

**Title 13
PUBLIC SERVICES**

Chapters:

- 13.04 Sewage Disposal Systems**
- 13.08 Sewer Service Charges**
- 13.12 Septic Tanks**

**Chapter 13.04
SEWAGE DISPOSAL SYSTEMS**

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ARTICLE I. GENERAL PROVISIONS

13.04.010 Scope of provisions.

This chapter shall be known as the "sewer code of the city of Brier." This chapter provides rules and

regulations governing the design, construction, installation, maintenance, and use of private sewer facilities including side sewers and drains, served directly by the city sewerage system. All sewer service users connecting to the public sewer shall fully comply with the contents of this chapter. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §1, 1972)

13.04.020 Definitions.

The following definitions shall apply to the corresponding terms used in this chapter unless otherwise stated:

- A. "City" means the city of Brier
- B. "City engineer" means the city engineer of the city
- C. "Code" means the sewer code of the city as established under this chapter
- D. "Downspout" means the leader or pipe above ground, which is installed to conduct stormwater from the roof gutter of any structure.
- E. "Industrial waste" means any liquid, solid or gaseous substance, or combination thereof resulting from any process of industry, manufacturing, commercial food processing, business, trade or research, including development, recovering or processing of natural resource
- F. "Inspector" means the city engineer or his authorized representative charged with the responsibility for determining compliance with this code
- G. "Occupant" means any person or owner in physical possession of a structure to which sewer service is available.
- H. "Owner" or "person" means any individual, company, partnership, corporation, association, society, or group, and the singular term includes the plural. "Owner" shall specifically mean property owner of the property concerned.
- I. "Permit" means written authorization executed by a city official, and unless otherwise stated, means specifically a side sewer permit
- J. "Plat" means a plat (or drawing) prepared by the applicant for a side sewer permit application and confirmed by a city inspector at the time of inspection and approval, wherein the confirmed plat shall serve as the as-built drawing of the side sewer installation
- K. "Private sewage disposal system" means an individual septic tank or similar sewage disposal system not a part of the public sewer system.
- L. "Private sewer" means a sewer or conduit designed or used to transport wastewater exclusive of side sewers which is neither owned nor operated by the city, but may lie on either public or private easements to serve a number of users.
- M. "Public sewer" means a sewer exclusive of side sewers owned and operated by the city.
- N. "Residential structure" means a single-family or duplex structure
- O. "Sewage" means water-carrying waste discharged from the sanitary facilities of structures used or occupied by people.
- P. "Sewer service" means the continuing acceptance by the city of sewage from a structure.
- Q. "Side sewer" means a conduit extending from the plumbing system of a structure to and connecting with a public or private sewer.
- R. "Side sewer contractor" means any person, partnership, corporation or association licensed to construct or repair side sewers within the city
- S. "Side sewer installer" or "installer" means the person responsible for and/or performing the work of

installing a side sewer, and includes side sewer contractors, owners, and employees or agents.

T. "Wastewater" means water-carrying wastes containing either or both sewage and industrial waste. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §2, 1972)

13.04.030 Repair and maintenance responsibility.

The limit of responsibility of the city shall be maintenance of the public sewer. Side sewers shall be maintained by the property owners served. Private sewers shall be maintained by the owner. When and if the city finds it necessary to maintain or repair a side sewer or private sewer in order to protect the operation of the public sewer, the cost for such maintenance or repair shall be charged to the concerned owner. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §3.1, 1972)

13.04.040 Prohibited connections and discharges.

The connection and/or discharge into any sewer by direct or indirect means of any of the following is prohibited:

- A. Subsoil foundation drains
- B. Footing drains;
- C. Window well drains
- D. Door well drains;
- E. Yard drains;
- F. Unroofed basement floor drains
- G. Overflows from unpolluted water storage facilities
- H. Clear water from refrigeration, reverse-cycle heat pumps and cooling or air-conditioning equipment installed hereafter, except for the periodic draining and cleaning of such system
- I. Roof drains or downspouts from areas exposed to rainfall or other precipitation
- J. Surface or underground waters from any source
- K. Any liquid or vapor having a temperature higher than one hundred fifty degrees Fahrenheit
- L. Any waste that contains more than one hundred parts per million by weight of fat, oil, or grease
- M. Any gasoline, benzene, naphtha, oil, or other flammable or explosive liquid, solid, or gas
- N. Any garbage that has not been properly shredded
- O. Any ashes, cinders, sand, mud, straw, hair, paunch manure, or any other solid or substance in quantities capable of causing obstruction to the flow in sewers or improper operation of the sewerage system;
- P. Any waste having a pH lower than 5.5 or higher than 8.5, or having any other corrosive property capable of causing damage or hazard to the structures, equipment or personnel of the city
- Q. Any waste containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process
- R. Any waste containing suspended solids of such character and quantity that unusual attention or expense is required to handle such materials in the public sewer system or at the King County sewage treatment plant
- S. Any obnoxious or malodorous gas or substance capable of creating a public nuisance
- T. Septic tanks. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §3.2, 1972)

13.04.050 Preliminary treatment.

Preliminary treatment may be required if the biochemical oxygen demand of the waste exceeds two hundred fifty parts per million by weight. Such preliminary facilities shall be constructed, operated and maintained by the owner at his own expense. (Ord. 1.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §3.3, 1972)

13.04.060 Connection required.

A. Direct connection is required from all plumbing fixtures which collect wastewater in any structure, to the public or private sewer or to an approved private sewage disposal system

