

CITY OF ROSLYN

WASHINGTON

ORDINANCE NO. 1089

**AN ORDINANCE OF THE CITY OF ROSLYN,
WASHINGTON, AMENDING ROSLYN CITY CODE
CHAPTER 13.10 RELATING TO SEWER CONNECTIONS
AND ADDING A NEW SECTION; PROVIDING FOR
SEVERABILITY; AND ESTABLISHING AN EFFECTIVE
DATE**

WHEREAS, mandatory sewer connection for certain lots located within the City of Roslyn may not be feasible due to parcel location and sewer system constraints; and

WHEREAS, the City Council is interested in addressing such unique situations by amending the code to recognize such situations;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ROSLYN, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Roslyn City Code Section 13.10.060 (Private sewage disposal systems – Abandonment and connection to public). Amended: RCC Section 13.10.060 is hereby amended to read as follows:

13.10.060 Private sewage disposal systems—Abandonment and connection to public.

At such time as a public sewer becomes available to a property served by a private disposal system, as provided in RMC 13.10.090, a direct connection shall be made to the public sewer in compliance with this chapter, and any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material at the expense of the property owner. Abandonment of the private disposal system shall comply with all recommendations of the county health district. A public sewer shall be considered to be “available” to a property for the purposes of this section and for the purposes of RMC 13.10.090 when a public sewer main is located within any street, alley, right-of-way or public sewer easement located within two hundred fifty feet of the property, and when such property may be physically connected to the public sewer main by gravity or other means approved by the City.

Section 2. Roslyn City Code Section 13.10.090 (Connection to available public sewer required after notice). Amended: RCC Section 13.10.090 is hereby amended to read as follows:

13.10.090 Connection to available public sewer required after notice.

The owner of each house, building or property used for human occupancy, employment, recreation, commercial or industrial activity, or other purpose, to which public sewer is "available" as defined in Section 13.10.060, ~~situated within the city and abutting on any street, alley or right of way in which there is now located or may in the future be located a public sanitary or combined sewer of the city is required~~ shall at his or her expense ~~to~~ install suitable toilet facilities therein, and ~~to connect to such facilities directly with to the proper~~ public sewer in accordance with the provisions of this chapter within 30 days after date of official notice to do so.

Section 3. A New Section 13.10.095 Adopted. A new Section 13.10.095 of the Roslyn City Code is hereby adopted to read as follows:

13.10.095 When public sewer not available.

When public sewer is not "available" as defined in Section 13.10.060 and the expense of constructing an extension to the city sewer service line to serve the property would be an unreasonable burden, to be determined by the City, the owner of each house, building or property that is used for human occupancy, is situated within the city and is residentially zoned, and receives water from the City water system, is authorized to install at his or her expense a private, on-site residential septic system meeting the requirements of this section and chapter. The septic system must be approved by the Kittitas County Health Department, shall be located on the same lot as the residence being served, and shall be operated using city water.

Section 4. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 5. Effective Date. This Ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 12TH DAY OF JUNE, 2012.

CITY OF ROSLYN



Neal Lockett, Mayor

ATTEST/AUTHENTICATED:


Amber Shallow, City Clerk

Approved as to form:



A handwritten signature in black ink, appearing to read 'Margaret King', is written over a horizontal line.

Margaret King, City Attorney

Filed with the City Clerk: June 11, 2012

Passed by the City Council: June 12, 2012

Date of Publication: June 15, 2012

Effective Date: June 22, 2012