

ORDINANCE NO. 83

AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF RATES TO BE CHARGED FOR SEWER SERVICE BY THE CITY OF BETHEL, FOR SEWER SERVICE AND FOR VIOLATIONS OF THIS ORDINANCE.

THE CITY OF BETHEL ORDAINS AS FOLLOWS:

SECTION 1. Definitions.

(1) "Council" means the Council of the City of Bethel.

(2) "Department" means the City of Bethel Public Works Department.

(3) "Applicant" means the person or persons, firm or corporation or other entity making application for sewer service from the Department under the terms of this Ordinance.

(4) "Customer" means an applicant whose application has been accepted by the Department.

(5) "Customer service lines" means that part of the sewer system which is situated on the customer's property or other private property over which the customer has control.

(6) "Interceptors" means all trunk, main and lateral sewer lines of every kind which are connected to and used for the collection of sewage from the customer service lines and its delivery to the sewage treatment plant, except customer service lines.

SECTION 2. Sewer Service Area.

(1) Area. The sewer service area shall be such area within the City of Bethel and such nearby territory as the Council shall from time to time include within the sewer service area by resolution.

(2) Required Connection. Wherever there is now, or may hereafter be, constructed within the sewer service area, an interceptor for the purpose of transmitting sewage to the sewage treatment plant or lagoon, the owner or owners of the property abutting any street, alley or right-of-way along which the interceptor is constructed, must connect all improvements on such property in which any sewage or liquid waste is produced, with a customer service line and an interceptor. Upon completion of construction of such interceptor, the Department shall notify the City Clerk who shall publish a notice that the sewer service is available to serve inhabitants of that area who shall make application for service or connect to the sewer system within one year after the date of the published notice. Failure of the owner of the improved property to do so shall constitute a violation of this Ordinance. The Department may, for good and sufficient reason, extend the time for completion of the connection.

SECTION 3. Conditions of Service.

(1) Service. Sewer service shall be provided by the Department, which shall exercise reasonable diligence and care to insure the uninterrupted operation of the system.

The City shall not be liable for damage resulting from interruption in service or lack of service. Temporary suspension of service by the Department for improvements and repairs may be necessary. Whenever possible, and when time permits, all customers affected by such suspension will be notified prior thereto by notice through news media or otherwise.

(2) Sewer Treatment Plant. The City shall own or operate and maintain a facility to be used for the treatment of sewage deposited in the sewer system.

(3) Ownership. All interceptors, pump stations, valves, fittings, outfall pipes, aeration equipment, and related facilities and appurtenances, except customer service lines, shall be the property of the City, unless otherwise provided by the Council by written contract.

(4) Classes of Service. The classes of service shall be residential or commercial. Residential services shall consist of all services where sewer service is supplied for domestic purposes to a single family dwelling unit. Commercial services shall consist of all services where sewer service is supplied for a commercial or business establishment, or multi-dwelling units. If sewer service is supplied to a customer for use in both a single or a multi-dwelling unit and a commercial or business establishment, or a multi-dwelling unit, the rate for commercial services shall apply for the combined usage.

SECTION 4. Application for Service.

(1) Application Form. Each applicant for sewer service shall sign an application form provided by the City Clerk, giving the date of application, location of the premises to be served, the date applicant wishes services to begin, class of service, the address for mailing bills and such other information as the Department may reasonably require. By signing the application, the applicant agrees to abide by this Ordinance and all resolutions or regulations promulgated thereunder and the applicant agrees to have placed in an approved location a number which conforms to the street numbering system of the City of Bethel. The application is a request for service and does not require the City to furnish service.

(2) Deposits and Establishment of Credit. At the time application for service is made, the applicant shall establish credit with the City Clerk.

(a) Establishment of Credit. Credit will be established based on an applicant's past utility records and an utility deposit will not be required if it is determined that an applicant has a good credit rating. A deposit equal to the estimated bill for one (1) month's service, but not less than twenty dollars (\$20.00), shall be required if an applicant has been delinquent in the payment of utility bills issued by the City or if such applicant is considered to be a poor credit risk.