B. Any connection to a cesspool or septic tank will be removed and proper connection will be made directly to the new side sewer at the time of installation of the side sewer

C. A city-approved grit and oil trap located in the side sewer line shall be required for vehicle-washing facilities. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §3.4, 1972)

13.04.070 Inspection of extensions, repairs and connections.

No person shall extend, repair, reinstall, or make connections to a private or side sewer within the property lines without first obtaining required permits, notifying the city and requesting inspection of said work as herein authorized. (Ord. 16.C §3, 2003: Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §3.5, 1972)

13.04.080 Additions or repairs to existing systems--Permit requirements.

When a permit has been previously issued for a private or side sewer as provided in this chapter, no additional permit shall be required for repairs. When an existing structure is removed and a new structure is constructed, a new permit is required. Any existing side sewer that does not conform to Sections 13.04.030 through 13.04.070 of this chapter shall be replaced or modified to correct such deficiency. No work shall be done without obtaining the required permits, and receiving prior approval and appropriate inspection by the city as herein required. (Ord. 16.C §4, 2003: Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §3.6, 1972)

ARTICLE II. SIDE SEWER PERMITS

13.04.090 Required when.

A. A side sewer permit shall be obtained from the city before any work is started for construction of a side sewer either on private property or within public rights-of-way. Where a right-of-way use permit is also required, such a permit must be obtained prior to issuance of the side sewer permit. Applications for side sewer permits must be submitted at least forty-eight hours in advance to allow time for processing. A permit shall be valid for six months

B. All regulatory information regarding the installation of a side sewer shall be obtained by the owner from the city before a permit is requested. Any information on the installation relayed by the owner to the contractor shall be in writing or on a plan, and such information shall be presented at the time application for a permit is made. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §4.1, 1972)

13.04.100 Liability of permittee.

The side sewer permit shall provide that the owner and permittee agree to hold harmless the city from

all claims for injury or damages, both public and private, arising out of the work performed under said permit. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §4.2, 1972)

13.04.110 Application requirements.

In making application for a side sewer permit, the owner or side sewer contractor shall furnish a site plan showing the approximate size and location of structures on the property, the owner's name, address, legal description of the property to be served, and a copy of recorded sewer easements, if applicable. The full route of the proposed side sewer from the public sewer in the right-of-way to the structure shall be shown on the plat, together with any other utility lines lying within the proposed route. The application shall be signed by the owner of the property to be served. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §4.3, 1972)

13.04.120 Separate permits for individual structures.

A side sewer permit will be required for each individual structure. The fee for each side sewer permit shall be established by separate ordinance known as the fee schedule. In addition, charges for coultation, inspections and re-inspections requested or to be made after four-thirty p.m. on weekdays or outside normal working hours shall be established by separate ordinance known as the fee schedule. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §4.4, 1972)

13.04.130 Work on private property--Owner must apply.

A. A permit which includes side sewer work on private property shall be issued only to the owner of the property or to his authorized agent. When a side sewer is to be installed across the private property of another person, the applicant for the side sewer permit must first show proof that a duly executed easement has been obtained from such other property owner and recorded with the county auditc

B. The owner is the only person authorized to install and repair side sewers on private property other than a side sewer contractor. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §4.5, 1972)

13.04.140 Work on public property--Contractor requirements.

A permit which includes side sewer work in a public way may only be issued to a side sewer contractor. All work within the limits of any public way shall be prosecuted to completion with due diligence and in compliance with applicable municipal regulatis. If any excavation is left open beyond forty-eight hours, the city may cause the excavation to be filled and the public way restored. Any cost incurred in such work shall be charged to the side sewer contractor in charge of such work and shall be payable by said contractor to the city within seventy-two hours of receipt of written notification of the cost thereof given to the contractor. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §4.6, 1972)

13.04.150 Issuance prerequisites.

No permit will be issued for a side sewer connection to a particular public or private sewer before said public or private sewer is approved by the city and ready for use. (Ord. 16.C §5, 2003; Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §4.7, 1972)

13.04.160 Posting.

A copy of the side sewer permit and preliminary side sewer plat shall be readily available on the job to the city inspector. No inspection will be made unless such permit and plat are readily available on the job site. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §4.8, 1972)

13.04.170 Other permits.

The issuance of a side sewer permit by the city shall not relieve the permit holder from the responsibility of obtaining such other permits or licenses as may be required by the municipality under whose jurisdiction various portions of the sewerage system lie. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §4.9, 1972)

13.04.180 Special releases and agreements.

A. If the grade of the side sewer is to be less than three-sixteenths inches per foot for four-inch pipe, or one-eighth inch per foot for six-inch pipe, the property owner upon application of and receipt of a side sewer permit shall acknowledge a grade release, the effect of which shall be to release the city from all future claims for damages due to the installation of said side sewer. If there is doubt about the grade, such grade release shall be executed before the pipe is laid. If upon inspection, the grade is determined to be inadequate, the grade release shall be recorded in the office of the county auditor before any backfilling takes place.

B. If a side sewer in the public way belonging to another property owner is to be used, written permission for such use must accompany the side sewer application.

C. When two or more structures not in common ownership are to be connected on one side sewer, easements running with the land must be executed and recorded with the county auditor. Said easements shall be approved as to form by the city, and shall ensure that all properties involved shall have perpetual use of the side sewer and shall contain provisions for joint responsibility for costs of maintenance, repair, and access, and shall be signed by the owners of the properties subject to the easement. The easement shall be acknowledged, and must be recorded by the property owners with the county auditor before a permit will be issued for construction.

