

Denton Utility Commission
Meeting Agenda

August 28, 2019
4:00PM

- I. Call to Order
- II. Attendance

MEMBERS	OTHERS
<input type="checkbox"/> Councilperson Lister	<input type="checkbox"/> Don Mulrine, Town Administrator
<input type="checkbox"/> Scott Getchell, Chair	<input type="checkbox"/> Mark Chandler, W/WW Supt.
<input type="checkbox"/> Albert McCullough, Vice Chair	<input type="checkbox"/> Phil Clark, DPW Supt.
<input type="checkbox"/> Adam Jones, Secretary	
<input type="checkbox"/> Leroy Woomer, Member	

- III. Approval of Minutes – Review and approval of meeting minutes from the June 19, 2019 meeting.
- IV. Open Issues
 - a) **Wastewater Treatment Plant Upgrade** – Getchell will provide a progress update.
 - b) **Wastewater Treatment Plant Mixer Replacements** – Getchell will provide an update.
 - c) **Water Main Replacement Project** – Mulrine will provide an update.
 - d) **Other Open Issues**
- V. New Business
 - a) **Well Use Ordinance** – Ms. Donna Todd has prepared a memo for the UC and will be in attendance to discuss discrepancies within the Town’s Water and Sewer Code.
 - b) **Water & Sewer Budgets** – Mulrine to provide the proposed water and sewer budgets for the UC’s review and comment.
 - c) **Other New Business**
- VI. Adjournment



MEMO

TO: Utility Commission

FROM: Donna Todd

DATE: August 23, 2019

RE: Water and Sewer Ordinances

There have been some discrepancies in the interpretation of the Denton Town Code Chapters 102 Sewer and 124 Water. The Planning and Codes Department is requesting clarification from the Utility Commission for guidance on the interpretation of these Chapters. The following questions are open to interpretation:

- Should **every property** that is **not within 100 feet** of the water and/or sewer line be required to connect to Town water and sewer? *Refer to Denton Town Code §124-3, §124-4, and §102-5.*
- Should water and/or sewer connections be completed within 90 days or 120 days? *Refer to Denton Town Code §124-3 and §102-5.*
- If an existing property is currently on well and septic and is not located within 100 feet of a Town water and/or sewer line, can the property owner replace the well and/or septic? *Refer to Denton Town Code §124-4 and §102-4.*
- Should there be a comprehensive review of both Chapters, Denton Town Code 102 & 124, to eliminate conflicts and add any new updates?

Thank you for your assistance in this matter.

§ 102-4 Privy vaults, septic tanks and cesspools.

Except as hereinafter provided, it shall be unlawful to construct, keep or maintain any privy, privy vault, septic tank, cesspool or other facility intended or used for the disposal of sewage. All such abandoned facilities shall be filled and capped to the satisfaction of the Town.

§ 102-5 Connections with public sewer required.

The owner of all houses, buildings or properties used for human occupancy, employment, recreation or other purposes, situated within the Town and abutting on any street, alley or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the Town, is hereby required, at his expense, to install suitable toilet facilities therein and to connect such facilities directly with the proper public sewer in accordance with the provisions of this chapter within three months after date of official notice to do so, provided that said public sewer is within 100 feet of the property line. Each mobile home and/or trailer unit used for residential or commercial purposes, and having domestic water and/or sanitary facilities therein, shall be considered a separate and independent building and, as such, shall have its own separate and independent building drain and building sewer.

§ 124-3 Connections required; owner's expense.

The owner of all houses, buildings or properties used for human occupancy, employment, recreation or other purposes, situated within the Town and abutting on any street, alley or right-of-way in which there is now located or may in the future be located a public water main of the Town, is hereby required, at his expense, to connect all inside water plumbing systems with the proper public water main in accordance with the provisions of this chapter within 120 days after date of official notice to do so, provided that said public water main is within 100 feet of the property line.

**§ 124-4 Use of wells or springs prohibited for potable use; restrictions for outdoor use.
[Amended 3-13-2008 by Ord. No. 554]**

- A. Potable use prohibited. No well or spring shall be drilled, used or maintained on any property located within the Town for potable water use or consumption where the property is located within 100 feet of the public water main.
- B. Outdoor or irrigation uses on residential property. No new wells shall be drilled for use by any residential dwelling unit (including any single-family, multifamily, or other multiple-family dwelling unit), for any purpose, including outdoor irrigation, gardening, or other uses incidental to any residential use. For residential properties with an existing well located on the property as of the effective date of this section, or for any residential property annexed into the Town of Denton after the effective date of this section, which is served by an existing well, the existing well may continue to be used for outside water supply purposes only, in accordance with the provisions of § 124-6 herein.
- C. Outdoor or irrigation uses on agricultural or recreational property. For any property used for agricultural or recreational purposes (e.g., ballparks, public parks, etc.), the Town may permit a well to be drilled for outdoor uses or irrigation purposes in accordance with § 124-6 herein. For purposes of this section, "agriculture" shall have the same meaning prescribed by Chapter 128, Zoning, § 128-8, and is not intended to apply to any gardening, planting, or other outdoor activity that is incidental to a residential use.

Commented [1]: Editor's Note: The effective date of Ord. No. 554 is 3-20-2008.