

CHAPTER 18

PUBLIC FACILITIES AND UTILITIES

- Article 1. Municipal Water System.
- Article 2. Municipal Sewer System.
- Article 3. Solid Waste Collection and Disposal.
- Article 4. Municipal Airport.
- Article 5. Municipal Library.
- Article 6. Miscellaneous Provisions.
- Article 7. Penalty.

Article 1. Municipal Water System

Section 18-1. Municipal Water System Defined.

As used in this Chapter, the terms “water system”, “waterworks”, “water distribution system” or “municipal water system” shall mean the waterworks utility system of the City of Hollis, Oklahoma, under the direct supervision, control and responsibility of the Hollis Public Works Authority, a municipal trust.

Section 18-2. Application for Service.

1. Any person desiring water service shall make application to the City Clerk on forms provided for that purpose. The application shall state the name of the person, the premises to be serviced, the size of piping and such other information as may be required.
2. The application shall be accompanied by a meter deposit in an amount as required by resolution.
3. Upon payment of all fees required and making of the application, the water superintendent will make the connection as required by the application.
4. No connection shall be made or water turned on to any premises for any person who is in arrears on the payment of any water bill.

Section 18-3. City Treasurer to Collect Bills.

1. All water bills shall be payable to the City Treasurer, who shall give receipts showing the name of the person, the amount of water consumed and the date of service and payment.
2. Such bills shall be based on meter reading submitted by the water superintendent, to which shall be applied the rates for water service as provided by resolution.

Section 18-4. Delinquent Water Bills.

1. All bills shall be due and payable on the 1st day of each month for the service rendered in the preceding month, and shall be paid on or before the 15th day of each month after maturity, or be considered delinquent.
2. Any person delinquent in payment for a period of more than five (5) days shall have such service discontinued, and restoration of service shall not be had until each account is paid in full.

PUBLIC FACILITIES AND UTILITIES

3. It shall be the duty of the City Treasurer to notify the water superintendent of any such delinquency at once.

4. Any person whose service has been discontinued for unpaid water bills may have the same reconnected upon the payment of all water rent due and the further payment of a fee for re-connection, to be determined by resolution.

Section 18-5. Service Liability.

Each and every person using water from the municipal water system shall be liable to the Hollis Public Works Authority for all water used according to the rates and minimum charges established by resolution of the Hollis Public Works Authority.

Section 18-6. Tap Fees.

1. The Hollis Public Works Authority shall do all tapping.

2. In any case where tapping is necessary, the person shall apply to the City Treasurer and pay a fee to cover the cost of making the tap.

3. The tap fee shall cover all costs of making the tap and laying of service line from the water mains to the meter box. In places where it is necessary to cut the paving for laying the service line or making the tap, such additional sum shall be deposited with the Hollis Public Works Authority to cover the costs of paving repairs.

4. All fees (above) shall be as determined by resolution of the Hollis Public Works Authority.

Section 18-7. Meter Deposit.

1. Each and every person receiving water from the municipal waterworks shall deposit and maintain a service deposit with the City Treasurer, which shall remain with the City, to the credit of the depositor, so long as service is continued at such connection, and shall be subject to any charge for water service which is unpaid, or for repairs done by the Authority to such person's water service. (See Section 19-2, this Code of Ordinances.)

2. In all cases where a charge is made against such deposit, it shall be the duty of the person to pay, to the City Treasurer, an amount equal to the charge, and thereby maintain the deposit equal to the required amount at all times, until service is discontinued.

3. The deposit shall be returned to such depositor, upon discontinuance of service, after all water rents and other service charges are first paid.

4. Meter deposits shall be as determined by resolution of the Hollis Public Works Authority.

Section 18-8. Water Rates.

Rates for water used from the municipal waterworks system of the Hollis Public Works Authority, shall be as established by resolution of the Hollis Public Works Authority.

Section 18-9. Water Meters.

1. All water meters shall be owned and provided by the Hollis Public Works Authority. No person shall obtain any water from the municipal water-system, except when the same shall pass through a properly installed and approved meter.

