

ORDINANCE #14-01

CITY OF ROCKFORD COUNTIES OF WRIGHT AND HENNEPIN STATE OF MINNESOTA

AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF ROCKFORD REGARDING PRIVATE SANITARY SEWER LATERALS.

THE CITY COUNCIL OF THE CITY OF ROCKFORD DOES HEREBY ORDAIN:

The Rockford City Code shall be amended as follows:

Section 1. Maintenance of Sanitary Sewer Laterals, Section 401.09 shall be added as follows:

Subd. 1. Private Utility Lines. Maintenance of sewer laterals, consisting of the service pipe from the structure located on the property that conveys sewage from the structure to the sanitary sewer main, shall be the responsibility of the owner of the property served by such sewer lateral. Maintenance of such sewer lateral shall include, but shall not be limited to, replacement, repair, unclogging, televising, and prevention of infiltration of ground or surface water into such sewer lateral. The property owner may not excavate in the right of way of any City Street without first obtaining the written permission of the City's Public Works Director, and may be required to post a bond or cash surety with the City as may be required by the City's Public Works Director before beginning work in the City right of way and must observe all conditions which the Public Works Directors places on such excavation work. All such repair and replacement of the sewer lateral shall conform to the City Engineer's standards for such work, including the type of materials used in the repair or replacement.

Subd. 2. Failure of Property Owner to Maintain Sanitary Sewer Laterals. In the event the City Public Works Director identifies damage to or a defect in the sanitary sewer lateral, the property owner whose property is served by such sanitary sewer lateral shall repair such damage or defect to the sanitary sewer lateral within the time period required by the City's Public Works Director. In the event the property owner fails to repair such damage or defect, the property owner shall be subject to a monthly sewer service fee of \$100 in addition to the property owner's normal sanitary sewer bill, and such \$100 service fee shall continue until such damage or defect is properly repaired. In addition, the City shall have the authority (but not the obligation) to repair or replace such defective private sewer laterals and to assess the costs incurred to the affected properties pursuant to Minn. Stat. 429.101.

Subd. 3. Televising of Sewer Laterals. Periodically, the City may desire to televise the sanitary sewer lateral from the sewer main to the structure which the sewer lateral serves to determine the condition of the sewer lateral and whether the sewer lateral is allowing water to infiltrate into the City's sanitary sewer system. If a property owner refuses to let the City televise that portion of the sewer lateral that is not located in the right of way, the property owner shall be responsible for televising said sewer lateral in a manner acceptable to the City and providing the City with a copy of such televising within 20 days of request by the City. If the property owner fails to provide the City with a copy of such televising, the property owner shall

be subject to a monthly sewer service fee of \$100 in addition to the property owner's normal sanitary sewer bill, and such \$100 service fee shall continue until such time as acceptable televising results are provided to the City by the property owner.

Section 2. Effective Date. This Ordinance shall become effective immediately upon its adoption and publication.

Approved by the Rockford City Council this 11th day of February, 2014.

CITY OF ROCKFORD

BY: 
Renee Hafften, Mayor

ATTEST: 
Audra Etzel, Deputy Clerk