(b) Deposits. No service shall be furnished until the deposit is made with the City Clerk, and the applicant will be given a receipt for the deposit. The deposit is not a payment on account. In the event sewer service is discontinued, the deposit will be applied to the closing bill, and any amount in excess of the closing bill will be refunded to the applicant. The City need not pay interest on any deposit.

(c) Forfeiture of Deposit. If a customer's account becomes delinquent and service is discontinued, the deposit shall be applied to the unpaid balance. Sewer service will not be restored to the premises to which the account is delinquent or to that customer at other premises until all outstanding sewer bills due the Department from the customer have been paid and the cash deposit replaced, equal to the estimated bill for two (2) months' service at the time service is discontinued, together with a ten dollar (\$10.00) service charge for restoration of services.

(3) Amended Applications. Applicants or customers desiring a change in the size of line, class or location of sewer service, or any change in equipment or operation which the Department considers material, shall file an amended application.

SECTION 5. Sewer Service.

(1) Within the City. Sewer service to areas within the City not presently served with sewers shall be provided only upon authorization of the Council.

(2) Outside the City. Sewer service to areas outside the City shall be provided only at the expense of the customers served.

(3) Ownership. All interceptors and other appurtenances of every kind constituting and used for the sewer system, except customer service lines, shall be the property of the City, and shall be installed by the Department or the applicants, in accordance with plans and specifications approved by the Department.

(4) Location. All interceptors and appurtenances constituting and used for the sewer system, except the customer service lines, shall be on rights-of-way, easements or public property. All easements or right-of-way permits secured for the sewer system shall be obtained in the name of the City.

SECTION 6. Customer Services.

(1) Customer Service Lines. Customer service lines shall be owned, installed and maintained by the applicant for sewer services.

(2) Service Connection Charge. At the time the applicant files for sewer service where service has previously existed, or if the applicant is filing for a change in service, class, size, or location, the applicant shall submit with his application a service connection charge which will cover the actual cost to the Department of the connection, plus 25%.

(3) Installation Procedure. Regulations, orders or procedures governing installation of customer service lines shall be promulgated by the Department, subject to approval of the Council by resolution. All customer service lines and repairs, modifications or disconnections thereof shall be made only on the terms and conditions set forth in the Uniform Plumbing Code (Current Edition) and such further regulations, orders, or procedures as the Council may approve by resolution.

(4) Joint Service Customer Service Lines. The Department may, at its option, serve two or more premises or customers with one customer service line, provided that such joint service customer service lines shall be of such a size to provide a capacity of not less than the combined capacity of individual customer service lines. No customer service line shall be permitted to serve other customers except under written contract approved by the Council.

(5) Number of Customer Service Lines on Premises. The owner of a single parcel of property may apply for and receive as many customer service lines as he and his tenants may require, provided his application or applications meet the requirements of this Ordinance.

(6) Sewage Holding Tanks/Buckets. Customers to whom a sewer line is not available may have sewage evacuated from their property, provided that the location, type of holding tank/bucket, and access thereto is approved by the Department. Quantity and frequency of sewer services shall be determined by regulations or orders of the Department and approved by the Council by resolution, and the rate charged for such sewage evacuation services shall be determined by the Council by ordinance.

(7) Temporary Sewer Use. Temporary sewer extensions and sewer connections may be provided by the Department for a period not to exceed six (6) months, unless an extension is granted by the Department. Cost of connection, deposits, charges for installation and removal of equipment shall be established by the Department, subject to approval by the Council by ordinance.

(8) Customer's Plumbing.

(a) The customer's plumbing, which shall include the sewer extension lines and all plumbing, piping, fixtures and all other appurtenances carrying or intended to carry sewage on property owned or controlled by the customer, shall comply with the plumbing regulations of the City of Bethel.

