

ORDINANCE NO. 823

AN ORDINANCE AMENDING AND SUPPLEMENTING AN ORDINANCE ENTITLED "AN ORDINANCE TO PROVIDE FOR THE FORMATION OF A DEPARTMENT TO BE KNOWN AS 'THE SEWER DEPARTMENT', TO REGULATE THE APPOINTMENT OF OFFICERS AND EMPLOYEES THEREFORE, AND TO PRESCRIBE THEIR DUTIES AND POWERS, AND DEFINING THE RULES AND REGULATIONS FOR THE USE AND PROTECTION OF THE PUBLIC SANITARY SEWER SYSTEM OF THE BOROUGH OF SEA GIRT, AND FIXING THE RENTS, FEES AND CHARGES THEREFORE, AND IMPOSING PENALTIES FOR THE VIOLATION AND NON-PAYMENT THEREOF" DESIGNATED AS ORDINANCE NO. 150, AND TO REPEAL ORDINANCES NOS. 147, 473, 538, 221, 233, 298, AND 312, 444 and 679 BEING AMENDMENTS THEREOF.

BE IT ORDAINED by the Council of the Borough of Sea Girt:

SECTION ONE - As used in this Section and unless a different meaning clearly appears from the context, the following words shall have the following meanings:

"Building" shall mean any building or structure heretofore or hereafter constructed and designed or used for commercial, residential, industrial, or other use or occupancy by persons, either temporary or permanent.

a. The word "Borough" shall mean the Borough of Sea Girt.

b. The word "customer" shall mean the applicant for sewerage service who is the Owner of a household or business and who enters into an agreement therefore.

c. The word "main" shall mean the Borough-owned or leased piping and appurtenances, in or along public highways and streets, or along privately owned right-of-way, used for the transmission or distribution of water to or for the collection of domestic sewage or industrial wastes from its customers.

d. "Domestic sewage" shall mean the normal waterborne fluid wastes from residences, institutions, commercial and industrial establishments. This sewage shall be limited to the wastes from kitchens, bathrooms, water closets, lavatories and laundries.

e. "Industrial wastes" shall mean the liquid wastes from industrial processes as distinct from domestic sewage.

f. "Engineer" shall mean the Borough Engineer.

g. "Nonresidential use" shall mean all uses other than a residential use as defined in this section.

h. "Residential use" shall mean single or multifamily dwellings used for residential purposes, but excluding hotels, motels, and rooming houses.

i. "Sewer" shall mean piping structure installed within the Borough right-of-ways or easements used to carry domestic sewage to the receiving treatment facility.

j. "Service charge" shall mean the periodic charge made by the Borough for sewer service which is available to a user connection.

k. "Service lateral" shall mean that part of the sewerage system from the collection sewer to the building.

SECTION TWO - Connections Required

Every owner of a building shall connect the same with a sewer of the Borough or to a sewer available to the Borough and as directed by it, such connection to be made for the purpose of delivering domestic sewage from each such building into the sewer. In the event of more than one building on a property abutting or fronting on a sewer, such building shall dispose of its wastewater through a separate service lateral to the sewer.

SECTION THREE - Payment of Charges; Interest and Payments

a. Every connection to a sewer required by this chapter shall be made in such a manner to discharge into said sewer all domestic sewage originating in the building in accordance with and subject to the ordinances and

resolutions now in effect or hereafter adopted by the Borough. All connection charges, service charges and inspection fees imposed by the Borough, by ordinance, and/or resolution, now or hereafter adopted by the Borough, shall be paid promptly when due. Such charges for connection with and use of sewers shall draw the same interest from the time they become due as water charges in the Borough and shall be a lien upon the premises connected until paid, and the remedies for the collection thereof, with interest, cost and penalties.

b. Sewer user charges are payable quarterly in the amounts and on the dates indicated on the stubs. Bills rendered shall include the quarterly minimum charge, together with the charge for any excess used during the previous quarterly term which shall be due and payable within thirty (30) days. If said charges are not paid within the time above prescribed, interest at the rate of eight percent (8%) per annum in accordance with the water portion of this Ordinance.

SECTION FOUR - Authorization for Connection; Application Fee For Connection To Sewer Main; Appeals.

No connection to a sewer shall be made by any person, firm or corporation unless the same shall have first been authorized and approved by the Borough and the South

Monmouth Regional Sewerage Authority (SMRSA). No connection to a collection sewer shall be made until an application has been approved.

Sewer rates shall be based on water consumption and charged at the rate of \$2.05 per thousand gallons as registered on the water meter in accordance with the Schedule set forth in SECTION ONE of this ordinance.

SECTION FIVE - Connection Permit Required.

No person shall uncover, connect with, make any opening into or use, alter or disturb in any manner any sewer or the sanitary sewer system without first obtaining a connection permit from the Borough.

Extensions to the sewerage system shall be designed in accordance with standards promulgated by the State Department of Environmental Protection. All new sewers and/or connections to the system shall be properly designed and constructed.

