

ORDINANCE # 26

AN ORDINANCE REQUIRING PLUGS IN BASEMENT DRAINS

DURING PERIODS OF HIGH WATER.

The Common Council of the City of Fountain City, Wisconsin do ordain as follows:-

SECTION 1. To protect and safeguard the sewage system and treatment plant in the City of Fountain City and to insure efficient operation thereof during periods of high water which could affect it adversely it is hereby provided that all owners of homes and business establishments located in the area in said City which is subject to flooding or seepage shall install basement drains of such type that can be closed and sealed off with a watertight plug during high water.

SECTION 2. That such installation in each case where it is required shall be made forthwith and not later than November 15, 1972 at the expense of the property owner in keeping with the program which the City has undertaken for the removal of clear water at all times and flood waters during periods of high water from the sewer system.

SECTION 3. That such installation shall be made in accordance with the requirements and specifications compiled by the Davy Engineering Company, of LaCrosse, Wisconsin and available at the office of the City Clerk.

SECTION 4. Each such installation shall be inspected and approved by the City Engineer as soon as possible after the work has been done and before January 1, 1973.

SECTION 5. The City Clerk shall with the help of the City Engineer prepare a list of each property which shall be so affected and which shall be required to perfect such installation.

SECTION 6. That within the period of thirty days after the passage and publication of this Ordinance the City Clerk or the City Engineer shall give notice by the most practical method to each such property owner who shall be required to perfect such installation within the time and in the manner specified.

SECTION 7. That each property owner shall promptly upon the completion of the said installation notify the City Clerk that such work has been completed and is ready for inspection by the City Engineer.

SECTION 8. That in the event any property owner fails or refuses to comply with the within requirements in this regard by November 15, 1972 the City Clerk shall notify each such owner of such failure to comply with the aforesaid requirements by certified mail and such

owner shall be limited to fifteen days from and after the receipt of such notice to perfect such installation and notify the City Clerk thereof.

SECTION 9. That in the event any such owner fails, neglects, or refuses to perfect such installation after receiving the aforesaid notice by certified mail, the Common Council is hereby given the blanket authority to direct such installation to be made under the direction of the City Engineer and to collect the full cost of such installation from such property owner and failure on the part of such property owner to reimburse the City for such expense within the period of thirty days after demand is made shall justify and result in adding such amount with interest thereon to the tax roll and making it an enforceable lien against the property involved.

SECTION 10. That after the installation of the required plugs in basement drains and after the initial approval thereof as indicated each property owner shall be required to keep and maintain such plugs readily accessible for immediate use and in good condition and working order.

SECTION 11. That in any year in which there are advance warnings of high water and possible flooding of property given to the City of Fountain City by the U.S. Corps of Engineers the Common Council shall forthwith declare a flood emergency and notice by publication shall be given to all property owners who may be affected to install the basement drain plugs by the date designated and to keep the same intact until notice is published that the flood danger is past and that such plugs may be removed as of the date designated.

SECTION 12. That the City Engineer or any employee of the City designated by him and any plumber authorized by the City or designated by the City Engineer shall have the full and free right to enter upon any premises at any and all reasonable hours under normal circumstances and at any time whatever in the event of any emergency to inspect, examine, adjust or replace any basement drain plug.

SECTION 13. That in any situation in which the City Engineer has reasonable grounds to believe that any property owner has failed or refused to comply with the request for the insertion of a basement drain plug when notified and requested to do so he shall enter upon such premises at any time to make such installation and insertion and shall also in such case have the full right to seal such plug in place to so remain until removed by him. That the same authority shall apply to any situation in which a property owner removes a basement drain plug prior to the time when he is allowed to do so.

This ordinance shall take effect and be in force from and after its passage and publication.

Dated this first day of August, A.D., 1972.

James R. Scholmeier
MAYOR

M.F. Schlesselman
CITY CLERK

This ordinance was unanimously passed and adopted at a Regular Meeting of the
Common Council on Tuesday, August 1, 1972.

