

199

**BOROUGH OF NEW FLORENCE
WESTMORELAND COUNTY, PENNSYLVANIA**

ORDINANCE NO. 199

AN ORDINANCE OF THE BOROUGH OF NEW FLORENCE REQUIRING UNIFORM MANDATORY CONNECTIONS TO SANITARY SEWER LINES LOCATED WITHIN THE CORPORATE LIMITS OF THE BOROUGH OF NEW FLORENCE, PROVIDING PROHIBITION FOR CERTAIN MEANS OF SEWAGE DISPOSAL, PROVIDING FOR NOTICE TO THE PROPERTY OWNER TO CONNECT TO SAID SEWER, FURTHER PROVIDING FOR PROHIBITED CONNECTIONS AND ESTABLISHING PERMIT AND CONSTRUCTION REQUIREMENTS; AND FURTHER PROVIDING FOR PENALTIES FOR NON-COMPLIANCE WITH THE REQUIREMENTS OF SAID ORDINANCE.

WHEREAS, the BOROUGH OF NEW FLORENCE, Westmoreland County, Pennsylvania ("Borough"), will have located within its corporate boundaries public sanitary sewer lines either to be constructed, owned, operated and maintained by the NEW FLORENCE-ST. CLAIR TOWNSHIP SANITARY AUTHORITY ("Authority"), or to be constructed by private developers which will be accepted by the Authority as part of the Authority's sewage system; and

WHEREAS, it is necessary for the Borough to establish a uniform connection requirement for all properties abutting upon said sanitary sewers or properties which are to be serviced, benefited or accommodated by the aforesaid public sanitary sewers.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the BOROUGH OF NEW FLORENCE, and it is hereby ordained and enacted by the authority of the same as follows:

I. Wastes containing soluble substances in such concentration as to cause the specific gravity of the waste to be greater than one and one-tenth(1.1).

J. Wastes containing chemical substances.

(1) Wastes containing any of the following substances in concentration exceeding those shown in the following table as measured by an acceptable method:

<u>SUBSTANCES</u>	<u>Concentration</u> <u>(mg/l)</u>
Phenolic compounds as C	1
Cyanides as CN	0
Cyanates as CNO	0
Iron as Fe	7
Trivalent Chromium as Cr+3	1
Hexavalent Chromium as Cr+6	0.05
Nickel as Ni	1
Copper as Cu	0.5
Lead as Pb	0.5
Zinc as Zn	0.5

(2) Wastes containing other chemical or other matter detrimental to the operation of a sewage treatment plant or sanitary sewers causing erosion, corrosion or deterioration in sewers, equipment and structures of a sewage treatment plant.

K. Wastes containing more than one hundred (100) milligrams per liter by weight of tar, fat, oil or grease.

L. Wastes containing more than ten (10) milligrams per liter of any of the following gases: hydrogen sulfide, sulfur dioxide, nitrous oxide or any of the halogens.

M. Wastes containing a toxic or poisonous substance, in a sufficient quality to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals or create any hazard in the sewer, including but not limited to wastes containing cyanide, chromium and/or copper ions.

N. No waste containing a toxic substance in quantities sufficient to interfere with the biochemicals processes of the sewage treatment works or that will pass through the sewage treatment works and exceed the state and/or federal requirements in respect thereto.

O. Any waste containing toxic radioactive isotopes.

- P. Any waste containing the effluent from a privy, septic tank, sinkhole or cesspool, or other receptacle for receiving and holding sanitary sewage for an extended period of time, before discharge to the sewer system.
- Q. Any waste which hereafter is designated as unacceptable by reason of rules and regulations imposed upon the Authority by any state or federal agency, or which the engineer of the Authority recommends as unacceptable.

SECTION V – PERMIT REQUIREMENTS.

No person, firm or corporation shall make or cause to be made any connection with any of the aforementioned public sanitary sewers until he has fulfilled all of the following conditions:

- A. He shall make application to the Authority upon a permit form to be formulated and supplied by the Authority for permission to connect to the aforementioned public sanitary sewers. Among other things, the applicant must state the character and use of each structure located upon his property.
- B. He shall pay to the Authority the required tap connection fee for each Equivalent Dwelling Unit (EDU) on said property connected to the aforementioned public sanitary sewers at the time of making application for permission to make such connection or connections. The said connection fee shall be the prevailing fee in existence at the time that the application for connection is made.
- C. No work shall commence before the payment of the aforesaid tap connection fee and issuance of the aforementioned connection permit.
- D. He shall give the designated Inspector of the Authority at least twenty-four (24) hours notice of the time when such connection shall be made in order that said Inspector can be present to inspect and approve the work of connection. The Inspector shall signify his approval of the connection by endorsing his name and the date of approval on the aforementioned connection permit in the possession of the permittee(s).
- E. At the time of inspection of the connection, the owner or owners of properties shall permit the Inspector full and complete access to all sanitary sand drainage arrangements and facilities in each building and in and about all parts of the property. No building sewer line shall be covered over, or in any manner concealed, until after it is inspected and approved by said Inspector.

SECTION VI – CONSTRUCTION REQUIREMENTS.

The construction and number and size of all building sewer lines or house service sewers shall be done in accordance with the specifications, plans and procedures established by the Authority in the Sewer System Rules and Regulations, as the same may be from time to time published and amended, copies of which, upon adoption, shall be maintained on file with the Authority.

SECTION VII – NON-COMPLIANCE.

If the owner or owners of any occupied houses, buildings or structures in the Borough shall neglect or refuse to comply with the provisions of this Ordinance or the written notice as prescribed in Section III hereof, the Borough or the Authority may perform or cause to be performed such work and labor and furnish or cause to be furnished such material as may be necessary to comply with the provisions of this Ordinance at the cost and expense of such owner or owners, together with ten percent (10%) additional thereof and all charges and expenses incidental thereto, which sum shall be collected from said owner or owners for the use of the Borough or the Authority, as their agent, may, by its proper officer, file a municipal claim or lien therefor against said premises as provided by law.

SECTION VIII – ENFORCEMENT.

The Borough hereby delegates and authorizes the Authority as its authorized agent for the enforcement for the terms and provisions of this Ordinance. The Authority shall have all powers vested in the Borough pursuant to the terms of this Ordinance and the applicable laws of the Commonwealth of Pennsylvania, for the purpose of enforcing the provisions of this Ordinance.

SECTION IX – DEFINITIONS.

Unacceptable sanitary sewage and other terms used herein for purposes of this Ordinance shall have the same definitions as those which are set forth in the Authority's Sewer System Rules and Regulations, said Rules and Regulations to be applicable to all users of the aforementioned public sanitary sewers.

SECTION X – PENALTY FOR VIOLATION.

In addition to any penalty hereinabove prescribed, any person, firm or corporation violating any provision of this Ordinance, upon conviction thereof before a District Magistrate, pay a fine or penalty of ONE THOUSAND DOLLARS (\$1,000.00) for each day in violation hereof.

SECTION XI – SEVERABILITY.

It is hereby declared as the legislative intent that the invalidity of any section clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

SECTION XII – REPEALER.

All ordinances or resolutions or parts of ordinances or resolutions not in accord with this Ordinance are hereby repealed insofar as they affect this Ordinance.

ORDAINED AND ENACTED into law by the Borough Council of the Borough of New Florence in lawful session assembled this _____ day of _____, 2003.

BOROUGH OF NEW FLORENCE

By: Eugene A. DeMasi
President, Borough Council

(SEAL)

Attest:

Margaret G. Doyle
Secretary, Borough of New Florence