

AN ORDINANCE FIXING RATES AND SEWER USERS CHARGES FOR THE USE OF SEWAGE FACILITIES IN THE CITY OF SWEET HOME; PROVIDING FOR THE COLLECTION OF CHARGES AND DISPOSITION OF MONEY COLLECTED; PROHIBITING DAMAGE TO THE CITY SEWAGE SYSTEM; REPEALING ORDINANCE NO. 382; PROVIDING PENALTIES, AND DECLARING AN EMERGENCY.

The city of Sweet Home does ordain as follows:

Section 1. Sewer Usage Charges. The monthly rate or charge for the use of sewage facilities of Sweet Home shall be:

Category	Monthly Rates
I Single Family Residential	\$2.00
II Duplexes & Multi Family Apartments	\$2.00 each for first and second units, and \$1.00 per unit thereafter
III Hotels, Motels & Trailer Courts	\$4.00, plus 10¢ per 100 cubic feet of water consumption
IV Industrial	\$25.00 plus 10¢ per 100 cubic feet of water consumption, to a maximum of \$300
V Schools	\$50.00 plus 10¢ per 100 cubic feet of water
VI Hospital	\$25.00 plus 10¢ per 100 cubic feet of water
VII Commercial, Offices, Churches	\$2.00 plus 10¢ per 100 cubic feet of water consumption

Section 2. Industrial Wastes. Industrial wastes shall not be permitted to be emptied into the sewage facilities of Sweet Home without the consent of the city council. The city council shall prescribe reasonable rates for industrial wastes, consistent with other rates established by this ordinance, for industries whose sewage places unusual demands on the treatment system.

Section 3. Sanitation Fund. Sewer users charges herein provided shall be regularly billed with the City's billing for water service and shall be due ^{and} payable on the first day of the month following connection of the property to the sanitary sewer system, or availability of sewer. Upon failure of the customer to whom the sewer charge is billed to make payment in accordance with the rules and regulations established by the city manager for the payment of monthly water bills, the city manager shall have the right to discontinue water service to said property and the same shall not be resumed until full payment to any delinquency existing in said charge ^{is made.}

All charges collected under the terms and provisions of this ordinance shall be deposited and kept in the sanitation fund for the purpose of constructing, reconstructing, or repair of such existing sewer lines or treatment plant operations as shall be necessary and convenient for a complete sewage disposal system, and to meet debt service costs, when the council deems it to be desirable, or if required by the terms of any bond issue, and for the operation and maintenance of the sewage disposal system. The council may from time to time transfer accrued surplus from the sanitation fund to the general fund to meet administrative costs incurred by the general government.

Section 4. Connection to Sewer System. After the completion of the construction of sanitary sewer laterals within a sewer improvement district, the council shall publish notice of such completion thereof in the official newspaper of the city. Within 120 days after publication of such notice, all toilets and drains within such sewer improvement district shall be connected with the sanitary sewer system and the use of privies, and open drains, cesspools and septic tanks within such district shall be discontinued and all such facilities shall be filled, cleaned, sealed or otherwise disposed of as not to be dangerous to health nor to emit any annoying odors, and all privy houses shall be removed. All buildings to which sewer service is available shall be billed for sewer service charges after the 120 day period has passed.

Section 5. Abatement of Nuisances. All open toilets, privies, open drains, cesspools and septic tanks which are not disposed of in accordance with Section 4 of this ordinance are hereby declared to be a public nuisance and subject to the following action by the city:

(a) The city manager shall cause written notice of the maintenance of such nuisance to be served upon the owner or occupant of said premises which notice shall require said owner or occupant to abate the same within 10 days from the date of service of notice. Upon failure of the owner or occupant of said premises to abate said nuisance, the city manager may order the discontinuance of water service to said property.

(b) If the nuisance is not abated within 60 days following discontinuance of water service as provided in Section 5 (a) of this ordinance the city manager shall have the nuisance abated and the cost thereof shall be charged to the owner or occupant of said premises, and upon his failure to pay, the costs of abatement shall be charged as a lien upon said property.

Section 6. Right of Entry. The city manager or his authorized representative shall have the right to go on the premises of any private property located within the city of Sweet Home for the purpose of investigating the existence of any nuisance herein defined, and for the purpose of abating the same in compliance with the terms hereof.

Section 7. Discharge of Substances. It shall be unlawful to dump or allow to enter into the sewage system of Sweet Home, the following waste products, to wit:

- (1) Petroleum, coal tar, vegetable and mineral oils and products, and their derivatives and wastes.
- (2) Greases, oils, and sludges from service stations, garages, repair shops, machine shops, cleaning establishments or other industries or establishments.
- (3) Explosives or inflammable liquids and gases.
- (4) Acids, alkalis, or other corrosive liquids, gases or substances of sufficient strength to damage sewers, manholes, pumping stations, or treatment plant units.
- (5) Paints or waste products from paint manufactures.
- (6) Substances which will form deposits or obstructions in sewers, or which when mixed with sewage will precipitate materials and thus form deposits in sewers.
- (7) Ashes, cinders, sand, earth, coal, rubbish, or metals of any kind.
- (8) Live steam, exhaust steam, or water having a temperature above 140°fahrenheit.
- (9) Ground or unground fruit peelings or cores, meat or bones from canneries, packing plants, or meat plants.
- (10) Cull fruits and vegetables.
- (11) Paunch, stable, and barn manure.
- (12) Offal from slaughterhouses.
- (13) Dead animals or parts thereof.
- (14) Ground garbage from commercial garbage grinders.

Section 8. Root Systems. It shall be unlawful to permit the growth of hydrotropic species of trees such as members of the populus and salix genera which have root systems that tend to be attracted to and enter into the city's sewer system, within 25 feet of any public sewer. Trees located farther than 25 feet from a city sewer lateral shall be removed if it is determined that the root system may interfere with a public sewer.

Section 9. Water Not Discharged Into the Sewer System. When any customer whose billing is dependent on water consumption can show that wome or all of its water is used for irrigation, cooling systems, or for any purpose, and it is not discharged into the sanitary sewer system, and it is not required by this or other ordinances or statutes to be discharged into the sanitary sewer system, any equitable adjustment shall be made to that customer's sewer service charge by the City Manager for the period during which said condition exists so that the customer will only be charged for sewage actually discharged into the sanitary sewer system.

Section 10. Penalty. Any person violating any of the provisions of this ordinance shall upon conviction thereof in the municipal court, be punished by a fine of not exceeding \$100.00 and, or a jail sentence of not exceeding 10 days, or both at the discretion of the municipal court. In the event a nuisance shall be maintained after notice is given to abate the same as herein provided, each day said nuisance shall be maintained shall be considered a separate offense.

Section 11. Repeal of Conflicting Ordinances. Ordinance No. 382, and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 12. Saving Clause. If any section, subsection, provision, clause or paragraph of this ordinance shall be adjudged or declared by any court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect the validity of the remaining portions of this ordinance.

Section 13. Emergency Clause. It is hereby adjudged and declared that existing conditions are such that this ordinance is necessary for the immediate preservation of the public peace, health and safety. Therefore, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force and effect from and after its passage and approval by the mayor.

Passed by the council and approved by the mayor, this 27 day of August, 1963

Attest. Robert R. White

City Recorder

Approved William J. Conway
Mayor