

TOWNSHIP OF OHIO  
ALLEGHENY COUNTY, PENNSYLVANIA

ORDINANCE NO. 182

AN ORDINANCE OF THE TOWNSHIP OF OHIO, ALLEGHENY COUNTY, PENNSYLVANIA, REQUIRING PERSONS OWNING REAL PROPERTY ADJACENT TO THE OHIO TOWNSHIP SANITARY AUTHORITY SEWAGE COLLECTION SYSTEM TO MAKE CONNECTION THEREWITH; PROVIDING AND/OR ADOPTING PROCEDURES TO EFFECTUATE CONNECTION WITH THE SEWAGE COLLECTION SYSTEM; AND, PROVIDING FOR THE ESTABLISHMENT OF PENALTIES FOR FAILING TO COMPLY AND/OR OTHERWISE PROCEEDING IN VIOLATION OF THIS ORDINANCE.

WHEREAS, Ohio Township (hereinafter referred to as "Township") is a municipal corporation organized and existing pursuant to the Second Class Township Code, 1933, May 1, P.L. 103, Article 1, Section 101; 1947, July 10, P.L. 1481, Section 1; 53 P.S. 65101 et seq. as amended (hereinafter referred to as the "Code"); and,

WHEREAS, pursuant to the Code, the Township is authorized and empowered to provide for the collection and treatment of solid waste for public and/or private uses within the Township; and,

WHEREAS, the Township did create and/or organize a sanitary authority under the Municipality Authorities Act of May 2, 1945 P.L. 382; 53 P.S. 301 et seq. (hereinafter referred to as the "Act") for purposes of establishing and operating a sewage collection and treatment system all located within Ohio Township (hereinafter referred to as the "Sewage Collection System"); and,

WHEREAS, the Code, the Act and various other statutes authorize the Township to provide for the mandatory utilization of the Sewage Collection System by the citizens of the Township.

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Supervisors of the Township of Ohio and it is hereby ordained and enacted as follows:

SECTION 1. DEFINITIONS.

The following terms shall have the meanings as set forth herein:

Authority - shall be the Ohio Township Sanitary Authority, a Pennsylvania municipal authority, the Authority's heirs, successors and assigns.

Building Sewer - the extension from the building drain to the public sewer or other place of disposal.

Improved Property - any property located within Ohio 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 in Ohio Township used wholly or in part for the manufacturing, processing, cleaning, laundering or assembly of any product, commodity or article, or any other improved property located in this Township from which waste, in addition to or other than sanitary sewage, are discharged.

Industrial Waste - any and all waste discharged from an industrial establishment other than sanitary sewage.

Lateral Sanitary Sewer - a sewer which does not receive sewage from any other common sewer.

Owner - any person vested with ownership, legal or equitable, sole or partial of any improved property.

Person - any individual, partnership, company, association, society, corporation or other group or entity.

Sewage - a combination of the water carried wastes from residences, business buildings, institutions and industrial establishments.

Sewage Collection System - all facilities, as of any particular time, for collecting, transporting, pumping, treating and disposing of sanitary sewage and/or industrial wastes, owned, maintained and operated by or on behalf of the Authority, its heirs, successors and assigns.

Sewer - any pipe or conduit for carrying sewage.

Township - shall be the Township of Ohio, Allegheny County, Pennsylvania, acting by and through its Board of Supervisors or, in appropriate cases, by and through its authorized agents and/or representatives.

## SECTION 2. USE OF SEWAGE COLLECTION SYSTEM REQUIRED.

A. CONNECTIONS. The owner of any improved property located in Ohio Township accessible to and whose principal building is within one hundred and fifty feet (150) from the Sewage

Collection System shall connect such improved property to the Sewage Collection System in such manner, and pursuant to such regulations, as this Township, and/or the Authority, and/or the Authority's successors in interest may require, within sixty (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 to such limitations and restrictions as shall be established herein or otherwise shall be established by this Township or the Authority, from time to time.

B. CONDUCTION OF WASTES. 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), shall be conducted into a sewer, subject to such limitations and restrictions as shall be established herein or otherwise shall be established by this Township or the Authority, from time to time.

C. DEPOSIT/DISCHARGE OF WASTES. No person shall place or deposit or permit to be placed or deposited upon public or private property within this Township any sanitary sewage or industrial wastes in violation of Paragraph (A).

No person shall discharge or permit to be discharged to any natural outlet within this Township any sanitary sewage or industrial wastes in violation of Paragraph (A) except where suitable treatment has been provided which is satisfactory to this Township and the Authority.

D. PROHIBITED RECEPTACLES. No privy vault, cesspool, sinkhole, septic tank or similar receptacle shall be used and maintained at any time upon any improved property which has been connected to a sewer or which shall be required under Paragraph (A) to be connected to a sewer.

Every such privy vault, cesspool, sinkhole, septic tank or similar receptacle in existence shall be abandoned and, at the discretion of this Township, shall be cleansed and filled under the direction and supervision of this Township; and any such privy vault, cesspool, sinkhole, septic tank or similar receptacle not so abandoned and, if required by this Township, 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.