SECTION SIX - Cost of Connection; Specifications; Service Laterals

All work of making any connection to any sewer shall be done at the expense of the owner, under the supervision of the Borough, and shall conform to the following requirements:

a. All joints shall be sealed and made airtight and shall be made smooth and clean inside, with all sewers in proper alignment and of proper grade so as to provide free flow of wastewater without any obstructions.

b. A service lateral installed after the initial construction period will be connected to a collection sewer with an approved saddle-type fitting properly installed and encased in a eight inch envelope of concrete extending completely around the barrel of the collection sewer pipe.

c. After the collection sewer has been installed, service laterals shall be installed at the expense of the owner of the building served by the lateral.

d. Service laterals shall be of the same size throughout and shall in no case be less than four inches in diameter.

SECTION SEVEN - Tapping Fees

The charge for tapping the sewer main with service lateral to curb, cleanout, and wye, including street excavation, shall be as follows (not including the road opening permit fee described in the Road Opening Permit Ordinance of the Borough of Sea Girt.

(a) where property and sewer main are on the same side of the road (plus road opening fee): \$
850.00

(b) where property and sewer main are on opposite sides of the road (plus road opening fee)
\$1,500.00

No open cut or trench is permitted for the installation of sewer service laterals when the sewer main is on the opposite side of the road from the residence to be served by the service lines.

A boring tool must be used. The opening over the sewer main and the opening for the boring tool must be only that amount of opening necessary in the blacktop to make the tap or insert the boring tool.

The contractor must be a licensed plumber in the State of New Jersey. Insured and bonded, with experience installing water and sewer services. All piping and fittings must be approved by the water and sewer department before installation. Twenty-four (24) hours notice must be given to the water and sewer department before the work begins.

SECTION EIGHT - Types of Pipe Permitted

a. All building sewer laterals shall be constructed of one of the following types of pipe, subject to any special conditions elsewhere herein contained:

1. Cast-iron pipe, minimum medium weight, at least four inches in internal diameter, conforming to ASTM Designation A-74, latest revision. Maximum laying length shall be ten feet.

2. PVC Schedule 40 conforming to ASTM Designation D 1785, latest revision.

3. ABS Schedule 40 conforming to ASTM Designation D 1527, latest revision.

b. PVC and ABS plastic pipe shall be laid on a tamped sandbed; material on each side of the pipe, six inches under and 12 inches over, shall be tamped sand, compacted sufficiently to prevent pipe distortion from vertical loads.

SECTION NINE - Joints

Jointing materials for the various types of pipe shall be as follows:

a. Ductile iron pipe shall have Tyton joints pipe gasket.

b. PVC and ABS pipe shall be installed with thermal expansion fittings, primers and cement.

SECTION TEN - Drain Connections Prohibited

Floor, basement, roof downspouts, foundation, or property drains shall not be connected to a building sewer. Any such connections shall be removed upon thirty (30) day written notice from the Borough Clerk.

SECTION ELEVEN - Cleanouts

a. Cleanouts shall be provided behind the curb and inside the building for rodding the service lateral. If it is physically impossible to locate the cleanout just inside the building, then it is permissible to locate the cleanout just outside the building wall with the riser brought to the ground surface.

b. Cleanouts shall be provided on each service lateral at intervals no greater than 50 feet apart from each other and at changes in alignment of 45 degrees or greater. Cleanouts shall be constructed by using a Y-fitting in the run of pipe with a 45 degree bend and riser to the ground surface. The riser pipe must be provided with a standard four inch screw type ferrule.

SECTION TWELVE - Special Conditions

Whenever, in the opinion of the Borough Engineer or the Borough's Authorized Agent, the trenching conditions require either a specific type of pipe, jointing material or encasement in concrete, such materials as the Engineer or authorized agency may direct shall be installed to protect the property owner and/or the Borough for special conditions as follows:

a. Where the trench is more than 12 feet deep, extra heavy cast iron soil pipe must be used.

b. Where the trench is less than four feet deep in a traveled roadway, extra heavy ductile iron pipe must be used with special bedding, consisting of crushed stone or concrete cradle, as directed by the Engineer or the Borough's authorized agent.

c. Where service laterals are laid in new fill, ductile iron soil pipe shall be used.

d. Where foundation conditions are poor due to groundwater or subsurface materials, a bedding of crushed stone at least six (6) inches in depth shall be used.

e. Where rock is encountered, it shall be excavated to a depth of not less than four (4) inches below the bottom of the pipe and the trench refilled to the grade line with clean earth, sand, or crushed stone.

f. Service laterals for buildings housing restaurants, bars, or other food preparation and/or service establishments, and service laterals for automobile service stations or garages, shall have a grease trap installed between the building and the street line. Each grease trap shall have an access manhole available for inspection by the Borough's designated representative during normal business hours.

SECTION THIRTEEN - Slope of Service Lateral

The slope of the service lateral when the inside diameter is four (4) inches or more shall be no less than one-fourth (1/4) inch per foot of length, unless otherwise approved by the Borough's authorized agent, and shall be downward in the direction of flow; provided, however, that when PVC or ABS sewer pipe shall be used, the slope may be reduced but shall be not less than one-eighth (1/8) inch per foot of length.