D. Recording fees for grade releases and easements shall be paid for by the owner or owners of the properties affected.

E. Where physical conditions render compliance with the provisions of this code impracticable, the city may issue a special permit for installation of a side sewer requiring compliance with said provisions insofar as is reasonably possible, but such permit shall be issued only upon condition that the property owner execute and deliver to the city an instrument, in form satisfactory to the city, agreeing to save harmless and indemnify the city for any damage or injury resulting from such substandard installation. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §4.10, 1972)

13.04.190 Failure to comply.

If any work done under a side sewer permit is not in accordance with the provisions of this chapter and if the installer fails and/or refuses to properly construct and complete such work, notice of such failure or refusal shall be given to the owner or occupant of the property and the city may cause said work to be stopped. If the work in the opinion of the city constitutes a hazard to public safety, health, or the public sewer, such work may be completed by the city and the cost of such work and any material necessary therefor shall be charged to the owner and/or contractor and shall be payable by the owner and/or contractor within seventy-two hours of receipt of written notice given by the city of the cost thereof. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §4.11, 1972)

13.04.200 Contract--Code compliance required.

Contracts between property owners and side sewer contractors shall provide that such side sewer contractor will comply with all applicable city and municipal regulations and codes. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §5.1, 1972)

13.04.210 Contract--Release from material and labor lien.

The contractor shall furnish the owner with a release of lien from both labor and material, or an affidavit stating same has been paid, before payment is accepted by the contractor for such labor and material. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §5.2, 1972)

ARTICLE III. CONSTRUCTION AND INSTALLATION

13.04.220 Use of designated wye or tee required.

Connection shall be made to the wye or tee designated by the city at the time the side sewer permit is issued unless written permission to do otherwise is obtained from the city. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §6.1, 1972)

13.04.230 Excavation and prospecting.

A. Excavation shall be made at the measurements furnished by the city for the location of the wye or tee.

B. If the wye or riser cannot be located with the measurements as furnished by the city, the installer shall prospect four feet in all directions from the distance and depth given. If such prospecting fails to disclose the wye, the installer shall immediately contact the city and report the circumstances. Upon receipt of such report, the city shall confirm the measurements, inspect the site, and provide further assistance as necessary to locate a suitable point of connection to the public sewer. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §6.2, 1972)

13.04.240 Grade.

All side sewers shall be laid on a grade of not less than three-sixteenths inches per foot for four-inch pipe, and one-eighth inch per foot for six-inch pipe. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §7.1, 1972)

13.04.250 Distance from foundation.

Side sewers parallel to the foundation wall of any building shall be laid not less than forty-eight inches therefrom. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §7.2, 1972)

13.04.260 Joint side sewers.

If a side sewer serves two or more residential structures, six-inch pipe shall be used from the public or private sewer in the street to the wye at the confluence of the separate side sewers. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §7.3, 1972)

13.04.270 Joint cleanouts.

A maximum of four residential structures may be connected to a single six-inch side sewer. Where three or four residential structures are connected to the same side sewer, a six-inch cleanout extending to within six inches to twelve inches of the ground surface will be required at the wye where the upper connection is made. The city may require a forty-eight-inch manhole at the upper terminus of such lines on both residential and commercial tracts in lieu of cleanouts. (Ord. 16.C §6, 2003; Ord. 16.B §part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §7.4, 1972)

13.04.280 Minimum surface cover.

A. Minimum cover for side sewers on private property shall be eighteen inches except as provided in this chapter.

B. Minimum cover for side sewers at property line shall be six feet, or as determined by the city engineer based upon field conditions, below the crest of the public way at said property line

C. Minimum cover for side sewers crossing a ditch in the public way, except as otherwise provided in this chapter, shall be two feet, six inches

D. Cast iron or other pipe may be required in special cases. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §7.5, 1972)

13.04.290 Single residential dwellings.

All side sewers serving a single residential structure shall be a minimum of four inches in diameter to the property line or to its connection with private sewer, and then six inches to the public sewer. All side sewers serving structures other than single residential structures shall be a minimum of six inches in diameter. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §7.6, 1972)

13.04.300 Steep bluff connections.

On steep bluffs or terrain, the city may permit installation of the line above ground properly supported to the satisfaction of the city. In such case where the ground slope is greater than forty percent; above-ground installation is required, pipe used shall be Class 50 ductile iron pipe with restrained joints, or butt-fused single wall polyethylene pipe. Anchors shall be placed at each ductile iron pipe section or every one hundred lineal feet for single wall polyethylene pipe. Before any installation of this nature is made, the owner will be required to comply with the provisions of Section 13.04.180(E) of this chapter concerning the agreement to save the city harmless from damage or injury. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §7.7, 1972)

13.04.310 Water line crossings.

Parallel water and sewer lines wherever possible shall be laid at least ten feet apart horizontally. Where it is necessary for sewer and water lines to cross each other, the crossing shall be made at an angle of approximately ninety degrees, and the sewer shall be located three feet or more below the water line if possible. Where sewer lines must cross over water mains, a vertical separation of at least eighteen inches between the invert of the sewer and the crown of the water line shall be maintained. The sewer line shall be constructed of ductile iron sewer pipe and shall be pressure-tested to assure water tightness prior to

backfilling. The length of sewer pipe shall be centered at the point of crossing so that the joints shall be of equal distance and as far as possible from the water lines. The sewer pipe shall be the longest standard length available from the manufacturer. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §7.8, 1972)

13.04.320 Proximity to other facilities.

No other underground facilities shall be installed closer than four feet horizontally to the side sewer line as installed. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §7.9, 1972)

13.04.330 General construction specifications.

A. Pipe used for construction for a building sewer beyond the building plumbing shall be a minimum of four inches inside diameter and shall comply with Section 13.04.350, Pipe material.

