AN ORDINANCE of the City of Kent, Washington, regulating the use of public and private sewers and drains, private sewer disposal, the installation and connection of building sewers, the discharge of waters and wastes into the public sewer system; prescribing the methods and manner for making lateral sewer connections and the repairs and extensions of the same, and how public sewers shall be opened and the cost of the same collected; providing for the licensing of persons to make sewer connections, providing for the payment of a sum in lieu of assessment for connection to sewer of property not assessed for construction thereof under a Local Improvement District, providing penalties for violations thereof, and repealing Ordinances No. 294 and No. 658 of the City of Kent,

THE CITY COUNCIL OF THE CITY OF KENT DO ORDAIN AS FOLLOWS:

SECTION 1. Police Power: This entire ordinance shall be deemed an exercise of the police power of the State of Washington and of the City of Kent and is deemed expedient to maintain the peace, good government and welfare of said City and its trade, commerce and manufactures, and to insure greater protection to life and health and all of its provisions shall be liberally construed for the accomplishment of such purposes.

SECTION 2. Definitions: Unless the context specifically indicates otherwise, the meaning of terms used in this Ordinance shall be as follows:

"Sewage Works" shall mean all facilities for collecting, pumping, treating, and disposing of sewage.

"Superintendent" shall mean the person designated from time to time by the City Council as provided in Section 3 hereof, or his authorized deputy, agent, or representative.

"Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and storm waters as may be present.

"Sewer" shall mean a pipe or conduit for carrying sewage.

"Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by 1.
"Combined Sewer" shall mean a sewer receiving both surface run-off and sewage.

"Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and ground waters are not intentionally admitted.

"Storm Sewer" or "Storm Drain" shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and polluted industrial wastes.

"Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.

"Industrial Wastes" shall mean the liquid wastes from industrial processes as distinct from sanitary sewage.

"Garbage" shall mean solid wastes from the preparation, cooking, and dispensing of food, and from the handling, storage, and sale of produce.

"Properly Shredded Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than 1/2 inch in any dimension.

"Building Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning 5 feet outside the wall.

"Building Sewer" or "Side Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.

"B.O.D." (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in 5 days at 20 degrees C., expressed in parts per million by weight.
"PH" shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

"Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids; and which are removable by laboratory filtering.

"Natural Outlet" shall mean any outlet into a watercourse, pond, ditch, lake or other body of surface or ground water.

"Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

"Person" shall mean any individual, firm, company, association, society, corporation, or group.

"Shall" is mandatory; "May" is permissive.

SECTION 3. Appointment of Superintendent of Sewers: The City Council shall from time to time by motion designate a suitable person as Superintendent of Sewers, and upon such designation being made, such person shall be and is hereby authorized and directed to perform the duties imposed upon him by the terms of this ordinance. Nothing herein contained shall prevent the designation of a person already employed by the City of Kent in another capacity.

SECTION 4. Appointment of Inspectors and Assistants: The Superintendent may, with the approval of the City Council, appoint necessary assistants or inspectors of sewers.

SECTION 5. Powers and Authority of Superintendent, Inspectors and Assistants: The Superintendent and other duly authorized employees of the City bearing proper credentials and identification shall be permitted to enter upon all properties for the purposes of inspection, observation, measurement, sampling and testing in accordance with the provisions of this ordinance.

SECTION 6. Who May Connect with Public Sewer, Side Sewer Contractors License Fees: It shall be unlawful for any person to make any opening in any public sewer or to connect any private
sewer or drain therewith, or to lay, repair, alter or connect
any private drain or sewer in a public street, alley, or easement,
without first having taken out and procured a license to do so
in the manner hereinafter provided to be known as a "Side Sewer
Contractor's License". The fee for such Side Sewer Contractor's
License shall be the sum of Twenty-five ($25.00) Dollars and
shall entitle the person to whom such license may be issued to
exercise all the rights and privileges mentioned therein for a
period of one year, and the fee for a renewal of such Side Sewer
Contractor's License shall be the sum of Five ($5.00) Dollars, and
shall entitle the licensee named therein to all the rights and
privileges mentioned in such license for a period of one additional
year, and no such license or renewal thereof shall be issued for
longer than the period of one year, and no such license shall be
issued to other than a person, or in the name of more than one per-
son.

SECTION 7. Application for Side Sewer Contractor's License;
Bond: Any person desiring a Side Sewer Contractor's License or
renewal thereof shall make application therefore in writing to the
City Clerk upon a blank form to be furnished for that purpose.
The applications shall be referred to the Superintendent for his
approval, or disapproval, and then to the City Council for its
approval or disapproval. The Applicant shall be required to
present satisfactory evidence to the Superintendent that he is and
has been for at least one year immediately preceding the date of
his application a bona fide resident of Kent, that he is a reliable
person, and skilled in the laying and construction of side sewers,
and that he has sufficient knowledge and experience to carry on
the business of a Side Sewer Contractor, provided that the City
Council may waive the resident requirement at its discretion.
If the Superintendent and the City Council approve the application
and other requirements of this ordinance relating to Side Sewer
Contractors have been complied with, the City Clerk shall issue the license applied for. In the event that the application is not approved by the Superintendent and the City Council, the license shall be denied.

