

**FAIRFIELD ORDINANCE NO. 1127**

**AN ORDINANCE AMENDING FAIRFIELD ORDINANCE NO. 1105 BY ADDITION OF REQUIREMENTS ON ABANDONMENT OF SEPTIC SYSTEMS, CLEANING OF SLUDGE AND FILL OR REMOVAL, TO FAIRFIELD MUNICIPAL CODE CHAPTER 13.04.030**

**BE IT ORDAINED BY THE CITY COUNCIL OF FAIRFIELD, IOWA:**

**SECTION 1. Amendment.** Fairfield Municipal code chapter 13.04.030 is HEREBY AMENDED BY ADDITION of the following after Code Chapter 13.04.030(d):

13.04.030(e) Upon direct connection to the public sanitary sewer, in compliance with this ORDINANCE, any septic tanks, privy vaults, cesspools, and similar private sewage disposal facilities or instruments, or fixtures, shall be abandoned and suitably filled, or removed.

13.04.030(f) Such abandoned private sewage disposal system, if not removed upon abandonment, shall be cleaned of sludge, and filled with suitable fill material(s) comprised at least of dirt, or clean bank-run gravel.

13.04.030(g) Upon direction connection, and at such time of compliance with abandonment and fill or removal requirements of this ORDINANCE. The City shall be afforded right of entry, on prior notice, for purpose of inspection and to verify compliance has occurred, before closure or cover of the abandoned system/site.”

13.04.040(h) At time of transfer, property owners shall be required to make direct connection to public sanitary sewer with respect to the provisions of this ordinance.

**SECTION 2. Severability Clause.** If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

**SECTION 3. When Effective.** This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Passed by the Council on the 11<sup>th</sup> day of May, 2015, and approved this 11<sup>th</sup> day of May, 2015.

  
Edward Malloy, Mayor

ATTEST:

  
Michael Harmon, City Administrator

The foregoing Ordinance was adopted by the City Council of the City of Fairfield, Iowa, at its regular meeting held on the 11<sup>th</sup> day of May, 2015, upon appropriate notice and reading(s), having been duly moved by Councilperson Hamilton and seconded by Councilperson Hammes.

	AYES	NAYS	ABSTAIN	ABSENT
Hamilton	<u>X</u>	_____	_____	_____
Revolinski	<u>X</u>	_____	_____	_____
Rasmussen	<u>X</u>	_____	_____	_____
Hammes	<u>X</u>	_____	_____	_____
Halley	<u>X</u>	_____	_____	_____
Flournoy	<u>X</u>	_____	_____	_____
Ledger-Kalen	<u>X</u>	_____	_____	_____