

CITY OF KASSON

ORDINANCE #875

AMENDING ORDINANCE #53

AN ORDINANCE AMENDING THE KASSON MUNICIPAL CODE, SECTION 53.068(B), 53.106 (D), 53.122, 53.123. 53.124

THE CITY OF KASSON DOES HEREBY ORDAIN THAT:

§ 53.068 CONNECTION WITH SEWER FOR PURPOSE OF DRAINING ROOFS, UNDERGROUND DRAINS AND THE LIKE.

(A) No person shall directly or indirectly connect with or make use of, in any manner or nature, the public sanitary sewer of the city for the purpose of draining roof drains, underground drains or wastewater of any nature.

(B) (1) Any person who violates this section by directly or indirectly connecting with the sanitary sewer system will have upon notice from the city 90 days to disconnect or discontinue the direct or indirect use into the sanitary sewer.

(2) If, at the end of the 90 days, the connection is not terminated, disconnected or discontinued, the City Superintendent shall disconnect, discontinue or terminate in any manner necessary the unlawful use of the sanitary sewer, at the expense of the owner of the real estate. The cost and expense of the removal shall be assessed against and shall be a lien upon the property.

(C) Any removal of a direct or indirect hookup performed by the City Superintendent pursuant to this section shall be reported to City Council indicating the property where the removal took place and the cost and expenses incurred because of the removal.

(D) Any levy and assessment upon and against property pursuant to this section shall be done in accordance with the rules and regulations governing assessments by the city.

(Prior Code, § 23-40) (Ord. 431, passed - -; Ord. passed 8-16-1971; Ord. 759, passed - -) Penalty, see § 53.999

SUMP PUMP REQUIREMENTS

§ 53.106 SUMP PUMP DISCHARGE.

(A) Dwellings, buildings and structures may use a permanently installed sump pump and discharge line to the outside to prevent the inflow infiltration of clear water into the sanitary sewer, except as provided herein.

(B) A permanent installation shall provide for year-round discharge capability, to the outside of the building, connected to a storm sewer or discharged through the curb to the street.

(C) The discharge line from the sump pump shall be of rigid construction without valves or quick connection for altering the path of the discharge.

(D) No discharge shall direct so as to impact neighboring properties or any city street, sidewalk or right-of-way. The City may allow installation of a locked "winter/summer" valve in individual circumstances to abate nuisance icing where no subdrain/storm sewer and other reasonable alternative exists, only with review and express permission of the City.

(Prior Code, § 23-62) (Ord. 817, passed - -) Penalty, see § 53.999

§ 52.107 SUMP PUMP AND DRAIN TILE SYSTEM.

A drain tile, sump basket, pump, electrical receptacle and pipe connection to the outside may

be installed in any existing building and new buildings within the city, provided the design and installation complies with the provisions of this section and passes inspection by the Building Official.

(Prior Code, § 23-63) (Ord. 817, passed - -)

DISCHARGE OF SURFACE WATERS PROHIBITED

§ 53.122 SUMP PUMP.

Sump pumps shall have a discharge system installed to the outside wall of the building. The pipe attachment shall be a permanent fitting such as PVC pipe with glued fittings. The discharge shall extend at least three feet outside of the foundation wall. When a sump pit exists in any building, it shall have a pump installed: no empty pits shall be permitted.

(Prior Code, § 23-73) (Ord. 817, passed - -) Penalty, see § 53.999

§ 53.123 INSPECTION.

Every person owning improved real estate that discharges into the city's sanitary sewer system shall allow the city employees, or their designees, to inspect the buildings to confirm that there is no sump pump or other prohibited discharge into the sanitary sewer system. Any person refusing to allow his or her property to be inspected shall immediately become subject to the surcharge hereinafter provided for. The owner of any such property may meet the requirements of this section by contracting with a licensed plumber who is authorized to do business in the city to perform such inspection. Such plumber shall inspect the owner's property and shall complete, sign and return an inspection form to the City, documenting the results of the inspections. The inspection form shall be furnished to the property owner or licensed plumber upon request. All costs associated with an inspection by a licensed plumber retained by the property owner under this section shall be the responsibility of the property owner.

The owner of any improved real estate shall have a period of thirty (30) days from the date the city sends a written notice to the owner requesting admittance to the owner's property for an inspection, to either allow a city inspection of the property, or to contract with a licensed plumber to perform the inspection, and notify the city of the results thereof. Such inspection, whether performed by the city inspection, or by the licensed plumber hired by the property owner, shall be completed within said thirty (30) day period. Upon completion of city inspection of a property, or upon the city's receipt of an inspection form from the licensed plumber hired by the owner of the property, if the city shall determine whether any such property is improperly discharging storm water into city sanitary sewer system, then the owner shall have a period of ninety (90) days from the date the city sends such written notice to the owner, to obtain a plumbing permit, and to disconnect owner's sump pump or other prohibited discharge into the city sanitary sewer system and to request-reinspection, certifying that all work necessary to disconnect the owner's sump pump or other prohibited discharge from said property into the city sanitary sewer system has been completed. All work that is necessary to comply with the provisions of this division which requires the insurance of any plumbing, building, or other permit under this code shall be inspected by the city.

(Prior Code, § 23-74) (Ord. 817, passed - -) Penalty, see § 53.999

§ 53.124 SURCHARGE.

A surcharge in an amount to be determined by City Council is hereby imposed and shall be added to every sewer billing ~~mailed on and after 11-1-2007~~, to property owners who are not in compliance with this section, and to property owners who have refused entry to city employees, or their designees, to determine compliance. Said surcharge shall commence on the first day of the month following the expiration of the thirty (30) day period set forth for inspection, or the

ninety (90) day period set forth for correction of deficiencies, as applicable, when either the property owner has failed to timely allow city inspection or has failed to timely correct any illegal connections to the city sanitary sewer system. The surcharge shall be added every month, until the property is in compliance. The imposition of the surcharge shall, in no way, limit the right of the city to seek relief under § 53.068 or to seek an injunction in District Court ordering the property owner to discontinue the nonconforming connection to the sanitary sewer system or from pursuing other legal remedies available. This monthly surcharge is intended to offset the added cost to the city associated with having the city wastewater collection, conveyance and treatment systems process clear or clean water (Inflow/Infiltration) unnecessarily, when the status of the property owner's connection or non-connection to the city sanitary sewer system cannot be ascertained, or when the owner has failed to timely disconnect any discharge of storm water to the city sanitary sewer system.
(Prior Code, § 23-75) (Ord. 817, passed - -; Ord. 824, passed - -)

Passed by the City Council of Kasson, Minnesota this 11th day of March, 2020.

Mayor Chris McKern

Attested:

City Clerk, Linda Rappe

The motion for the adoption of the foregoing ordinance was made by Council Member Eggler and duly seconded by Council Member Zelinske. Upon a vote being taken, the following members voted in favor there of Burton, Eggler, Ferris, McKern and Zelinske. Those against same: None.

Published in the DCI May 14, 2020