Every applicant for a Side Sewer Contractor's License or renewal thereof must file with the City Clerk a bond approved by the City Council in the sum of One Thousand ($1,000.00) Dollars, conditioned that the applicant and licensee will indemnify and save harmless the City of Kent from all claims, actions, or damages of every kind and description which may accrue to or be suffered by any person by reason of any opening in any street, alley, avenue, easement, or other public place made by him or those in his employ, in making any connection with any public or private sewer, or for any other purpose or object whatever, and that he will also replace and restore such street, alley, avenue, easement, or other public place to as good a state and condition as at the time of commencement of said work and maintain the same in good order, and that he will comply with all of the provisions of this Ordinance and any other Ordinance of the City of Kent, relating to the business of Side Sewer Contractor, or work in city streets or alleys. The provisions of this section shall not apply to work performed by the City of Kent.

SECTION 8. Side Sewer Contractor's License May Be Revoked:

In addition to other reasons set forth in this Ordinance for the suspension or revocation of licenses, a Side Sewer Contractor's license may be suspended or revoked for the following causes:

Failure to observe the rules and regulations issued by the Superintendent governing the construction and laying of side sewers, fraud of misrepresentation in obtaining a Side Sewer Contractor's License, failure to pay for labor or material used in the construction of a side sewer, fraud or misrepresentation to the owner, agent or occupant of a building for the purpose of obtaining a contract for the construction of a side sewer, or for non-payment for work performed by the Superintendent for the payment of which a
Side Sewer Contractor may be liable.

SECTION 9. Restrictions on Licensed Side Sewer Contractors; The Side Sewer Contractor shall be responsible for all work done under the permits issued to him. It shall be the duty of every Licensed Side Sewer Contractor to have his name and place of business recorded in the Office of the City Clerk.

SECTION 10. Side Sewers and Connections, Permit Required: No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a permit from the Superintendent.

Side sewers to serve a single family residence shall have a minimum diameter of four inches (4") from buildings to property line, and six (6") from property line to public sewer. All other side sewers shall have a minimum diameter of six inches (6").

Four inch (4") sewers shall be laid on a minimum grade of three sixteenths of an inch per foot (3/16" per 1'). Six inch (6") sewers shall be laid on a minimum grade of one eighth of an inch per foot (1/8" per 1'). All plumbing shall be so constructed that the lowest drain is a minimum of two feet (2') above the top of the invert of the public sewer.

Side Sewers where possible shall not be less than thirty inches (30") from any building, have four feet six inches (4' 6") cover at the curb line, one foot six inches cover at the property line, and one foot of cover on private property.

In the event that conditions render the enforcement of the above provisions impractical the Superintendent of Sewers may issue
a special permit for the installation of a side sewer requiring compliance with the above conditions only as far as practicable, but such special permit shall be issued only upon the condition that the permittee will save the city harmless from any damages by reason of such installation.

Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the Superintendent, to meet all requirements of this ordinance.

The building sewer shall be cast iron soil pipe, ASTM specifications (A74-42) or equal; vitrified clay sewer pipe, ASTM specification (C13-40T) or equal; concrete sewer pipe, ASTM specification (C-14) or equal; or other suitable material approved by the Superintendent.

Joints shall be tight and watertight. Any part of the building sewer that is located within 10 feet of a water service pipe shall be constructed of cast iron soil pipe with leaded joints. Cast iron pipe with leaded joints may be required by the Superintendent where the building sewer is exposed to damage by tree roots. If installed in filled or unstable ground, the building sewer shall be of cast iron soil pipe, except that non-metallic material may be accepted if laid on a suitable concrete bed or cradle as approved by the Superintendent.

In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such drain shall be lifted by approved artificial means and discharged to the building sewer.

All excavations required for the installation of a building sewer shall be open trench work unless otherwise approved by the Superintendent. Pipe laying and backfill shall be performed in accordance with ASTM specification (C12-19) except that no backfill shall be placed until the work has been inspected by the Sewer Superintendent.

All joints and connections shall be made gasket tight and watertight. Cast iron pipe joints shall be firmly packed with oakum or hemp and filled with molten lead, Federal Specification (QQ-L-156), not less than one (1) inch deep. Lead shall be run in one pouring and caulked tight. No paint, varnish, or other coatings shall be
permitted on the jointing material until after the joint has been tested and approved. All joints in vitrified clay pipe or between such pipe and metals shall be made with approved hot-poured jointing material or cement mortar as specified below.

Material for hot-poured joints shall not soften sufficiently to destroy the effectiveness of the joint when subjected to a temperature of one hundred sixty (160°F) degrees Fahrenheit, nor be soluble in any of the wastes carried by the drainage system. The joint shall first be caulked tight with jute, hemp, or similar approved material.

