

ORDINANCE NO. 5165

AN ORDINANCE REPEALING CHAPTER 5.40 OF THE ALBANY MUNICIPAL CODE, SEPTIC TANK CLEANING TRUCKS AND AMENDING TITLE 10, SEWERS, INCLUDING CHAPTER 10.01, WASTEWATER TREATMENT SYSTEM--REGULATIONS--FEES--REGULATION OF INDUSTRIAL WASTES BY ADDING A NEW SECTION, 10.01.185, SEPTAGE, AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS;

Section 1: Chapter 5.40 of the Albany Municipal Code is hereby repealed.

~~Chapter 5.40~~
~~SEPTIC TANK CLEANING TRUCKS~~

Sections:

~~5.40.010 License required—Fee.~~

~~5.40.020 User fee.~~

~~5.40.030 Indemnity bond.~~

~~5.40.010 License required—Fee.~~

~~Before any septic tank cleaning truck shall make use of the City sewage treatment plant services, they shall first obtain a license through the office of the City Recorder. The charge of the license fee is fixed at [_____]. The license fee shall be renewable annually. (Ord. 5013 ^U 1, 1992; Ord. 3497 ^U 3, 1970).~~

~~5.40.020 User fee.~~

~~There is established a fee of [_____] per gallon for all materials deposited from septic tank cleaning trucks delivered and deposited for treatment in the sewage treatment plants. (Ord. 5013 ^U 1, 1992; Ord. 4318 ^U 1, 1979; Ord. 3929 ^U 1, 1976; Ord. 3497 ^U 2, 1970).~~

~~5.40.030 Indemnity bond.~~

~~Before any load of septic tank sewage shall be received for treatment at the City sewage treatment plant, the owner or operator of the truck making the delivery shall file with the City Recorder proof of liability insurance with coverage limits of \$300,000 for any injury to one person and \$500,000 for injuries to all persons in a single occurrence. (Ord. 5013 ^U 1, 1992; Ord. 3497 ^U 3, 1970). (Revised 10-94)~~

Section 2: Chapter 10.01 of the Albany Municipal Code is hereby amended as follows to add Section 10.01.185, Septage:

Sections:

10.01.185 Septage

10.01.185 Septage All septage must be discharged at the City of Albany Wastewater Treatment Plant. All discharges at any other point within the wastewater treatment system, including sanitary sewer manholes, are hereby prohibited. Administration and Enforcement of Septage permits shall be the same Industrial Permits, section 10.01.190 and 10.01.200.

(1) Permit Required: Any hauler of septage must apply for and be issued a septage discharge permit prior to discharge and or use of treatment plant services.

(2) In addition to the following administration and enforcement requirements, septage dischargers must have the following to obtain a permit:

- (a) A valid Oregon Department of Environmental Quality Septage Hauling Permit, and**
- (b) Proof of Liability insurance with coverage limits as required by the City of Albany Finance Director, and**
- (c) Indemnity bond, deposit or other payment guarantee sufficient to guarantee payment of treatment fees as determined by the Finance Director.**

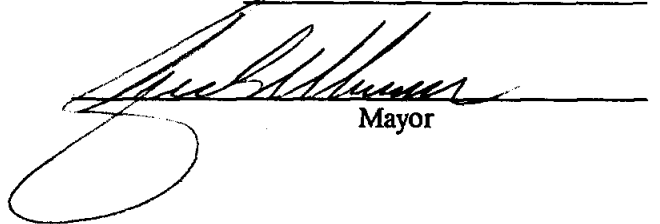
(4) Permit Fees and treatment rates for septage shall be established by Council Resolution.

Section 3: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, safety, and health of the citizens of the city of Albany, Oregon, an emergency is hereby declared to exist; and this ordinance shall be in full force and effect immediately upon passage by the Council and approval by the Mayor.

Passed by the Council: December 14, 1994

Approved by the Mayor: December 14, 1994

Effective Date: December 14, 1994


Mayor

ATTEST:

Norm E. Withrow
Deputy City Recorder