(b) Customers shall install a suitable control valve on the sewer extension line at a location approved by the Department, the operation of which valve will control the entire sewage supply from the premises served. It will be a violation of this Ordinance for the customer to operate, cause or permit unauthorized operation of the control valve, except in the case of emergencies.

SECTION 7. Sewer Rates.

Sewer rates shall be determined by the Council, adopted by ordinance, and shall be available in the City Clerk's office for public inspection during regular business hours.

SECTION 8. Notices.

(1) Notices to Customers. Notices from the Department to a customer will normally be given in writing, and either mailed to or delivered to the customer at his last known address. Where conditions warrant and emergencies, the Department may notify the customer either by telephone or messenger.

(2) Notices from Customers. Notices from customers to the Department may be given by the customer or his authorized representative orally or in writing at the office of the City Clerk or to the Utility Services Foreman of the Department duly authorized to receive notices or complaints.

(3) Notice of Discontinuance for Repairs. Notices from the Department to a customer providing for the discontinuance of service for the purpose of repairs shall be given to a customer in writing twenty four (24) hours prior to such discontinuance, except in the case of emergencies.

SECTION 9. Billing and Payment.

(1) Mailing. All bills, except the connection fee, shall be included in the bill for City water service. Customers receiving the sewer service, but who do not receive water service, shall be billed separately. All bills shall be mailed on or before the 10th day of each month.

(2) Payment of Bills. Each bill entered shall be due upon receipt. If the bill is not paid by the last day of the month in which mailed, the account shall be considered delinquent.

(3) Delinquent Accounts.

(a) The City Clerk shall send a Notice of Account Delinquency to each customer on or after ten (10) days after the account becomes delinquent.

(b) On or before fifteen (15) days after an account becomes delinquent, the turn-off notice shall be sent to the customer. The notice shall state a date on or after which water will be turned off if the delinquent account is not paid in full prior thereto. Such date shall be not less than five (5) nor more than fifteen (15) days from the date of the notice. The delivery to the premises served or mailing to the address on record of the customer shall be considered a delivery to the customer.

(c) On the turn-off date, an agent of the Department or City may turn off the sewer service.

SECTION 10. Discontinuance of Service.

(1) On Customer Request. Each customer shall give the Department written notice of his intention to discontinue sewer service at least two (2) days prior to the date he wishes sewer service discontinued, and shall specify the date service is to be discontinued; otherwise, the customer will be responsible for all sewage removed from the premises until the Department shall receive notice of such discontinuance. Upon discontinuance of sewer service, a bill shall be rendered and such bill shall be payable immediately. In no case will the bill be less than the monthly minimum specified in the current sewer rate schedule for the class or classes of sewer service heretofore furnished.

(2) Non-Payment of Sewer Service Charges. If sewer service charges are not paid when due by any person, firm, corporation or other entity whose premises are served by sewer service, then the sewer service provided to that customer may be discontinued because of the default in the payment of the sewer service charges.

(3) Proper Customer Facility.

(a) The Department may refuse to furnish sewer service and may discontinue sewer service to any premises without prior notice where plumbing facilities, appliances or equipment carrying sewage are dangerous, unsafe or not in conformity with the plumbing regulations of the City.

(b) Cross Connections. No physical connection between the sewer service system and any other sewer source shall be permitted, and the Department may discontinue services to any persons or premises where a cross connection exists without notice.

SECTION 11. Access to Property.

Employees of the Department shall have free access at all reasonable hours to any and all parts and structures of the premises from which sewage is carried for the purpose of inspecting connections, the conditions of pipes and fixtures, and the quality and composition of the sewage. The Department does not, however, assume the duty of inspecting customer service lines, plumbing and equipment, and shall not be responsible therefor.

SECTION 12. Responsibility for Equipment.