2. Water meters shall be placed as near as possible and convenient to the curb and the sidewalk or between the sidewalk and the property line. Meters serving commercial property shall be placed under the floor or stairway, or in some place approved by the water superintendent. All locations shall be approved by the superintendent.

3. Every water meter shall be protected at all times from freezing or other injury. In case an injury shall occur,

PUBLIC FACILITIES AND UTILITIES

the water department will make the necessary repairs at its own cost, except in cases of neglect of the owner or occupant, in which cases the Authority will make the repair at the cost of the owner or occupant of the premises served. A failure to keep the water box covered shall not be the neglect of the Authority, but of the user, and freezing repairs due to same shall be at the cost of the user.

4. No yard hydrant shall be placed nearer than ten (10) feet to any water meter, and in no case shall a yard hydrant be placed so that the drainage therefrom will run toward, or into, the meter pit.

5. It shall be unlawful for any person to tamper with any curb box or any of the contents within the same, or to throw, leave or deposit any matter, dirt or material of any kind in the same.

6. It shall be unlawful for any person, other than a duly authorized officer or agent of the Authority, to alter, change, bridge over or around, disconnect, injure, damage in any manner, or otherwise to interfere with any water meter or connections to the same, which is installed for use in connection with the municipal waterworks system; provided that licensed plumbers shall have the right to temporarily turn off the water when the same is necessary to make repairs on the plumbing attached to the same. No plumber shall leave any meter turned off except in cases of such repairs and only for the time necessary to make the repairs.

7. Any person receiving water through meters supplied by the Authority, who desires to have the accuracy of the same tested, may do so by making a deposit with the City Treasurer. The water superintendent will bring the meter in for testing, and if, after proper test, it is found to be incorrect by more than five percent (5%) in favor of the Authority, the deposit shall be returned to the consumer and correction made for that month for which bill was last rendered. If however, the meter is found to be correct, or within five percent (5%), then the deposit shall become the property of the Authority, to cover the cost of making such test. In case a meter fails to register, the monthly water rent due to the Authority shall be determined by an average of the three (3) months previous that the meter last registered. In all cases where the consumer's piping or plumbing is divided, thus necessitating the use of two (2) meters, each meter shall be handled and regarded as for separate and distinct consumers, to each of which will apply the regular water rates and minimum charges, until such plumbing or piping is so arranged as to permit the use of but one (1) meter. Under no circumstance shall consumption shown by two (2) or more meters in use by the same consumer, be added or lumped together in order to reduce the net sum due the Authority.

Section 18-10. Theft of Water.

Any person who, by fraud or stealth, obtains water in any way from the municipal waterworks system of the Hollis Public Works Authority, or who turns on the water service without authority of ordinance or duly authorized official, shall be guilty of an offense. The amount of water that has been obtained by any person, by fraud or stealth, or without permission from a proper municipal official, as provided by ordinance, shall be estimated by the amount used by such person during the last month previous that the meter operated and registered correctly all water; such person shall pay for the same at the rate fixed by the Authority for the particular class of service obtained, before any further water connection is made. In all cases of fraud or stealth, the Authority shall have the right to install apparatus, locks and instruments which are necessary to prevent theft at the expense of the consumer, and shall maintain the same so long as deemed necessary by the Authority, not exceeding one (1) year from such installation.

Section 18-11. Failure of Water Supply.

1. In case water is limited, whether from natural causes or accidents of any kind, the Authority shall not be liable for any damage of any kind for such failure.

2. In all cases where the size of the service pipe and the amount of water used is such that the main pressure in the immediate vicinity is perceptibly affected, it shall be the duty of such person to install a storage tank of sufficient capacity to enable them to operate entirely without water direct from the mains.

3. In such cases, it shall be the duty of such persons to keep a storage of water on hand to meet the demands of such business without imposing heavy or unusual demand on the water system or appreciably reducing the water pressure in the immediate vicinity.

PUBLIC FACILITIES AND UTILITIES

4. The City Council reserves the right and power, in cases of emergency, to govern and regulate the use of water to all consumers, by resolution or proclamation, as they deem proper for the public health and safety.