B. Construction of the building sewer line shall be such as to secure watertight joints and it shall be on a grade of not less than one-quarter inch per foot.

C. No ninety-degree ells shall be permitted in the building sewer line and all forty-five-degree ells shall have accessible cleanouts.

D. Building sewers of four-inch diameter shall have cleanouts installed at intervals of not more than fifty feet and sewers of six-inch-diameter and larger shall have cleanouts installed at intervals of not more than one hundred feet. (Ord. 16.B §1(part), 2000; Ord. 16.A §2(part), 2000; Ord. 24 §1, 1965)

13.04.340 Compliance with APWA specifications.

All installations not specifically covered or described in this chapter shall comply with APWA (American Public Works Association) specifications, current edition and amendments, which is adopted by reference. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §8(part), 1972)

13.04.350 Pipe materials.

A. Pipes acceptable for standard side sewers and main lines are as follows:

1. Plain concrete storm sewer pipe
2. Reinforced concrete storm sewer pipe
3. Solid wall PVC (polyvinyl chloride) sanitary sewer pipe
4. Profile wall PVC sanitary sewer pipe (ultra rib or equal)
5. Ductile iron sewer pipe
6. ABS composite pipe.

B. It is not intended that materials listed above to be considered equal or generally interchangeable for all applications. All sanitary sewer pipes shall have flexible gasketed joints. All pipes shall be clearly marked with type, class, and thickness. Lettering shall be legible and permanent under normal conditions of handling and storage. Installation shall be in accordance with the "WSDOT/APWA Standard Specifications" as approved by the city. The city engineer may require pipe of specified material for certain installation or unusual conditions. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §8.1,

1972)

13.04.360 Fittings.

All changes in directions shall be made with one-eighth bends (forty-five degrees), one-sixteenth bends (twenty-two and one-half degrees) or wye branches with straight-through openings plugged for a cleanout. Cleanouts, including those for commercial property, shall be installed at locations approved by the city. The distance between cleanouts shall not exceed one hundred feet unless specifically authorized by the city. Thirty-six-inch special manholes may be required on long runs in lieu of cleanouts. Suitable frames and covers of a type approved by the city shall be used for all cleanouts on commercial property, and shall be cast in a concrete block two feet, six inches by six inches deep, flush with the final paving. Cleanouts which shall extend to within eighteen inches of the ground surface shall be plugged to prevent entrance of dirt, roots, or groundwater. Plugs shall be provided for use with the standard mechanical compression joint of the pipe being used and must be secured against back pressure. All cleanouts not provided with frame and cover shall have a piece of metal the size of an automobile brake drum or larger placed above, but not in contact with the pipe to facilitate locating with a pipe finder. A test tee shall be provided at the point of connection to the sewer main, and at any other required point or points in order to ensure that all portions of the side sewer or private sewer can be tested. All uncompleted risers, cleanouts, castings and concrete blocks shall be installed by the side sewer installer whether before or after final paving of the area directly concerned. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §8.2, 1972)

13.04.370 Laying of pipe.

All sewers shall be laid true to grade with the bells up grade. Pipe shall be carefully centered prior to jointing. The bottom of the trench shall be smooth and free from large rocks which may injure the side sewer pipe. When unsuitable bedding is found, as determined by the city's inspector, the side sewer installer shall over-excavate and prepare a bedding of sand or gravel a minimum of four inches deep. Gravel shall be three-quarter-inch maximum size. Backfilling of trenches shall be carefully performed by and to a depth of six inches above the pipe to avoid damaging the pipe. All backfill between the public or private sewer and property line shall be compacted in a manner approved by the city's inspector unless otherwise required by the county, city or town having jurisdiction over the public way. A minimum of four inches of bedding gravel shall be installed for all pipe installed in the public way or traveled areas in commercial properties. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §8.3, 1972)

13.04.380 Connection methods.

A. Where a wye or tee is not available, a saddle tee shall be used for all connections to the public sewer except in instances where the city determines that connection by grafting is indicated. The city will supervise the cutting of all holes in eight-inch, ten-inch, and twelve-inch pipe. The pipe cut-in shall be carefully made and all broken pieces removed. If the pipe becomes cracked during the cut-in the damaged section shall be replaced with a wye branch or tee. If grafting is authorized the grafting tee shall be a stub not longer than eight inches overall and shall not be inserted in the public sewer beyond the inside face of the pipe. A liberal collar of mortar shall be placed around the joint, plus a concrete encasement. Extra care shall be taken in backfilling and around and over the joint to prevent breaking. A city inspector must be present during all grafting or cutting operations. If the type of wye or tee provided in the public sewer

does not match the proposed side sewer pipe joint detail, a short transition piece shall be joined to the wye branch or tee by means of a gasket of the type used in the public sewer where possible. If this gasket type is not available, careful caulking with an approved caulking material made especially for that purpose may be used. The balance of the side sewer shall then be constructed with compression-type flexible gaskets up to the point of connection with the house plumbing.

