

**CITY OF SEABROOK  
ORDINANCE NO. 2022-23  
UPDATE OF PRESSURE SEWER SYSTEM  
REQUIREMENTS**

**AN ORDINANCE AMENDING THE CODE OF THE CITY OF SEABROOK, CHAPTER 95 “UTILITIES”, ARTICLE IV “SEWERS AND SEWAGE DISPOSAL”, DIVISION 2 “PRESSURE SEWER SYSTEM”, SECTION 95-131 “PRESSURE SEWER LINES AND GRINDER PUMPS REQUIRED FOR NEW CONSTRUCTION”, BY COMPLETELY REPLACING THE CURRENT TITLE AND TEXT, TO ADDRESS NEW REQUIREMENTS DUE TO CHANGED CONDITIONS; PROVIDING FOR A PENALTY IN AN AMOUNT NOT TO EXCEED \$2000 PER OFFENSE FOR VIOLATION OF ANY PROVISION THEREIN BY INCLUSION INTO THE CODE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith; AND PROVIDING FOR SEVERABILITY, NOTICE AND EFFECTIVE DATE.**

**WHEREAS**, the City of Seabrook has determined it no longer has the requirement for a mandatory pressure sewer system due to improvements to the gravity sewer system along Todville referenced in the previous ordinance’s referenced exhibits A and B - (Code 1976, §§ 12-71, 12-72; Code 1996, § 74-131); and

**WHEREAS**, it has now been determined appropriate to update Section 95-131 of the Seabrook Code of Ordinances to address changed circumstance by replacing its title and current text to update provisions for regulation of sewer lines and grinder pumps;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEABROOK, TEXAS:**

**SECTION 1. FINDINGS**

The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

**SECTION 2. AMENDMENT TO THE SEABROOK CITY CODE**

The Seabrook City Code of Ordinances, is hereby amended to update Chapter 95, “Utilities”, and Article IV. “Sewers and Sewage Disposal, Division 2. Pressure Sewer System, Section 95-131, “Pressure sewer lines and grinder pumps required for new construction” by replacing the current title and text of this Section in its entirety and replacing it under the same Section 95-131 with new updated title and text, and is hereby amended as follows:

**“Sec. 95-131. - Pressure sewer lines and grinder pumps for new construction if gravity flow sewer is not available.”**

**(a) Properties with access to a city provided gravity flow sanitary sewer system shall be required to make connection to the sanitary sewer main with a gravity flow sewer system. Any new construction, any substantial improvement and any substantial alteration within the city that does not have the ability to gravity flow to the sewer main, shall have installed a service pressure sewer line and a grinder pump, both to be in compliance with the plumbing ordinance, design guidelines, and City Code. The cost of obtaining, installing, and maintaining such service pressure sewer line shall be entirely the owner's, and it shall be installed and maintained by the owner at the owner's expense not only upon the private property but shall be connected to the main sewer line of the city as provided by Code. The pressure sewer system must be within private property or within a private easement except where crossing the public right-of-way is required for connection to the main.**

**(b) All equipment, lines, installation, location and connection shall be inspected as required in the city ordinances. Public Works inspects within the right-of-way and main connection. Building Department inspects all work on private property.”**

### **SECTION 3. INCORPORATION INTO THE CODE; PENALTY CLAUSE.**

This Ordinance is hereby incorporated and made a part of the Seabrook City Code. Violation of this Ordinance is subject to the penalty section of said Code of Ordinance, Section 1-15 “General penalty; continuing violations” which provides that any person who shall violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed \$2,000.00. Each day of violation shall constitute a separate offense.

### **SECTION 4. REPEAL OF CONFLICTING ORDINANCES.**

All ordinances or parts of ordinances in conflict or inconsistent with this Ordinance are hereby expressly repealed.

### **SECTION 5. SEVERABILITY.**

In the event any clause phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Seabrook, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

### **SECTION 6. NOTICE.**

The City Secretary shall give notice of the enactment of this Ordinance by promptly publishing it or its descriptive caption and penalty after final passage in the official newspaper of the City; the Ordinance to take effect upon publication.

**PASSED AND APPROVED** on first reading this \_\_\_\_\_ day of \_\_\_\_\_ 2022.

**PASSED AND APPROVED** on second and final reading this \_\_\_\_\_ day of \_\_\_\_\_  
2022.

By: \_\_\_\_\_  
Thomas Kolupski  
Mayor

ATTEST:

By: \_\_\_\_\_  
Robin Lenio, TRMC  
City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Steven L. Weathered  
City Attorney