Sections 18-1 2 through 18-20. (Reserved for future use.)

Article 2. Municipal Sewer System

Section 18-21. Declaration of Public Utility.

The sanitary sewer system of Hollis Public Works Authority is hereby declared to be a public utility, and a proper source of revenue for the upkeep and maintenance of the system and other purposes.

Section 18-22. Sanitary Sewer Use Fees.

1. For the purpose of providing funds for the maintenance of the sanitary sewer system of the Hollis Public Works Authority and for other purposes, sanitary sewer use fees are hereby established for the use of the sanitary sewer system.

2. Sanitary sewer use fees shall be as established by resolution of the Hollis Public Works Authority.

3. The fee for the use of the sanitary sewers shall be billed to each user monthly, along with the bill for water and other services; the municipal water department is directed to disconnect any water user from the Authority's water lines if the sewer fee is not paid at the same time the water bill of the user is paid.

4. The City Council of the City of Hollis, Oklahoma, shall have the power, in the event of individual hardship or exceptional factual circumstances, to make variations and adjustments in the established sewer charges.

5. Failure to pay the established sewer charges will be cause for termination and discontinuance of the use of the municipal water system, and in such event the Hollis Public Works Authority will disconnect the said individual or company from the municipal water system.

Section 18-23. Use of Public Sewers.

1. The owner(s) of all houses, buildings or properties used for human occupancy, employment, recreation or other purpose, situated within the City and abutting on any street, alley or right-of-way in which there is now located, or may in the future be located a public sanitary or combined sewer of the Authority, 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 Article) within ninety (90) days after date of official notice to do so, provided that the public sewer is within three hundred (300) feet of the property line.

2. 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.

3. It shall be unlawful to discharge to any natural outlet within the City of Hollis, Oklahoma, or in any area under the jurisdiction of the Authority, any sanitary sewage, industrial wastes or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this Article.

4. It shall be unlawful for any person to place, deposit or permit to be deposited in an unsanitary manner upon public or private property within the City of Hollis, Oklahoma, or in any area under the jurisdiction of the Authority, any human or animal excrement, garbage or other objectionable waste.

5. 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 written permit from the water superintendent. Such taps shall be made only by authorized Hollis Public Works Authority personnel.

PUBLIC FACILITIES AND UTILITIES

- a. The owner or his agent shall make application on a special form furnished by the Hollis Public Works Authority.
- b. The permit application shall be supplemented by any plans, specifications or other information considered pertinent in the judgment of the water superintendent.
- c. A permit and inspection fee for taps on sewer lines shall be paid to the City Treasurer at the time the application is filed.
- d. All costs and expenses incident to the installation and connection of the building sewer shall be borne by the owner.
- e. The owner shall indemnify the Hollis Public Works Authority from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

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

Section 18-24. Private Sewage Disposal Systems.

1. Where a public sanitary or combined sewer is not available under the provisions of Section 19-23, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this Article.

2. Before commencement of construction of a private sewage disposal system, the owner shall first obtain a written permit signed by the water superintendent. The application for such permit shall be made on a form furnished by the Hollis Public Works Authority, which the applicant shall supplement by any plans, specifications and other information as are deemed necessary by said superintendent. A permit and inspection fee shall be paid to the City Treasurer at the time the application is filed.

3. A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the water superintendent. He shall be allowed to inspect the work at any state of construction, and, in any event, the applicant for the permit shall notify said 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 water superintendent.

4. The type, capacities, location and layout of a private sewage disposal system shall comply with all recommendations of the Oklahoma State Department of Health. No septic tank or cesspool shall be permitted to discharge to any public sewer or natural outlet.

5. At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Section 18-23, direct connection shall be made to the public sewer in compliance with this Article; any septic tanks, cesspools and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

6. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the Hollis Public Works Authority.

7. No statement contained in this Article shall be construed to interfere with any additional requirements relating to private sewage disposal that may be imposed by the Oklahoma State Department of Health.

Section 18-25. Separate Sewers Required.

