

AN ORDINANCE AMENDING SECTIONS 15-607, 15-608 AND 15-612 OF THE CODE OF THE CITY OF RUSSELL, KANSAS, CONCERNING SEWER TAP PERMITS AND CHARGES, CONNECTION COSTS, SEWER EXCAVATIONS AND DAMAGES

BE IT ORDAINED by the Governing Body of the City of Russell, Kansas:

SECTION 1. That Section 15-607 of the Code of the City of Russell is hereby amended to read as follows:

15-607. ISSUING PERMIT; CHARGES. Upon application to the city building official for such a permit and upon approval of a new or replacement sewer tap by the city inspector, the city clerk shall issue a permit for a new or replacement tap into any existing public main sanitary sewer line. The city clerk, for issuing such a permit, shall make the following charges based on the depth that the city's main sanitary sewer line is connected to the sewer manhole. This charge includes the cost incurred by city for opening the city's improvements for the work, tap site inspection, compaction, top dressing restoration, and if needed the new tap opening and tapping saddle:

- (a) Alley or street excavation of dirt or gravel, compaction and replacement of dirt or gravel for new service or repairs:
 - 1. 0' to 5' deep - \$665.00
 - 2. Over 5' to 10' deep - \$1,190.00
 - 3. Over 10' to 14' deep - \$3,460.00
 - 4. Over 14'-Excavation and compaction to be completed at owner's expense by owner's contractor licensed by City of Russell and in accordance with all state and federal laws and regulations.

- (b) Alley or street excavation of asphalt, brick or concrete, compaction and replacement of asphalt, brick or concrete for new service or repairs:
 - 1. 0' to 5' deep - \$1,115.00
 - 2. Over 5' to 10' deep - \$2,540.00
 - 3. Over 10' to 14' deep - \$5,885.00
 - 4. Over 14'-Excavation and compaction to be completed at owner's expense by owner's contractor licensed by City of Russell and in accordance with all state and federal laws and regulations.

- (c) Depth and Deep defined. For purposes of this section "depth" and "deep" means the measured distance from the surface of the manhole to the bottom of the sewer mainline tapped into the manhole.

SECTION 2. That Section 15-608 of the Code of the City of Russell is hereby amended to read as follows:

15-608. CONNECTION COSTS.

- (a) With the exception of the limited excavation to be done by City as provided in Section 15-607, the necessary excavation in order to make the sewer tap shall be the responsibility of the applicant or his or her contractor. The backfilling necessary to make a sewer tap under any street or alley and the repair or replacement of the street or alley shall be done by employees of the city as provided in Section 15-607.

- (b) Such taps shall be made pursuant to and under the supervision of the utility superintendent and shall be made in such manner and form in such location as shall be designated or prescribed by the utility superintendent and in conformity with city regulations pertaining thereto.

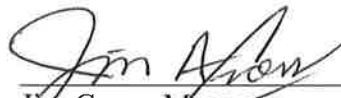
SECTION 3. That Section 15-612 of the Code of the City of Russell is hereby amended to read as follows:

15.612. SEWER EXCAVATIONS; DAMAGES. All excavations for sewers shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, curbs and gutters, sidewalks, parkways and other public property removed or damaged during the installation of the sewer improvement and not covered by a permit issued under Section 15-607 shall be repaired or replaced in a manner acceptable to the city and at the total expense of the owner. Any person or entity involved in any excavating or installation work for sewer installations, will indemnify and hold the City of Russell and its officers, agents and employees harmless from any and all damages or claims to persons or property arising, out of, related to, or in connection with his or its work on the sewer line.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED by the Governing Body of the City of Russell, Kansas, this 18th day of May, 2021.

APPROVED by the Mayor of the City of Russell, Kansas, this 18th day of May, 2021.



Jim Cross, Mayor

ATTEST:



Katrina Woelk, City Clerk
(Seal)

