

ORDINANCE NO. 38

AN ORDINANCE OF THE CITY OF ADDISON, TEXAS, REGULATING THE INSTALLATION AND MAINTENANCE OF SEPTIC TANKS; PROVIDING FOR SEPTIC TANKS TO BE INSTALLED IN COMPLIANCE WITH THE REQUIREMENTS OF THE HEALTH OFFICE OF DALLAS COUNTY; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF ONE HUNDRED DOLLARS (\$100.00) FOR EACH OFFENSE; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Addison has no ordinance regulating the installation and maintenance of septic tanks; and,

WHEREAS, the installation and maintenance of septic tanks in the City of Addison, if not properly done, will create health hazards; and,

WHEREAS, the County Health Officer of Dallas County, Texas, will assist in the supervision of the installation and maintenance of septic tanks, provided said septic tanks are installed and maintained in accordance with the specifications and requirements of the Health Officer of Dallas County; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ADDISON, TEXAS:

SECTION 1. That all septic tanks hereinafter installed in the City of Addison shall be installed in accordance with the specifications and requirements of the health officer of Dallas County, Texas.

SECTION 2. That hereafter all septic tanks located in the City of Addison shall be maintained in accordance with the specifications and requirements of the health officer of Dallas County so as to prevent said septic tanks from constituting a health hazard.

SECTION 3. That hereafter it shall be unlawful and an offense for any person to permit their septic tank to be in such condition as to constitute a health hazard to the residents of the City of Addison.

SECTION 4. If any section, paragraph or subsection of this ordinance shall be adjudged invalid or held unconstitutional, the same shall not effect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid or unconstitutional.

SECTION 5. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and each such person shall be deemed guilty of a separate offense for each and every day, or portion thereof, during which any violation of any part of any of the provisions of this ordinance is committed, continued or permitted, and upon conviction of such violation, such person shall be punishable by fine of not more than \$100.00.

SECTION 6. The fact that there is presently no ordinance regulating the installation and maintenance of septic tanks in the City of Addison creates an urgency and an emergency in the preservation of the public health, safety and welfare, and requires that this ordinance shall take effect from and after its passage and publication of the caption of said ordinance, as the law in such cases provides.

DULY PASSED by the City Council of the City of Addison on the 1<sup>st</sup> day of November, 1960.

APPROVED:

M W Morris  
MAYOR

ENROLLED:

James J. Hooley  
CITY SECRETARY

APPROVED AS TO FORM:

H. Louis Nichols  
CITY ATTORNEY