13

14

15

16 17

18

19

20 21

22

23

24

AN ORDINANCE AMENDING SECTION 22-4, RESIDENTIAL 2 3 CONNECTIONS, OF ARTICLE I, IN GENERAL, OF CHAPTER 22, SEWER AND WASTEWATER SERVICE AND ADDING SECTION 4 22-5, COMMERCIAL CONNECTIONS, TO ARTICLE I, IN 5 GENERAL, OF CHAPTER 22, SEWER AND WASTEWATER 6 7 SERVICE, OF THE CITY OF ROLLINGWOOD'S CODE OF ORDINANCES RELATED TO WASTEWATER CONNECTIONS 8 9 MADE FROM RESIDENTIAL OR COMMERICAL PROPERTIES 10 TO THE CITY'S WASTEWATER SYSTEM; PROVIDING FOR A 11 REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN 12 EFFECTIVE DATE.

WHEREAS, the City of Rollingwood (the "City") owns and operates a wastewater collection system within its corporate limits; and

WHEREAS, owners of property to which such wastewater collection system is available are permitted to connect their wastewater system to the city's system, subject to restrictions and regulations as contained in the City's Code of Ordinances; and

WHEREAS, the City Council of the City of Rollingwood ("City Council") wishes to make clear that, with the exception of residential grinder pumps that are operated and maintained in full accordance with their manufacturers' guidelines, the City shall only be responsible for the operation and maintenance of the portion of the wastewater collection system that is owned and operated by the City and that is on publicly-owned land, and that each property owner shall be responsible for the maintenance and operation of all other wastewater collection systems that are on each respective property owner's land.

- NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLINGWOOD, TEXAS, THAT:
- 27 **SECTION 1.** All the above premises are hereby found to be true and correct legislative
- and factual findings of the City Council and are hereby approved and incorporated into the
- 29 body of this Ordinance as if copied in their entirety.
- 30 **SECTION 2.** Code Amendment. The following sections of the Rollingwood Code of
- Ordinances are hereby amended as follows with strikethroughs being deletions from the
- 32 Code and underlines being additions to the Code:
- 33 Section 22-4 is amended and Section 22-5 is added as follows:
- 34 Sec. 22-4. Residential connections.
- The owner of the property is responsible to install and maintain all wastewater lines and systems connecting the owner's premise to the city's wastewater collection system according to the city's policies and regulations. The property owner's wastewater lines and systems, include, if determined to be necessary by the director of public works, or other designated agent of the city ("city's designated agent"), a grinder pump and related equipment, a double-check valve, to the City's wastewater collection system at the boundary of the property, and all line, both

within the boundaries of the property and any lines extending from the boundary of
the property up to, but not including, the double-check valve that connects the
wastewater lines and systems to the city's wastewater collection system.

- (b) If a grinder pump is necessary to convey wastewater from a building to the public sewer system through a pressurized force main, as determined by the director of public works, city's designated agent or other designated agent of the city, the property owner shall install a grinder pump approved by the director of public works or other designated agent of the city. Thereafter, the city may repair and replace subsequent grinder pumps to serve the property in accordance with policies and budgets adopted from time to time by the city council, provided that the property owner or other person with appropriate authority grants to the city's agents permission to enter the property for such purpose. The property owner shall be responsible for supplying power to the grinder pump and for all repair or other costs associated with supplying power for the operation of the pump. Such grinder pump shall:
 - (1) Be located in its entirety on private property, including all mechanical and electrical components. However, in cases where the installation of a grinder pump on private property is impractical or poses undue hardship to the user, the City may permit all or part of the grinder pump system to be installed near the curb or in a public right-of-way, subject to review and approval by the City Council upon recommendation from the director of public works or other designated agent of the city.
 - (2) Be installed in an outdoor location that provides reasonable access for any future servicing of the grinder pump, including any necessary clearances.
 - (3) Be owned, operated, and maintained by the property owner in accordance with the city ordinances and regulations including city policies as to repair and replacement. Nothing in this Section or Chapter shall be construed as the City unconditionally agreeing to use public funds to install, maintain, or repair grinder pumps located on private property and serving one or more residential wastewater accounts.
 - c) <u>Decommissioning of on-site wastewater facilities.</u> If on-site wastewater facilities (such as septic tanks) exist or are located on a property at the time of connection to the city's wastewater collection system, the property owner shall decommission all septic tanks and othersuch facilities in accordance with applicable law and shall present evidence of compliance to the director of public works or other designated agent of the city not later than 30 days after connection to the city's wastewater collection system.
 - d) Where a property owner's existing wastewater system is not connected to the City wastewater system with a double check valve, the City may require such a valve to

