

ORDINANCE NO. 218

ORDINANCE OF THE TOWNSHIP OF OHIO REQUIRING THAT ALL RESIDENTS TAPPED INTO THE OHIO TOWNSHIP SANITARY AUTHORITY SANITARY SEWER SYSTEM BE REQUIRED TO UNDERGO SMOKE AND DYE TESTING.

WHEREAS, the Ohio Township Sanitary Authority is the owner of the sewer system situate within the Township of Ohio; and

WHEREAS, the sewer system connects into the Lowries Run Interceptor Sewer System; and

WHEREAS, certain conditions throughout the years have caused a hydraulic overload of the Lowries Run Interceptor Sewer Line as defined by 25 Pa. Code 94.1; and

WHEREAS, at a joint meeting of communities and sewer authorities involved in said Interceptor System, it was determined that the United States Environmental Protection Agency was reviewing said hydraulic overloads and that corrective action would be required; and

WHEREAS, the Township of Ohio has agreed to adopt any resolutions, ordinances or agreements that may become necessary for the purpose of implementing the terms of any said Corrective Action Plan relating to hydraulic overloads; and

WHEREAS, to correct hydraulic overloads it is necessary to test for the purposes of locating storm water infiltration; and

WHEREAS, property owners or property users within the Township of Ohio are prohibited from discharging, or permitting the discharge, of any storm water, surface water, roof runoff, subsurface drainage, cooling water or unpolluted industrial process water into the sanitary sewer system; and

WHEREAS, because of the infiltration of water into the sewer lines of the Lowries Run Interceptor Sewer, the Township of Ohio desires to supplement its ordinances by requiring the testing of properties connected to the Ohio Township Sanitary Sewer System prior to the time of sale of such properties.

NOW THEREFORE, be it ordained and enacted by the Township of Ohio, and it is hereby ordained and enacted by the Authority of the same as follows;

1. No property owner or property user in the Ohio Township Sanitary Authority Sanitary Sewer System shall discharge, or permit the discharge, of any storm water, surface water, roof runoff, subsurface drainage, cooling water or unpolluted industrial process waters into said sanitary sewer system.

2. The Ohio Township Sanitary Authority is hereby authorized to conduct periodic smoke and/or dye tests, and any other appropriate test or inspection, without cost to the residents of Ohio Township, of all existing sewer systems and structures in Ohio Township for compliance with this ordinance and other laws pertaining to sewer systems and structures.

3. Every owner, lessee or occupier of land within the territory serviced by the Authority shall submit to smoke and/or dye testing by the Ohio Township Sanitary Authority, which Authority has been irrevocably designated, authorized, constituted and appointed by the Township of Ohio as its sole and exclusive agent for such testing purposes, other than as provided by Ordinance No. 217. The owner, lessee or occupier of the land shall permit said testing upon request of the Ohio Township

Sanitary Authority to conduct such testing. Testing will not be required when the owner, lessee or occupier of the land produces a valid Document of Certification issued by the Township Building Inspector in accordance with Ordinance No. 217, which Document of Certification shall be sufficient proof of compliance for purposes of this Ordinance No. 218 for a period of one (1) year from the date of issuance.

4. When illegal storm water or surface water connections have been discovered, all necessary remedial work to correct such connection shall be completed by the owner, lessee or occupier of the premises, weather permitting, within two (2) months of the date they receive notification of the illegal connection.

In the event the necessary remedial work would create severe economic hardship for the owner, lessee or occupier of the premises, application may be made to the Authority for an extension of up to an additional six (6) months to complete said remedial work.

In the event the owner, lessee, or occupier of the premises who has established severe economic hardship is unable to effect the necessary remedial work within the time permitted, including any extension thereof, the Authority may undertake to have the necessary remedial work completed at the expense of the owner, lessee or occupier of the premises, and to make any necessary arrangements for the payment of said work by the owner, lessee or occupier of the premises on an installment basis, which arrangements shall be mutually satisfactory to the owner, lessee or occupier. Under such circumstances, in the event satisfactory

arrangements are not agreed upon by the Authority and the owner, lessee or occupier, the Authority may file a lien against such property, which lien shall remain in effect until payment in full or sale of the property occurs.

5. Any person violating any of the provisions of this ordinance, and any person refusing to permit the smoke and/or dye testing as required herein, shall, upon conviction thereof before any District Justice or other issuing Authority, be sentenced to pay a fine of not more than one thousand dollars (\$1,000.00) for each and every offense, and costs, and in default of payment of said fine and costs, to be imprisoned in the Allegheny County Jail for a period not exceeding ninety (90) days. Whenever such person shall have been notified in writing by certified mail, return receipt requested, by the Authority, that such person is violating this ordinance, each full day that he shall continue such violation after receipt of such notification shall constitute a separate offense punishable by a like fine hereunder upon conviction thereof.

6. All ordinances and resolutions, or parts thereof, which are inconsistent herewith, hereby are repealed to the extent of such inconsistency.

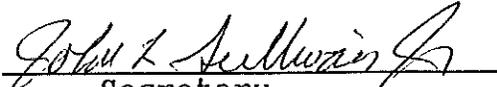
7. The invalidity of any part of this ordinance shall not affect the validity of any other part of this ordinance.

8. This ordinance shall become effective immediately upon its adoption.

ORDAINED AND ENACTED INTO LAW, this 10th day of  
March, 1997.

ATTEST:

TOWNSHIP OF OHIO

  
Secretary

  
Chairman  
Board of Supervisors