Cement mortar joints shall be made by one of the following methods: (1) By packing a closely twisted jute, oskum, or paper gasket of suitable size to fill approximately one-third (1/3) of the annular space between the pipes and filling the remaining portion with compacted mortar. A mortar collar shall be constructed around the bell of the pipe as instructed by the Superintendent.

(2) By filling the entire annular space with compacted mortar and swabbing the interior of the pipe to remove all excess mortar.

The cement mortar for filling joints shall be composed of one part cement to two (2) parts sand. The material shall be mixed dry; only sufficient water shall be added to make the mixture workable. Mortar which has begun to set shall not be used or retempered. Lime putty or hydrated lime may be substituted to the extent of not more than twenty-five (25%) percent of the volume of the Portland cement that may be added.

Other jointing materials and methods may be used only by the approval of the Superintendent.

The applicant for the building sewer permit shall notify the Superintendent when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Superintendent or his representative.

All excavations for building sewer installation shall be
accurately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the City.

SECTION 11. Permits to Connect to Public Sewer. How Obtained:

In order to obtain the permit provided for in the last preceding section, the licensed Side Sewer Contractor employed to do the work shall file an application therefore with the Superintendent stating the name of the owner or occupant of the premises to be connected, giving lot, block and addition, or other legal description, the number of buildings on said premises, and the purposes for which they are, or are to be, used, together with plans and specifications showing the whole course of the drain from the public sewer or other outlet to its connection with the building or premises and all branches, traps and fixtures to be connected therewith, which plans and specifications shall be submitted to the Superintendent for approval and he may change or modify the same and designate the manner in which such connection sewers shall be connected with the building, the place where such connections with the public sewer shall be made, and specify the material, size and grade of such connecting sewer, and shall endorse his approval on such plans and specifications as originally prepared or as modified and changed. Upon approval of said plans and specifications the Superintendent shall issue a sewer plot showing the size and depth of the public sewer and the nearest opening in the same, according to the best records available, and such other information as may be required. Upon approval of said plans and specifications as heretofore provided, the Superintendent shall issue a permit as provided in this ordinance and it shall be unlawful for any person to alter the approved plans and specifications or to do any work other than as provided for in the permit, or to repair, extend, remove or connect to any private sewer or drain, without first obtaining a permit as provided in this Ordinance.
The Superintendent shall prepare and keep on file in his office all cards and records of buildings connected to sewers, showing the size of the lot, location of the building or buildings, and the whole course of the side sewer or drain from the public sewer or other outlet to its connection within the building or premises and all branches, traps, and fixtures connected therewith.

SECTION 12. Permit to Owner, Agent, or Occupant to Construct, Extend or Repair Sewer, and/or to Construct a Septic Tank on Private Property: It shall be unlawful for any person to construct, extend, relay, repair or make connections to a private or lateral sewer, or to construct a septic tank on private property without obtaining a permit therefore as herein provided and filing a scale drawing showing the location thereof, as provided in Section 11 of this Ordinance.

The Superintendent may issue such permit to the owner, agent or occupant of any property to construct, extend, relay, repair or make connections to a lateral or private sewer or septic tank inside of property line; provided that such owner, agent or occupant shall comply with the applicable provisions of this ordinance, except that he need not employ a licensed Side Contractor to do the work.

SECTION 13. Permits for Additional Work Required: When a permit has been issued for a private sewer or drain, as herein provided, no additional work shall be put in without the approval of the Superintendent, and a new permit must be taken out covering all such additional work.

SECTION 14. Permit Fees: The fee for each permit to connect with any public sewer or to construct, extend, relay, repair or make connections with a lateral or private sewer inside of property line, or to construct and/or connect to a septic tank, is hereby fixed at $10.00, and said fee shall be paid to the City Treasurer who shall issue a receipt therefor and
and such receipt must be filed with the Superintendent before the
permit is issued. The fee for each permit to repair or to pump or
otherwise remove the contents from a septic tank is hereby fixed
at Two ($2.00) Dollars, and said fee shall be paid to the City
Treasurer before the permit is issued.

The above permit fees do not apply to industrial concerns re-
quiring special treatment as specified in Section 31.

SECTION 15. Permit Renewal Fees: In case work shall not be done
or completed within the time specified in any permit and no
extension thereof has been granted, a renewal of the permit shall
be taken out for which an inspection fee of One ($1.00) Dollar,
shall be charged.

SECTION 16. Issuance of Temporary Permit: In the discretion
of the Superintendent a temporary permit may be issued permitting
connection to a public sewer, sewer-outfall, side sewer, or drain,
which said temporary permit shall be revocable upon sixty (60) days
notice posted on the premises directed to the owner or occupant
of the premises, and in the event that said private sewers or
drains are not disconnected at the expiration of such notice, the
Superintendent may disconnect the same and collect the cost of
such disconnection from the owner or occupant of the premises
by suit in any court of competent jurisdiction. Any such temporary
permit shall be granted only on the conditions that such permittee
will save the City harmless from any damage by reason of the issu-
ance or revocation of such temporary permit.

SECTION 17. Display of Permits: The permits from the Superin-
tendent of sewers required under the terms of this ordinance,
must at all times during the performance of the work and until
the completion thereof, be posted in some conspicuous place at
or near the work.