B. Connection to the house soil pipe shall be made by means of a flexible clamp-type coupling or other approved method

C. All tee connections must be clean and visible during inspection. The first length of pipe installed at the tee shall not be more than two feet long. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §8.4, 1972)

13.04.390 Lifting of sewage.

Any structure in which the plumbing drain is too low to permit gravity flow to the public or private sewer, the sewage may be lifted by artificial means or grinder pump and discharged into the public or private sewer. The applicant's engineer shall design a sewage artificial lifting means that will provide the necessary capacity to serve the structure. The city engineer shall determine that the proposed artificial lifting means is necessary and will function satisfactorily. Exception, this chapter and section does not apply to any short plat or subdivision development. (Ord. 16.C §7, 2003; Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §8.5, 1972)

13.04.395 Back-flow conditions.

Wherever a situation exists involving the possibility of a backup, a backwater sewage valve shall be installed. A backwater sewage valve shall be the responsibility of the owner of the side sewer. Before any installation of this nature is made, the owner will be required to comply with provisions of Section 13.04.180(E) of this chapter concerning the agreement to save the city harmless from damage or injury. When only the lower floor of a structure is too low for gravity flow, the remaining floors must flow by gravity. All pump installations must meet all applicable codes, and must have approval before installation. (Ord. 16.C §8, 2003)

13.04.400 Inspection--Timing.

Arrangements for inspection of a side sewer installation shall be made with the city side sewer inspector or city engineer by the side sewer installer as set forth in notices which will be distributed from time to time. The city reserves the right to set the time for inspections. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §9.1, 1972)

13.04.410 Testing of final installation.

Side sewers and/or private sewers shall be tested for their entire length from the public sewer by testing for visible leakage before backfilling by inserting a removable plumber's plug at the lower end of the line and filling the line with water to its highest point. The installer shall make this test before calling for inspection so that the inspector can observe and approve the installation in one visit. The side sewer installer or his job foreman must be present at the job during the inspections. Testing apparatus and water shall be furnished by the side sewer installer. Visible leakage shall be corrected and the line shall be retested. All side sewer trenches must be maintained in a safe condition for the inspector to enter. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §9.2, 1972)

13.04.420 Rate of leakage.

The rate of leakage in the side sewer shall not exceed the following amounts per one hundred feet of pipe when measured by exfiltration

- A. Four-inch, 1.12 gallons per hour
- B. Six-inch, 1.68 gallons per hour

The above is based on a minimum head of six feet. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §9.3, 1972)

13.04.430 Restoration of right-of-way within county or municipality.

It is the responsibility of the side sewer contractor to cut the road surface, dig a trench, lay the pipe, make the connection to the wye or tee, backfill the trench and restore the roadway surfacing within the limits of any public thoroughfare or right-of-way. Such work shall be conducted in strict accordance with the rules and regulations of the municipality having jurisdiction of said thoroughfare or right-of-way. The city may provide copies of rules, regulations and standards at the time of issuance of the right-of-way use permit; failure to provide such rules, or to include some, but not all, applicable rules and regulations shall not excuse the contractor from compliance with all rules, regulations, standards and requirements that may apply. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §10.1, 1972)

13.04.440 Restoration of roadway--Outside jurisdiction.

The municipality or county having jurisdiction shall specify restoration and specification for roadway/right-of-way. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §10.2, 1972)

13.04.450 Safety equipment.

The side sewer contractor before beginning excavation in a public area shall have at the site sufficient barricades to properly protect the work. The barricades shall be illuminated during the nighttime hours with a minimum of four flares or flashing signals. During the pipe-laying operation, a ditch pump shall be available at the site. The contractor shall have stockpiled within the city and immediately available for use, sufficient shoring to adequately protect workmen where unstable ground conditions are encountered. A flagman must be posted wherever work is underway in the public way. In addition to the foregoing provisions, the side sewer installer shall comply with all applicable laws, ordinances, and regulations of the state or municipality relating to safety and protection in both public and private areas affected. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §11.1, 1972)

13.04.460 Cleanup.

The side sewer installer shall remove all debris and excess material excavation and shall repair all damage, and restore the site immediately after backfilling in public and private areas. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000; Ord. 16.1 §11.2, 1972)

13.04.470 Side sewer cleaning.

All side sewer cleaning contractors and/or plumbers, side sewer contractors and owners, prior to or while actually engaged in cleaning existing side sewers (as distinguished from plumbing and septic tank facilities) shall notify the city of such operation which are located within the sewer service areas of the

city. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §12.1, 1972)

13.04.480 Excavation and/or modification of installation.

No side sewer cleaning contractor and/or plumbers, side sewer contractors and owners shall excavate for the purpose of exposing a side sewer and such persons shall make no modifications to an existing side sewer (including the cutting of holes in the pipeline and/or installation of additional fittings) before obtaining the required permits from the city requesting to cover necessary inspections, and approval to cover has been obtained from the city. (Ord. 16.C §9, 2003: Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §12.2, 1972)

13.04.490 Plugging before building demolition or removal.

The property owner or his contractor engaged in demolishing or removing any structure connected to the public sewer shall obtain a sewer capping permit from the city to perform such work and shall expose and plug the side sewer connection of such structure at the property line in accordance with the requirements of the city and this code. A city sewer inspector must observe and approve such plugging. (Ord. 16.C §10, 2003: Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §12.3, 1972)

