

## **Ordinance # 137**

### AN ORDINANCE PROVIDING FOR THE MANDATORY USE OF THE CITY OF MICHIGAN CITY SEWER SYSTEM

Be it ordained by the Mayor and the City Council of the city of Michigan city, Nelson County, North Dakota:

Section 1. The city Council of the city of Michigan City hereby finds and determines that it is essential to the public health and welfare that all real property and owners and tenants of the city of Michigan City, north Dakota, said improvement being described as Sewer Improvement District No 94-1 consisting of replacing the deteriorated force-main.

Section 2. It shall be unlawful for any person to use or occupy or permit to be used or occupied for residence purposes, any premises or building within structured is located 300 feet or less from any water main or sanitary sewer within the city without first making or causing to be made proper connections with said sewer and water facilities and mains and, in determining the distance for the purpose of determining when any building or premises is said lot and nearest point on the water main or sewer line.

The term” proper connections” when used in this section shall be construed to mean connections with such water mains and sanitary sewers which are equipped and furnished with proper valves and fittings so as to enable such water connections to be used at all times and sanitary toilets and drains and such equipment shall at all times be kept in repair and in a manner so as to make them available for household use and in condition to be used at all seasons of the year.

Section 3. The use, construction, maintenance, building or erection of any outhouse, privy, vault or cesspool within this City is hereby declared to be a nuisance and menace to public health, when in violation of Section 2.

Section 4.

- A. Private sewage systems and private water supplies may be constructed to serve new buildings to be built in areas not included in Section 2, provided such lot area complies with the requirements of any zoning requirements.
- B. Private sewage systems and private water systems may be installed in existing buildings in areas not included in Section 2.
- C. Each private sewage system or private water supply hereafter altered or constructed shall conform to the State Health Department Standards.

Section 5. In the cleaning of private septic tanks and sewage systems the contents thereof shall be removed in containers fitted so as to prevent the escape of odors or materials there from and disposed in a manner approved by the city health Officer. The dumping of a private sewage system on the surface of the ground or hauling contents thereof in such a manner as to allow the material to spill on the ground, street or public ways is hereby declared to be a public nuisance.

Section 6. Any person, firm or corporation violating any provision of this ordinance shall be subject, upon conviction, to imprisonment not exceeding thirty (30) days, or may be fined not exceeding five Hundred Dollars (\$500.00). Water and/or sewage service may be denied by the city to any person, firm or corporation violating this ordinance.

Section 7. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Lonnie Anderson  
Mayor

Attest  
Irene Anderson  
City Auditor

Date of First Reading: April 3, 1995  
Date of Second Reading: May 1, 1995