SECTION 18. Permit Time Limit: Any permit issued under the pro-
visions of this ordinance shall be valid for a period of six (6)
months, but the same may be extended in the reasonable discretion
of the Superintendent, without charge, for a period of two (2)
months upon application there or prior to the expiration of the
time originally limited in the permit.

SECTION 19. Work Without Permit to be Stopped: It shall be
the duty of any police officer and the Health Officer, in case
they shall find any person engaged in the work of breaking ground
for the purpose of making connections with a public or private
sewer or drain, or private septic tank to ascertain if such person has
a permit from the Superintendent of Sewers to make such sewer connec-
tions, and in the event that such person has no permit for making
such connection, it shall be the duty of such officers to immedi-
ately report the fact to the Superintendent of Sewers.

SECTION 20. Permits to Repair or Pump Septic Tank: It shall be
unlawful for any person to repair or to pump or otherwise remove
the contents from a septic tank without first obtaining a permit
to do so from the Superintendent.

The Superintendent shall not issue permits to repair or to
pump or otherwise remove the contents from a septic tank if there
is a public sanitary sewer available as stated in Section 21, or
this ordinance unless he shall deem it absolutely necessary and it
is approved by the Health Officer.

All repairs shall be subjected to the approval of the superin-
tendent.

All liquids and solids removed from septic tanks shall be
disposed of to the satisfaction of the Superintendent.

SECTION 21. Connection With Public Sewer Required: In all
cases where there is a public sanitary sewer available in the alley,
street or easement shutting any lands, buildings or premises, and
whenever the City Health Officer shall determine that the public
health and safety shall require that such lands, buildings or
premises shall be connected with such public sanitary sewer, it shall
be the duty of the City Health Officer to report that fact in
writing to the City Council.
In all cases where there is or shall be a public sanitary
sewer available in the alley, street, or easement shutting any
lands, buildings or premises, and whenever the City Council shall
determine that the public health and safety shall require that such
lands, buildings or premises shall be connected with such public
sanitary sewer, the City Council shall compel the owner or occupant
of such lands, buildings or premises to construct, or cause to be
constructed, a sufficient sewer or drain pipe in the manner herein
set forth, which shall connect such lands, buildings, or premises
and all sinks, wash trays, bath tubs and toilets located on said
lands, buildings or premises with such public sanitary sewer, and
to that end shall direct the Superintendent to notify in writing
the owner or occupant of such lands, buildings or premises that
such sewer or drain pipe must be constructed and such connection
made within the period of twenty (20) days from and after the time
when such notice shall be served as hereinafter provided.

SECTION 22. Privy Wells or Vaults, and Cesspools, Prohibited:
Whenever, in the judgment of the City Health Officer, the use and
maintenance of any privy well, or vault, or cesspool, located upon
any premises in the City of Kent is detrimental or dangerous to
life or health, and whenever, in the judgment of the City Health
Officer, a septic tank can properly be maintained upon such
premises, it shall be the duty of the City Health Officer to report
that fact in writing to the City Council. Thereafter, in case the
City Council shall determine that the use or maintenance of such
privy well, or vault, or cesspool, is detrimental or dangerous to
life, or health, and that a septic tank can successfully be
maintained for sewage purposes upon such premises, the City
Council may prohibit the use of such privy well, or vault, or cess-
pool, and may order the same to be disinfected and filled with
fresh earth, and may order a septic tank to be constructed upon
such premises and suitable plumbing to be installed in any building
or structure located upon such premises and such plumbing to be
connected with and to drain into such septic tank, such work to
be done under the supervision and to the satisfaction of the
Superintendent and to that end the City Council shall direct the
Superintendent to notify in writing the owner or occupant of such
premises that the use of the privy well or vault, or cesspool,
shall be terminated, and said privy well or vault, or cesspool,
must be disinfected and filled with fresh earth, and a septic tank
must be constructed upon such premises and suitable plumbing
installed in any building or structure located thereon and such
plumbing connected with, and to drain into such septic tank, all
within the period of twenty (20) days from and after the time when
such notice shall be served as hereinafter provided.

Nothing herein contained shall prohibit the use of cesspools or
sumps for the disposition of liquids from floor drains, or laundry
trays where said fixtures are too low to drain into the sanitary
sewer.

SECTION 23. Use of Public Sewers Required: It shall be unlaw-
ful for any person to place, deposit, or permit to be deposited in
an unsanitary manner upon public or private property within the
City of Kent, or in any area under the jurisdiction of said City,
any human or animal excrement, garbage, or other objectional waste.

Except as hereinafter provided, it shall be unlawful to construct
or maintain any privy, privy vault, septic tank, cesspool, or
other facility intended or used for the disposal of sewage.

The owner of all houses, buildings or properties used for human
occupancy, employment, recreation, or other purpose, situated
within the City of Kent and abutting on any street, alley, or
easement in which there is now located or may in the future be
located a public sanitary sewer of the City of Kent, is hereby
required at his expense to install suitable toilet facilities
therein, and to connect such facilities directly with the proper
public sewer in accordance with the provisions of this ordinance,
14.
within ninety (90) days after date of official notice to do so, provided that said public sewer is within two hundred (200) feet of the property line.

