

TOWNSHIP OF STRASBURG

Lancaster County, Pennsylvania

ORDINANCE NO. 87

AN ORDINANCE OF THE TOWNSHIP OF STRASBURG, LANCASTER COUNTY, TO REQUIRE CONNECTION TO AND USE OF THE PUBLIC SEWER SYSTEM.

BE AND IT IS HEREBY ORDAINED AND ENACTED by the Board of Supervisors of the Township of Strasburg, Lancaster County, Pennsylvania, as follows:

Section 1. Short Title. This Ordinance shall be known as the Strasburg Township Mandatory Sewer Connection Ordinance.

Section 2. Definitions. Unless the context specifically and clearly indicates otherwise, the meaning of terms and phrases used in this Ordinance shall be as follows:

BUILDING SEWER – The extension from the sewage drainage system of any structure to the lateral of a sewer.

COMMONWEALTH – The Commonwealth of Pennsylvania.

IMPROVED PROPERTY – Any property within this Township upon which there is erected a structure intended for continuous or periodic habitation, occupancy or use by human beings or animals and from which structure sanitary sewage and/or industrial wastes shall be or may be discharged.

INDUSTRIAL ESTABLISHMENT – Any improved property located within this Township and used or intended for use, wholly or in part, for the manufacturing, processing, cleaning, laundering or assembling of any product, commodity or article, or any other improved property located within this Township, from which wastes, in addition to or other than sanitary sewage shall be discharged.

INDUSTRIAL WASTE – Any and all wastes discharged from and industrial establishment, other than sanitary sewage.

LATERAL – That part of the sewer system extending from a sewer to the curbline or, if there

shall be no curblin, to the property line or, if no such lateral shall be provided, then "lateral" shall mean that portion of, or place in, a sewer which is provided for connection of any building sewer.

OWNER – Any person vested with ownership, legal or equitable, sole or partial, of any improved property.

PERSON – Any individual, partnership, company, association, society, trust, corporation, municipality, municipality authority or other group or entity, and the members of such partnership or association and the officers of such corporation.

SANITARY SEWAGE – Normal water-carried household and toilet wastes from any improved property excluding, however, the effluent from septic tanks or cesspools, rain, storm and ground water, as well as roof or surface water, drainage or percolating or seeping waters, or accumulation thereof, whether underground or in cellars or basements.

SEWER – Any pipe or conduit constituting a part of the sewer system used or usable for sewage collection purposes.

SEWER SYSTEM – All facilities, as of any particular time, for collecting, pumping, transmitting, treating and disposing of sanitary sewage and/or industrial wastes, situate in or adjacent to this Township and owned by the Township.

STREET – Any street, road, lane, court, cul-de-sac, alley, public way or public square.

TOWNSHIP – The Township of Strasburg, Lancaster County, Pennsylvania, a municipal subdivision of the commonwealth, acting by and through its Board of Supervisors or, in appropriate cases, acting by and through its authorized representatives.

Section 3. Use of Public Sewer Required.

A. The owner of any improved property adjoining or adjacent to or whose principal building is within 150 feet from the sewer system shall connect such improved property with and shall use such sewer system, in such manner as this Township may require, within 60 days after notice to such owner from this Township to make such connection, for the purpose of discharge of all sanitary sewage and industrial wastes from such improved property; subject, however, to such limitations and restrictions as shall be established herein or otherwise shall be established by this Township, from time to time.

B. All sanitary sewage and industrial wastes from any improved property, after connection of such improved property with a sewer shall be required under Subsection A, above, shall be conducted into a sewer; subject, however, to such limitations and restrictions as shall be established herein or otherwise shall be established by this Township, from time to time.

C. No person shall place, shall deposit or shall permit to be placed or to be deposited upon public or private property within this Township any sanitary sewage or industrial wastes in violation of Subsection A, above. No person shall discharge or shall permit to be discharged to any natural outlet within this Township any sanitary sewage or industrial wastes in violation of Subsection A, above, except where suitable treatment has been provided which is satisfactory to this Township.

