regulations, or of local ordinances applicable to such work. The licensee shall have notice in writing, enumerating the charges, and be entitled to a hearing by the Village council upon at least 5 days notice. One year from the date of revocation application may be made for a new license.

ARTICLE III

Installation

Section 1: "Installation of Building Connections"

The installation of building connections shall be done by a Sewer Contractor or Plumber, who is licensed by the Village of Hokah, Minnesota, to perform such work,. The owner of the property may install his own building connection provided the material and workmanship meets the requirements of this ordinance and the work is inspected by the authorized Village Superintendent before the pipe is backfilled. No private individual may, however, install work on other property unless he is qualified and licensed by the Village to install building connections.

Section 2: "Work Done by Property owner on Own Premises". If the work done by a property owner on his own premises does not meet the requirement of this ordinance and he cannot perform the work to comply with the requirements as instructed by the Superintendent he shall engage a licensed sewer layer or plumber to install the connections. Failure to do so, will be considered just cause for the Village Council to refuse him a sewer connection.

ARTICLE IV.

Superintendent to Control

Section 1: The Sewer Superintendent, under the direction of the Council, shall have control of the drainage and sewer system, and of all drains and sewers now or hereafter built or authorized by the municipality and the building, repair and maintenance thereof, and connections therewith.

ARTICLE V.

Sewer Construction and Connection Permits

Section 1: No drain shall be built, repaired, extended or connected with any public sewer or drain unless and until all of the provisions of this ordinance are complied with and a permit for such building, repair, or extension, and connection has been issued as herein provided.

Section 2; No drain shall be build, repaired, extended, or connected with the public sewer, except by a person duty licensed, in accordance with this ordinance, nor

shall a permit be issued or approved, except when granted to such person or the land owner.

No drain shall be built, repaired extended or connected with public sewer nor shall a permit for any such work be issued or approved unless and until such installments thereof as shall be due at the time such connection is made against the property to be drained shall be paid.

Section 3: A connection charge of \$175.00 for residential buildings and \$275.00 for connection of commercial building, churches, and schools shall be paid to the Village treasurer before any building sewer shall be permitted to connect to the public sewer, except however, that this connection charge shall not be made for buildings located on lots in the Village, which lots were assessed in the original sewer construction project for the building thereon.

Section 4: "Sewer Permits". All applications for sewer permits shall be made to the Village Clerk by the property owner. The applicant shall, before beginning work upon the sewer to be constructed, repaired or extended, deposit with the Village Clerk a plan thereof, which shall show the whole course of the drain from its connection with the sewer to its terminus within the house, with the location of all branches, traps and fixtures connected therewith. The applicant shall submit drawings of the sewer proposed to be constructed. If the proposed sewer, as shown in the drawings, complies with the provisions of the municipal plumbing code and other municipal ordinances and is satisfactory to the Council, it shall authorize the granting of the permit. The drawings shall be filed as a permanent record in the office of the Clerk.

The form of application for a sewer permit shall be substantially as follows but the Council before approving the granting of the permit may add such other restrictions and conditions as are in its opinion necessary to secure the construction of a satisfactory sewer in compliance with all the requirements of law:

Application for Sewer
Construction Permit

I, _____, hereby apply for a permit to (construct, repair, extend) a sewer under the property at _____ owned by _____ and occupied by the following building or buildings _____ to be connected with the public sewer at the following point (describe)

Precisely the point of connection _____ in accordance with the plans deposited this day with the Village Clerk.

If the above application is granted, I agree to construct the said sewer of material and in a manner satisfactory to the Council, and in accordance with the ordinances of the Municipality, and to notify the sewer superintendent before any connection is made with the public sewer, when the excavation and sewer pipe is laid is open to inspection, and at such other times during the progress of construction as may be required by the Council.

It is understood that the granting of this application does not permit any connection to be made with the public sewer. Such connection can be made only after the granting of the sewer connection permit below.