A separate and independent building sewer shall be provided for every building. However, where one (1) building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one (1) building sewer.

PUBLIC FACILITIES AND UTILITIES

Section 18-26. Permit is Required for New Sewer Construction.

1. No person, company, corporation, institution or municipality shall let a contract(s) for, or commence the construction of, any sanitary sewerage system, extensions or sewage facilities, either in whole or in part, or place or permit to be placed or discharge, or permit to flow into the existing municipal sanitary system any sewage, unless said person, company, corporation, institution or municipality has first obtained a written permit signed by the water superintendent.

2. The application for permission to connect to the sewerage facilities shall be made by written request and shall be supplemented by complete plans, specifications, engineering reports and other information as are deemed necessary by the City Council and the Oklahoma State Department of Health. Two (2) or more copies of the plans, specifications, engineering reports and other pertinent information shall be forwarded by the Hollis Public Works Authority to the Oklahoma State Department of Health for review, approval and the issuance of a permit for construction as required by State Law.

3. Plans and specifications forwarded to the Oklahoma State Department of Health shall be accompanied by an application for permit to construct, properly executed and signed by the responsible municipal official, where the Hollis Public Works Authority plans to accept the new sewerage facilities upon completion of construction. In the event the Hollis Public Works Authority does not plan to accept responsibility for the facilities after construction has been completed, the application for permit to construct must be signed by the party or parties who will be responsible for the upkeep and maintenance of the proposed sewerage facilities.

4. A permit to connect any new sanitary sewerage system, extensions or sewerage facilities to existing municipal sewerage facilities shall not become effective until the new installation is completed to the satisfaction of the water superintendent and is in accordance with the requirements of the Oklahoma State Department of Health. The water superintendent shall be allowed to inspect the work at any state of construction and the applicant for the permit shall notify the water superintendent when the work is ready for final inspection, and before any underground portions are covered.

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

Section 18-27. Specifications for Sewer Construction.

1. Building sewer line shall be of such material as may be required by the City Council, either by resolution or ordinance. (See Chapter 4 this Code of Ordinances.)

2. Size and slope of the building sewer shall be subject to the approval of the water or utilities superintendent, but in no event shall the diameter be less than four (4) inches; slope of such pipe shall be not less than one-eighth (1/8) of an inch per foot.

3. All joints and connections shall be made according to the specifications established by resolution or ordinance of the Hollis Public Works Authority.

4. 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 municipal specifications, except that no backfill shall be placed until the work has been inspected.

5. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. No building sewer shall be laid parallel to, or within three (3) feet of any bearing wall which might thereby be weakened. The depth shall be sufficient to afford protection from frost. The building sewer shall be laid at uniform grade and in straight alignment in so far as possible. Changes in direction shall be made only with properly curved pipe and fittings.

6. 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.

PUBLIC FACILITIES AND UTILITIES

Section 18-28. Connection to Public Sewer.

The connection of the building sewer into the public sewer shall be made at the "Y" branch, if such branch is available at a suitable location. Where no properly located "Y" branch is available, a neat hole may be cut into the public sewer to receive the building sewer, with entry in the downstream direction at an angle of about forty-five degrees (45°). A forty-five degree (45°) ell may be used to make such connection, with the spigot end cut so as not to extend past the inner surface of the public sewer. The invert of the building sewer at the point of connection shall be at the same or at a higher elevation than the invert of the public sewer. A smooth, neat joint shall be made, and the connection made secure and watertight by encasement in concrete. Special fittings may be used for the connection only when approved by the superintendent.

Section 18-29. Barricades and Lights.

All excavations for building sewer installations shall be adequately guarded with barricades and lights, so as to protect the public from hazard. Streets, sidewalks and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the Hollis Public Works Authority.

Section 18-30. Discharge into Public Sewers.

1. No person 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.

2. Storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as combined sewers or 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, combined sewer or natural outlet.