SECTION 24. Private Sewage Disposal: A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the Superintendent. He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Superintendent when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within forty-eight (48) hours of the receipt of notice by the Superintendent.

No septic tank shall be permitted to discharge to any public sewer or outlet other than into a tiled drainage field approved by the Sewer Superintendent.

At such time as a public sewer becomes available to a property served by a private sewage disposal system as provided in Section 21, a direct connection shall be made to the public sewer in compliance with this ordinance, and any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material, as may be required by the Superintendent.

The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the City.

No statement contained in this section shall be construed to interfere with any additional requirements that may be imposed by the Health Officer.

SECTION 25. Septic Tank Repairs Required: Whenever, in the judgment of the City Health Officer, any private septic tank shall fail to properly function or the continued use of such private septic tank in its then condition or in the condition of the outlet 15.
therefrom will be detrimental to life or health it shall be the
duty of the City Health Officer to report that fact in writing
to the City Council. Thereafter, in case the City Council shall
determine that the continued use of such private septic tank in
its then condition, or in the then condition of the outlets
therefrom will be detrimental to life or health, the City Council
may order such work to be done upon the premises upon which such
private septic tank is situate as to the City Council shall be
deemed necessary in order to restore and insure sanitary condition
upon such premises, such work to be done under the supervision
and to the satisfaction of the Superintendent, and to that end the
City Council shall direct the Superintendent to notify in writing
the owner or occupant of such premises, which written notice
shall state the particular work to be done and that such work must
be completed within the period of twenty (20) days from and after
the time when such notice shall be served as hereafter provided.

SECTION 26. City May Connect and Assess Cost: If any owner or
Occupant shall fail, neglect or refuse to connect his lands, build-
ings, or premises with the public sewer within the time specified
in the notice referred to in Section 21 of this Ordinance, or
shall fail, neglect or refuse to do the other work specified and
ordered to be done as in Section 22, or in Section 25 of this
Ordinance provided within the time specified in the notice therefo-
fore served upon such owner or occupant as in said Section 22
or said Section 25 provided, the Superintendent shall make such
connection or do such work and the cost of the connection or of
such work done by the Superintendent shall be assessed against
the property so connected or upon which such work is done and the
amount of such cost shall become a lien upon the said premises so
connected or upon which said work is done, and the City Attorney
of the City of Kent is hereby authorized, empowered and directed
to collect the amount of the cost of such connection or the doing
of such work, either by foreclosure of said lien or by a suit
16.
against the owner or occupant of said premises, which suit shall be maintained in the name of the City of Kent, as plaintiff in any Court of competent jurisdiction.

SECTION 27. Repair of Obstructed or Broken Sewers: Whenever any private sewer or drain pipe connected with any public sewer or drain becomes obstructed, broken or out of order, and if the owner, agent or occupant of such premises fails to repair the same after five (5) days when notified to do so by the Superintendent of Sewers, the Superintendent of Sewers is hereby authorized to remove, reconstruct, replace, alter or clear the same as he may deem expedient, at the expense of the owner, agent or occupant of such premises, and when two or more houses or buildings are connected with the same private sewer, the owners, agent or occupants of such premises, shall be jointly and equally liable for any work done by the Superintendent of Sewers under this section. No permit shall be required for the removal of obstructions from private sewers, providing the pipe is not damaged.

SECTION 28. Excavation in Streets to be Guarded: All excavations made by any licensed sewer contractor within the limits of any street, alley, avenue or other public place shall be protected and guarded by fencing or covering by said contractor both by night and by day, by the display of proper signals and lights, and the contractor shall be liable upon his bond for all accidents caused by negligence in this respect.

SECTION 29. Delayed Work: City May Restore Streets: All work within the limits of any street or public place must be prosecuted to completion with due diligence, and if any excavation is left open beyond a reasonable time, the Superintendent of Sewers shall cause the same to be refilled and the street restored forthwith, and any cost incurred in such work shall be charged to the Side Sewer Contractor in charge of such work, and must be paid before he shall receive any future permit from the Superintendent of
Sewers, and he shall be liable on his bond for any such sums expended.

SECTION 30. Improper Work; City May Complete, Assess Cost:
If any work done in pursuance of a permit granted, as hereinabove prescribed, is not constructed and completed in accordance with the provisions of this ordinance and the plans and specifications as approved by the Superintendent of Sewers, and if the contractor or person doing the work shall refuse to properly construct and complete such work, notice of such failure or refusal shall be given to the owner of the property, for whom said work is being done, as herein provided, and the Superintendent of Sewers shall cause said work to be completed and said sewer connected in the proper manner, and the full cost of such work and any materials necessary therefor shall be charged and become a lien against said property, and shall be collected in the manner provided in this ordinance.

