

ORDINANCE NO. 06-23-20

SPECIFYING THE RESPONSIBILITY FOR LAND OWNERS INSTALLATION, REPAIR AND MAINTENANCE OF WATER AND SEWER LINES LOCATED ON PRIVATE PROPERTY; REQUIRING CONNECTION TO CITY WATER AND SEWER LINES; PROVIDING FOR A PENALTY; PROVIDING FOR SEVERABILITY.

WHEREAS, it is deemed necessary to promulgate rules and regulations in order to provide water and sewer services to the citizens of the City of Redwater, Texas; and

WHEREAS, it is necessary to prescribe the rules and regulations regarding connection to City water and sewer mains and the requirement for repair and maintenance of water and sewer lines located upon private property by the owners thereof; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF REDWATER, TEXAS:

SECTION 1. Water and Sewer Connections Required. All owners of property upon which buildings are located, or are hereafter located, situated adjacent to or within 150 feet of a City water line or sanitary sewer line are hereby required to connect with the City water system and the City sanitary sewer system under the direction and supervision of the City.

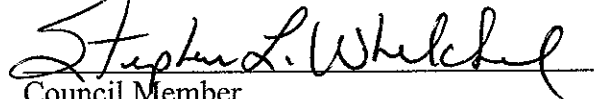
SECTION 2. Maintenance. It shall be the duty of any owner or occupant of any building connected with the City water system and/or City sanitary sewer system to keep and maintain the connection to the water system and/or the sewer system in good operating condition, free from obstruction and free from infiltration of surface or underground water. The owner shall make all necessary maintenance and repairs of the water lines and sewer lines located upon private property to the boundary of the City's right-of-way or easement in which the City's water main and/or sewer main are located. The duty and obligation of the owner or occupant of any building connected with the City water system and/or sanitary sewer system to keep and maintain the connection and the lines located upon private property shall include, but not be limited to, replacement of any old, decaying, decayed, or otherwise insufficient lines. The obligation and duty to maintain said lines includes but is not limited to repair, maintenance or replacement of lines at the time of any upgrade or replacement of the City's water mains and/or sanitary sewer mains.


SECTION 3. Penalty. Any person who fails to maintain, repair, or replace a deficient water line or sewer line located upon the person's private property and connected to the City's water main and/or sanitary sewer main within thirty (30) days after receipt of written notice from the City specifying the nature of the deficiency and the requirements to cure the deficiency, shall be deemed to have violated the provisions of this Ordinance. Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction, shall be subject to a fine not more than \$500.00. Each transaction in violation of any of the provisions hereof shall be deemed a separate offense.

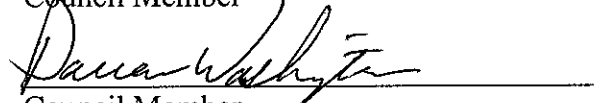
SECTION. 4. Severability. It is hereby declared to be the intention of the City Council that the Sections, paragraphs, sentences, clauses, and phrases, are separable, and, if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional or invalid by the valid judgment or decree of any court of competent jurisdiction, such constitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of unconstitutional or invalid phrases, clauses, sentences, paragraphs, or sections.

PASSED and APPROVED this 16 day of February, 2006.

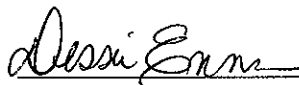

Beverly Phares, Mayor


Council Member


Council Member


Council Member

ATTEST:


City Secretary