

**CITY OF ROCKPORT, INDIANA
ORDINANCE NO. 2008-5**

**AN ORDINANCE AMENDING CHAPTER 53 OF THE ROCKPORT
MUNICIPAL CODE REGARDING SANITARY SEWER LATERAL
INSPECTIONS UPON A CHANGE IN OWNERSHIP OF PROPERTY**

WHEREAS, improper connections and the inflow and infiltration of storm waters to the City sanitary sewer system present significant demands on the operation and capacity of the municipally owned sewage works; and

WHEREAS, upon recommendation of the Board of Public Works and Safety of the City of Rockport, it is now determined that an inspection of property which discharges sanitary wastes into the sanitary sewer system of the City upon the change of ownership thereof will significantly aid in the discovery and correction of improper connection and inflow and infiltration of storm water.

NOW THEREFORE, BE IT ORDANIED by the Common Council of the City of Rockport, Indiana, as follows:

Section 1. That Chapter 53 of the Rockport Code of Ordinances, entitled "Sewer Regulations," be, and the same is hereby amended by adding thereto the following provision:

Section 53.063. INSPECTION UPON CHANGE IN OWNERSHIP

- (A) Except as hereinafter provided, upon the change in ownership of every residential lot, parcel of real estate or building that discharges sanitary wastes into the sanitary sewer system of the City, said property shall be inspected for proper sanitary sewer connections, inflow and infiltration. No water service shall be provided to such property until a satisfactory certificate of inspection has been issued by the Wastewater Department.
- (B) The inspection required hereunder shall be at the owner's cost and shall include televising and recording the condition of the sewer lateral leading from the premises to the City's sewer main, and entrance onto the property to verify that no sump pump, foundation drains, downspouts, or other prohibited connections are connected to the sanitary sewer system and that the sewer lateral is functioning properly.
- (C) No water service shall be provided to such premises until such time as any defects or improper connections found by such inspection have been corrected at the owner's expense and to the satisfaction of the Wastewater Superintendent, or his designee.
- (D) Once inspected, any such property receiving a satisfactory certificate of inspection shall not be subject to reinspection under this section for a period of five (5) years.
- (E) The owner of any such property who fails or refuses to have said property inspected after transfer pursuant to this section shall be guilty of an ordinance violation and upon conviction shall be liable

for a fine in the sum of Twenty-Five Dollars (\$25.00). Each day a violation continues after written notice to the owner for compliance with this section shall constitute a separate offense.

Section 2. This Ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor, and publication as required by law.

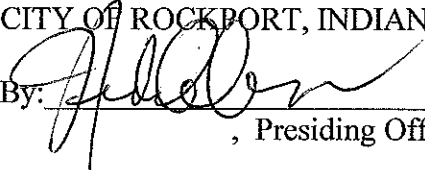
ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCKPORT, INDIANA, THIS 2nd DAY OF SEPTEMBER, 2008, BY THE FOLLOWING VOTE.

Nay	Aye		Abstain	Absent
_____	✓	Ferman Yearby, III	_____	_____
_____	✓	Robert C. Mack	_____	_____
✓	_____	Jackie N. Morrison	_____	_____
_____	✓	Julie F. Payne	_____	_____
_____	✓	Connie L. Hargis	_____	_____

TOTAL:

This ordinance shall be effective upon its due publication as provided by law.

COMMON COUNCIL OF THE
CITY OF ROCKPORT, INDIANA

By: 

, Presiding Officer

ATTEST:




Harold D. Goffinet, Clerk-Treasurer

Presented by me, undersigned Clerk-Treasurer of the City of Rockport, Indiana, to the Mayor of said City of his approval on the 2nd day of September, 2008.



Harold D. Goffinet, Clerk-Treasurer

Approved by me, the undersigned Mayor of said City on the 2nd day of
September, 2008, at 7:05 o'clock P.M.



Nedra A. Groves, Mayor