

ORDINANCE NUMBER 156

AN ORDINANCE AMENDING ORDINANCE NUMBER 125 TO PROHIBIT CERTAIN DISCHARGES INTO THE SANITARY SEWER SYSTEM AND PROVIDING PENALTIES FOR VIOLATION.

WHEREAS, Ordinance Number 125, entitled ORDINANCE REQUIRING AND REGULATING THE USE OF PUBLIC SEWERS AND PRIVATE WASTEWATER DISPOSAL FACILITIES, adopted by the City Council of the City of Carlton on December 6, 1977, prohibits the discharge of any unpolluted water such as storm water, ground water, roof runoff, subsurface drainage, unpolluted industrial process water or cooling water to any sanitary sewer; and

WHEREAS, Article 5 Sec. 9 of Ordinance Number 125 prohibits the connection of roof downspouts, areaway drains or other sources of unpolluted water such as stormwater, ground water, roof runoff, subsurface drainage, unpolluted industrial water or cooling water to a building sewer or building drain which is connected directly or indirectly to a public sanitary sewer; and

WHEREAS, at the time of the adoption of Ordinance Number 125, there were roof downspouts, areaway drains and other sources of unpolluted waters connected to a building sewer or building drain which was connected directly or indirectly to a public sanitary sewer and they remain connected to the public sanitary sewer today; and

WHEREAS, the discharge of unpolluted waters into the public sanitary sewers is a cause of sewer overflow, sewer backup into basements, sewage flooding of streets and bypasses at the District wastewater facilities;

THE CITY OF CARLTON DOES HEREBY ORDAIN AS FOLLOWS:

1. Article 5, Sec. 9 of Ordinance Number 125 is amended to read as follows:
Sec. 9. No person shall make connection of roof downspouts, areaway drains, sump pumps or other sources of unpolluted water such as stormwater, ground water, roof runoff, subsurface drainage, unpolluted industrial water or cooling water to a building sewer or building drain which is connected directly or indirectly to a public sanitary sewer. Before June 1st, 1992, every person who owns a building which has roof downspouts, areaway drains, sump pumps or other sources of unpolluted water such as stormwater, ground water, roof runoff, subsurface drainage, unpolluted industrial water or cooling water connected to a building sewer or building drain which is connected directly or indirectly to a public sanitary sewer shall disconnect and remove such roof downspouts, areaway drains, sump pumps or other source of unpolluted water in an effective, workmanlike manner, as approved by the superintendent. If such disconnection and removal is estimated to cost more than 5% of the assessed value of such building, disconnection may be exempted by the City, providing the property is landscaped to minimize surface water reaching the footer drains via downward percolation along basement walls, etc., and/or through the carrying out of other reasonable provisions the superintendent may see as being beneficial in keeping surface water from reaching the footer drains.
- 2.) Article 5, Section 10 of Ordinance Number 125 is amended to read:
Section 10. Connection of the building drain to the building sewer and of the building sewer to the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the City. All such connections shall be made gastight and watertight and verified with proper testing. The superintendent shall have authority to promulgate rules, regulations, and tests as to the manner in which connection shall be made and such rules, regulations and tests when so promulgated and filed with the City Clerk shall be met.
- 3.) Article 5, Sec. 11 of Ordinance Number 125 is amended to read :
Sec. 11. The applicant for the building sewer connection permit shall notify the superintendent when the building sewer is ready for an inspection and connection to the building drain and public sewer. The connection and testing shall be made under the supervision of the superintendent. No building sewer shall be covered until it has been inspected and tested under the provisions of the superintendent.
- 4.) Ordinance Number 125 is amended to add the following Article XV:

ARTICLE XV
ENFORCEMENT AND
PENALTIES

Section 1. Enforcement. The provisions of the Ordinance and all standards, limitations, orders, schedules of compliance, and all provisions and conditions of any permit issued by the City hereunder shall be enforced by the City by any one or any combination of the following: criminal prosecution; action to recover civil damages; injunctions; action to compel performance; termination of service.

Section 2. Penalties. (a) Any person who willfully or negligently violates any provisions of this Ordinance or any provision of a permit issued by the City hereunder shall be subject to a fine of up to \$100.00 per violation.

(b) Any person who continues any violation of any provision of the Ordinance or any provision of a permit issued by the City hereunder beyond the time limit provided for in the superintendent's written notice of violation shall be subject to a penalty of up to \$100.00 for each violation.

(c) Each day in which a violation referred to in either (a) or (b) continues shall be deemed a separate violation.

(d) Any person who knowingly makes any false statement or representation in any record, report, applications, plan or other document filed with the City pursuant to the Ordinance, or who falsifies, tampers with, or renders inaccurate any monitoring device or method required under this ordinance or any permit issued by the City hereunder shall be guilty of a misdemeanor.

This Ordinance becomes effective from and after it's passage and publication.

Passed by the City Council the 6th day of April , 1992

Published in the Pine Knot the 16th day of April, 1992

CITY OF CARLTON

BY: Stephen Holshoff

Mayor

ATTEST :

Larry Beckstrom

City Clerk/Treas.