

ORDINANCE NO. 80, FOURTH SERIES

AN ORDINANCE AMENDING SUBDIVISION 3 OF ORDINANCE NO. 66, AND TITLED “AN ORDINANCE DELETING IN ITS ENTIRETY THE LANGUAGE OF REDWOOD FALLS CODE OF ORDINANCE § 3.50 AND ENACTING A NEW ORDINANCE ALLOWING FOR THE INSPECTION OF PROPERTY TO DETERMINE IF THERE IS DISCHARGE OF PROHIBITED CLEAR WATER DRAINAGE, TO PROVIDE A SURCHARGE FOR NON-COMPLIANCE AND CONNECTION REQUIREMENTS.”

FINDINGS AND PURPOSE:

WHEREAS, the City Council of Redwood Falls finds that the discharge of water from any surface, groundwater sump pump, roofs, yards, lawns, streets, alleys, footing title, or other natural precipitation into the municipal sanitary sewer system has the potential to cause property damage and overload the municipal and regional sanitary sewer systems. Such overloading of the sanitary sewer system may result in sewage flowing into basements and/or residences and businesses, creating hazardous public health conditions and significant damage to properties. The City Council therefore finds it essential for the maintenance of health, minimization of property damage, and to maintain the life and capacity of the wastewater treatment system that the provisions of this Ordinance be strictly enforced; and

WHEREAS, on November 5, 2019 the City Council of the City of Redwood Falls, Minnesota Passed and Adopted Ordinance No. 66, Fourth Series, Titled “AN ORDINANCE DELETING IN ITS ENTIRETY THE LANGUAGE OF REDWOOD FALLS CODE OF ORDINANCE § 3.50 AND ENACTING A NEW ORDINANCE ALLOWING FOR THE INSPECTION OF PROPERTY TO DETERMINE IF THERE IS DISCHARGE OF PROHIBITED CLEAR WATER DRAINAGE, TO PROVIDE A SURCHARGE FOR NON-COMPLIANCE AND CONNECTION REQUIREMENTS;” and

WHEREAS, the prohibited discharge of clear water drainage includes not only unauthorized inflow but also the infiltration of clear water drainage into compromised sanitary sewer service lines, and

WHEREAS, to make the inspection process inclusive of all kinds of prohibited discharge of clear water drainage, including infiltration of compromised sanitary sewer service lines, amendment of Ordinance No. 66, Subdivision 3, is necessary.

NOW THEREFORE, THE CITY OF REDWOOD FALLS DOES ORDAIN:

SECTION 1. Subdivision 3 of Ordinance No. 66, adopted on November 5, 2019 and titled “AN ORDINANCE DELETING IN ITS ENTIRETY THE LANGUAGE OF REDWOOD FALLS CODE OF ORDINANCE § 3.50 AND ENACTING A NEW ORDINANCE ALLOWING FOR THE INSPECTION OF PROPERTY TO DETERMINE IF THERE IS

DISCHARGE OF PROHIBITED CLEAR WATER DRAINAGE, TO PROVIDE A SURCHARGE FOR NON-COMPLIANCE AND CONNECTION REQUIREMENTS;” is amended to read:

§ 3.50 DISCHARGE OF PROHIBITED CLEAR WATER DRAINAGE

Subd. 3. *Inspections.* The purpose of inspections shall be to confirm that there is no discharge of prohibited clear water drainage and the property is in compliance with this section. The inspection shall include, but is not limited to: inspection of the properties down spouts, eave troughs, rainspouts, yard drains, perimeter drains, sump pumps, foundations drains, sanitary sewer service lines, and the like. The Owner of any dwelling, building, or other structure shall have a period of thirty (30) days to schedule an appointment for an inspection from the date the City sends a written notice to the Owner requesting admittance to the Owner’s property for an inspection, to either allow a City inspection of the property, or the Owner may contract with a licensed plumber to perform the inspection, and notify the City of the results thereof. Upon completion of an inspection, the City inspector or a licensed plumber hired at the sole expense of the Owner, shall provide the Owner a copy of the inspection report. The report shall indicate whether or not the property is in compliance with this section. If the property is not in compliance with this section, the report shall indicate in detail all deficiencies discovered and the required corrections in order to be in compliance with this section. The Owner shall have a period of ninety (90) days from the date the Owner is informed of the deficiencies to obtain a building permit, if required, to disconnect the sump pump or other prohibited discharge, to complete all the necessary corrections as outlined in the inspection report and schedule a reinspection with either the City inspector or licensed plumber to verify that the property is now in compliance with this section. If there are any corrections outlined in the inspection report that require the issuance of a building permit, then the City Building Official shall conduct the reinspection for compliance with all applicable City code requirements and shall provide the necessary documentation to verify the property is in compliance. **If the Owner leases the subject property or for any reason does not reside at the property, the Owner ultimately has the duty and responsibility to provide all notices related to this section to every tenant of the property and to ensure compliance with the inspection process and any necessary corrections, if so required.** No lease or other contract purporting to shift maintenance or repair obligations to a tenant shall relieve Owner’s obligations to comply with these regulations. Tenants in any property within the City have an obligation to cooperate with the Owner and the City, Utilities and their designees with respect to the completion of any required inspection or necessary corrections in order for the Owner to be in compliance with this section.

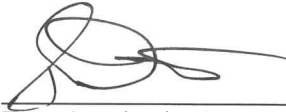
SECTION 2. Effective Date. This Ordinance becomes effective from and after its passage.

PASSED AND ADOPTED by the City Council of the City of Redwood Falls, Minnesota this 21st day of June, 2022.

ATTEST:



Keith Muetzel
City Administrator



Tom Quackenbush
Mayor

(City Seal)

Subscribed and sworn to before me this
21st day of June 2022.



Notary Public

Introduction: 06/07/2022
Posting: 06/10/2022
Adopted: 06/21/2022
Approval Published: 06/30/2022

