

## Ordinance No. 320

### AN ORDINANCE REGULATING THE DISCHARGE OF WATER INTO THE SANITARY SEWER OF THE CITY OF AURORA, SOUTH DAKOTA.

BE IT ORDAINED by the City of Aurora as follows:

#### I.

**Sec. 1. Purpose.** In adopting this ordinance, the City Council finds that the discharge of water from any roof, surface, ground, sump pump, footing tile or other natural precipitation into the City sanitary sewer collection system will or has the potential to flood and overload the sanitary sewer collection system to such an extent as to cause damage to residential property and overload the sanitary sewer system. Such damage is caused by the backup of sewage into the living quarters of residential homes creating a potential health hazard and exceeding the capacity of the City's sanitary sewer system. The City Council, therefore, finds it essential to the maintenance of health, minimization of damage to property and to maintain the life and capacity of its sewer system that the provisions of this chapter be strictly enforced to avoid and minimize these problems in the future.

**Sec. 2. Definition and method.** No water from any roof, surface, ground, sump pump, footing tile, or other natural precipitation shall be discharged into the sanitary sewer collection system. Dwellings, including new housing construction or houses under construction, and other buildings and structures which require, because of the infiltration of water into basements, crawl spaces and the like, a sump pump system to discharge water shall have a permanently installed discharge line which shall not at any time discharge water into the sanitary sewer collection system. A permanent installation shall be one which provides for a year round discharge to a surface drainage location. It shall consist of a rigid discharge line, without valving or quick connections for altering the path of discharge and, if connected to the City storm sewer line, include a check valve.

**Sec. 3. Requirements to disconnect improper connections.** Any person, firm or corporation having a roof, surface, ground, sump pump, footing tile now connected and/or discharging into the sanitary sewer system shall disconnect and/or remove the same. Any disconnects or openings in the sanitary sewer shall be closed or repaired in a manner as approved by the City Utility Superintendent.

**Sec. 4. Access and entry for inspections.** Every person owning real estate or contractor/builder who are building a house within the City shall allow an employee of the City or their designated representative to inspect the building to confirm that there is no sump pump or other prohibited discharge into the sanitary sewer system. Any owner of property or contractor/house builder found to violate this chapter shall make the necessary changes to comply with this chapter and furnish proof of the changes to the City within sixty (60) days from the date the violation was identified. Inspections shall be made at a reasonable time and only after reasonable effort has been made to notify the property owner of the need for such inspection.

**Sec. 5. Future inspections.** At any future time, if the City has reason to suspect that an illegal connection may exist in a premises, the owner, after written notice, shall allow City representatives to inspect the building.

**Sec. 6. Penalty.**

(a) Whoever shall violate any provision of this chapter for which no specific penalty is provided may be punished as set forth below.

(b) Any person found to be violating any provision of this chapter, shall be served by the City with written notice stating the nature of the violation and providing at least sixty (60) days for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease and correct all violations.

(c) Any person violating any provisions of this chapter shall, upon conviction, be guilty of a Municipal offense and shall be subject to a fine in the amount of two hundred dollars (\$200.00). Each day in which any such violation occurs may be deemed a separate offense.

(d) Any person violating any of the provisions of this chapter shall become liable to the City for any expense, loss or damage occasioned the City by reason of such violation. The City will also retain any and all civil remedies including, but not limited to, injunction or abatement actions to remedy a violation.

II.

Any or all ordinances in conflict herewith are hereby repealed.

FIRST READING: December 16, 2019

SECOND READING: January 06, 2020

PUBLISHED: \_\_\_\_\_

CITY OF AURORA

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Frederick Weekes, Mayor

ATTEST:

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Shannon Clifford, Finance Officer