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

- a. Any liquid or vapor having a temperature higher than one hundred and fifty degrees (150) F;
- b. Any water or waste which may contain more than one hundred (100) parts per million, by weight, of fat, oil or grease;
- c. Any gasoline, benzene, naphtha, fuel oil or other flammable or explosive liquid, solid or gas;
- d. Any garbage that has not been properly shredded;
- e. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure or any other solid or viscous substance capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewage works;
- f. Any waters or wastes having a pH lower than five and one-half (5.5), or higher than nine (9.0) or having any other corrosive property capable of causing damage or hazard to structures, equipment and personnel of the sewage works;
- g. Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, or create any hazard in the receiving waters of the sewage treatment plant;
- h. Any waters 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; or

PUBLIC FACILITIES AND UTILITIES

- i. Any noxious or malodorous gas or substance, capable of creating a public nuisance.

Section 18-31. Grease, Oil and Sand Interceptors Required.

1. 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 a type and capacity approved by the superintendent and shall be located as to be readily and easily accessible for cleaning and inspection.

2. Grease and oil interceptors shall be constructed of impervious material, 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 gastight and watertight.

3. Where installed, all grease, oil and sand interceptors shall be maintained by the owner, at his expense, in continuously efficient operation at all times.

Section 18-32. Certain Wastes to be Approved by City Officials.

1. The admission into the public sewers of any waters or wastes having (a) a five (5) day biochemical oxygen demand greater than three hundred (300) parts per million by-weight, or (b) containing more than three hundred and fifty (350) parts per million by weight of suspended solids, or (c) containing any quantity of substances having the characteristics described in Section 19-30, or (d) having an average daily flow greater than two percent (2%) of the average daily sewage flow of the City, shall be subject to the review and approval of the superintendent.

2. 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 three hundred (300) parts per million and the suspended solids to three hundred and fifty (350) parts per million by weight, or (b) reduce objectionable a characteristics or constituents to within the maximum limits provided for in Section 19-30, or (c) control the quantities and rates of discharge of such.

3. Plans, specifications and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the City Council and of the State Health Department, and no construction of such facilities shall be commenced until said approvals are obtained in writing.

Section 18-33. Preliminary Treatment Facilities to be Maintained by Owner.

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.

Section 18-34. Building Sewer Manholes.

1. When required by the superintendent or the City Council, 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.

2. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the superintendent.

3. 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.

Section 18-35. Measurements, Tests and Analyses.

1. All measurements, tests and analyses of the characteristics of waters and wastes to which reference is made in this Article, shall be determined in accordance with standards adopted by motion or resolution of Hollis Public Works

PUBLIC FACILITIES AND UTILITIES

Authority and shall be determined at the control manhole provided for in Section 18-34, or upon suitable samples taken at said control manhole.

2. 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

Section 18-36. Special Agreements.

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

Section 18-37. Unlawful to Damage Sewer System.

No 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.

Section 18-38. Powers of Inspectors and Municipal Officials.

The superintendent and other duly authorized employees of the Hollis Public Works Authority 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 Article.

Section 18-39. Definitions.

Unless the context specifically indicates otherwise, the terms used in this Article shall have the following meanings.

1. B.O.D. "B.O.D." (denoting "biochemical oxygen demand") means the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in-five (5) days at twenty degrees (20°) C, expressed in parts per million by weight.

2. Building Drain. "Building Drain" means 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 five (5) feet outside the inner face of the building wall.

3. Building Sewer. "Building Sewer" means the extension from the building drain to the public sewer, or other place of disposal.

4. Combined Sewer. "Combined Sewer" means a sewer receiving both surface runoff and sewage.

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

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

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

8. PH. "PH" means the logarithm of the reciprocal of the weight of per hydrogen ions, in grams per liter of solution.

9. Properly Shredded Garbage. "Properly Shredded Garbage" means 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

PUBLIC FACILITIES AND UTILITIES

conditions normally prevailing in public sewers, with no particle greater than one-half (1/2) inch in any dimension.

10. Public Sewer. "Public Sewer" means a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.

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

12. Sewage. "Sewage" means 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.

13. Sewage Treatment Plant. "Sewage Treatment Plant" means any arrangement of devices and structures used for treating sewage.

