

## **ORDINANCE NO. 17-018**

**AN ORDINANCE OF THE CITY OF UNIVERSITY PARK, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF UNIVERSITY PARK BY AMENDING SECTIONS 13.04.010, 13.04.011 AND 13.04.012 TO REQUIRE REPLACEMENT OF SEWER TAPS, DETERMINE RESPONSIBILITY FOR MAINTENANCE OF SEWER LINES, AND AUTHORIZE WORK ON SEWER LINES; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PARK, TEXAS:**

**SECTION 1.** That Chapter 13, Article 13.04, of the Code of Ordinances, City of University Park, Texas, is hereby amended by amending Sections 13.04.010, 13.04.011 and 13.04.012 to read as follows:

**“Sec. 13.04.010 Replacement of sewer tap**

A new sewer tap connecting the sewer line on private property with the city’s sanitary sewer main on public property shall be made at the owner’s expense when the sewer line on private property is replaced or when it is determined by the city engineer that the existing tap is defective. In no case shall a new sewer line connection be made to an old sewer tap. However, any sewer tap that was installed twelve (12) months or less prior to the replacement of the sewer line may be used if, in the opinion of the city engineer, it meets city specifications.

**Sec. 13.04.011 Responsibility for maintaining sewer lines**

- (a) Lines on public property. It shall be the responsibility of the property owner to maintain in a healthful state and in working order the sewer line from the point of origin on private property to the point of juncture with the city sanitary sewer main on public property, hereinafter referred to as the “sewer tap.” Any sewer line and/or sewer tap that has become defective or is unsafe or hazardous is hereby declared a nuisance and shall be repaired or replaced to city specifications at the expense of the property owner.
- (b) Lines on private property. It shall be the responsibility of the property owner to maintain in a healthful state and in good repair and serviceable condition the sewer line on private property from the point of origin within a structure to the point of juncture at the property line. Any sewer line on private property which, in the opinion of the building official, is deemed to be defective and is unsafe and/or unsuitable for continued use or service is hereby declared a nuisance and shall be replaced at the property owner’s expense. Further, in the event fifty percent (50%) or more of a sewer line on private property is replaced,

relayed, and/or relocated for any reason, the entire sewer line on private property and the sewer tap, as denoted in subsection (a) above, shall be replaced at the property owner's expense.

**Sec. 13.04.012 Work on sewer system to be done by city employees**

Only persons employed by the city and approved by the city engineer shall install sewer taps and work on any part of the city sanitary sewer system on public property. However, a licensed plumber registered with the city may connect a sewer line at the property line providing the new or replaced sewer line and double cleanout at the property line is approved by the plumbing inspector."

**SECTION 2.** All provisions of the ordinances of the City of University Park in conflict with the provisions of this ordinance are hereby repealed.

**SECTION 3.** The provisions of this ordinance are severable and should any such provision be declared unconstitutional or unenforceable, such declaration shall not affect any of the remaining provisions hereof or the Code of Ordinances as amended hereby.

**SECTION 4.** Any person violating any of the provisions of this ordinance or the Code of Ordinances as amended hereby, shall be deemed guilty of a misdemeanor and upon conviction in the Municipal Court shall be subject to a fine not exceeding five hundred dollars (\$500.00) for each offense.

**SECTION 5.** This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and Charter in such cases provide.

**DULY PASSED** by the City Council of the City of University Park, Texas, on this 6th day of June 2017.

**APPROVED:**

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**OLIN B. LANE, MAYOR**

**APPROVED AS TO FORM:**

**ATTEST:**

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**CITY ATTORNEY**  
**(rld/5-30-17/86640)**

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**CHRISTINE GREEN, CITY SECRETARY**

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**DULY ADOPTED** by the City Council of University Park, Texas on the 6th day of June 2017.

**APPROVED:**

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**MAYOR**

**ATTEST:**

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**CITY SECRETARY**