

ORDINANCE #252

BE IT ORDAINED by the City Council of the City of Roanoke, Ala.,
as follows:

That it shall be unlawful for any person, firm or corporation to construct, maintain and use any dry closet or privy upon any lot, tract or parcel of real estate fronting or abutting on any street, alley or public passage-way wherein there is constructed or laid sewerage disposal pipe-line, in the City of Roanoke, Alabama.

Section 2: That the Council may require the owner of any lot, tract or parcel of real estate fronting or abutting on any street, alley or public passage-way wherein there is constructed or laid sewerage disposal pipe-line to discontinue the use of dry closets or privies upon such premises and to install water closets and connect the same with the sewerage disposal pipe-line. When the council shall determine that any such premises should be so connected with the sewerage disposal system they shall direct the City Clerk to issue a notice in the name of the City notifying the owner of such premises of the action of the council and requiring the owner to install the water closet or closets and connect the same with the sewerage disposal system within fifteen

days after service of such notice as herein provided, Such notice may be served by any police officer of said City if such owner is a resident of the City or may be found therein, and if such owner be a non-resident such notice may be served by sending the same by mail, postage prepaid, to the last known address of such owner and the service shall be deemed perfected as of the day it is deposited in the mails.

Section 3: That if the owner of any lot, tract or parcel of real estate fronting or abutting on any street, alley, or public passageway wherein there is constructed or laid sewerage disposal pipe-line, having been notified as provided in Section 2 to install water closets and connect the same with the sewerage disposal system, fails or refuses to install such closets and connect the same with the sewerage disposal system for fifteen days after service of such notice, then the City may install the proper water closets and connect the same with the sewerage disposal system, all at the expense of such owner. When the City shall have installed any such water closets as herein provided, the mayor shall prepare a statement in writing setting forth the name of such owner and a description of the lot, tract or parcel of real estate on which such improvement has been made, together with the costs of such water closets and the installation thereof and shall sign such statement in his official capacity and file with the probate judge of Randolph County, Alabama, for record in the mortgage records of said County. The costs of purchasing and installing such water closets shall be and constitute a lien upon the real estate whereon installed, and shall be collectible as other debts are collected, or by enforcing the lien as other liens are enforced.

Section 4: That all dry closets or privies in the City of Roanoke, Alabama, shall be kept in a sanitary condition so that the same shall not be or become injurious, dangerous, or offensive to the health and

comfort of any of the inhabitants of said City; that all dry closets or privies shall be subject to inspection by any officer or employee of the City of Roanoke, and the City Council may, upon proof that any dry closet or privy is not in a sanitary condition, authorize and direct the Chief of Police or any officer or any employee of said City to notify the owner or tenant of the premises whereon such dry closet or privy is maintained to put such dry closet or privy in a sanitary condition. Such notice shall be in writing and shall be signed by the officer or employee serving the same.

Section 5: That if the owner or the tenant of any premises whereon a dry closet or privy is maintained, having been notified as provided in section 4 to put such dry closet or privy in a sanitary condition, fails or refuses to do so within three days after service of such notice, then the City may send its officers or employees upon such premises and put such dry closet or privy in a sanitary condition, all at the expense of the owner and/or tenant. The costs of putting such dry closet or privy in a sanitary condition shall be and constitute a lien upon the lot, tract or parcel of real estate whereon the same is situated, and shall be collectible as other debts from the owner or tenant, or by enforcing the lien as other liens are enforced.

Section 6: The owner of any lot, tract or parcel of real estate fronting or abutting on any street, alley or public passage-way wherein there is constructed or laid sewerage disposal pipe-line, who, having been notified as provided in section 2 to install and connect water closets on such premises, fails or refuses to do so for fifteen days shall be guilty of a misdemeanor, and upon conviction therefor shall be fined not more than one hundred dollars.

Section 7: That the owner or tenant of any lot, tract or parcel of real estate whereon is situated and maintained a dry closet or privy, who having been notified as provided in section 4 to put such dry closet or privy in a sanitary condition, fails or refuses to do so

for three days shall be guilty of a misdemeanor, and upon conviction therefor shall be fined not more than One Hundred Dollars.

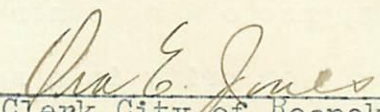
Section 8: That if any section subsection, or provision of this ordinance shall be held unconstitutional it shall not affect the validity or enforcement of any other section, subsection or provision.

Adopted and approved this the 10th day of August, 1933.

Attest: Ora E. Jones, Clerk,
The City of Roanoke, Ala.

W.H. Mann, Mayor,
The City of Roanoke, Ala.

I, Ora E. Jones, Clerk of The City of Roanoke, Alabama, hereby certify that the above and foregoing Ordinance No. 252 was passed and adopted by the Mayor and City Council of the City of Roanoke, Alabama, on the 10th day of August, 1933, and was herein recorded, and was published in the Roanoke Leader, a newspaper of general circulation in the City of Roanoke, Alabama, on the 30th day of August, and the 6th and 13th day of September, 1933.


Clerk, City of Roanoke, Ala.