13.04.495 Provision of easement upon extension of sewer service.

In the event that it is reasonably feasible to extend a sewer line or lines to additional property or properties beyond that property next served, or newly served by an extension of the line, the owner of said property or properties last served shall provide an easement or easements as are reasonably necessary and shall extend the line to make service available to additional property owners. The easement and extension shall be provided regardless of whether the extension is to a single lot, several lots pursuant to short subdivision, or developments pursuant to full subdivision. The city engineer shall determine that further extension is reasonably feasible. The property owner shall, as a condition of connection to the system, execute an easement in a form suitable to the city attorney providing sufficient property for access for further extension of the line for use by other upland property owners. All such easements shall be limited in scope to uses reasonably necessary for installation, maintenance and operation of the extended sewer line. No compensation shall be paid for such easement or extension but rather provision of extension and easements shall be deemed to be a condition of original connection to the system. (Ord. 16.C §11, 2003: Ord. 16.B §1(part), 2000; Ord. 16.A §5, 2000: Ord. 274 §1, 1994)

ARTICLE IV. CONTRACTOR LICENSE

13.04.500 Required.

No person shall contract to do any work for hire in connection with sewers, without having a current and valid business license issued by the city to do so. (Ord. 16.C §12, 2003: Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §13.1, 1972)

13.04.510 Application.

Each applicant for a city business license to perform work in connection with sewers shall show proof of current license or certificate issued by the Washington Department of Labor and Industries. A current contractor's bond as required by RCW shall be presented upon application. (Ord. 16.C §13, 2003: Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §13.2, 1972)

13.04.520 Fee--Revocation of business license.

A. The fee of each application or renewal of a business license shall be established by a separate ordinance.

B. A business license may be revoked for violation of any portion of the Brier Municipal Code. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §13.3, 1972)

ARTICLE V. ADMINISTRATION AND ENFORCEMENT

13.04.530 Right of entry for inspection.

The city engineer or his representative, bearing proper credentials and identification, shall be permitted to enter upon all and any premises at all reasonable times for the purpose of inspection, observation, measuring, sampling, testing of sewers and/orsewage waste, and performing all other acts or duties required of him in accordance with the provisions of this code. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §14.1, 1972)

13.04.540 Promulgation of rules and regulations.

The city engineer may make rules and regulations and amend the same from time to time consistent with the provisions of this code, as he shall deem necessary and proper to carry out the provisions of this code; provided, that all such rules and regulation shall be available at City Hall upon request. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §14.2, 1972)

13.04.550 Variances and appeals.

Request for variances from the provisions of this code shall be made in accordance with the provisions and procedures established under the zoning code, Section 17.36.050. Appeals from the decisions of the administration, city engineer or inspector shall be made in accordance with the procedures established under the provisions of Chapter 1.20 of this code. (Ord. 16.C §14, 2003: Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §15, 1972)

13.04.560 Violation--Penalty.

Any person violating or failing to comply with this chapter, upon conviction thereof, shall be guilty of a misdemeanor and subject to a fine of not to exceed three hundred dollars or imprisonment not more than ninety days, or by both such fine and imprisonment, and each day that anyone shall continue to violate or fail to comply with this code shall be a separate offense. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §16.1, 1972)

13.04.570 Liability for costs of prosecution.

Any person who violates any provision of this chapter shall be liable to the city for any expense, loss, damage, cost of inspection or cost of correction incurred by the city by reason of such violation inclung any cost incurred by the city in collecting from such person said loss, damage, expense, cost of inspection, cost of correction, or cost of prosecution. (Ord. 16.B §1(part), 2000; Ord. 16.A §1(part), 2000: Ord. 16.1 §16.2, 1972)

Chapter 13.08 SEWER SERVICE CHARGES

Sections:

ARTICLE I. SERVICE CHARGES

- 13.08.010** Charges designated.
- 13.08.020** Special agreements--Alderwood Water District line.
- 13.08.025** Special agreements--Golden View sewer lift station.
- 13.08.030** Payable when.
- 13.08.035** Billing address.
- 13.08.040** Discontinuance.
- 13.08.050** Bimonthly service charges.
- 13.08.060** Delinquency.
- 13.08.070** Fees and charges upon connection.
- 13.08.080** Connection required--Generally.
- 13.08.090** Violation--Penalty.

ARTICLE II. AREA FEES AND CONNECTION CHARGES

- 13.08.100** Imposed.
- 13.08.110** Connection charges.
- 13.08.120** Payment required generally.
- 13.08.130** Appeal of assessments and charges.
- 13.08.140** Charges deemed additional.

ARTICLE I. SERVICE CHARGES

13.08.010 Charges designated.

Effective 11:59 p.m., December 31, 1999, fifty-one dollars and thirty-six cents bimonthly (thirty-nine dollars - King County/twelve dollars and thirty-six cents - city M&O); effective January 1, 2002, fifty-three dollars and thirty-six cents bimonthly (thirty-nine dollars - King County/ fourteen dollars and thirty-six cents - city M&O); plus any sewer rate increase imposed by Metropolitan King County Council; effective January 1, 2004, fifty-five dollars bimonthly (thirty-nine dollars - King County/sixteen dollars and thirty-six cents - city M&O); plus any rate increase imposed by Metropolitan King County Council. A discount of one month's rate may be granted if eleven months of the effective rate is paid by February 28th each year.