The City shall not be liable for any loss or damage of any nature whatsoever caused by any defect in the customer service line or the customer's plumbing or equipment, nor shall the City be liable for loss or damage due to interruption of sewer service.

SECTION 13. Prohibited Acts.

(1) Deposits. It shall be unlawful and a violation of this Ordinance for a customer or any other person to deposit or allow to be placed in the sewer system any of the following materials:

a. Petroleum, coal tar, vegetable and mineral oils and products, and their derivatives and wastes.

b. Greases, oils, and sludges from service stations, garages, repair shops, machine shops, cleaning establishments or other industries or establishments.

c. Explosives or flammable liquids and gases.

d. Acids, alkalis or other corrosive liquids, gases or substances of sufficient strength to damage sewers, manholes, pumping stations or treatment plant units.

e. Substances which will form deposits or obstructions in the sewage collection system or which, when mixed with sewage, will precipitate material and thus form deposits in the system.

f. Ashes, cinders, sand, earth, coal, rubbish or metals of any kind.

g. Live steam, exhaust steam or water having a temperature above 140 degrees Fahrenheit.

h. Ground or unground refuse, garbage or waste materials.

i. Offal from slaughter houses and fish processing plants.

j. Dead animals.

(2) Required Use. It is unlawful for a person to dispose of sewage, liquid waste, or human excreta from any building located within the City by any method other than through utilization of the City sewer system, if the building is located within two hundred (200) feet of any interceptor.

(3) Individual Sewer System. It shall be unlawful for any person to operate or maintain an individual sewage disposal system, unless such system is approved by the City Council and construction is maintained in such a fashion that it does not contaminate any source of drinking water, public or domestic water supply. Any such system shall comply with federal, state and local laws and regulations.

(4) Surface Discharge. It shall be unlawful for any person to discharge sewage on the surface of the ground within the City.

(5) Drains. It shall be unlawful for any person to connect drains from roofs, storm sewers, storm sewers, storm drains, or drains carrying fluid from excavation sites to the sewer system.

(6) Illegal Connections. It shall be unlawful for any person to connect a customer service line to an interceptor without first making application, paying the connection fee, and securing a permit therefor.

(7) Interference. It shall be unlawful for any person to open any manhole or sewage lift stations, enter into or interfere or tamper with any sewer, manhole, sewage lift station, property at the sewage treatment plant, or stablization pond.

SECTION 14. Administration and Enforcement.

This Ordinance shall be administered and enforced by the City Manager. The City Council shall have the authority to establish and regulate monthly rates for sewer services pursuant to Chapter 48 of Title 29, Alaska Statutes. All rates and other charges adopted by the Council shall be by ordinance and available for public inspection during regular business hours at the office of the City Clerk. All monies collected for sewer services will be separately accounted for by the City Finance Director of the City of Bethel and used for such purposes and disbursed by the Council as it may deem appropriate. The City Council may adopt such additional regulations, resolutions, orders, provisions and procedures pertaining to sewer service as it deems proper.

SECTION 15. Penalties.

Any person violating any of the provisions of this Ordinance shall, upon conviction thereof, be punished by a fine not exceeding five hundred dollars (\$500.00) or by imprisonment in the City Jail for a period not exceeding thirty (30) days, or by both such fine and imprisonment.

SECTION 16. Suspension of Rules.

No employee of the Department is authorized to suspend or alter any of the provisions hereof without specific approval or direction of the City Council, except in cases of emergency involving the danger of loss of life or property, or which would place the sewer system operation in jeopardy.

SECTION 17. Easements and Rights-of-Way.

Each applicant and customer gives and grants to the City an easement and right-of-way on and across his property for the installation of interceptors and other appurtenances used in connection with a sewer system.

SECTION 18. Prior Ordinances.

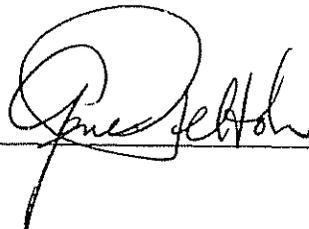
All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 19. Constitutionality and Saving Clause.

