PICKEREL LAKE SANITARY DISTRICT

ORDINANCE NO. 12A

(As Amended July 9th, 2021)

 AN ORDINANCE in and for Pickerel Lake Sanitary District, Day County, South Dakota, amending Ordinance No. 2, Ordinance No. 3, Ordinance No. 4, Ordinance No. 5, Ordinance No. 6, and Ordinance No. 12, as they apply to the establishment and collection of Connection Fees and Maintenance Fees.

 BE IT ORDAINED AND ENACTED by the Board of Trustees of Pickerel Lake Sanitary District, Day County, South Dakota, as follows:

SECTION I

1. The establishment and collection of Connection Fees by Pickerel Lake Sanitary District is hereby discontinued.
2. Property owners connecting to the collection system as provided by Pickerel Lake Sanitary District shall be responsible for the cost of materials and installation from the Sanitary District Collection Line to the structure being connected.
3. The installation shall be completed by and installer licensed by the State of South Dakota and approved by the Pickerel Lake Sanitary District. Materials and installation shall comply with South Dakota Codified Laws and rules and regulations promulgated pursuant thereto, and the Ordinances of Pickerel Lake Sanitary District.
4. Individual Lift Stations (receptacles, lift pumps, control boxes, and accessories) shall be furnished by the Pickerel Lake Sanitary District. The property owner shall be responsible for the actual cost of the items furnished by the District to include shipping, handling and storage. This provision is to assure the compatibility of the parts and materials.
5. Septic tanks and other materials as needed may be obtained from a supplier of the property owner’s choice, but must meet the minimum requirements as set forth by the State of South Dakota and the Pickerel Lake Sanitary District.
6. Upon completion of installation and acceptance by the Pickerel Lake Sanitary District, the property owner shall be responsible for normal service, repair and maintenance of the line and equipment (including all pipe, septic tanks, receptacles, lift pumps, control boxes, and other accessories) located between the property owner’s structure and the Sanitary District’s main Collection Line.
7. Abuse, wrong-doings, and/or other negligence on the part of the owner, the owner’s agents, invitees, or other unknowns, which cause damage or failure of the service line between the owner’s structure and the District’s Collection Line shall not be the responsibility of the Pickerel Lake Sanitary District. Service calls placed with the Pickerel Lake Sanitary District for such instances shall be billed to the property owner at the rate of $100.00 for the first hour, and $50.00 for each additional hour, or portion thereof, plus any needed parts, materials or supplies and other costs incurred.

SECTION II

1. Property owners having paid an advance connection fee as established in previous ordinances of Pickerel Lake Sanitary District shall be entitled to have the connection to the District Collection System completed under the provisions of the Ordinance in effect at the time they made payment.
2. Property owners having made previous connection fee payment shall not be entitled to refund of money either in part or in full as a result of this Ordinance change.

SECTION III

VALIDITY

1. All ordinances or parts of ordinances in conflict herewith are hereby repealed.
2. The validity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

SECTION IV

ORDINANCE IN FORCE

1. This Ordinance shall be in full force and effect from and after its passage, approval, recording and publication as provided by law.
2. Passed and adopted by the Board of Trustees of Pickerel Lake Sanitary District, Day County, State of South Dakota, of the \_\_9th\_ day of \_\_\_\_July\_\_\_\_\_\_\_, 2021, by vote:

FIRST READING: Date: \_\_\_\_June 11, 2021\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Ayes: \_\_\_\_\_2\_\_\_\_\_ Namely:\_Iver Finnesand, Josh Bartos\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Nays:\_\_\_\_\_0\_\_\_\_\_\_ Namely:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

SECOND READING: Date:\_\_\_\_\_July 9, 2021\_\_\_\_\_\_\_\_\_\_\_\_\_

Ayes:\_\_\_\_\_\_3\_\_\_\_\_ Namely:\_Iver Finnesand, Josh Bartos, Kim Remily\_

Nays:\_\_\_\_\_\_0\_\_\_\_\_ Namely:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PUBLISHED: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Approved this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2021.

By:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

ATTEST:

\_\_*/s/ Mary Finnesand*\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Mary Finnesand PLSD Clerk.