Owner _____

Sewer Construction Permit

The plans for the above described sewer having been submitted to and approved by the Council on the _____ day of _____ 19____. And the fee of \$ _____ having been paid by the above applicant to the undersigned this ____ day of _____, 19____, the permit applied for is hereby granted, subject to the specified conditions,

Village Clerk

Sewer Connection Permit

The sewer above described has been examined by the undersigned this ____ day of _____, 19____, and is found satisfactory both as to materials and mode of construction; and permission is hereby granted to connect the same with the public sewer at the following point (describe precisely the point of connection) _____

Sewer Superintendent

After such application has been approved by the Council, and the applicant has paid to the Village Clerk a fee of \$5.00 the Clerk shall grant the permit by affixing his signature on the blank provided for the purpose.

Completion and Connection with Public Sewer.

Thereupon the person to whom the permit was granted may proceed with the construction of the sewer in accordance therewith. He shall notify the sewer superintendent of the progress of the work at such stages in the course of the construction as the sewer superintendent may direct; and in particular shall notify the sewer superintendent when the construction of the sewer is complete and ready for connection with the public sewer, but before such connection is made; and if the sewer is satisfactory to the sewer superintendent in all respects and complies with all the requirements of the municipal plumbing code and ordinances of the municipality, he shall affix his signature to the Sewer Connection Permit below the Sewer Construction Permit; and thereafter, but not before, such sewer may be connected with the public sewer. In the case of repair or extension of existing sewers or any work not requiring any tapping of or connection with

the public sewer, the work may be completed, after the granting of the sewer construction permit, without the granting of the sewer connection permit but the sewer superintendent shall inspect the work after it is completed and shall require that the work be done satisfactorily and in compliance with the law before the excavations are filled in.

Section 5: The Village shall furnish a red permit card with permit number which shall be properly displayed on property where sewer connection is being made; said card shall be displayed for the duration of the work.

ARTICLE VI.

Use of Public Sewers Required

Section 1: It shall be unlawful for any person to place, deposit, or permit to be deposited in an unsanitary manner upon public or private property within the Village of Hokah, Minnesota, or in any area under the jurisdiction of said Village, any human or animal excrement, garbage or other objectionable waste.

Section 2: It shall be unlawful to discharge into any natural outlet within the Village of Hokah, Minnesota, or in any area under the jurisdiction of said Village, any sanitary sewage, industrial wastes, or other polluted waters, except where suitable treatment has been provided in accordance with the subsequent provisions of this ordinance.

Section 3: Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

Section 4: The owner of all houses, buildings or properties used for human occupancy, employment, recreation, or other purpose, situated within the Village 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 sewer of the Village, 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 ordinance, within ninety (90) days after date of official notice to do so, provided that said public sewer is located within 100 feet from the lot line.

Section 5: The owner of all house, buildings or properties where cesspools and septic tanks have been in existence prior to the construction of the sanitary sewer, shall connect with the public sewer when such septic tanks and cesspools are in need of repair reconstruction, or pumping. No septic tank or cesspool shall be permitted to discharge into any public sewer or natural outlet.

ARTICLE VII

Private Sewer Disposal

Section 1: Where a public sanitary sewer is not available under the provisions of Article VI, Section 4. the building sewer shall be connected to a private sewage disposal system complying with the provisions of this article.

Section 2: Before commencement of a private sewage disposal system, the owner shall first obtain a written permit signed by the Superintendent or his authorized representative. The application for such permit shall be made on a form furnished by the

Village, which the applicant shall supplement by any plans, specifications and other information as the Superintendent may reasonably require.

Section 3: A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the Superintendent. He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Superintendent when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within twenty-four (24) hours of the receipt of notice by the Superintendent.

Section 4: The type, capacities, location, and layout of a private sewage disposal system shall comply with all recommendations of the Minnesota Department of Health, except where the Superintendent shall authorize in writing deviations therefrom. No septic tank or cesspool shall be permitted to discharge into any public sewer or natural outlet.