SECTION 31. Use of Public Sewers: No person or business firm, shall discharge or cause to be discharged any storm water, surface water, ground water, roof runoff, subsurface drainage, cooling water, or unpolluted industrial process waters to any sanitary sewer.

Storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as storm sewers, or to a natural outlet approved by the Superintendent.

Industrial cooling water or unpolluted process waters may be discharged, upon approval of the Superintendent, to a storm sewer or natural outlet.

Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer:

(a) Any liquid or vapor having a temperature higher than 150°F.

(b) Any water or waste which may contain more than 100 parts
per million, by weight of fat, oil, or grease.

3) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas.

4) Any garbage that has not been properly shredded.

5) Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, manure, or any other solid or viscous substance capable of causing obstruction to the flow in sewers or other interference with the proper operations of the sewage works.

6) Any wastes or wastes having a PH lower than 5.5 or higher than 9.0 or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.

7) Any wastes or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constitute a hazard to public health, or create any hazard in the receiving wastes of the sewage treatment plant.

8) Any wastes or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant.

9) Any noxious or malodorous gas or substance capable of creating a public nuisance.

Grease, oil, and sand interceptors shall be provided when in the opinion of the Superintendent, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand, and other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of the type and capacity approved by the Superintendent, and shall be located as to be readily and easily accessible for cleaning and inspection at the expense of the user or applicant.

Grease and oil interceptors shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, watertight, and equipped with easily removable covers which when bolted in place shall be gas-tight and watertight.

Where installed, all grease, oil and sand interceptors shall be maintained by the owner, at his expense, in continuously efficient operation at all times.
The admission into the public sewers of any waters or wastes having (a) a 5-day Biochemical Oxygen Demand greater than 300 parts per million by weight, or (b) containing more than 350 parts per million by weight of suspended solids, or (c) containing any quantity of substances having the characteristics described above in this section, or (d) having an average daily flow greater than 2% of the average daily sewage flow of the City, shall be subject to the review and approval of the Superintendent. Where necessary in the opinion of the Superintendent, the owner shall provide, at his expense, such preliminary treatment as may be necessary to, (a) reduce the Biochemical Oxygen Demand to 300 parts per million and the suspended solids to 350 parts per million by weight, or (b) reduce objectionable characteristics or constituents to within the maximum limits provided for above, or (c) control the quantities and rates of discharge of such waters or wastes. Plans, specifications, and other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Superintendent and of the Water Pollution Control Commission of the State of Washington, and no construction of such facilities shall be commenced until said approvals are obtained in writing.

Where preliminary treatment facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation, by the owner at his expense.

Canneries, Vegetable and Fruit. Vegetable and fruit cannery (unless other arrangements are made with the Superintendent with the approval of the Pollution Control Commission of the State of Washington) shall provide an efficient screen for the removal of skins, seeds, pomece, culls, discarded products and other suspended material from the wastes from the washing, sorting, or other canning processes. This screen must be 30-mesh, U.S. Standard gauge, and may be of the vibrating, rotary or any other effective type. It shall be located on the main outlet sewer line or lines.
from the canner}' in such a way that all waste waters will pass
through the screen except cooling condenser or other clean waters.
The latter may be by-passed around the screen or discharged through
a separate outlet, and shall be disposed of as provided in Section
31 hereof. Prior to the installation of the screen, a plan
drawing of the facility, together with data as to capacity, shall
be submitted to the Superintendent of Sewers and to the Pollution
Control Commission of the State of Washington for approval. Screen-
ings and other solid material removed from the product during the
canlery operations shall be disposed of in a manner satisfactory
to the Superintendent, and, in any event, in such a manner that
it will not enter a water of the State of Washington.

When required by the Superintendent, the owner of any property
served by a building sewer carrying industrial wastes shall install
a suitable control manhole in the building sewer to facilitate
observation, sampling and measurement of the wastes. Such manhole,
when required, shall be accessible and safely located, and shall
be constructed in accordance with plans approved by the Superinten-
dent. The manhole shall be Installed by the owner at his expense,
and shall be maintained by him so as to be safe and accessible at
all times.

All measurements, tests, and analyses of the characteristics
of wastes and wastes to which reference is made in this section above
shall be determined in accordance with "Standard Methods for the
Examination of Water and Sewage," and shall be determined at the
control manhole provided for in the above paragraph in this sec-
tion upon suitable samples taken at said control manhole. In the
event that no special manhole has been required, the control manhole
shall be considered to be the nearest downstream manhole in the
public sewer to the point at which the building sewer is connected.

No statement contained in this section shall be construed as
preventing any special agreement or arrangement between the City
and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the City for treatment, subject to payment therefor by the industrial concern.

SECTION 22. Side Sewer Construction Must Comply with Ordinance.

