

CITY OF DALTON GARDENS

ORDINANCE NO. 144

AN ORDINANCE REGULATING THE OPERATION AND MAINTENANCE OF SUBSURFACE SEWAGE DISPOSAL SYSTEMS (SETTING FORTH REQUIREMENTS FOR DESIGN STANDARDS AND REPORTING TO THE HEALTH DISTRICT).

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DALTON GARDENS:

SECTION 1: Residential units constructed within the City of Dalton Gardens will not exceed one single family dwelling per acre.

SECTION 2: Subsurface sewage systems for commercial or non-residential uses shall not be installed or allowed to continue in operation if the effluent loading exceeds that of 250 gallons per acre per day.

SECTION 3: All new subsurface systems shall have the following:

- (a) Septic tanks with manhole risers to within six inches of the ground surface an inspection riser to ground surface.
- (b) Date of installation, location, size and type of all components in system recorded at the City Hall of Dalton Gardens with lot size.

SECTION 4: Notice should be sent by the City to all property owners reminding them to pump their sewage systems every five years.

SECTION 5: When an existing subsurface sewage system is pumped, a manhole riser to within six inches of the surface and an inspection riser to the surface shall be installed.

SECTION 6: All septic pumpers doing business in Dalton Gardens shall, within ten (10) days of pumping a septic tank in the City, report to the City the condition, location, size and type of tank and disposal system, and date of pumping.

SECTION 7: The City shall annually report the number of systems installed or repaired to the Panhandle Health District 1.

SECTION 8: Non-domestic wastewaters shall not be allowed to be disposed of onto the ground or into the ground's subsurface.

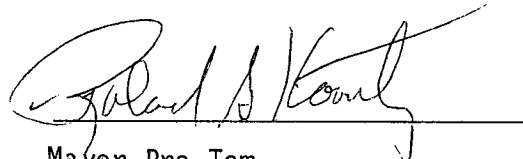
SECTION 9: In the commercially zoned district of the City of Dalton Gardens, the installation of a flow meter(s) shall be required on the domestic water line, irrigation water line or sewer line for any newly constructed business or group of businesses for the purpose of determining the amount of wastewater generated from that business or group of businesses. The placement or design of the flow meter(s) shall be as directed by the City Building Inspector.

SECTION 10: The installation of the flow meter shall be located in an area accessible by both the authorities of the City of Dalton Gardens and Panhandle Health District 1.

SECTION 11: All owners of existing commercial property within the City of Dalton Gardens commercial district shall annually submit records of water used on those parcels in order to assure that wastewater flows do not exceed 250 gallons per acre per day. This information must be submitted no later than April 1 of each year. In the event the average usage for the prior year exceeds 250 gallons per acre per day of wastewater based on current water consumption records, the owner has sixty (60) days to install a flow meter(s) as provided in Section 9 above. The owner must then demonstrate that actual wastewater flow is below 250 gallons per acre per day, or if not, reduce the wastewater flow to 250 gallons per acre per day. It shall be a requirement for business license approval within the commercial district that a report of the wastewater generated each month from each parcel be submitted and accompany the business license application for the business premises.

SECTION 12: For all remodeled commercial facilities, or when a commercial facility changes ownership or tenancy, the water useage records as above provided with the application for a business permit shall be submitted to Panhandle Health District 1. In all cases, Panhandle Health District 1's approval shall be required prior to issuance of a business license.

PASSED under suspension of the rules upon which a roll call vote was taken and duly enacted an ordinance of the City of Dalton Gardens at a regular meeting of the Mayor and City Council held on the 4th day of December, 1997.



Mayor Pro Tem

ATTEST:



Gayle Clayeux, Clerk

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.
Beth Benser

..... being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The
.....
.....

Regul Notice

of which the annexed is a printed copy, was published in the regular
issue of said newspaper for *1* consecutive
commencing on the *16* day of *Dec* 19*97* and
ending on the *16* day of *Dec* 19*97* and such
publication was made as often during said period as said
newspaper was regularly issued. *Daily*

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.....
.....
.....

Beth Benser

Subscribed and sworn to before me this *16* day of *Dec*
....., 19*97*.....

Regina Mason

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/03

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PASSED under suspension of rules upon which a roll call vote was taken and duly enacted an ordinance of the City of Dalton Gardens at a regular meeting of the Mayor and City Council held on the 4th day of December 1997.

Roland S. Koontz
Mayor Pro Tem

ATTEST: Gayle K. Clayeux, City Clerk
Legal 473
December 16, 1997