Section 5: At such times as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Article VI, Section 4, a direct connection shall be made to the public sewer in compliance with this ordinance, and any septic tanks, cesspools and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

Section 6.: Contents of septic tanks or cesspools may be pumped into the sewer or may be emptied by flowing the contents thereof into a building sewer pipe at the property line provided that a screen is placed at the inlet to said pipe or at the point of suction to prevent obstructions from entering the system. After such drainage into the sewer system, the line shall be flushed with clean water for a period of two hours. No solids shall be permitted to enter the sewer system. Written permission must be obtained before pumping or dumping the contents of any septic tank or cesspool into the Village sanitary sewer system, as required by the ordinances of the Village of Hokah.

Section 7: Backfilling above the cover level of any cesspool, septic tank or similar tanks, or any building sewer, shall not commence until permission has been granted by the Superintendent.

Section 8: The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the Village.

Section 9: No statement contained in this Article shall be construed to interfere with any additional health requirements that may be imposed.

Article VIII

Building Sewers and Connections

Section 1: All costs and expense incidental to the installation and connection of the building sewer shall be borne by the owner, - The owner shall indemnify the Village from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

Section 2: A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building sewer from an adjoining alley, courtyard or driveway, the building sewer from the front building may be

extended to the rear building and the whole considered as one building sewer except for rate purposes.

Section 3: Old building sewers may be used in connection with new building only when they are found, on examination and test by the Superintendent to meet all requirements of this ordinance.

Section 4: Building sewer shall be of extra heavy cast iron pipe, asbestos cement pipe or vitrified clay pipe. No building sewer pipe shall be laid within ten (10) feet of any well. When a building sewer pipe shall come within twenty (20) feet of any well, it shall be of extra heavy cast iron construction. Minimum size of building sewer shall be 4" extra heavy cast iron pipe, 4" asbestos cement pipe and 6" vitrified clay pipe. Charge in direction of building sewer shall be made by use of fitting approved by the Superintendent.

The Minnesota State Plumbing code, as amended, is hereby adopted by reference, and made a part hereof as if set out in full herein. Cast iron pipe with leaded joints may be required by the Superintendent where the building sewer is exposed to damage by tree roots. If installed in filled or unstable ground, the building sewer shall be of cast iron pipe, except that non-metallic material may be accepted if laid on a suitable concrete bed or cradle as approved by the Superintendent.

All joints and connections shall be made gas-tight and water tight.

Lead shall be run in one pouring and caulked tight. No paint, varnish, or other coating shall be permitted on the jointing material until after the joint has been tested and approved.

All joints in vitrified clay pipe or between such pipe and metals shall be made with approved hot-poured jointing material as specified below.

Material for hot-poured joints shall not soften sufficiently to destroy the effectiveness of the joint when subjected to a temperature of one hundred seventy (170) degrees Fahrenheit, nor be soluble in any of the wastes carried by the drainage system. The joint shall first be caulked tight with jute, hemp, or similar approved material.

Other jointing materials and methods may be used only by approval of the Superintendent.

Section 5. Building sewer pipe may be laid across existing cesspools and septic tanks providing pipe rest on a steel reinforced concrete slab which ends rest directly on the concrete block walls. The two center section of a regular cesspool cover laid parallel with each other may be used.

Section 6: Whenever possible the building sewer shall be brought to the building at an elevation below the basement floor. No building sewer shall be laid parallel to and within three (3) feet of any bearing wall, which might thereby be weakened. The depth shall be sufficient to afford protection from frost. The building sewer shall be laid at uniform grade and in straight alignment in is far a as possible.

Section 7: All excavating required for the installation of a building sewer shall be open trench work unless otherwise approved by the Superintendent. Pipe laying and backfill shall be performed in accordance with rules and regulations of the Village of Hokah Minnesota. No backfill shall be placed until the work has been inspected and approved.

Tunneling may be permitted but no tunnel shall exceed six (6) feet in length and the pipe shall be installed so as to permit inspection of all joints.

Section 8: The connection of the building sewer in to the public sewer shall be made at the "Y" branch, if such branch is available at a suitable location, if the public sewer is twelve (12) inches in diameter or less, and no property located a "Y" branch is available, the owner, shall, at his expense, install a "Y" branch in the public sewer at the location specified by the Superintendent. Where the public sewer is greater than 12 inches in diameter, and no properly located "Y" branch is available a neat hole may be cut into the public sewer to receive the building sewer with entry in the downstream direction at an angle of about forty-five (45) degrees.