When any side sewer is constructed, laid, connected, or repaired, and does not comply with the provisions of this Ordinance, or where it is determined by the City Health Officer or the Superintendent of Sewers that a side sewer, drain, ditch or natural water course is obstructed, broken or inadequate and is a menace to health, or is liable to cause damage to public or private property, the City Health Officer or the Superintendent of Sewers shall give notice to the owner, agent, or occupant of the property in which such condition exists, of such condition, and if he shall refuse to construct, relay, reconstruct, or remove the obstruction of said side sewer, drain, ditch, or natural water course within the time specified in such notice, the Superintendent of Sewers may perform such work as may be necessary to comply with this ordinance, and the cost of such work as done by the Superintendent of Sewers shall be assessed against such property, or collected from the person responsible for such condition, and the amount thereof shall become a lien upon the said property, and the City Attorney is hereby authorized, empowered and directed to collect such cost, either by the foreclosure of said lien or by a suit against the owner or occupant of such property, or other person responsible for such condition, which suit shall be maintained in the name of the City of Kent, as plaintiff, in any court of competent jurisdiction.

SECTION 23. Call for Inspection, Notice of Defects. Any person performing work under permit pursuant to the provisions of this ordinance shall notify the Superintendent of Sewers when the work will be ready for inspection, and shall specify in such notice the location of the premises. If the inspector finds the work or material used is not in accordance with the provisions of this ordinance,
be shall notify the person doing the work and also the owner of the
premises by posting a written notice upon the premises, and such
posted notice shall be all the notice that is required to be given
of the defects in the work or material found in such inspection,
and a copy of such notice shall be kept on file in the office of
the Superintendent of Sewers.

SECTION 34. Inspection Before Trenches are Filled: No trench
shall be filled or any connecting sewer covered, until the work
from the point where the same connects with the public sewer or
other outlet to the point where it connects with the iron pipe or
other plumbing of the building or premises to be connected, shall
have been inspected and approved by or under the direction of the
Superintendent of Sewers, and until the same shall have been made
in all respects to conform to the provisions of this ordinance.

SECTION 35. Fees for Inspection: There shall be no charge
for the first inspection, but if by reason of non-compliance with
the provisions of this ordinance, it is necessary for the Superin-
tendent of Sewers to cause a second or subsequent inspection to be
made, the person doing the work shall notify the Superintendent of
Sewers in writing when the work is ready for such second or subse-
cquent inspection. For each inspection after the first a charge of
Two Dollars and fifty cents ($2.50), shall be made, which shall be
paid by the person who received the permit under which the work is
being performed, at or prior to the inspection. No permit shall
be issued to any person who is delinquent in the payment of any
such charge. All such fees shall be paid to the City Treasurer
who shall issue receipts therefor, and such receipt must be filed
with the Superintendent of Sewers before any new permits are issued
to the person owing such fees.

SECTION 36. Damage to Public Sewers: No unauthorized person
shall maliciously, willfully, or negligently, break, damage, destroy,
uncover, deface or tamper with any structure, appurtenance, or
equipment which is a part of the municipal sewage works. Any
person so violating this provision shall be subject to immediate
arrest under charge of disorderly conduct.

SECTION 37. Planting of Certain Trees and Shrubbery Prohibited:
It shall be unlawful to plant poplar, cottonwood, soft maples,
willow, or any other tree or shrub whose roots are likely to obstruct
public or private sewers. The Superintendent of Sewers is hereby
authorized to remove any trees or shrubs from any public street, or
the roots of any trees or shrubs which extend into any public
street, or the roots of any trees or shrubs which extend into any
public street, when said trees or the roots thereof, are obstructing,
or when he shall determine that they are liable to obstruct, pub-
lic or private sewers or drains. Provided, however, that he shall
give ten (10) days notice in writing to the owner or occupant of
the abutting property to remove the same, and if such owner or
occupant fails or refuses to do so, the reasonable cost of such
removal from either private property, alleys or streets, when done
by the Superintendent of Sewers shall be a charge against, and a
lien upon, the abutting property from which such trees or shrubs
are removed, and the City Attorney is hereby authorized and directed
to collect such charge by suit maintained in the name of the
City of Kent as plaintiff, against the owner in any court of
competent jurisdiction.

SECTION 38. Property Not Assessed For Sewer Construction
Under a Local Improvement District to Pay Sum in Lieu of Assessment:
No permit shall be issued for a connection to any public sewer
for any property that has not been assessed for the construction of
said sewer by a local improvement district, except as follows:

(a) Property which was not assessed for as stated above, but
which has a sanitary sewer in the street, alley, or sewer easement
abutting said property shall be charged an assessment on the same
basis as property which was in the Local Improvement District
under which said sewer was constructed. If said sewer was not
constructed under a local Improvement District said property should
pay an assessment equal to $2.50 for every one hundred (100)
square feet of area of the lot, tract, or parcel of property to be
provided sewer service.

(b) Property which does not have a lateral sanitary sewer
available as stated above will be permitted to construct a sanitary
sewer at no expense to the city, but under the specifications and
supervision of the Superintendent, provided that the city is paid
a trunk charge equivalent to eight ($8.00) Dollars for every thousand
(1,000) square feet of area of property to be served by this sewer.
The City Council may credit the person or persons constructing the
sewer for making a lateral sewer available for property in which
they have no interest. In no case shall this credit amount be more
than seventeen ($17.00) Dollars for every thousand (1,000) square
feet of property or total more than the trunk charge against the
property for which the particular sewer is being constructed.
Satisfactory arrangements shall be made with the City Treasurer
for payment prior to the issuing of any permits on the above.
Side sewers constructed without the payment of the above charges
shall be disconnected fifteen (15) days after the owner is notified
by the Superintendent that the above charge has not been paid in
the event the payment is not made.