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

E. NOTICE TO CONNECT. Written notice shall be provided by Ohio Township and/or the Township's agents, to the owner of any improved property to make a connection to a sewer as referred to in paragraph A of this provision. The document submitted as notice shall specify that the connection shall be made within sixty (60) days from the date such notice is given. Such notice may be given at any time after a sewer is in place which can receive and convey

sanitary sewage and industrial waste for treatment and disposal

from the particular improved property. Such notice shall be served upon the owner either by personal service or by registered mail.

F. REMEDIES TO OHIO TOWNSHIP. In the event that any owner of improved property within Ohio Township shall neglect or refuse to connect with said sewage collection system, for a period of sixty (60) days after notice to do so has been served upon him or her by the Supervisors of Ohio Township, and/or their agents, the Supervisors, or their agents, may enter upon such property and construct such connection. In such case, the Supervisors, and/or their agents, shall forthwith, upon completion of the work, send an itemized bill of the cost(s) of the construction of such connection to the owner of the improved property to which connection has been made, which bill shall be payable forthwith, or the Supervisors, or their agents, may authorize the payment of the cost of construction of the connection(s) in equal monthly installments, to bear interest at a rate not exceeding seven percent (7%) per annum.

G. COST OF CONNECTION; WHERE PAYABLE. The cost of construction of connections as outlined in this Section, shall be payable at the office designated by the Township Supervisors and/or the Supervisors' agents.

In case of default in the payment of any installment and interest for a period of sixty (60) days after same shall have become due, the entire cost of construction of connection and accrued interest shall become due; and, the Township Solicitor, or that person designated by the Township Supervisors and/or their agents, shall proceed to collect the same under the general laws

relating to the collection of municipal claims.

In case of neglect or refusal by the owner of such improved property to pay said bill, or in case of installment payment, it shall be the duty of the Township Supervisors, and/or their agents to file municipal liens for said construction within six (6) months of the date of completion of the construction of such connection, the same to be subject in all respects to the general law providing for the filing and recovery of municipal liens.

**SECTION 3. BUILDING SEWERS AND CONNECTIONS.**

Except as otherwise provided in this Section each improved property shall be connected separately and independently with a sewer through a building sewer. A 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 for other good cause shown, and then only after special permission of this Township and the Authority, in writing, shall have been secured.

A. COSTS. All costs and expenses of construction and connection of a building sewer to 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 Authority from all loss or damage that may be occasioned directly or indirectly as a result of construction of a building sewer or of connection of a building sewer to a sewer.

B. POINT OF CONNECTION. A building sewer shall be connected to a sewer at the place designated by the Authority and where the lateral is provided. The invert of a building sewer at the point of connection shall be at the same or at a higher elevation than the invert of the sewer. A smooth, neat joint shall be made in the connection of a building sewer to the lateral and shall be made secure and water tight.

4. RULES AND REGULATIONS GOVERNING BUILDING SEWERS AND CONNECTIONS TO SEWERS.

The rules and regulations promulgated by the Authority, with respect to excavation, construction, inspection, the placement of lateral(s), the connection of any lateral(s) to any sewer, and maintenance of any sewer, shall be controlling. The Township and/or the Authority reserves the right to amend its existing rules and regulations, and/or to adopt from time to time, additional rules and regulations, as it shall deem necessary and proper, relating to connection to a sewer, which additional rules and regulations, to the extent appropriate, shall be construed as part of this Section.

A. FAILURE TO REMEDY. If any person shall fail or refuse, upon receipt of notice of this Township or the Authority, in writing, to remedy any unsatisfactory condition with respect to a building sewer, within sixty (60) days of receipt of such notice, this Township or the Authority may refuse to permit such person to

discharge any sanitary sewage and industrial waste into the sewage system until such unsatisfactory conditions have been remedied to the satisfaction of this Township and the Authority.

SECTION 5. PENALTIES.

Any person, firm or corporation who shall violate any provisions of this Ordinance shall upon conviction thereof be sentenced to pay a fine of not more than \$300 dollars and/or imprisonment for a term not to exceed ninety (90) days. Every day that a violation of this Ordinance continues shall constitute a separate offense.

SECTION 6. FEES.

Connection, engineering, and inspection fees shall be established by the Authority and may be modified from time to time by the Authority.

SECTION 7. SEVERABILITY.

In the event that any Court or administrative body shall determine that a portion or portions of this Ordinance are unenforceable or void, the remaining portions of this Ordinance shall continue in force and shall be interpreted as though the unenforceable or void provisions were not included herein.

SECTION 8. REPEAL.

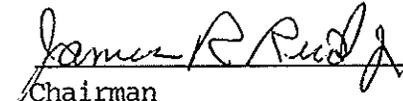
Any ordinances and/or resolutions or parts of ordinances and/or resolutions which are in conflict herewith are hereby repealed.

ORDAINED AND ENACTED this 8th day of March,  
1993.

ATTEST:

THE TOWNSHIP OF OHIO

  
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Chairman  
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