A forty-five degree all may be used to make such connection with the spigot end cut so as not extend past the inner surface of the public sewer. The invert of the building sewer at the point of connection shall be at the same or at a higher elevation than the invert of the public sewer. A smooth, neat joint shall be made. And the connection made secure and water-tight be engagement in concrete. Special fitting may be used for the connection only when approved by the Superintendent.

Building sewers or house sewer have been provided for each separate structure and all connection in the Public sanitary sewer shall be made when building sewer and house sewers have been installed. Connection with the public sanitary sewer at any other location must be approved by the Superintendent prior to starting of any construction. In the event the building sewer or house sewer which has been installed cannot be used the property owner shall pay the full cost of making the connection elsewhere.

Section 9: The applicant for the building sewer permit shall notify the Superintendent when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Superintendent or his representative.

Section 10: All excavations for building sewer installations shall be adequately guarded with barricades and lights so as to protect the public for hazard, Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the Village at owners expense.

ARTICLE IX

Use of the Public Sewers

Section 1: No person shall discharge or cause to be discharged any storm water surface water, ground water, roof runoff, subsurface drainage, cooling water or unpolluted industrial process waters to any sanitary sewer.

Section 2: Storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as storm sewers, or to a natural outlet approved by the Village Council. Industrial cooling waters or unpolluted process waters may be discharged upon approval of the Village Council to a storm sewer or natural outlet.

Section 3: Except as hereinafter provided no person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer?

A. Any liquid or vapor having a temperature higher than 05 degrees F.

B. Any water or waste which may contain more than 100 parts per million by weight of fat, oil, or grease.

C. Any gasoline, benzenes, naphtha, fuel oil or other flammable or explosive liquid, solid or gas.

D. Any garbage that has not been properly shredded.

E. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure, or any other solid or viscous substance of causing obstruction to the flow in sewers or other interferences with the proper operation of the sewer works.

F. Any waters or wastes having a PH lower than 5.5 or higher than 9.0 or having any other corrosive property capable of causing damage or hazard to structures, equipment and personnel of the sewage works.

G. Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals or create any hazard in the receiving waters of the sewage treatment plant.

H. Any waters or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant.

I. Any noxious or malodorous gas or substance capable of creating public nuisance.

Section 4: Grease, oil and sand interceptors shall be provided when they are necessary for the proper handling of liquid wastes containing grease in excessive amounts or any inflammable wastes sand and other harmful ingredients, except that such interceptors shall not be required for private living quarters or dwelling units. All such interceptors shall be of a type and capacity approved by the Superintendent and shall be located as to be readily and easily accessible for cleaning and inspection.

Grease and oil interceptors shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, watertight and equipped with easily removable cover which when bolted in place shall be gas tight and water tight.

Section 5: Where installed all grease, oil and sand interceptors shall be maintained by the owner at his expense, in continuously efficient operation at all times.

Section 6: The admission into the public sewers of any waters or waters having (A) a 5 day Biochemical Oxygen Demand Greater than 300 parts per million by weight or (B) containing more than 350 parts per million by weight of suspended solids or (C) containing any quantity or substances having the characteristics described in Article IX, Section 3, or (D) having an average daily flow greater than 5% of the average daily sewage flow of the Village, shall be subject to the review and approval of the Village superintendent.

The owner shall provide at his expense, such preliminary treatment as may be necessary to (A) reduce the Biochemical Oxygen Demand to 300 parts per million and the suspended solids to 350 parts per million by weight or (B) reduce objectionable characteristics or constituent to within the maximum limits provided for in Article IX,

Section 3 or (C) control the quantities and rates of discharge of such waters or wastes, Plans, specifications and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Superintendent and of the water pollution control commission of the State of Minnesota, and no construction of such facilities shall be commenced until said approvals are obtained in writing.