D. No privy vault, cesspool, sinkhole, holding tank, septic tank or similar receptacle shall be used or shall be maintained at any time upon any improved property which has been connected to a sewer or which shall be required under Subsection A, above, to be connected to a sewer. Every such privy vault, cesspool, sinkhole, holding tank, septic tank or similar receptacle in existence shall be abandoned and, at the discretion of this Township, shall be cleansed and shall be filled, at the expense of the owner of such improved property, under the direction and supervision of this Township; and any such privy vault, cesspool, sinkhole, holding tank, septic tank or similar receptacle not so abandoned and, if required by this Township, not cleansed and filled, shall constitute a nuisance, and such nuisance may be abated, as provided by law, at the expense of the owner of such improved property.

E. No privy vault, cesspool, sinkhole, septic tank or similar receptacle at any time shall be connected with a sewer.

F. The notice by this Township to make a connection to a sewer, referred to in Subsection 1, above, shall consist of a copy of this Ordinance, including any amendments and/or supplements at the time in effect, or a summary of each section hereof, and a written or printed document requiring the connection in accordance with the provisions of this Ordinance and specifying that such connection shall be made within 60 days after the date such notice is given or served. Such notice may be given or served at any time after a sewer is in place which can receive and can convey sanitary sewage and industrial wastes for treatment and disposal from the particular improved property. Such notice shall be given or served upon the owner in accordance with law.

Section 4. Building Sewers and Connections.

A. No person shall uncover, shall connect with, shall make any opening into or shall use, shall alter or shall disturb, in any manner, any sewer or any part of the sewer system without first obtaining a permit, in writing, from the Township.

B. Application for a permit required under Subsection A, above, shall be made by the owner of the improved property served to or to be served or by the duly authorized agent of such owner.

C. No person shall make or shall cause to be made a connection of any improved property with a sewer until such person shall have fulfilled each of the following conditions:

1. Such person shall have notified the Township of the desire and intention

to connect such improved property to a sewer.

2. Such person shall have applied for and shall have obtained a permit as required by Subsection A, above.

3. Such person shall have given the Township at least 24 hours notice of the time when such connection will be made so that the Township may supervise and inspect, or may cause to be supervised and inspected, the work of connection and necessary testing.

4. If applicable, such person shall have furnished satisfactory evidence to the Township that any tapping, connection, customer facilities, administrative and inspection fees, as applicable, which may be charged and imposed by the Township against the owner of each improved property who connects such improved property to a sewer has been paid.

D. Except as otherwise provided in this subsection, each improved property shall be connected separately and independently with a sewer through a building sewer. Grouping of more than one improved property on one building sewer shall not be permitted, except under special circumstances and for good sanitary reasons or other good cause shown, but then only after special permission of the Township, in writing, shall have been secured and only subject to such rules, regulations and conditions as may be prescribed by the Township.

E. All costs and expenses of construction of a building sewer and all costs and expenses of connection of a building sewer to a sewer shall be borne by the owner of the improved property to be connected; and such owner shall indemnify and save harmless this Township and the Township from all loss or damage that may be occasioned, directly or indirectly, as a result of construction of a building sewer to a sewer.

F. A building sewer shall be connected to a sewer at the place designated by the Township and where, if applicable, the lateral is provided. The invert of a building sewer at the point of connection shall be at the same or a higher elevation than the invert of the sewer. A smooth, neat joint shall be made and the connection of a building sewer to the lateral shall be made secure and watertight.

G. If the owner of any improved property located within this Township and adjoining or adjacent to or whose principal building is within 150 feet from the sewer system, after 60 days notice from this Township, in accordance with Section 3.A, shall fail to connect such improved property, as required, this Township may enter upon such improved property and construct such connection and may collect from such owner the costs and expenses thereof in the manner permitted by law.

Section 5. Rules and Regulations.

