

**ORDINANCE NO \_\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 114-UTILITIES, ARTICLE I. SECTION 114-21.-CONNECTION OF DISCHARGE LINES TO CITY SANITARY SEWER LINES BY REPEALING SUBSECTIONS (A) THROUGH (G); BY ADDING NEW SECTIONS (A)-(D); REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING EFFECTIVE DATE.**

**WHEREAS**, the City of Mission is a home-rule municipality possessing the full power of local self-governance pursuant to Article XI, Section 5 of the Texas Constitution; and

**WHEREAS**, pursuant to the laws of the State of Texas Section 51.001 of the Texas Local Government Code, the City Council has the authority to adopt an ordinance that, among other things, is for good government, peace, or order of the City of Mission; and

**WHEREAS**, the City hereby desires to amend Chapter 114-Utilities, Article I. Section 114-21-Connection of Discharge Lines to City Sanitary Sewer Lines as set forth below.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, THAT:**

**SECTION 1. That the City of Mission Chapter 114-Utilities, Article I. Section 114-21 is amended as follows:**

Section 114-21 subsections (a)-(g) are hereby repealed and replaced as follows:

Section 114-21.-Connection of discharge lines to city sanitary sewer lines.

- (a) Any structure located on property within 80 feet of a sanitary sewer line, by way of a public right-of-way, public or private easement, must connect any discharge lines to such sanitary sewer line within 60 calendar days of when the improvement first became within such distance of the sanitary sewer line. No one may have a discharge line connected to a septic tank whenever any discharge line is required to be connected to a sanitary sewer line.
- (b) If the property owner/occupant fails to connect in a timely manner the city is authorized to charge the property owner/tenant for the sewer service.
- (c) Any person violating any provision of this section within the corporate limits of the city shall be guilty of a misdemeanor, and upon conviction shall be fined as provided in section 1-14 of this code. Each day that such a violation continues shall be a separate offense. Prosecution or conviction under this provision shall never be a bar to any remedy or relief for violations of this section.

- (d) If any health issue/complaints arise due to the septic tank overflowing, the property owner/occupant may be subject to a misdemeanor violation or other violation as provided by law.

**SECTION 2. REPEALER** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 3. SEVERABILITY** If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and any remaining provision shall continue in effect notwithstanding the invalidity of such section, subsection, clause, phrase or portion.

**SECTION 4. EFFECTIVE DATE** This ordinance shall take effect immediately upon its passage and publication as required by law.

**PASSED, APPROVED, AND ADOPTED THIS** 27th day of May, 2025, at a regular meeting of the City Council Elective Commission of the City of Mission, Texas at which a quorum was present and which was held in accordance with TEXAS GOVERNMENT CODE, CHAPTER 551.

CITY OF MISSION

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Norie Gonzalez Garza, Mayor

ATTEST:

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Anna Carrillo, City Secretary

APPROVED AS TO FORM:

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Patricia A. Rigney, City Attorney