SECTION FOURTEEN - Inspection Prior to Covering

No service lateral shall be covered until it has been inspected and approved by the Borough Engineer or the Borough's authorized agent. If any part of a service lateral is covered before so being inspected and approved, it shall be uncovered for inspection at the cost and expense of the owner of the building. When found necessary

by the Borough's authorized agent or Engineer, the service lateral shall be pressure tested.

SECTION FIFTEEN - Certificate of Approval; Responsibility for Maintenance.

Upon inspection and approval of a service lateral, a certificate of approval will be issued to the owner of the building connected to the service lateral.

The maintenance, operation, repair and eventual replacement of the service lateral from the building to the main shall be the responsibility of the owner of the building connected to the service lateral.

SECTION SIXTEEN - Testing Procedure; Retesting

The Borough's authorized agent or Engineer shall observe all required testing of a service lateral. All equipment and material required for testing shall be furnished by the owner of the building connected to the service lateral, or his contractor.

In the event a service lateral is not approved by the Borough, a further test or tests shall be made following completion of necessary corrections. A fee of fifty (\$50.00) dollars will be charged by the Borough for observation of each test or retest subsequent to the initial test.

SECTION SEVENTEEN - Guarding of Excavations; Street Openings

Every excavation for a service lateral shall be guarded to protect all persons from damage and/or injury. Streets, sidewalks, and other public property disturbed in the course of installation of a service lateral shall be restored to the satisfaction of the Borough Engineer; at the cost and expense of the owner of the building being connected, in a manner satisfactory to the Borough.

Every street opening shall comply with the requirements of the Road Opening Permit Ordinance.

SECTION EIGHTEEN - Effect of Chapter

All connections with sewers, whether over public or private property shall in all respects be governed by the provisions of this ordinance.

SECTION NINETEEN - Prohibited Discharges

The following discharges shall **NOT** be permitted to be discharged into the sewerage system of the Borough.

a. Roof drainage, cellar drainage, surface water, swimming pool, drainage or backwash water, waste from hydrants or groundwater from underground drainage fields, or any other source of inflow.

b. Any waste or other discharge into the sewer which is prohibited by the rules and regulations adopted by the Southern Monmouth Regional Sewerage Authority its hereby prohibited.

c. Any wastewater containing toxins or other pollutants in an amount of concentration that endangers public safety and physical integrity of concentration that endangers public safety and physical integrity of the treatment works, or that will cause a violation of a permit, or preclude the selection of the most cost effective alternative for wastewater treatment and sludge disposal.

d. Wastes which create a fire or explosion hazard in the treatment works.

e. Wastes which cause corrosive structural damage to the treatment works including any wastes with a pH of less than five.

f. Solid or viscous wastes in amounts which would cause obstruction to the flow in sewers, or other interference with the proper operation of the works.

g. Any pollutant, including oxygen demanding pollutants (BOD, etc.) released in a discharge of such volume as to attack and degrade the concrete manholes and

to cause interference in the treatment works of the Southern Monmouth Regional Sewerage Authority.

SECTION TWENTY - Charges Reviewed Annually

The user charges set by this chapter shall be reviewed annually and may be revised periodically by resolution of the Mayor and Council to reflect actual costs of the maintenance and operation of the collection system.

SECTION TWENTY-ONE - Federal Regulations to Prevail

The terms and conditions of any agreement, or contract, between the Borough and a sewer user, in regard to reservation of capacity or charges to be collected, that are inconsistent with federal regulations, shall be disregarded.

SECTION TWENTY-TWO - Costs Distributed

The costs of operation and maintenance for flows not directly attributable to users (i.e. infiltration and/or inflow), if any, shall be distributed among the various users and shall be included in the charges set by this chapter.

Each user which discharges pollutants into the sewerage system that cause an increase in the cost of

managing the effluent or sludge from the collection system shall pay for such increased cost.

SECTION TWENTY-THREE - Violations and Penalties

Any person violating any provision of this chapter shall be subject to a fine not to exceed five hundred (\$500.00) dollars or imprisonment in the county jail not to exceed ninety (90) days, or both, at the discretion of the municipal judge. Every day of violation shall be considered a separate offense.

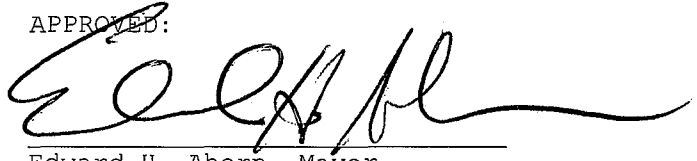
SECTION TWENTY-FOUR - All ordinances or parts of ordinances in conflict with or inconsistent with this ordinance are hereby expressly repealed.

SECTION TWENTY-FIVE - If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and in full force and effect.

SECTION TWENTY-SIX - This ordinance shall take effect immediately upon its final passage and publication in accordance with law.

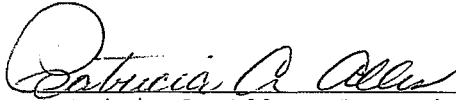
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APPROVED:



Edward H. Ahern, Mayor

ATTEST:



Patricia A. Allen, Borough Clerk

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