14. Sewage Works. "Sewage works" means all facilities for collecting, pumping, treating and disposing of sewage.

15. Sewer. "Sewer" means a pipe or conduit for carrying sewage.

16. Storm Sewer. "Storm sewer" or "storm drain" means a sewer which carries storm and surface waters and drainage, but excludes sewage and polluted industrial wastes.

17. Superintendent. "Superintendent" means the superintendent of the water department of the Hollis Public Works Authority, or his authorized deputy, agent or representative.

18. Suspended Solids. "Suspended solids" 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.

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

Section 18-40- through 18-50. (Reserved for future use.)

Article 3. Solid Waste Collection and Disposal

Section 18-51. Collection and Disposal Declared to be a Municipal Function.

The collection and disposal of garbage, trash and refuse is hereby declared to be a municipal function of the Hollis Public Works Authority of Hollis, Oklahoma Hollis Public Works Authority, as a protection of the public health; the police powers of the City shall be involved when necessary for the enforcement of this Chapter. In addition, the Hollis Public Works Authority may collect and dispose of refuse, as it deems necessary, provided that such disposal shall be by an approved method of incineration (not open burning) or by landfill and daily cover.

Section 18-52. Material Not Included.

No waste building material such as stone, mortar, bricks, sand, or lumber from construction, repair, or reconstruction operations, will be removed by the collector. Such wastes or rubbish shall be removed by the contractor, owner, or occupant of the building or premises under repair, construction, or reconstruction operations, at his own proper expense; and at no time shall such materials be placed in any garbage container or on, or in any other property or vacant lot, or in any street or alley in such a manner as to obstruct the street or alley so as to inconvenience or endanger the public.

PUBLIC FACILITIES AND UTILITIES

Section 18-53. Other Wastes Not Included.

Dead animal bodies too large to go into garbage containers specified above, discarded automobile bodies, frames, and other heavy or bulky refuse, and all industrial wastes shall be disposed of in such manner and place and within such time as shall be designated by the City Manager.

Section 18-54. Violations.

The following acts, among others, are hereby declared to be and constitute a nuisance and in violation of this Article, to wit:

- (a) The throwing, placing, dumping, or depositing of any garbage or refuse of any kind on lots, vacant or occupied, driveways, or other private property, whether such premises are owned or occupied by the person so offending or not.
- (b) The throwing, placing, dumping, or depositing of any garbage or refuse of any kind on or in any gutter, street, sidewalk, parkway, driveway, curb, alley, park, or any other public property of the City of Hollis.
- (c) The burning of any garbage, trash or other refuse within the City of Hollis is prohibited, except as is provided in this Code of Ordinances.

It shall be unlawful for any owner, lessee, agent, tenant, or occupant of any premises to permit any woods, briars, brush, or other vegetation to grow, or remain upon any sidewalk, gutter or park space abutting upon any premises owned by, or controlled by, them or any of them, so as to become offensive or emit foul or obnoxious odors, or to hinder traffic, or to become a breeding or harboring place for insects or rodents, or to become in any way hazardous or injurious to the public health. It shall be unlawful for any person to permit or cause to remain in, on, or about his premises, or any other premises, private or public, any garbage or stagnant water or combination or residue thereof, which is unsanitary, emits odors, or serves as food or breeding places for flies, insects, rodents, stray animals, or may be injurious to public health. It shall be unlawful for any person, firm, or corporation to haul, transport, discharge, dump, or unload any garbage, or other waste matter at any place within the City of Hollis, or within its jurisdiction, other than at such place as may be designated by the City Manager. Except under conditions of emergency to be determined by the City Council, it shall be unlawful for any person other than persons regularly employed by the City of Hollis and under the direct supervision of the City Manager, to collect, remove, or dispose of, any garbage, within or for the City of Hollis. No garbage shall be used for hog food unless it is first boiled before feeding to hogs in adequate equipment and in a manner approved by the local health officer or his authorized representative.

Section 18-55. Collection Rates.

Rates for solid waste collection and disposal services of the City of Hollis, Oklahoma, shall be as established by resolution of the Hollis Public Works Authority.