A. Where an improved property, at the time connection to a sewer is required, shall

be served by its own sewage disposal system or sewage disposal device, the existing house sewer line shall be broken on the structure side of such sewage disposal system or sewage disposal device and attachment shall be made, with proper fittings, to continue such house sewer line as a building sewer. Every connection to the sewer system shall comply with all applicable rules and regulations of the Township.

B. No building sewer shall be covered until it has been inspected and approved by the Township. If any part of a building sewer is covered before so being inspected and approved, it shall be uncovered for inspection, at the cost and expense of the owner of the improved property to be connected to a sewer.

C. Every building sewer of any improved property shall be maintained in a sanitary and safe operating condition by the owner of such improved property.

D. Every excavation for a building sewer shall be guarded adequately with barricades and lights to protect all persons from damage and injury. Any street, sidewalk and other public property disturbed in the course of installation of a building sewer shall be restored, at the cost and expense of the owner of the improved property being connected, in a manner satisfactory to this Township.

E. If any person shall fail or shall refuse, upon receipt of a notice of this Township, in writing, to remedy any unsatisfactory condition with respect to a building sewer within 60 days of receipt of such notice, this Township may refuse to permit such person to discharge sanitary sewage and industrial wastes into the sewer system until such unsatisfactory condition shall have been remedied to the satisfaction of this Township and the Township.

F. This Township reserves the right to adopt, from time to time, additional rules and regulations as it shall deem necessary and proper relating to connections with a sewer and with the sewer system, which additional rules and regulations, to the extent appropriate, shall be and shall be construed as part of this Ordinance.

Section 6. Prohibited Discharges.

A. No person shall contribute or cause to be contributed, directly or indirectly, any pollutant or wastewater containing pollutants to the sewer system. These general prohibitions apply to all users of the sewer system, whether or not the user is subject to Federal Categorical Pretreatment Standards or any other federal, state or local pretreatment standards or requirements. No person shall discharge any substance into or take action contrary to any industrial waste pretreatment ordinance enacted by this Township or resolution adopted by the Township.

B. No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, cooling water, unpolluted industrial or nondomestic process water. The discharge of cooling water from air conditioning units with cooling towers or recirculating systems or from air conditioning units using flow-through or

unrecirculating systems is prohibited. The sanitary sewers are not designed to handle the cooling water volumes produced by air conditioning units. Cooling water free from bacteria and harmful chemicals should be drained into storm sewers as approved by the state.

C. When the Township and/or the Township determines that a person is contributing to the sewer system any prohibited substances in such amounts as to interfere with the operation of the sewer system, the Township shall advise such person of the impact of the contribution on the sewer system, and such person shall take necessary action to eliminate the interference.

Section 7. Violations and Penalties. For each violation of the provisions of this Ordinance, the owner, agent, lessee or contractor or any other person who commits, takes part in or assists in any such violation shall be liable upon conviction thereof in a summary proceeding to pay a fine of not less than \$200 nor more than \$1,000 for each offense, together with the costs of prosecution. Each day or portion thereof in which a violation exists shall be considered a separate violation of this Ordinance, and each section of this Ordinance which is violated shall be considered a separate violation. In default of payment of such fine, such person shall be liable to imprisonment for a period not exceeding 30 days.

Section 8. Purpose. It is declared that enactment of this Ordinance is necessary for the protection, benefit and preservation of the health, safety and welfare of inhabitants of this Township.

Section 9. Severability. In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, illegal or unconstitutional by a court of competent jurisdiction, such invalidity, illegality or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses or parts of this Ordinance, it being the intent of the Board of Supervisors that the remainder of the Ordinance shall be and shall remain in full force and effect.

Section 10. Effective Date. This Ordinance shall take effect and be in force five (5) days after its enactment by the Board of Supervisors of the Township of Strasburg as provided by law.

DULY ORDAINED AND ENACTED this 3rd day of November, 2014, by the Board of Supervisors of the Township of Strasburg, Lancaster County, Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF STRASBURG
Lancaster County, Pennsylvania

Attest:

(Assistant) Secretary

By:

(Vice) Chairman
Board of Supervisors

[TOWNSHIP SEAL]