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CITY COUNCIL AGENDA ITEM REPORT

DATE: August 14, 2024

SUBMITTED BY: Tamara Melton, Legal

ITEM TYPE: Ordinance

AGENDA SECTION: BUSINESS/ADVERTISING, PETITIONS, HEARINGS & COMMUNICATIONS

SUBJECT: ORDINANCE 4049 - SECOND READING AND PUBLIC HEARING
AN ORDINANCE OF THE CITY OF BRADENTON, FLORIDA, AMENDING CHAPTER 70, ARTICLE III, SECTION 70-86 OF THE CITY'S CODE OF ORDINANCES TO ADD DEFINITIONS; AMENDING CHAPTER 70, ARTICLE III, SECTION 70-92 OF THE CITY'S CODE OF ORDINANCES, TO ADD NEW SECTIONS 70-92(D), 70-92(E), 70-92(F), 70-92(G), 70-92(H), and 70-92(I); REQUIRING PRIVATE LATERALS AND PRIVATE WASTEWATER COLLECTION AND TRANSMISSION SYSTEMS TO BE MAINTAINED BY THE PROPERTY OWNER IN GOOD WORKING ORDER; REQUIRING PRIVATE LATERAL AND PRIVATE WASTEWATER COLLECTION AND TRANSMISSION SYSTEM INSPECTIONS UPON CERTAIN OCCURRENCES; PROVIDING INSPECTION REQUIREMENTS; REQUIRING THE PROPERTY OWNER TO REPLACE OR REHABILITATE DEFECTIVE PRIVATE LATERALS; REQUIRING THE OWNER OR OPERATOR OF A PRIVATE WASTEWATER COLLECTION AND TRANSMISSION SYSTEM TO REPAIR OR REHABILITATE SUCH SYSTEMS TO ABATE EXCESSIVE INFLOW AND INFILTRATION; PROVIDING FOR ENFORCEMENT MECHANISMS; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

SUGGESTED ACTION: Approval

Is this item Quasi-Judicial?

No

Does this item require a public hearing?

Yes

EXPLANATION:

It is in the best interest of the environment and the residents of the City of Bradenton that private laterals and private wastewater collection and transmissions systems ("WCTS") are maintained in a state of good working order.

The City finds it is in the best interest of City residents to amend the Code of Ordinances to require owners of private laterals and private WCTS connected to the City's sewer collection system to maintain such private laterals and private WCTS in good working order, to require inspections of such private laterals and private WCTS upon certain occurrences, to provide requirements for such inspections, to require the replacement or rehabilitation of defective private laterals and private WCTS, and to provide for any violations to be subject to enforcement.

FINANCIAL IMPACT:

TBD

ATTORNEY REVIEW/RECOMMENDATION:

Attorney Rudacille reviewed the ordinance.

SUGGESTED MOTION:

Motion to approve Ordinance 4049.

ATTACHMENTS:

[Ordinance 4049](#)