

February 22, 1951.
Cities and Towns.

House File 519
By McEENEY, SCHWENGEL and DAVIS.

Passed House, Date
Vote: Ayes..... Nays.....
Passed Senate, Date.....
Vote: Ayes..... Nays.....
Approved

A BILL FOR

An Act to amend the law as it appears in chapter three hundred ninety-two (392), code, 1950, relating to joint use of municipal sewers and providing for an extension of the power of certain cities and towns to contract with each other for protection of the public water supply.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. That section three hundred ninety-two
2 point one (392.1), code, 1950, be amended by adding thereto
3 a second paragraph, as follows:

4 "Any contract entered into pursuant to this chapter
5 may provide for an adjustment of such annual charge at
6 stated periods. The making of any contract under the
7 authority of this chapter shall not preclude the cities or
8 towns entering into the same from joining in the establish-
9 ment of a sanitary sewer district in the manner set forth
10 in chapter three hundred fifty-eight (358)."

1 Sec. 2. That section three hundred ninety-two
2 point two (392.2), code, 1950, be amended by adding thereto
3 a second paragraph, as follows:

4 "When, after the making of any such contract, the

5 corporate limits of the city or town receiving outlet for its
6 sewers under such contract shall be extended to include areas
7 annexed to such city or town, and sewage outlet for such
8 annexed areas through the sanitary sewers and sewage treatment
9 plant of the other city or town is desired for the
10 protection of the water supply of either city or town or
11 is prescribed or directed by the State Department of Health,
12 the city or town theretofore furnishing joint use of its
13 sanitary sewage system under any existing contract shall not
14 be required to furnish sewage outlet to such annexed areas
15 until a new or supplemental contract shall be entered into
16 providing for payment of an agreed consideration for such
17 additional joint use including an annual charge for the same.
18 The cost of constructing necessary connecting lines to such
19 annexed areas, the amount to be paid for extending the joint
20 use of the sanitary sewer system to such annexed areas, and
21 other costs incident thereto, shall be assessable in the
22 manner provided by this chapter against new or additional
23 joint sewer districts including therein such properties
24 within the areas so annexed as the council of the city or
25 town annexing said areas may determine will be benefitted.”

1 Sec. 3. All laws or parts of laws in conflict
2 herewith to the extent of said conflict are hereby repealed.

EXPLANATION OF H. F. 519

This bill will clarify some confusion in the present statute relating to joint use of municipal sewers and as it may affect public health due to overloading by the annexation of new areas to a city receiving outlet for its sewers.