SECTION 39. Notice and Penalties: Whenever any sum of money
is to be charged as a lien upon the particular property upon which
work be done by any department of the City under the terms and
provisions of this Ordinance, the manner and method of collecting
said amounts shall be, substantially, as follows:
The owner, occupant or agent of the property shall be given a
notice in writing by the Superintendent of Sewers, of the City of
Kent, that said owner, occupant or agent is required to do the
particular work at the expense of the property owner. The notice
shall be in substantially the following form:

To __________________________, Owner, and __________________________, Agent, Occupant, of that certain property described as Lot __________, in block ________ Addition to the City of Kent, King County, Washington:

You are hereby notified to perform the following work upon the above described property within ______ (____) days of the date of the service of this notice upon you, Viz: __________________________.

And you are further notified that if you do not perform said work within said period of ______ (____) days, then the City of Kent will perform the same and charge the amount of said work against said property, and will proceed to collect the same according to law.

THE CITY OF KENT

By __________________________, Its Superintendent of Sewers

A copy of this notice shall be posted upon the property affected and a further copy shall be mailed to the agent, occupant, or owner at his last known address and said posting and mailing is hereby declared to be a sufficient notice to the owner, agent or occupant to perform said work. In case the agent, occupant or owner fails to perform said work within ______ (____) days after said notice shall have been mailed and posted, then the work shall be done by the proper department of the City of Kent, and as soon as practicable after said work is performed, the owner or agent shall be notified in the manner as hereinbefore provided, that the work has been done by the City of Kent, and of the amount of the charge for doing said work and shall be required either to pay the City Treasurer of the City of Kent said amount, within thirty (30) days after the date of the posting and mailing of said notice to him, or to file with the City Council of the City of Kent objections in writing against said charge. The form of notice just provided for shall be substantially as follows:

To __________________________, Owner, and __________________________, Agent
or occupant, of Lot ____, in Block ____, __________ Addition to
the City of Kent, King County, Washington:

You are hereby notified that pursuant to a former notice given
you upon the ____ day of ____, 19__, that the City of Kent has
performed the work required to be done pursuant to the said
former notice, and that the cost and expense of doing said work is
the sum of __________ Dollars. You are further notified that
unless you pay said amount to the City Treasurer, or file objec-
tions against said amount within thirty (30) days of the date of
service of this notice upon you, that the same shall be a lien
against the above described real property and will be collected
by the City of Kent according to law.

THE CITY OF KENT

BY

Its Superintendent of Sewers

The City Council shall at its next regular meeting after the
filing of any objections, or as soon thereafter as may be convenient,
hear the same. At such hearing, the Council may take any action
in the matter as may seem just. After said hearing, or after the
expiration of the thirty (30) days period hereinbefore provided for,
when no objection is filed, the amount thereof shall become a lien
against the property upon which said work was performed, and the
City Attorney is hereby authorized to proceed to collect said amount
in any lawful manner.

SECTION 40. Rules and Regulations: The Superintendent of
Sewers may make and issue such rules and regulations as may be
expedient and necessary to carry out the provisions of this Ordin-
ance.

SECTION 41. Notices and Orders to be Promptly Complied With:
It shall be the duty of the owner and occupant of any premises
situate within the corporate limits of the City of Kent to
promptly comply with all notices, orders and requirements made,
given or transmitted by the Superintendent as this Ordinance provides.

SECTION 42. Penalties: The violation of any provision of
this ordinance is hereby declared to be a misdemeanor, punishable
by a fine of not to exceed One-hundred (100.00) Dollars, or by
imprisonment in the City Jail for not to exceed thirty (30) days,
or by both such fine and imprisonment.

SECTION 43: Validity: The invalidity of any section, clause,
sentence or provision of this Ordinance shall not affect the
validity of any other part of this Ordinance which can be given
effect without such invalid part or parts.

SECTION 44: Repeals: That Ordinance No. 294 and Ordinance
No. 658 of the City of Kent be and the same are hereby repealed.

SECTION 45. This Ordinance shall take effect and be in full
force on the 1st day of May, 1954, following its passage, approval,
and publication, in accordance with law.

Passed by the City Council this 19th day of April, 1954.

[Signature]
Mayor

Attest:
[Signature]
City Clerk

Approved as to form:
[Signature]
City Attorney

Passed this 19th day of April, 1954
Approved this 20th day of April, 1954
Published April 22, 1954.
Regulating Use of Public Sewers

Repealing Ord. 2948
658

SEC. 9
AMENDED
BY ORD. 925

SEC. 9
AMENDED
BY ORD. 960

Sec. 10
Repealed
by Ord. 1786
Rest of Ord.
Repealed by 1777