Section 18-56. Time of Payments.

The City Treasurer shall bill the owner or occupant of each house, residence, shop, hotel, restaurant, market, apartment, or any other business or residence, establishment, within the corporate limits of the City of Hollis for the sums fixed by resolution, monthly on the first day of each month; but failure on the part of any person to receive such notice shall in no way relieve such person from the responsibility to pay such sum; nor shall failure relieve the owner of any property from the effort and operation of the lien for such sum, provided by statute.

Section 18-57. Assessment and Appeal.

Whenever any person owning or controlling any house, shop, residence, establishment, or place of business, within the limits of the City of Hollis shall fail or refuse to pay the amount specified by this Article to be paid for the removal of such garbage, or if any person shall suffer garbage to be thrown, left, or deposited in or upon the premises under his control, other than in the proper receptacle as provided by this Article, and shall fail or refuse to place the

PUBLIC FACILITIES AND UTILITIES

same in such proper receptacle within forty-eight (48) hours after the same is thrown, left, or deposited on such premises, then and in that event the City Manager of the City of Hollis shall remove the same from said premises; and in such case, an assessment shall be made against the property, if any, especially benefited by such removal. The assessment provided for in this section shall be made by the City Council of the City of Hollis from data furnished as provided by the statutes of the State of Oklahoma. The City Council shall make an assessment roll containing in column the name of the owners of each lot or parcel of land separately assessed, if known to them, a description of each such lot or parcel of land, and the amount assessed separately against each lot or parcel of lands. After the assessment roll provided for in this Section is made out and filed with the City Clerk, the City Clerk shall give the ten (10) days notice by (1) publication in the official newspaper of the City of Hollis, Oklahoma, that the assessment roll is on file in the City Clerk's office, which notice shall describe the removal and state what was removed, and (2) shall state a time at which the City Manager will meet to hear appeals or protests of the parties aggrieved by such assessment. At the time fixed for such appeal or protest meeting, provided for hereby, the City Council shall meet and hear and determine upon all appeals, protests, and objections which may be made by any party interested in the regularity of the proceedings, or in the correctness of the amount of such assessment, or of the amount levied upon any particular lot or parcel of land; and if the proceedings are found to be regular, they shall correct any errors which may have been found in the assessment, and the proceedings and assessments as so confirmed shall thereafter be deemed the final determination of the regularity, validity and correctness of the assessment and the amount thereof.

Section 18-58. Certify Assessments.

On or before the first day of October of each year, the City Clerk shall certify to the City Council a statement of all assessments delinquent under this Article describing the land affected and giving the amount of the assessment with penalty added at the rate of one percent (1%) per month, after which the assessment shall be a lien upon such lot or parcel of land described in such confirmed assessment roll, and it shall be the duty of the City Clerk of the City of Hollis to make out, sign, attest with the seal of the City of Hollis, and file a record in the office of the County Clerk of Harmon County, Oklahoma, a lien claim therefore; and all subsequent purchasers, mortgages, or encumbrances of such lot or parcel of land take the same, subject to such lien. Such lien shall bear interest at tie rate of eight percent (8%) per annum from the date of filing thereof until paid, and after such recording may be sold and assigned to any person for its face value with interest and may be foreclosed at any time after such recordings in the same manner as provided for the foreclosing of mortgages on real estate.

Sections 18-59 through 18-70. (Reserved. for future use.)

Article 4. Municipal Airport

Sections 18-71 through 18-80. (Reserved for future use.)

Article 5. Municipal Library

Sections 18-81 through 18-90. (Reserved for future use.)

Article 6. Miscellaneous Provisions

Sections 18-91 through 18-110. (Reserved for future use.)

PUBLIC FACILITIES AND UTILITIES

Article 7. Penalty

Section 18-111. Penalty.

Any person, firm or corporation who violates any provisions of this Chapter shall be guilty of an offense and, upon conviction thereof, shall be punished by fine and costs as provided for in Section 9-34 of this Code. Each day upon which a violation continues shall be deemed a separate offense.