

**Village of Oliver**  
**Chapter 200. Section 7. Private Sewer Laterals**

The Village Board of the Village of Oliver, Douglas County, Wisconsin, do ordain as follows:

Chapter 200. Section 7. of the Village of Oliver Municipal Code is hereby created to read as follows:

**A. Purpose**

The purpose of this section is to prevent significant water inflow and infiltration into the Village's sanitary sewer system and to protect public health, safety and welfare by assuring that private laterals are tested, inspected, maintained, and repaired or replaced.

**B. Exceptions**

The following are exceptions to the Sewer Service Lateral cleaning and testing requirements

1. Structures that were constructed ten (10) years or less.
2. Structures that have a Sewer Service Lateral that was replaced or installed within ten (10) years.

**C. Owner Maintenance Required**

The owner of property containing a private lateral shall maintain their private lateral. Maintenance under this section includes:

1. Clearing obstructions from the private lateral.
2. Repairing a defect in the private lateral that allows the introduction of extraneous flow or debris into the sanitary sewer system.
3. Repairing a defect in the private lateral that allows the discharge of sewage on the property.
4. Keeping a manhole cover in place or a clean-out cap tight and in place; and
5. Provide a solid manhole cover.

**D. Testing And Notice of Defective Private Laterals**

1. Utility staff may periodically perform closed circuit television inspection, and other testing and inspection techniques approved by the Village Board.
2. The utility staff may enter private property to inspect and/or test a private lateral as allowed by law.
3. The utility staff shall give the property owner no less than twenty-four (24) hours written notice before personnel enter private property to conduct an inspection or test unless:
  - a. Village personnel are investigating a complaint or responding to a customer request to test or inspect a private lateral; or
  - b. Sewage is exposed on the property in a manner that creates a potential public health hazard.

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4. Utility staff may identify defects in a private lateral that allow extraneous flow or debris to enter the private lateral or the discharge of sewage on the property, or a condition that may interfere with the proper operation of the private lateral.

A defect under this section may include:

- a. Any visible leak.
  - b. Evidence of pipe or joint deterioration.
  - c. Root intrusion into a pipe that separates a pipe joint or enlarges an existing crack.
  - d. A misaligned pipe segment, sag, or lack of proper gradient.
  - e. A lack of necessary clean-out cap or manhole cover.
  - f. All failing materials.
  - g. A downspout, drain, or other connection that allows stormwater or other extraneous water to enter the sanitary sewer system.
  - h. A flaw that allows the discharge of sewage on the property or the introduction of extraneous water into the sanitary sewer system.
5. If the utility staff identifies a defective private lateral or condition that interferes with the proper operation of the private lateral, staff shall send the property owner written notice of the defect or condition, including a statement that the private lateral must be replaced or repaired, or the condition corrected, no later than ninety (90) days after the date of the notice, or within such no longer time deemed reasonable by the utility.

#### **E. Repair Or Replacement Required**

1. A property owner shall repair or replace a defective private lateral from the main sewer line to the building. The property owner shall pay the appropriate fee and obtain a permit from the Village before performing the repair or replacement of a defective private lateral. Correction of a defect may include the installation of a sump pit, sump pump, and drainage tile.
2. If sewage is exposed on the property in a manner that makes it a potential public health hazard, a property owner must:
  - a. Stop the discharge of sewage immediately.
  - b. Remediate the site not later than twenty-four (24) hours after the owner has notice of the exposed sewage; and
3. Complete all necessary repairs or replacement of a private lateral immediately, but not later than thirty (30) days after the owner has notice of the exposed sewage.
4. A person who repairs an existing private lateral or installs a new or rehabilitated private lateral shall perform the repair or installation as prescribed by the sewer utility's sanitary sewer connection standards and the State Plumbing Code.
5. The repair or replacement of the private lateral and the connection of the private lateral

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to the sanitary sewer shall conform to the requirements of the Sewer Utility Code or other applicable rules and regulations of the Village. All connections to the sanitary sewer shall be made gastight and watertight. Any deviation from the prescribed procedures and materials must be approved by the utility personnel before installation.

6. The property owner is responsible for all costs of private lateral repair, replacement, and maintenance from the sewer line into the building.

#### **F. Sanitary Sewer Lateral Fees**

1. **Televising Refusal Fee.** A fifty dollar (\$50.00) monthly fee is hereby imposed for connection of sewer laterals against every property connected to the Village sanitary sewerage system in the utility which the owner refuses to consent to televising of the sewer lateral by the Village. This fee will be imposed beginning thirty (30) days after a request has been made by the Village for permission to televise the owner's sewer lateral. This fee will continue until the property owner consents to televising by the Village.
2. **Failure To Correct Fee.** A one hundred dollar (\$100.00) monthly fee is also hereby imposed for connection of sewer laterals against every property connected to the sanitary sewerage system in the utility which owner fails to take corrective action upon request by the Village to repair sewer laterals leaking freshwater into the sewerage system. This fee will be imposed beginning ninety (90) days following notice by the Village to the owner that corrective action is required and has not been completed on schedule and will continue until corrective action by the owner has been taken.

#### **G. Severability.**

If any provision of this Ordinance is invalid or unconstitutional or if the application of this Ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this Ordinance which can be given effect without invalid or unconstitutional provisions or applications.

#### **H. Conflicting Provisions Repealed.**

All Ordinances in conflict with any provision of this Ordinance are hereby repealed.

#### **I. Effective Date.**

This Ordinance shall take effect upon passage and publication as provided by law.

Passed and adopted on July, 31 2024.