If any clause, sentence, paragraph, section or portion of this Ordinance for any reason shall be judged invalid in a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance, but shall be confined in its operation to the clause, sentence, paragraph, section or portion of this Ordinance directly involved in the controversy in which the judgment is rendered.

PASSED AND APPROVED by the Council of the City of Bethel this 22nd day of November, 1976

Mayor



Attest:

Alga C. Kinogak
City Clerk

Posted: November 15, 1976

1st Reading: November 8, 1976

2nd Reading: November 22, 1976

AMENDMENT #1
TO
ORDINANCE #83

AN ORDINANCE OF THE CITY COUNCIL OF BETHEL, ALASKA, REGARDING THE DISPOSAL OF RAW SEWAGE AT THE CITY OF BETHEL'S SEWAGE TREATMENT FACILITY.

WHEREAS, the City of Bethel has determined that it is in the public interest to allow private persons to dispose of raw sewage at the sewage treatment facility owned by the City; and

WHEREAS, the City of Bethel, Alaska, is desirous of preventing the discharge of untreated raw sewage in locations other than the City of Bethel's Sewage Treatment Facility.

NOW THEREFORE, the Council of the City of Bethel does hereby ordain as follows:

Section 1. Chapter 13.09 shall be added to the Bethel Municipal Code to read as follows:

CHAPTER 13.09

PRIVATE USE OF THE CITY OF BETHEL
SEWAGE TREATMENT FACILITY

13.09.010 PURPOSE. The declared purpose of this Chapter is the protection of the public health, safety and welfare of the people of the City of Bethel. This Chapter and any regulations promulgated pursuant thereto are intended to control the dumping and disposal of sewage and other liquid waste at such place and in such manner that it will not be a detriment to the health, safety and welfare of the citizens of the City.

13.09.020 DEFINITIONS. In this Chapter, unless the context requires otherwise:

- A) "Business day" means a period of 24 hours which falls on or between any day(s) other than a Saturday, Sunday, or a local, state or federal holiday.
- B) "Business hours" means a period of any business day between the hours of 8:00 a.m. and 4:30 p.m.
- C) "City" shall mean the City of Bethel.
- D) "EPA" means the United States Environmental Protection Agency.
- E) "Fixed upper limit" shall mean the maximum concentration (milligrams per liter) found in any waste water sample.
- F) "Hazardous substance" means the same substances defined in AS 46.08.900(6) and AS 46.09.900(4).

G) "Industrial waste water" means waste water generated from activities, which are not normally associated with activities conducted in private dwellings.

H) "Permittee" means any person who has been issued a permit for the use of the sewage treatment facility.

I) "Raw sewage" means untreated human waste products and waste water generated by uses normally associated with activities conducted in a private residence.

J) "Sewage treatment facility" means the City-owned facilities for receiving and conducting raw sewage and other untreated waste water to the sewage treatment lagoons operated by the City of Bethel.

13.09.030 USE OF THE SEWAGE TREATMENT FACILITY

A) All private property owners or residents of the City of Bethel may dispose of raw sewage and industrial waste water during normal business hours at the sewage treatment facility.

B) All persons who wish to use the sewage treatment facility shall first obtain a permit from the City.

C) Any Permittee who discharges more than 10,000 gallons of raw sewage or industrial waste water per month shall obtain a bond in the amount of a minimum of \$10,000.00 to compensate the City for all clean-up expenses in the event spillage or leakage of raw sewage or industrial waste water occurs during the transportation or discharge of raw ~~sewage~~ or industrial waste water. sewage

13.09.040 DISCHARGE FEES AND METHOD OF PAYMENT

A) The City shall charge each person discharging raw sewage or industrial waste water into the sewage treatment facility \$3.00 for every 1,000 gallons of raw sewage or industrial waste water discharged into the sewage treatment facility.

