

## Ordinance 2017-17

### AN ORDINANCE REQUIRING INSPECTION OF SEWAGE WORKS DISCONNECTIONS, AND CONNECTIONS UPON CHANGE IN OWNERSHIP OF PROPERTY This Ordinance amends 2014-17 and Ordinance 2016-19

WHEREAS, Town of Cloverdale has the right and obligation under Cloverdale Ordinance 2009-7 to require all connections to the Town's sanitary works, to meet the standards set forth in the Sewer use Ordinance 2009-7

WHEREAS, The Town has determined that it is essential that infiltration and inflow into the Towns sewer system, as those term are define in Section 3. Paragraph (a) through (h). Be minimized,

NOW THEREFORE, BE IT RESOLVED:

1. Except as hereinafter provided, upon the change in ownership of every residential lot, parcel of real estate, or building that discharges sanitary waste into the sanitary sewer system of the town, and/or apply for a building permit, said property shall be inspected for proper sanitary sewer connection, inflow and infiltration. No water service shall be provided to such property until a satisfactory CERTIFICATE OF INSPECTION has been issued by the Building Code Inspector, or his appointee for the Town of Cloverdale. The fee for the issuance of a satisfactory CERTIFICATE OF INSPECTION shall be \$25.00 (TWENTY FIVE DOLLARS), which sum shall be paid by the then owner of the property inspected.
2. The inspection required hereunder shall be at the Town's cost and may include televising, and recording the condition of the sewer lateral leading from the premises to the Towns sewer main. Conducting smoke testing and liquid dye testing, and entrance onto the property to verify that no sump pump, foundation drains, downspouts, or other prohibitive connections are connected to the sanitary sewer system. As stated in Ordinance 2009-7 Section 14 paragraph (a)
3. No water service shall be provided to such premises until such a time as any defects or improper connections found by such inspection have been corrected at the owner's expense, and to the satisfaction of the Town of Cloverdale Building Code Inspector or his/her appointee.
4. Once inspected, any such property receiving a satisfactory CERTIFICATE OF INSPECTION shall not be subject to re-inspection under this section for a period of 5 (five) years or if the property changed ownership or disconnected it shall be inspected again.
5. When, for any reason the owner of any property lawfully disconnects a building sewer from the public sewer, said property shall be inspected by the Cloverdale Building Code Inspector, for proper disconnection from, and closure on, the public sanitary sewer, to insure that there will be no inflow and infiltration into the public sewer.

Continue Ordinance 2017-17

6. The owner of any such property who fails or refuse to have said property inspected after transfer or disconnection pursuant to this Ordinance, shall be guilty of an Ordinance Violation, and upon conviction shall be liable for a fine in the sum of \$500.00 (five hundred dollars) 2009-7 Section 15 paragraph (a). Each day a violation continues after written notice to the owner for compliance with this Ordinance, shall constitute a separate offense. Additionally, any such person filing to install and connect such building sewer to the public sanitary sewer within ninety (90) day notice afore described, shall immediately, from and after the passage of said 90 days. Become liable and responsible for the sewage rate charge established by the Town of Cloverdale Sewer Rate Ordinance as would pertain to unmetered properties.
  
7. The home owner must have a clean out on their property and it shall be at the homeowner's expense. The insurance approved back flow flapper can be applied to the homeowner property to prevent the back flow into the properties home. This shall be purchase from the town at cost and a sewer permit fee of \$100.00 that require two inspections. If the flapper is not installed or another backflow flapper that our Insurance has not approved the Town will not be liable for the damage to the property and the property owner will sign a waiver relieving the town of liability from any damage to the property from not having the back flow preventer installed. This waiver will be recorded and attached to the property's deed.
  - a. All new construction/new lateral shall be required to install the town/insurance approved back flow flapper. The fee will be included in the Tap fee of (\$1,000.00 in town and \$1,500 out of town).
  - b. A new construction/with existing lateral shall get a sewer permit for \$100.00 that will require two inspections and the cost of the town/Insurance approved Backflow device at Towns cost.
  - c. Repairs or modification of a sewer lateral, which includes modular, manufactured and single wide mobile homes, additions and alterations to stick built homes and/or any commercial properties in such cases a sewer permit at \$100.00, (this includes up to 2 (two) inspections are required) and the town/ insurance approver backflow flapper.
  - d. Reconnection of a sewer lateral to an existing structure will require sewer permit and the town/Insurance approved backflow flapper.
  - e. Due to the insurance coverage requirements, the installation of any backflow preventers other that those provided by the Town will require a signed waiver of the Town's liability for damages in the event of a failure of the backflow preventer. All backflow preventers that are purchased through the Town at Town's cost and inspected by the building Inspector code enforcer, have been approved by the Town's insurance and the Town will be liable for any damage resulting from the failure of said device.
  
8. This Ordinance shall become effective upon its passage and publication as provided by law.

Continue Ordinance 2017-17

DULY PASSED AND ADOPTED BY THE TOWN COUNCIL FOR THE TOWN OF CLOVERDALE, PUTNAM COUNTY, STATE OF INDIANA ON THE 28<sup>th</sup> DAY OF DECEMBER, 2017

  
\_\_\_\_\_  
PRESIDENT COWETTA PATTON

  
\_\_\_\_\_  
VICE PRESIDENT LARRY FIDLER

\_\_\_\_\_  
MEMBER DON SUBLETT

  
\_\_\_\_\_  
MEMBER CINDY HOLLAND

  
\_\_\_\_\_  
MEMBER GARY BENNINGTON

ATTEST:

  
\_\_\_\_\_  
CHERYL GALLOWAY  
CLERK-TREASURER

PREPARED BY CHERYL GALLOWAY - CLERK TREASURER