

**ESCALANTE CITY
ORDINANCE 2026-09**

**AN ORDINANCE AMENDING ESCALANTE ORDINANCE 08.04.040 WATER
METER CONNECTIONS AND PROVIDING REPEALER WITHIN THE CITY OF
ESCALANTE, STATE OF UTAH.**

WHEREAS, the City Council, as the governing body of the City of Escalante, State of Utah, specifically finds that it is in the best interest of the safety and welfare of the citizens of the City of Escalante to adopt the following Ordinance; and

WHEREAS, The City Council and Mayor wish to adopt such an Ordinance.

NOW THEREFORE, be it ordained by the Council of the Escalante City, in the State of Utah, as follows:

SECTION 1: **AMENDMENT** “8.04.040 Connections” of the Escalante Municipal Code is hereby *amended* as follows:

BEFORE AMENDMENT

8.04.040 Connections

- A. Separate Connections Required: It shall be unlawful for two (2) or more families or service users to be supplied from the same service pipe, connection, water outlet or discharge.
- B. One Water Meter Per Parcel: It shall be unlawful to have more than one water meter per parcel within any residential zones.
- C. Mandatory Sewer Connections:
 - 1. Required: It is unlawful for the owner or other person having charge of or occupying the property upon which a building shall have been or is being constructed for residential, commercial or industrial use and any part of which building is within three hundred feet (300') of any street, alley or right of way in which a public sewer is in existence and used in the city, to construct or permit to be constructed or to use or permit to be used, any privy vault, septic tank or cesspool connected with such building. Each such owner or other person shall, within ninety (90) days after having been given notice by the city that an accepted public sewer is ready to receive connections therewith and that buildings be connected with said sewer apply for and complete connection to the municipal sewer system. It is thereafter unlawful for such owner or other person to have the plumbing in such building remain unconnected to the public sewer, or to maintain or use or cause or permit to exist any privy vault, septic tank or cesspool to which said building is connected or which is available to receive connections therewith. The city

shall cause appropriate notice to be served upon the owner, agent or other person having charge of or occupying all property coming within the scope of this section, that said public sewer is ready to receive connections therewith and that all plumbing must be connected with such sewer.

2. Future Construction: All construction of any structure in the city with potential sewer use shall be at such elevation so as to enable connection onto existing or future sewer lines.
3. Special Improvement Districts: Nothing in this chapter shall be interpreted to avoid the necessity of paying any lawfully imposed special improvement assessment or the necessity of creating special improvement districts for extension of the sewer system in cases permitted or provided by law.

AFTER AMENDMENT

8.04.040 Connections

- A. Separate Connections Required: It shall be unlawful for two (2) or more families or service users to be supplied from the same service pipe, connection, water outlet or discharge.
- B. One Water Meter Per Parcel: It shall be unlawful to have more than one water meter per parcel within any residential zones excluding the Commercial/Residential (C/R) Zone.
- C. Mandatory Sewer Connections:
 1. Required: It is unlawful for the owner or other person having charge of or occupying the property upon which a building shall have been or is being constructed for residential, commercial or industrial use and any part of which building is within three hundred feet (300') of any street, alley or right of way in which a public sewer is in existence and used in the city, to construct or permit to be constructed or to use or permit to be used, any privy vault, septic tank or cesspool connected with such building. Each such owner or other person shall, within ninety (90) days after having been given notice by the city that an accepted public sewer is ready to receive connections therewith and that buildings be connected with said sewer apply for and complete connection to the municipal sewer system. It is thereafter unlawful for such owner or other person to have the plumbing in such building remain unconnected to the public sewer, or to maintain or use or cause or permit to exist any privy vault, septic tank or cesspool to which said building is connected or which is available to receive connections therewith. The city shall cause appropriate notice to be served upon the owner, agent or other person having charge of or occupying all property coming within the scope of this section, that said public sewer is ready to receive connections therewith and that all plumbing must be connected with such sewer.
 2. Future Construction: All construction of any structure in the city with potential sewer use shall be at such elevation so as to enable connection onto existing or future sewer lines.

3. Special Improvement Districts: Nothing in this chapter shall be interpreted to avoid the necessity of paying any lawfully imposed special improvement assessment or the necessity of creating special improvement districts for extension of the sewer system in cases permitted or provided by law.

SECTION 2: REPEALER CLAUSE All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 3: SEVERABILITY CLAUSE Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

PASSED AND ADOPTED BY THE ESCALANTE CITY COUNCIL

	AYE	NAY	ABSENT	ABSTAIN
Councilmember Stowe	_____	_____	_____	_____
Councilmember Lyman	_____	_____	_____	_____
Councilmember Cottam	_____	_____	_____	_____
Councilmember Orme	_____	_____	_____	_____
Councilmember Woolsey	_____	_____	_____	_____

Presiding Officer

Attest

Melani Torgersen, Mayor, Escalante City

Stephanie Steed, MMC, UCC, City Recorder, Escalante City