

INTRODUCED BY: Trustees Fortune, Graves, Whitmore, Eisenhauer and Stoeckl

**AN ORDINANCE AMENDING CHAPTER 520 RELATING TO THE
VILLAGE'S SEWER LATERAL PROGRAM**

**BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF
TWIN OAKS, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:**

Section 1. The Board of Trustees hereby amends Section 520.010, "Definitions" of Chapter 520 "Sewer Later Program" by repealing Section 520.010 and adopting in its place a new Section 520.010 to read as follows:

Section 520.010. Definitions.

As used in this Chapter, the following terms shall have the meanings ascribed to them:

ELIGIBLE OWNER

The owner of record of real property on which a single-family home, duplex or other building containing not more than six (6) dwelling units is located.

POINT OF BREAK REPAIRS

Repair of only the portion of the pipe that is defective.

REIMBURSABLE AMOUNT

An Eligible Owner may recover seventy-five percent (75%) of the Eligible Owner's costs in repairing defective lateral sewer service lines serving the Eligible Owner's property upon compliance with the Village's Sewer Lateral Program. The amount may from time to time be adjusted when it is determined by the Board of Trustees that the available account funds warrant such adjustment.

Section 2. The Board of Trustees hereby amends Section 520.020, "Description of Program" of Chapter 520 "Sewer Later Program" by repealing Section 520.020 and adopting in its place a new Section 520.020 to read as follows:

Section 520.020. Description of Program.

- A. The Sewer Lateral Repair Program reimburses an Eligible Owner for point-of-break repairs or the entire sewer lateral if it is determined to be necessary by the Village in consultation with a licensed plumber or drain layer. The responsibility of the Sewer Lateral Repair Program is limited to reimbursement of funds paid by the homeowner for excavation and repair of lateral pipe and backfilling in a workmanlike manner. The Village is not responsible for the replacement of sidewalks and parts of paved driveways removed to repair defective laterals.
- B. It will be the responsibility of the Eligible Owner to restore landscaping and ground covers, including grass in whatever manner they choose. The Village is not responsible for restoration

to a grass or landscaped surface. In the event obstacles such as yard sheds, garages, etc., are in the path of the lateral and lie over the damaged portion of the lateral, the homeowner reserves the right to reroute the lateral to avoid the necessity of removing the structure. The program does not cover the cost to replace any trees, shrubs, flowers, sod, decks, retaining walls, fencing, tile, carpet or outbuildings that may be damaged during the televising or repair of the sewer lateral.

- C. The Village will reimburse for approved diagnostics and repair charges up to the Reimbursable Amount per repair of a sewer lateral. Any other charges for a single repair will become the responsibility of the Eligible Owner of the covered sewer lateral repair. All fees will be expected to be paid by the Eligible Owner at the time the lateral is repaired. Reimbursement funds will be issued directly to the Eligible Owner upon the Village's receipt or proof that the job has been completed and paid in full.
- D. If a blockage in your lateral occurs that cannot be removed by a plumber or sewer cleaning service or a sinkhole is observed, you may have a broken sewer lateral. If such a condition exists, you should contact a plumber to immediately have the line televised to verify that it is indeed a break in the line and not waste or tree roots which are not covered under this program. If the tape verifies that there is a need for only sewer cleaning to remove tree roots or build-ups, then this is the responsibility of the resident or homeowner.
- E. Inquiries to the office should not be made until an attempt has been made to clean out the sanitary sewer lateral by a plumber or sewer cleaning service and the line has been televised.
- F. Upon receipt of the tape, the Village Administrator/Clerk will arrange an appointment for review of the tape. If it is found that there is no break and the sewer was simply blocked with tree roots and waste materials, the cost of cleaning and opening the sewer lateral shall be the responsibility of the applicant. If the sewer lateral is found to be eligible for repair, the Village will bear the cost for this cleaning as part of the diagnostic stage, which will be included in the Reimbursable Amount towards the repair of the broken sewer lateral.
- G. As the Village will only pay a reimbursement equal to the current Reimbursable Amount for a single sewer lateral repair, the resident will be required to pay the bill in full and request reimbursement thereafter upon proof of payment.
- H. Excavations that occur in driveways and/or sidewalks will not be the responsibility of the Village. Excavations that occur in the Village streets will be repaired using the same material as was removed for the sewer lateral repair.
- I. The program shall be administered by the Village Administrator/Clerk or that person's appointee, providing that any delegation of responsibility shall be made only to another Village employee. In administering the program as detailed herein, the Administrator/Clerk shall possess reasonable discretion in interpreting and enforcing the rules, limits and provisions of the plan.
- J. The program may be amended only by an ordinance adopted by the Trustees. The Administrator/ Clerk shall prepare and submit to the Board of Trustees a brief written review of the program's operation at least annually and may propose amendments at that time or at any other time determined necessary for the efficient conduct of the program.

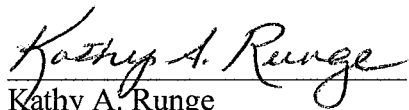
Section 3. This ordinance having been read by title or in full two times prior to passage shall be in full force and effect from and after its passage and after being duly signed by the Chairman of the Board of Trustees and attested by the Village Clerk.

PASSED and APPROVED this 3rd day of August, 2016



Russ Fortune, Chairman
Board of Trustees

ATTEST:



Kathy A. Runge
Village Administrator

First Reading: 8-3-16

Second Reading: 8-3-16