

PROPOSED ORDINANCE NO. _____
CONCERNING THE RESPONSIBILITY FOR MAINTENANCE AND REPAIR OF
SEWER LATERALS WITHIN THE CITY RIGHT OF WAY

WHEREAS, Chapter 200 of the City of Stamford Code of Ordinances, "Sewers," is silent as to who bears responsibility for maintenance and repair of building laterals within the City right of way;

WHEREAS, it has been determined that it is in the best interests of the City of Stamford to specify in Chapter 200 of the City of Stamford Code of Ordinances, "Sewers," who bears responsibility for maintenance and repair of building laterals within the City right of way;

WHEREAS, the Water Pollution Control Authority, in its deliberations, has determined that, consistent with past practice, the property owner should bear responsibility for maintenance and repair of building laterals within the City right of way;

WHEREAS, the Water Pollution Control Authority, in its deliberations, has proposed a limited reimbursement of certain costs to offset the financial burden on the property owner.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Chapter 200, Sewers, Article III, Water Pollution Control Authority; Use of System, Section 200-33, shall be amended as follows:

Sec. 200-33. Building Laterals and Connections.

L. The property owner shall be responsible for maintaining ~~and/or repairing~~ the sanitary sewer building lateral from the building to its connection to the public sanitary sewer ~~system~~, including ~~both~~ the lateral line segments located underneath private property, and including the lateral line segments located underneath the City right of way, ~~which includes but is not limited to City sidewalks, other public utilities, and roadways within the City right of way.~~ The property owner shall be responsible for repairing the sanitary sewer building lateral from the building to the property line which includes the lateral line segments located underneath private property. The WPCA shall be responsible for repairing the sanitary sewer building lateral from the property line to its connection to the public sanitary sewer, including the lateral line segments located underneath the City right of way, which includes but is not limited to City sidewalks, other public utilities, and roadways within the City right of way. ~~The WPCA shall be contacted prior to the start of any sanitary sewer lateral maintenance or repair within the City right of way. When such maintenance or repair of a sanitary sewer lateral requires an open cut excavation within the City right of way, the WPCA shall reimburse the~~

~~property owner, in an amount not to exceed \$5,000.00, for costs incurred restoring the roadway, sidewalk, or curb within the City right of way, or for uniformed traffic control used during work within the City right of way. No reimbursement of costs shall be made for initial investigation, maintenance, jetting or root cutting to clear a blockage in the lateral, excavation for repair or replacement of the lateral pipe on private property, or landscaping on private property within the City right of way. Examples of maintenance items include but are not limited to the removal or clearing of grease buildup, food waste, personal hygiene products, or other consumer caused blockages. The property owner shall submit an itemized list of all maintenance or repair costs to the WPCA for review along with proof of payment. No payments shall be made without prior approval by the Board of Directors of the WPCA. This ordinance does not obviate the property owner's liability for the property owner's intentional or negligent damage to any part of the sanitary sewer system.~~

This Ordinance shall take effect immediately upon approval.