B) Each person using the sewage treatment facility shall be billed monthly based upon the number of gallons discharged into the facility during the preceding month.

C) Each person using the sewage treatment facility shall complete and submit to the City a form provided by the City indicating the number of gallons of raw sewage and industrial waste water discharged into the sewage treatment facility the previous month together with payment of the billed discharge fees no later than the tenth day of each month. In the event the actual number of gallons reported differs from the number of gallons billed, the City shall include a credit or debit with the next monthly bill.

D) Any person who fails to pay fees for the use of the sewage treatment facility when due or who fails to file the monthly reports required by this Chapter when due shall have his permit revoked and shall be denied access to the sewage treatment facility.

13.09.050 GENERAL PROHIBITIONS

No person shall cause to be discharged, directly or indirectly, any of the following described substances into the sewage treatment facility:

A) Any liquids, solids, or gases which by reason of their nature or quantity are, or may be, sufficient either alone or by interaction to cause fire or explosion or be injurious in any other way to the operation of the sewage treatment facility. Prohibited materials include, but are not limited to, gasoline, kerosene, naphtha, benzene, toluene, xylene, ethers, alcohols, ketones, aldehydes, peroxides, chlorides, perchlorides, bromenes, carbides, hydrides, sulfides, and any other substance which the City, the State of Alaska Department of Environmental Conservation, or the Environmental Protection Agency (EPA), has identified as a fire hazard or prohibited from being discharged into any sewage treatment facility.

B) Any solid or viscous substance which will or may cause interference with the operation of the sewage treatment facility.

C) Any raw sewage or industrial waste water having a pH less than 5.0 or higher than 10 or having any other corrosive property capable of causing damage or hazard to the sewage treatment facility, its structures, equipment, or personnel.

D) Any waste water containing hazardous substances in sufficient quantity, either singly or by interaction to injure or interfere with any treatment process, to create a hazard to humans or animals, or exceeding limitations as set forth in EPA categorical pretreatment standards.

E) Any noxious or malodorous liquids, gases, or solids which either singly or by interaction are capable of creating a public nuisance, a hazard to the public health and welfare, or a hazard to sewage treatment facility personnel.

F) Any substance which may cause the sewage treatment facility's effluent or treatment residues, sludges, or scums, to be unsuitable for reclamation and reuse or to interfere with the reclamation process or to be in non-compliance with sludge use or disposal criteria, guidelines, or regulations developed under Section 405 of the Clean Water Act, under the Solid Waste Disposal Act, under the Toxic Substances Control Act, or under state standards applicable to the sludge management method being used by the City.

G) Any substance which will cause the sewage treatment facility to violate its NPDES and/or other disposal system permits.

H) Any substance with objectionable color not removed in the treatment process, such as, but not limited to, excess fly ash, dye waste and tanning solutions.

I) Any waste water containing quantities of radioactive substances in excess of presently existing or subsequently accepted limits for drinking water as established by the National Committee on radiation protection and measuring.

J) Any septic waste or holding tank waste known to contain corrosive, reactive, or toxic materials which can interfere with the sewage treatment facility's operations, maintenance, or personnel safety.

13.09.060 INDUSTRIAL WASTE WATER DISCHARGES

The national categorical pretreatment standards as promulgated by the EPA pursuant to the Clean Water Act shall be met by all persons discharging industrial waste water.

13.09.070 STATE REQUIREMENTS

State requirements and limitations on discharges to the sewage treatment facility shall be met by all persons subject to such standards in any instance in which they are more stringent than federal or City of Bethel requirements and limitations.

13.09.080 DILUTION

No person shall increase the use for potable or processed water in any way or mix waste streams for the purpose of diluting a discharge as a partial or complete substitute for adequate pretreatment to achieve compliance with the standards set forth in this Chapter.

