

25.000

**SEWER SERVICES
VILLAGE OF SHEPHERD,, MICHIGAN
ord. no. 8301 eff. Apr. 4, 1976**

An Ordinance to provide for regulating sewer services, inspection thereof; connection required; prohibited uses; covering sewer, limitation; health powers and abating nuisances; private disposal systems; installation and discontinuance; sewer connection fee and penalty for violations thereof.

THE VILLAGE OF SHEPHERD ORDAINS:

25.001

Sec. 1. PERMIT REQUIRED.

No person shall establish or make any connection with any Village sewer or sewer pipe, or cause same to be done, unless he complies with the provisions of this Ordinance, the State Laws, and all lawful regulations, and unless he first procures a permit as prescribed herein. (ord. no. 8301 eff. Apr. 4, 1976)

25.002

Sec. 2. APPLICATION FOR PERMIT, FEES.

Application for a permit shall be made to the Village of Shepherd in such form and detail as it may prescribe, accompanied with the payment of such charges as may be determined from time to time by the Village Council. Upon a determination by said Village of Shepherd of the practicability of making the connection or installation requested in the application, the permit shall be granted. (ord. no. 8301 eff. Apr. 4, 1976)

25.003

Sec. 3. SEWER SERVICE CHARGES.

Charges for services shall be as established by the Village Council at Village meetings from time to time, either by policy statements formally adopted or by motions made at Council meetings. (ord. no. 8301 eff. Apr. 4, 1976)

Amended as follows:

Persons or businesses who water residential lawns or use water for irrigation purposes only, may purchase a separate water meter from the Village to measure lawn or irrigation sprinkling. Such metered water for lawn sprinkling or irrigation will not be charged sewer. Charges will be same as current water rate charges and water rate capitol surcharge as established in Section 25.050 of the Village of Shepherd Ordinance.

Effective Date

This ordinance shall take effect 30 days after its adoption:

Adopted: August 5, 2002
Published: August 14, 2002
Effective: September 4, 2002

25.004

Sec. 4. ENFORCEMENT; DELINQUENT CHARGES, LIEN, DISCONTINUING SERVICE.

The charges for sewer services under the provisions of Section 21 of Act 94, Public Acts of Michigan, 1933, as amended, are hereby made a lien on all premises served thereby, unless notice is given that a tenant is responsible, and are hereby recognized to constitute such a lien and whenever any such charge against any piece of property shall be delinquent for six months, the Village official in charge of the collection thereof shall certify annually, on May 1 of each year, to the tax assessing officer of the Village, the fact of such delinquency, whereupon such charge shall be by him entered upon the next tax roll as a charge against such premises and shall be collected and the lien thereof enforced in the same manner as general Village taxes against such premises are collected, and the lien thereof enforced; provided, however, where notice is given that a tenant is responsible for such charges, as provided by the aforesaid Section 21, no further service shall be rendered such premises until a cash deposit of not less than \$40.00 shall have been made as security for payment of such charges.

In addition to other remedies provided, the Village shall have the right to shut-off and discontinue the supply of water to any premises for the nonpayment of sewer rates when due. If such charges are not paid within 60 days after the due date thereof, then water service to such premises shall be discontinued. Water services so discontinued shall not be restored until all sums then due and owing shall be paid, plus a turn-on charge of \$25.00.
(ord. no. 8301 eff. Apr. 4, 1976)

25.005 Sec. 5. INSPECTION REQUIRED.

All work done pursuant to any permit issued hereunder shall be personally inspected by the Village of Shepherd through its duly authorized agent, who shall have access to the premises for this purpose at all reasonable times.
(ord. no. 8301 eff. Apr. 4, 1976)

25.006 Sec. 6. SEWER CONNECTION REQUIRED.

Every lessee, owner or occupant of any building or structure that is occupied or used for any purpose shall be charged with the responsibility of connecting same with the sanitary sewer whenever such sewer is available. Every single house shall have a separate connection with the sewer main.
(ord. no. 8301 eff. Apr. 4, 1976)

25.007 Sec. 7. DRAINING, SANITARY SEWERS; PROHIBITION

Section amended to read.

