

ORDINANCE NO. 764

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, TERMINATING THE SEWER CONNECTION MORATORIUM IMPOSED BY ORDINANCE NO. 759 AND REPEALING SAID ORDINANCE ON THE DATE THAT THE WASHINGTON STATE DEPARTMENT OF ECOLOGY ISSUES THE CITY A NEW NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT FOR THE CITY'S WASTE WATER TREATMENT PLANT.

WHEREAS, on May 27, 1997, the City Council imposed a six-month moratorium on the acceptance of applications for sewer service connections and the issuance of sewer service permits as provided in Ordinance No. 759; and

WHEREAS, on July 14, 1997 the City Council held a public hearing on the sewer connection moratorium, and on July 28, 1997, the City Council adopted findings of fact supporting the sewer connection moratorium as provided in Ordinance No. 763; and

WHEREAS, the purpose of the sewer connection moratorium is to prohibit new sewer connections to the City's sewer system until the Washington State Department of Ecology issues the City a new National Pollutant Discharge Elimination System ("NPDES") permit that increases the amount of flow that can be discharged from the City's waste water treatment plant; and

WHEREAS, once the Department of Ecology issues the City's new NPDES permit with the increased flow limitations, then the City will no longer be restricted in its ability to authorize new sewer service connections and issue new sewer service permits; and

WHEREAS, the City Council has decided to terminate the sewer connection moratorium and repeal Ordinance No. 759 on the date that the Department of Ecology issues the City's new NPDES permit;

WHEREAS, on August 15th, 1997, the City of Gig Harbor received the permit from the Department of Ecology;

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Gig Harbor, Washington as follows:

Section 1 -- Termination of Moratorium. The six-month sewer connection moratorium imposed by Ordinance No. 759 shall be automatically terminated on the date that the Washington State Department of Ecology issues the City a new NPDES permit for the City's waste water treatment plant, which was August 15, 1997.

Section 2 -- Repeal of Ordinance No. 759. Ordinance No. 759, adopted by the City Council on May 27, 1997, shall be automatically repealed on the date that the Washington State Department of Ecology issues the City a new NPDES permit for the City's waste water treatment plant, which was August 15, 1997.

Section 3 -- Severability. If any section, subsection, paragraph, sentence, clause or phrase of this ordinance is declared unconstitutional or invalid for any reason, such invalidity shall not affect the validity or effectiveness of the remaining portions of this ordinance.

Section 4 -- Publication. This ordinance shall be published by an approved summary which shall consist of the title of this ordinance.

PASSED by the Council of the City of Gig Harbor, this 25th day of August, 1997.

APPROVED:

MAYOR, GRETCHEN A. WILBERT

ATTEST/AUTHENTICATED:

CITY CLERK, MOLLY M. TOWSLEE

APPROVED AS TO FORM:

CITY ATTORNEY, CAROL A. MORRIS

FILED WITH THE CITY CLERK: 8/15/97

PASSED BY THE CITY COUNCIL: 8/25/97

PUBLISHED: 9/3/97

EFFECTIVE DATE: 8/25/97

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SUMMARY OF ORDINANCE NO. 764

CITY OF GIG HARBOR, WASHINGTON

On the 25th day of August, 1997, the City Council of the City of Gig Harbor passed Ordinance No. 764. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, TERMINATING THE SEWER CONNECTION MORATORIUM IMPOSED BY ORDINANCE NO. 759 AND REPEALING SAID ORDINANCE ON THE DATE THAT THE WASHINGTON STATE DEPARTMENT OF ECOLOGY ISSUES THE CITY A NEW NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT FOR THE CITY'S WASTE WATER TREATMENT PLANT.

The full text of this ordinance will be mailed upon request.

DATED this 26th day of August, 1997.

CITY CLERK, MOLLY M. TOWSLEE