The commercial and school rate shall be a minimum of twenty-five dollars and sixty-eight cents per seven hundred fifty cubic feet of water per month plus any sewer increase imposed by King County; effective January 1, 2002, a minimum of twenty-seven dollars and sixty-eight cents per month plus any sewer rate increase imposed by King County; effective January 1, 2004, a minimum of twenty-seven dollars and sixty-eight cents per month plus any sewer rate increase imposed by King Count

As of January 1, 2006, the following rate shall apply as to the service area indicated: thirty-seven dollars and sixteen cents. (Ord. 324 §1(part), 2005; Ord. 16.B §1(part), 2000; Ord. 16.A §3(part), 2000

13.08.020 Special agreements—Alderwood Water District line.

The single-family residential charge for sewer service for those areas within the city of Brier covered by the Alderwood Water District line – city of Brier agreement for sewage disposal: effective 11:59 p.m., December 31, 1999, sixty-two dollars and fifty-six cents bimonthly (fifty-one dollars and eighty-six cents – Alderwood Water District/ten dollars and seventy cents – city M&O); effective January 1, 2002, sixty-four dollars and fifty-six cents bimonthly (fifty-one dollars and eighty-six cents – Alderwood Water District/twelve dollars and seventy cents – city M&O) plus any sewer rate increase imposed by Alderwood Water District; effective January 1, 2004, sixty-six dollars and fifty-six cents bimonthly (fifty-one dollars and eighty-six cents – Alderwood Water District/fourteen dollars and seventy cents – city M&O) plus any sewer rate increase imposed by Alderwood Water District. A discount of one month's rate may be granted if eleven months of the effective rate is paid by February 28th of each year.

As of January 1, 2006, the following rate shall apply as to the service area indicated: forty-five dollars and fifty-three cents. (Ord. 324 §1(part), 2005; Ord. 16.B §1(part), 2000; Ord. 16.A §3(part), 2000)

13.08.025 Special agreements—Golden View sewer lift station.

The single-family residential charge for sewer service for those units connected to the city's sewer system that use the Golden View sewer lift station shall be effective 11:59 p.m., December 3 1999, fifty-two dollars and thirty-six cents bimonthly (thirty-nine dollars – King County/thirteen dollars and thirty-six cents – city M&O); effective January 1, 2002, fifty-four dollars and thirty-six cents bimonthly (thirty-nine dollars – King County/fifteen dollars and thirty-six cents – city M&O); plus any sewer rate increase imposed by Metropolitan King County Council; effective January 1, 2004, fifty-six dollars and thirty-six cents bimonthly (thirty-nine dollars – King County/seventeen dollars and thirty-six cents – city M&O); plus any sewer rate increase imposed by Metropolitan King County Council. A discount of one month's rate may be granted if eleven months of the effective rate is paid by February 28th each year.

As of January 1, 2006, the following rate shall apply as to the service area indicated: thirty-seven dollars and seventy-one cents. (Ord. 324 §1(part), 2005; Ord. 16.B §1(part), 2000; Ord. 16.A §3(part), 2000)

13.08.030 Payable when.

The sewer service charge shall be payable by all residential and commercial units that are connected to the city sanitary sewer system or a public sewer within the city upon final inspection by the city of the side sewer connection. (Ord. 346 §1, 2007; Ord. 16.B §1(part), 2000; Ord. 16.A §3(part), 2000)

13.08.035 Billing address.

The city shall bill the address of the property served unless otherwise specified by the property and owner, but this shall not relieve the owner from liability for utility rates and charges. (Ord. 16.B §1(part), 2000; Ord. 16.A §3(part), 2000)

13.08.040 Discontinuance.

The service charge may be temporarily discontinued only under the following condition

A. After obtaining a sewer capping and demolition permit and performing the related work

B. If a structure damaged by fire or acts of nature and such structure is deemed uninhabitable billing shall restart immediately upon occupancy

C. Any other condition shall require approval of the city council after written request for discontinuance. (Ord. 16.C §15, 2003; Ord. 16.B §1(part), 2000; Ord. 16.A §3(part), 2000)

13.08.050 Bimonthly service charges.

The bimonthly service charge is due on the last day of the bimonthly period and thereafter will be past due. For each subsequent billing for which a portion of the account is unpaid, the past due shall be marked "past due." A late charge of ten percent per annum of that portion of an account past due and still unpaid at the time of the next billing shall be added to the total for said account then being billed. The principal sum due and late charge penalty shall bear interest at the rate of eight percent per annum as provided by RCW 35.67.200. (Ord. 16.C §16, 2003; Ord. 16.B §1(part), 2000; Ord. 16.A §3(part), 2000)

13.08.060 Delinquency.

All accounts past due one hundred twenty days are delinquent and the owners of record will be notified by mail at the last known address in city records of the delinquent status and that the city holds a lien against the property per RCW 35.67.200. Pursuant to the provisions of RCW 35.67.215, the sewerage lien shall be effective for a total of one year's delinquent service charges, at which time the city council shall review such delinquent accounts along with related correspondence whereupon a lien may be recorded against that property for which satisfactory payment arrangements have not been made. Any payment arrangements shall be in written form, signed by the delinquent party and shall provide for the full delinquent amount plus late charges, interest charges, legal fees and recording fees to be paid within eighteen months of the account becoming past due. Failure to clear such delinquent account as provided for above shall result in foreclosure proceeding against the property by the city. (Ord. 16.C §17, 2003; Ord. 16.B §1(part), 2000; Ord. 16.A §3(part), 2000)