13.09.090 SPECIFIC PROHIBITIONS

A) Except as provided in this Chapter, it shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner upon public or private property within the City, or in any area under the jurisdiction of the City any raw sewage or industrial waste water, garbage, or other objectionable waste which is normally introduced into a sanitary sewer except as provided in this Chapter.

B) The City reserves a right to impose quantity limitations on discharges where it is deemed appropriate by sewage treatment facility personnel.

13.09.100 PRIVATE SEWAGE DISPOSAL

Any person desiring to provide discharge services for the collection and discharge of raw sewage or industrial waste water into the sewage treatment facility for other than their own private property must comply with all applicable state, federal, and local statutes, laws, regulations, and ordinances.

A) Anyone violating a provision of this Chapter shall be subject to a civil penalty of not greater than \$250.00 per day except as set forth in Subsection (b) below.

B) Any person transporting raw sewage or any industrial waste water or responsible for the transportation of raw sewage or any industrial waste water shall be subject to a civil penalty not to exceed \$1,000.00 per occurrence in the event that such raw sewage or industrial waste water should leak or spill onto private or public property during collection, transportation, or discharge. In addition, any person transporting or responsible for transporting raw sewage or other

industrial waste water which leaks or spills onto private or public property shall be held fully liable for the total cost associated with cleaning up such leakage or spillage and restoring the area to its original state.

13.09.120 LEAKS OR SPILLS

In the event an operator does not clean up a leak or spill of raw sewage or industrial waste water, the City of Bethel may clean up such spill or leak and restore the area to its original condition at the expense of the person transporting or responsible for transporting the raw sewage or industrial waste water.

13.09.130 ENFORCEMENT REMEDIES

If no fees are paid when due, the City may enforce the payment of the fees and accrued interest by any method available in law, including, but not limited to, the lien and sale of personal or real property, an action for injunctive relief, and prosecution as a criminal misdemeanor.

13.09.140 LIENS

A) The fees due and owing under this Chapter shall constitute a lien in favor of the City upon the assets or property of all persons liable for the payment of the fees, interest, and other costs.

B) The lien imposed by this Section arises and attaches at such time that the fees become delinquent and continues until the entire amount due has been paid.

13.09.150 LIABILITY

A) Upon termination, dissolution, or abandonment of a corporate business, any officer or other person having control or supervision of the corporation's financial affairs or who is charged with the responsibility for the filing of reports required by this Chapter or the payment of the fees required by this Chapter, shall be personally liable for any unpaid fees, if such officer or other person willfully fails to pay or to cause to be paid any fees due from the corporation.

B) The officer or other person shall be liable only for fees which have become due during the period he or she had the control, supervision, responsibility, or duty to act for the corporation described in Subsection (A) of this Section.

C) This Section does not relieve the corporation of liability or otherwise impair other collection remedies afforded by law.

D) Collection authority and procedures prescribed in this Chapter apply to collections under this Section.

13.09.160 SEWAGE DISPOSAL COMMISSION

The City Council by resolution may establish a commission to promulgate regulations for use of the sewage treatment facility.

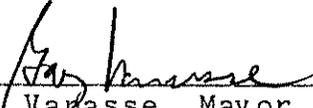
13.09.170 COMPLIANCE WITH STATE AND FEDERAL LAWS

Nothing in this Chapter relieves any person collecting, transporting or disposing of raw sewage or industrial waste water from complying with all applicable state and federal statutes, laws and regulations.

SECTION 2. This ordinance shall not apply to use of the sewage treatment facility by the City of Bethel.

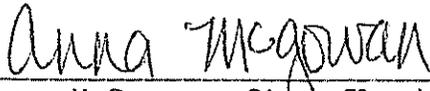
SECTION 3. This ordinance shall become effective upon passage.

PASSED AND APPROVED THIS 9th DAY OF OCTOBER, 1990.



Gary Vanasse, Mayor

ATTEST:



Anna McGowan, City Clerk