(a) No person shall place or cause to be placed in any sanitary sewer any substance other than household waste or commercial wastes. The terms "household waste" and "commercial waste," for the purposes of this Ordinance shall mean only liquid waste except surface and storm water drainage.

(b) No person shall connect roof downspouts, foundation drains, area way drains, or any sources of surface or ground water to a building sewer which in turn is connected to the sanitary sewer system.

(c) No person shall discharge or cause to be discharged any storm water, surface water, ground water, or roof water to any sanitary sewer.

(d) Storm water, ground water and all other unpolluted drainage shall be discharged into storm drains or to a natural outlet approved by the Village.

(e) Industrial cooling water which is unpolluted and not contaminated with oil, industrial adhesives, algaecides or other pollutants, or unpolluted process water may be discharged upon application to and approval from the Village to a storm drain or natural outlet.

(f) Industrial cooling water containing only such pollutants as insoluble oils or grease or other suspended solids shall be pretreated for removal of the pollutants and then discharged to the storm water.

(g) The owner or occupant of any premises within the Village shall not use, maintain, or permit the use of, therein or thereon, a toilet (permanent or portable) or drain that is a menace to the health or safety of individuals or public. The use of any sewer or drain not maintained so that sewage or sewage effluent shall flow into a road right-of-way, a ditch, a stream or storm sewer is prohibited. This malfunctioning drain shall not be used until the condition is corrected by repair or replacement to the satisfaction of the Village.

(h) Violation of this Section of the Ordinance shall be a misdemeanor punishable by a maximum of 90 day imprisonment and a fine of not more than \$500 or both.

This Ordinance shall take effect twenty (20) days after its passage by the Village Council
Adopted: July 18, 1994.

25.008 Sec. 8. PROHIBITED USES.

No person shall place or cause to be placed in any sewer any suffocating, corrosive, inflammable or explosive liquid, gas vapor, or substance or material of any kind, or any oil or grease or product similar in substance, or any such waste from any garage, machine shop, storehouse, storeroom, salesroom, store, warehouse or premises.

(ord. no. 8301 eff. Apr. 4, 1976)

25.009 Sec. 9. COVERING SEWER, LIMITATION.

No person shall cover any sewer until a duly authorized agent of the Village approves, in writing, the work as having been completed in compliance with the State Laws and the provisions of this Ordinance.

(ord. no. 8301 eff. Apr. 4, 1976)

25.010 Sec. 10. HEALTH POWERS; ABATING NUISANCES.

Nothing contained in this Ordinance shall be construed as limiting in any manner the powers of the health officer, and if any unsanitary condition exists the same is hereby declared to be a public nuisance and shall be abated in accordance with the provisions of this Ordinance.

(ord. no. 8301 eff. Apr. 4, 1976)

**25.011 Sec. 11. PRIVATE DISPOSAL SYSTEMS;
INSTALLATION.**

Whenever a sanitary sewer or combined sewer is not available, there shall be maintained a private disposal system which shall comply with all of the laws of the State and the County Board of Health.

(ord. no. 8301 eff. Apr. 4, 1976)

25.012 Sec. 12. PRIVATE DISPOSAL SYSTEMS;

DISCONTINUANCE.

At such time as a public sewer becomes available for connection to any property served by a private sewer disposal system, such private sewage disposal system shall be discontinued and abandoned and connection shall be made with the sewer intended to serve such premises on or before six months after sewer service is available.

(ord. no. 8301 eff. Apr. 4, 1976)

25.013

Sec. 13. PENALTY.

Any person who violates any provision of this Ordinance shall, upon conviction, be punished by a fine not exceeding \$100.00, or imprisoned for a period not exceeding 30 days, or both.

(ord. no. 8301 eff. Apr. 4, 1976)

25.014

Sec. 14. EFFECTIVE DATE.

This Ordinance shall take effect twenty (20) days after its final passage by the Village Council of said Village of Shepherd.

Introduced: March 1, 1976

Passed, Ordained and Ordered Published: March 15, 1976

Published: March 10 and 24, 1976

Posted: April 3, 1976

Effective: April 4, 1976