13.08.070 Fees and charges upon connection.

An area fee and connection charge as established in Article II, Section 13.08.100 and 13.08.110 of this chapter, shall be paid to the city at the time connection is made. Exception: The connection charge as established for those connections in Ordinance No. 256 are identified in Ordinance No. 256.A. (Ord. 16.B §1(part), 2000; Ord. 16.A §3(part), 2000)

13.08.080 Connection required—Generally.

Connection to the city sewer system or a public sewer shall be required for any habitable dwelling within the city that is served by an on-site wastewater system when

A. The Snohomish County health district determines that such system has failed and that it poses a public health and

1. A city or public sewer line is adjacent to the property on which the dwelling is located; or
2. A city or public sewer line is within 200 feet of any part of the dwelling and the dwelling can be served by gravity flow to the city or public sewer line or by a combination of grinder pump on the property on which the dwelling is located and gravity flow to the city or public sewer.

B. This connection requirement shall not apply to any such on-site wastewater system that has received from the city a conditional use permit for replacement or repair. Connection shall be completed within twelve months following written notification to connect. (Ord. 346 §2, 2007; Ord. 16.B §1(part), 2000; Ord. 16.A §3(part), 2000)

13.08.090 Violation--Penalty.

Violation of this article shall constitute a misdemeanor and may be prosecuted as such. In addition to any fines or penalties imposed by any court for violation of this article, there shall be a one-hundred-dollar assessment imposed against any applicant for a side sewer permit where such application discloses that the hookup was not requested within the time limits specified within this article. (Ord. 16.B §1(part), 2000;

Ord. 16.A §3(part), 2000)

ARTICLE II. AREA FEES AND CONNECTION CHARGES

13.08.100 Imposed.

There is imposed on any hookup to any sewage system maintained or operated within the city, a gross square foot area fee. The rate varies throughout the city from 1.1 cents to three cents per gross square foot of property being served by sewer. The gross square foot area fee shall be identified by color zones on the official map located in the city clerk's office. (Ord. 16.B §1(part), 2000; Ord. 16.A §4(part), 2000)

13.08.110 Connection charges.

A connection charge is hereby imposed for each unit connected to any sewer system maintained or operated within the city of Brier. The connection charge shall be identified by separate ordinance, or as follows:

A. Any connection via extension to that system created by ULID 89-01 are identified by separate Ordinance No. 256 adopted in July 1992 and as revised by Ordinance No. 256.A adopted in May, 2000

B. Any connection via the use of the city of Mountlake Terrace sewer systems shall pay the connection charges as established by the city of Mountlake Terrace at the time of connection

C. All other areas of the city of Brier shall pay a connection charge of one thousand five hundred dollars at the time of connection

D. Any connection to the city sewer system that uses the Golden View lift station shall pay, in addition to the one-thousand-five-hundred-dollar connection charge, a one-time six-hundred-fifty-dollar fee due to the additional requirements of the pump station. (Ord. 16. §1(part), 2000; Ord. 16.A §4(part), 2000)

13.08.120 Payment required generally.

A. Nothing in this article shall remove the requirement that any property included within any existing district or district hereinafter formed, to connect, hook up, and pay for all charges due at the time of creation of said system or at the time of connection

B. The gross square foot area fee and the connection charge as stated in this article shall be in addition to any other assessment procedure with the exception that those properties included in ULID 89-01 or identified by Ordinance No. 256 adopted in July, 1992, and as revised by Ordinance No. 256.A adopted in May, 2000, be exempt from the connection charge. (Ord. 16.B §1(part), 2000; Ord. 16.A §4(part), 2000)

13.08.130 Appeal of assessments and charges.

Any property owner or party in interest aggrieved by the amount of any proposed assessment or charges may appeal to the city council for a determination as to the amount of any such assessment or charge; provided, however, the council shall be governed in its consideration of the assessments or charges to be imposed by Sections 13.08.100 and 13.08.110 of this article; further provided, that any such appeal

be made within thirty days of the request to connect or ate of obligation to connect, whichever is earlier. (Ord. 16.B §1(part), 2000; Ord. 16.A §4(part), 2000)

13.08.140 Charges deemed additional.

The charges imposed in this article are in addition to any and all such other charges as may be required including, but not limited to, permit fees, inspection fees, and monthly maintenance charges. (Ord. 16.B §1(part), 2000; Ord. 16.A §4(part), 2000)

**Chapter 13.12
SEPTIC TANKS**

Sections:

- 13.12.010 Requirements generally.**
- 13.12.020 Design and construction.**
- 13.12.030 Permit fees.**

13.12.010 Requirements generally.

- A. All new septic systems to be installed in the city of Brier shall require a conditional use perm
- B. Any failed septic system that requires rebuilding or replacement requires a conditional use permit. (Ord. 16.B §1(part), 2000; Ord. 16.A §2(part), 2000)

13.12.020 Design and construction.

All design criteria and construction of septic systems shall meet the requirements of and be approved by the Snohomish County health district. (Ord. 16.B §1(part), 2000; Ord. 16.A §2(part), 2000)

13.12.030 Permit fees.

- A. Application shall be made to Snohomish County health district. All fees and charges shall be paid to the health district
- B. A city of Brier side sewer connection permit shall be obtained prior to connecting to a septic system. The fee for a side sewer permit is established in Title 3 of this code. (Ord. 16.B §1(part), 2000; Ord. 16.A §2(part), 2000)