

CHAPTER 100

SANITARY SEWER DISTRICTS

100.01 Description of Sewer District #1	100.05 Connection Fees
100.02 Description of Sewer District #2	100.06 Issuance of Permit; Application
100.03 Interceptor Sewer Locations	100.07 Terms and Conditions
100.04 Permit Required	

100.01 DESCRIPTION OF SEWER DISTRICT #1. The following described area is included in Sanitary Sewer District #1:

Part of Section 35 and 36, Twp. 70 North, Range 3 West, and part of Section 1 and 2, Twp. 69 North, Range 3 West, more particularly described as follows: Commencing at the center of Section 2, Twp. 69 North, Range 3 West, Des Moines County, Iowa, thence S 0°10' E along the west line of the SE ¼ of said Section a distance of 300.0 feet; thence S 90°00' E a distance of 33.0 feet to the point of beginning; thence S 0°10' E a distance of 1128.35 feet to the existing corporation line of the City, thence N 89°24' E along said corporation line a distance of 1250.78 feet; thence N 0°14' W along said corporation line a distance of 749.25 feet; thence N 89°24' E along said corporation line a distance of 592.92 feet; thence N 01°40' E along said corporation line a distance of 1144.70 feet; thence S 88°52' E along said corporation line a distance of 984.22 feet; thence N 01°45' E along said corporation line a distance of 1122.13 feet; thence N 89°04'30" E along said corporation line a distance of 2056.36 feet to a point on the road right-of-way line; thence N 02°06' E along the right-of-way line a distance of 227.34 feet; thence N 89°11' E along right-of-way line a distance of 313.80 feet; thence N 0°21' W along right-of-way line a distance of 759.22 feet to a point on the West Burlington corporation line; thence S 79°37' W along the West Burlington corporation line a distance of 599.85 feet; thence N 01°15' W along said corporation line a distance of 999.97 feet to a point on the south right-of-way line of Primary Highway No. 406; thence southwesterly along said highway right-of-way line a distance of 1736.7 feet; thence N 0°01' E a distance of 910.0 feet; thence S 90°00' W a distance of 1380.58 feet; thence S 0°14' W a distance of 1162.05 feet to a point on the south right-of-way line of Primary Highway No. 406; thence southwesterly along said right-of-way line to a point 970.0 feet east of the west line of the NE ¼ of Section 2-69-3 extended; thence south a distance of 300.0 feet; thence S 80°50' W a distance of 374.5 feet; thence south a distance of 1650.0 feet; thence S 90°00' W a distance of 300.0 feet; thence south a distance of 600.0 feet; thence S 90°00' E a distance of 700 feet; thence south a distance of 525.0 feet; thence S 90°00' W a distance of 1000.0 feet to a point 299.0 feet S 0°10' E of the center of Section 2-69-3; thence S 89°50' W a distance of 1000.0 feet; thence S 0°10' E a distance of 1043.3 feet to a point on the West Burlington corporation line; thence N 89°45' E along said corporation line a distance of 644.48 feet; thence N 0°12' W along said corporation line a distance of 489.6 feet; thence N 89°43' E along said corporation line a distance of 315.8 feet; thence N 0°10' W a distance of 551.25 feet; thence N 90°00' E a distance of 40.0 feet to the point of beginning, containing 328.24 acres more or less. The west line of the NE ¼ of Section 2-69-3 is taken as due north and south.