- be installed when repair, upgrade, or other changes are made to the property owner's existing system.
- 86 e) The property owner's wastewater lines and systems shall be operated and
 87 maintained in accordance with city policies and regulations, including policies
 88 prohibiting the flushing of materials that may cause damage to the property owner's
 89 systems or the city's system, cause unnecessary maintenance, or increase the city's
 90 maintenance costs. If prohibited materials are found during maintenance or repair
 91 of the property owner's wastewater lines and systems, the City may assess the costs
 92 of repair and maintenance to the property owner.

Sec. 22-5. - Commercial connections.

- (a) The owner of the property is responsible:
 - (1) To install and maintain all wastewater lines and systems connecting to the City's wastewater collection system, to include, if determined to be necessary by the director of public works or other designated agent of the city ("city's designated agent"), a grinder pump and related equipment. The property owner's system shall include all wastewater lines and systems both within the boundaries of the property and those extending from the boundary of the property up to, but not including, the double-check valve that connects the private lines and systems to the public wastewater system.
 - (2) To provide for connection, utilizing a double-check valve, to the City's wastewater collection system at the boundary of the property.
- 105 (b) If a grinder pump is necessary to convey wastewater from a building to the public
 106 sewer system through a pressurized force main, as determined by the city's
 107 designated agent, the property owner shall install a grinder pump approved by the
 108 city's designated agent. Such grinder pump shall:
 - (1) Be located in its entirety on private property, including all mechanical and electrical components. However, in cases where the installation of a grinder pump on private property is impractical or poses undue hardship to the user, the City may permit all or part of the grinder pump system to be installed near the curb or in a public right-of-way, subject to review and approval by the City Council upon recommendation from the director of public works or other designated agent of the city.
 - (2) Be installed in an outdoor location that provides reasonable access for any future servicing of the grinder pump, including any necessary clearances.
- 118 (3) Be owned, operated, and maintained by the property owner according to the
 119 City's ordinances and regulations, including city policies as to repair and
 120 maintenance, at the property owner's expense. Nothing in this Section or
 121 Chapter shall be construed as the City agreeing to use public funds to install,
 122 maintain, or repair grinder pumps located on private property and serving
 123 one or more commercial wastewater accounts.

124 125		(4)	Be operated by the pr guidelines and City reg	•	in full accordance with ma	anufacturer
126 127 128 129	<u>c)</u> d)	Where a property owner's existing wastewater system is not connected to the C wastewater system with a double check valve, the City may require such a valve be installed when repair, upgrade, or other changes are made to the prope owner's existing system. The property owner's wastewater lines and systems shall be operated as				
131 132 133 134 135 136	<u>u</u>)	mainta prohib system mainte of the p	ined in accordance wi iting the flushing of mat as or the city's system, contained costs. If prohibit	th city policies rerials that may ause unnecess ed materials a water lines and	es and regulations, including cause damage to the proper sary maintenance, or increasure found during maintenance as systems, the City may asse	ng policies rty owner's se the city's ce or repair
137 138 139 140 141	SECTION 3 . All provisions of the ordinances of the City of Rollingwood in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and all other provisions of the City of Rollingwood ordinances which are not in conflict with the provisions of this ordinance shall remain in full force and effect.					
142 143 144 145 146	SECTION 4. Should any sentence, paragraph, sub-article, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.					
147 148	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.					
149 150 151	APPROVED, PASSED AND ADOPTED by the City Council of the City of Rollingwood, Texas, on the day of, 2025					
152						
153 154					Gavin Massingill, Mayor	
155	ATTE	ST:				
156						
157 158	——————————————————————————————————————	la Rodi	riguez, City Secretary			