Section 7: Where preliminary treatment facilities are provided for any waters or wastes they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

Section 8: The owner of any property served by a building sewer carrying industrial wastes shall install a suitable control manhole in the building sewer to facilitate observation sampling and measurement of the wastes. Such manhole when required shall be accessibly and safely located and shall be constructed in accordance with plans approved by the Superintendent. The manhole shall be installed by the owner at this expense and shall be maintained by him so as to be safe and accessible at all times.

Section 9: All measurements, test and analysis of the characteristics of waters and wastes to which reference is made in Article IX Section 3 and 6 shall be determined in accordance with methods employed by the Minnesota Department of Health and shall be determined at the control manhole provided for in Article IX Section 8 or upon suitable samples taken at said control manhole. In the event that no special manhole has been required the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected.

Section 10: No statement contained in this Article shall be construed as preventing any special agreement or arrangement between the Village and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Village for treatment subject to payment therefore by the industrial concern.

ARTICLE X

Protection from Damage

Section 1: No unauthorized person shall maliciously willfully or negligently brake, damage, destroy, uncover, deface, or tamper with any structure, appurtenance or equipment which is a part of the municipal sewage works. Any person violating this provision shall be guilty of disorderly conduct.

ARTICLE XI

Powers and Authority of Superintendent

Section 1: The Superintendent and other duty authorized employees of the Village bearing proper credentials and identification shall be permitted to enter upon all properties for the purposes of inspection, observation, measurement, sampling and testing in accordance with the provisions of this ordinance.

ARTICLE XII

Sewer Charges

Section 1: The following monthly charges shall be established as the various amounts to be paid by the waste producing units of the Village:

Residences and Churches	\$1.00 per month
Commercial Establishments	\$2.50 per month
Schools	\$4.50 per month

Section 2: The Village Treasurer shall bill the charges to the users of the waste producing units semi-annually on the first day of January and on the first day of July in each year. The users shall pay said bills to the Village Treasurer.

Section 3: Each charge levied by and pursuant to this ordinance is hereby made a lien upon the corresponding lot, land or premises served by a connection to the sewer system of said Village and all such chargers which are on September 30th of each year more than 30 days past due and having been properly billed to the occupant of the premises served shall be certified by the Village Clerk to the County auditor between the 1st and 10th day of October of each year and the Village Clerk in so certifying such charges to the County Auditor shall specify the amount thereof the description of the premises served, the name of the owner thereof and the amount so certified shall be extended by the Auditor on the tax rolls against such premises in the same manner as other taxed and collected by the County Treasurer and paid to the Village Treasurer along with other taxes.

Any charges levied by and pursuant to this ordinance and which has been properly billed to the occupant of any premises served and not paid may be recovered in a civil action by the Village in any court of cometenent jurisdiction.

The funds received from the collection of the charges or rentals authorized by this ordinance shall be deposited as collected in a fund to be known as the Sewage Disposal fund and shall be disbursed:

- 1st. To meet the costs of operating and maintaining the sewage disposal plant and facilities.
- 2nd To be applied to capital charges represented by bonds or certificates or indebtedness.
- 3rd For the reasonable requirements for replacement and obsolescence.

ARTICLE XIII

PENALTIES

Section1: Any person violating any provision of this ordinance shall upon conviction thereof be punished by a fine not exceeding One Hundred and No/100 (\$!00.00, or by imprisonment for not exceeding ninety (90) days, Each day that violation shall continue shall constitute a separate offense.

Section 2: Any person violating any of the provisions of this ordinance shall become liable to the Village for any expense, loss or damage occasioned the Village by reason of such violation.

ORDINANCE NO 56

Cont'd

ARTICLE XIV

Effective Date

This ordinance shall take effect and be in force from and after its publication according to law or January 1st, 1961 whichever is later.

ARTICLE XV

VALIDITY

Section 1: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 2: the invalidity of any section, clause, sentence or provision of this ordinance shall not be effect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

Passed this Day of November, 1960 by the Village Council

Roy B. Schaffer, Mayor

Attest:

W.E. Hoskins, Clerk