100.02 DESCRIPTION OF SEWER DISTRICT #2. The following described area is included in Sanitary Sewer District #2:

Part of Section 35, Township 70 North, Range 3 West, Des Moines County, Iowa, more particularly described as follows: Commencing at the NW corner of Section 35, Twp 70 North, Range 3 West, Des Moines County, Iowa; thence south 259 feet; thence east 319.28 feet to the point of beginning; thence east 1,000 feet to a point on the east line of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 35; thence north along said east line a distance of 159 feet to the south right-of-way line of Primary Highway No. 34; thence east along said right-of-way line a distance of 593.3 feet; thence south 678.4 feet to a point on the north line of Lot 2 of the N $\frac{1}{2}$ of said Section 35; thence east along the north line of said Lot 2 a distance of 930.75 feet to the centerline of South Gear Avenue; thence south 76 feet; thence east along the south line of St. Mary's Cemetery a distance of 200 feet; thence southerly along a line parallel to and 200 feet easterly of the centerline of South Gear Avenue, a distance of approximately 1318 feet; thence west a distance of 200.0 feet to the centerline of South Gear Avenue; thence south along said centerline a distance of 204 feet to a point 400 feet north of the east-west quarter section line in said Section 35; thence southwesterly to a point on said quarter-section line, which point is 500 feet west of the centerline of South Gear Avenue; thence west to the SW corner of Lot 2 of the N $\frac{1}{2}$ of said Section 35; thence north along the west line of said Lot 2 to a point 290 feet south of the NW corner of said Lot 2; thence west 300 feet; thence north along a line parallel with the east line of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 35 a distance of 212.5 feet; thence west along a line parallel to the north line of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 35 a distance of 700 feet; thence north 600 feet to the point of beginning.

100.03 INTERCEPTOR SEWER LOCATIONS.

1. The intercepting sewer referred to in Section 100.01 is that sewer line which follows the following described path:

Beginning at a point 10 feet north and 23 feet west of the center of Section 2, Twp. 69 North, Range 3 West, Des Moines County, Iowa; thence S 90°00' E a distance of 44 feet with 8" cast iron pipe; thence S 0°10' E a distance of 1425 feet with 8" cast iron pipe; thence N 89°24' E a distance of 153 feet with 8" cast iron pipe to the discharge line of proposed sewage pumping station; thence N 89°24' E a distance of approximately 20 feet to the intake line of said pumping station; thence N 89°24' E approximately 601 feet with 12" vitrified clay pipe; thence N 44°24'42" E a distance of approximately 684 feet with 12" vitrified clay pipe; thence N 0°14' W a distance of approximately 255 feet with 12" vitrified clay pipe; thence N 89°24' E a distance of approximately 384 feet with 12" vitrified clay pipe; thence N 35°31'32" E a distance of approximately 384 feet with 12" vitrified clay pipe; thence N 01°40' E a distance of approximately 841 feet with 12" vitrified clay pipe; thence N 01°21' E a distance of approximately 1451 feet with 10" vitrified clay pipe; thence N 0°42' E a distance of approximately 1062 feet with 8" vitrified clay pipe to a point approximately 40 feet south of the centerline of Primary Highway No. 406. The west line of the NE $\frac{1}{4}$ of Section 2-69-3 is taken as due north and south.

2. The interceptor sewer referred to in Section 100-02 is that sewer which is located in whole or in part within the following described real estate:

Commencing at the North quarter corner of Section 35, Twp. 70 North, Range 3 West, Des Moines County, Iowa; thence S 88°38' E along the section line a distance of 208.28 feet; thence S 0°47' W along the centerline of South Gear Avenue a distance of 780.32 feet to a stone at the NE corner of Lot 2 of the N½ of said Section 35; thence N 88°32' W along the north line of said Lot 2 a distance of 433.87 feet; thence S 01°28' W a distance of 275.00 feet to the point of beginning; thence S 01°28' W a distance of 25.00 feet; thence N 88°32' W a distance of 1090.18 feet to a point on the west line of said Lot 2; thence northerly along said west line a distance of 300.00 feet to the NW corner of said Lot 2; thence S 88°32' E along the north line of said Lot 2 a distance of 25.00 feet; thence southerly along a line parallel to the west line of said Lot 2 a distance of 275.00 feet; thence S 88°32' E a distance of 1090.18 feet to the point of beginning, containing 0.784 acre, more or less; also

Commencing at the NW corner of the NE¼ NW¼ of Section 35, Twp. 70 North, Range 3 West, Des Moines County, Iowa; thence south along the west line of said NE¼ NW¼ a distance of 534.0 feet to the point of beginning; thence south along said west line a distance of 242.48 feet; thence east 25.0 feet; thence north along a line parallel to the west line of said NE¼ NW¼ a distance of 242.48 feet; thence west 25.0 feet to the point of beginning, containing 0.139 acre, more or less; also

