

ORDINANCE NO. 203

AN ORDINANCE PROHIBITING SEPTIC TANKS AND PRIVATE SEWER SYSTEMS IN AREAS WHERE CITY SEWER SERVICE IS AVAILABLE AND PROVIDING THAT SEPTIC TANKS AND PRIVATE SEWER SYSTEMS WITHIN THE CITY WHERE CITY SEWER IS NOT AVAILABLE, MAY BE PUT IN ONLY IF A PERMIT IS FIRST OBTAINED FROM THE CITY AND THAT SAID SEPTIC TANK OR PRIVATE SEWER SYSTEM MUST BE IN COMPLIANCE WITH THE TEXAS WATER QUALITY BOARD, THE TEXAS DEPARTMENT OF HEALTH RESOURCES, AND THE COUNTY OF GRAYSON, THEIR SPECIFICATIONS AND CONSTRUCTION STANDARDS FOR PRIVATE SEWERAGE FACILITIES: AND PROVIDING A PENALTY OF NOT LESS THAN \$1.00, OR MORE THAN \$200.00 FOR EACH DAY SUCH SYSTEM IS INSTALLED OR OPERATED WITHOUT SAID PERMIT.

WHEREAS, the City Council of the City of Bells, Texas, has determined that septic tanks and private sewer systems must be regulated within the City limits of Bells, and

WHEREAS, the City Council of said City wishes to regulate the installation of any systems for the health and welfare of all of the citizens of the City of Bells, and

WHEREAS, it is hereby officially found and determined that a case of urgent public necessity exists for the regulation of septic tanks and private sewer systems after this date, and

WHEREAS, the City has determined that no system shall be installed, or permit issued, by the City where City sewer is readily available and that no private sewer system or septic tank shall hereinafter be installed without first filing with the City plans and application to install such system in compliance with the rules and regulations and orders of the Texas Water Quality Control Board, the Texas Department of Health Resources, and the County of Grayson, and in compliance with their construction standards and operation for private sewerage facilities and that in order to prevent such installation that a fine of not less than \$1.00, or more than \$200.00, be provided for any system installed in violation of this ordinance,

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLS, TEXAS:

SECTION 1.

That the City of Bells, Texas, does hereby and hereon adopt Order No. 72-0627-7 of the Texas Water Quality Board establishing regulations governing the use of private sewage

facilities in Grayson County, Texas; and, designating the Grayson County Commissioners Court to perform the licensing and registration functions of this Order, and that they adopt thereto the Construction Standards for Private Sewage Facilities, 301.79.03.011-.003, The Texas Department of Health Resources, as to construction standards and operations of private sewer facilities.

SECTION 2.

That applicants to install said systems must first show that said area is not served by the City Sewer System.

SECTION 3.

That said private sewer system will meet with all the qualifications and conditions as set out by the Water Quality Board, the Department of Health Resources, the County of Grayson, and the local Health Departments.

SECTION 4.

That prior to building any new house, home, or public establishment that requires a private sewer system, or remodeling existing property where a private sewer system is required to be installed, that they will first file said application with the City, and the other proper health officials as the City may determine, to show that such system can be installed in compliance with the rules and regulations as heretofore set out prior to the building or construction or remodeling of such house, home, or business establishment.

SECTION 5.

This Ordinance shall apply only to construction from this date forward, and shall not be retroactive to regulate existing systems, unless such systems are reworked, redone, or determined to constitute a public health and safety hazard.

SECTION 6.

The City of Bells does hereby and hereon adopt the Cooperative Agreement for Licensing, Inspection, and Regulation of Private Sewage Facilities under the Water Quality Control Board, which Agreement is attached hereto and made a part hereof for all purposes.

SECTION 7.

Penalties. Any person, firm, corporation or partnership that shall erect a system not in compliance herewith shall be guilty of violating the provisions herein, upon

conviction to be fined not less than \$1.00, or more than \$200.00, for each day such violation shall continue.

SECTION 8.

Repeal of Conflicting Ordinances. All existing ordinances of the City of Bells, Texas, are hereby repealed in so far as they may be inconsistent with the provisions of this ordinance.

PASSED and APPROVED this 17th day of ~~February~~ ^{MARCH}, A.D. 1978.



MAYOR

ATTEST:



CITY SECRETARY

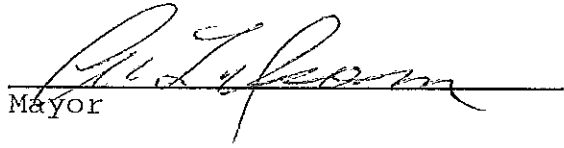
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AMENDMENT OF SECTION 7:

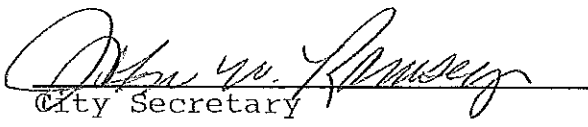
Penalties. Any person, firm, corporation or partnership that shall erect a system not in compliance herewith shall be guilty of violating the provisions herein, upon conviction, to be fined not less than \$1.00, or more than ONE THOUSAND (\$1,000.00) DOLLARS, for each day such violation shall continue.

PASSED AND ADOPTED this 7 day of February,
A. D. 1984.



Mayor

ATTEST:



City Secretary