

ORDINANCE NO. 23-_____

AN ORDINANCE PERTAINING TO SEWER IMPROVEMENTS OF A RESIDENTIAL ESTATE SUBDIVISION SECTION 21-5-509, ARTICLE 21-5, CHAPTER 21, LAWTON CITY CODE, 2015, BY DESIGNATING THE REQUIRED DISTANCE A RESIDENTIAL ESTATE SUBDIVISION CAN BE AWAY FROM A PUBLICLY DEDICATED SEWER MAIN BEFORE IT IS NOT REQUIRED TO CONNECT TO THE PUBLICLY DEDICATED SEWER MAIN, PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED by the Council of the City of Lawton, Oklahoma, that:

SECTION 1. Section 21-5-509 is hereby amended to read as follows:

21-5-509 - Residential estate subdivisions.

* * *

G. Sewer Improvements

Minimum Distance (feet) From Publicly Dedicated Sewer Main

| <u>Number of Single-Family Dwelling</u> | <u>Minimum Distance Required (feet)</u> |
|---|---|
| <u>1-2</u> | <u>400</u> |
| <u>3-4</u> | <u>800</u> |
| <u>5-6</u> | <u>1200</u> |
| <u>7-8</u> | <u>1600</u> |
| <u>9-10</u> | <u>2000</u> |
| <u>11-12</u> | <u>2400</u> |
| <u>13<</u> | <u>2,640 (one-half mile)</u> |

Based on the chart above, ~~if~~ the residential estate subdivision is located within ~~one-half mile (2,640 feet)~~ the minimum distance required of a publicly dedicated sewer main the subdivision shall be required to connect into the public main. This requirement may be waived by the ~~City Engineer~~ Director of Public Utilities if it can be shown that connection to the public main is not feasible due to grade or capacity. The sewer mains in the residential estate subdivision shall be designed, built, and dedicated to the City, and be in accordance with the City's Master Sewer Plan and the standard specification approved by the ~~City Engineer~~ Director of Public Utilities. However, if the residential estate subdivision is located beyond the one-half mile distance the lots may be served by individual sewage disposal system. Prior to record plat approval by Council, the developer must provide evidence of Oklahoma Department of Environmental Quality's (ODEQ) approval of proposed sewage disposal facilities for all lots. No lagoon or private sewage treatment system such as a packaged sewer plant for multiple lots shall be allowed within the corporate limits of the City of Lawton. Easements for any future main

shown on the City's Master Sewer Plan shall be granted to the City of Lawton in the form of right-of-way. The width of this right-of-way shall be determined by the ~~City Engineer~~ Director of Public Utilities based upon the future sewer main's size, location and the topography of the proposed alignment.

SECTION 2. Severability. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, said portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion of this ordinance.

SECTION 3. Effective Date. The provisions of this ordinance shall become effective thirty days after passing of the ordinance.

ADOPTED and APPROVED by the Council of the City of Lawton, Oklahoma, this 25th day of April, 2023.

STAN BOOKER, MAYOR

ATTEST:

TRACI HUSHBECK, CITY CLERK

APPROVED as to form and legality this ____ day of _____, 2023.

TIMOTHY WILSON, INTERIM CITY ATTORNEY

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Brief Gist

This ordinance will allow for a smaller residential estate subdivision to be completed without being required to run a half mile of sanitary sewer line.

ADOPTED and APPROVED by the Council of the City of Lawton, Oklahoma, this ____ day of _____, 2023.

STAN BOOKER, MAYOR

ATTEST:

TRACI HUSHBECK, CITY CLERK

(Published in *The Lawton Constitution* this ____ day of _____, 2023)