Commencing at the N X corner of Section 35, Twp. 70 North, Range 3 West, Des Moines County, Iowa; thence S 88°38' E along the section line a distance of 208.28 feet; thence S 00°47' W a distance of 780.32 feet to a stone at the NE corner of Lot 2 of the N½ of said Section 35; thence N 88°32' W along the north line of said Lot 2 a distance of 33.87 feet; thence southwesterly a distance of 226.60 feet along the arc of a 512.68 foot radius curve concave westerly with a 224.76 foot chord bearing S 16°45'17" W; thence southerly a distance of 22.35 feet along the arc of a 478.42 foot radius curve concave easterly with a 22.35 foot chord bearing S 28°04'41" W; thence N 88°39' W a distance of 40.54 feet; thence S 0°44' W a distance of 38.14 feet to the point of beginning; thence N 88°32' W a distance of 290.69 feet; thence S 01°28' W a distance of 25.00 feet; thence S 88°32' E a distance of 291.01 feet; thence N 0°44' E a distance of 25.00 feet to the point of beginning, containing 0.167 acre, more or less; also

Commencing at the NW corner of Section 35, Twp. 70 North, Range 3 West, Des Moines County, Iowa; thence south 559.0 feet; thence east along a line parallel to the north line of the NW¼ NW¼ of said Section 35 a distance of 558.78 feet to the point of beginning; thence east along a line parallel to the north line of the NW¼ NW¼ of said Section 35 a distance of 760.5 feet to a point on the east line of the NW¼ NW¼ of said Section 35; thence south along said east line a distance of 25.00 feet; thence west along a line parallel to the north line of the NW¼ NW¼ of said Section 35 a distance of 760.5 feet; thence north 25.00 feet to the point of beginning, containing 0.436 acre.

100.04 PERMIT REQUIRED. No connection to an interceptor sewer system, lift station or force main serving the areas described in Sections 100.01 and 100.02 shall be made without making application for and obtaining a permit from the City and the payment of the connection charges as required herein. No unauthorized person shall uncover, make any

connections with, or opening into, use, alter or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the City.

100.05 CONNECTION FEES. The connection fee for any connection with the sewer lines described in Section 100.03 is five dollars (\$5.00) per lineal front foot for each foot of property to be served by said sewer line that is adjacent to or abuts said intercepting line, and eighty dollars (\$80.00) per acre for each acre of land to be served by the connection. Any connection to a main, sub-main or lateral sewer system that will result in a contribution of sewage to any intercepting line described in Section 100.03 shall not be made unless the owner, occupant, or other person requesting or making said connection pays a connection fee in the amount of eighty dollars (\$80.00) per acre for each acre of property to be served by said connection, regardless of whether or not said connection serves more than one dwelling structure or building, said fee to be established in terms of the area which is capable of being served by said connection and not the actual connection contemplated by the applicant for a permit.

100.06 ISSUANCE OF PERMIT; APPLICATION. Any permit required under the terms of this chapter may be issued by the Council on forms provided by the City. No permit shall be issued by the Council unless a written application for the issuance of such permit is submitted to the Council by filing said application with the Clerk. The application shall include the name and address of the applicant, the nature, location and purpose of the connection, the full legal description of the property to be served by the connection, and it shall contain an agreement by the owner of the property binding upon said owner and his or her successors or assigns to comply with all rules and regulations, now or hereafter established, regulating the use of the sewers involved in said connection.

100.07 TERMS AND CONDITIONS. Before a permit for a new main, sub-main or lateral sewer connection to a main sewer shall be granted, the applicant shall have complied with the terms and conditions for such connection established by the Council and as authorized by Section 391.17 of the Code of Iowa. Such terms and conditions may include, but are not limited to, engineering design, construction standards, requirements for inspection of construction of the applicant's sewer, and the setting of equitable fees to be paid for the right to connect to the City's main sewer and all sewage facilities to which the sewer will be contributory.

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