

COLUMBIA COUNTY, PENNSYLVANIA
BORO OF MILLVILLE

ORDINANCE NUMBER 20021119.155

An Ordinance regulating sewer line construction in the Boro of Millville

ARTICLE I Purpose and Scope

1. Purpose.

The purpose of the present ordinance is to establish and set forth the terms, conditions and requirements applicable to the use, operation, maintenance and administration of the Boro of Millville Sewerage System, including both existing and future wastewater treatment plant, interceptor and force main sewer lines, pumping stations, and any and all sewage collection, transmission, treatment and disposal facilities related, connected or appurtenant thereto. Furthermore, it is hereby declared that the enactment of this ordinance is necessary for the protection, benefit and preservation of the health, safety and welfare of the inhabitants of this Boro.

2. Scope.

The scope of the present ordinance shall encompass, and shall be limited to, the use, operation, maintenance and administration of the Millville Boro Sewerage System within the corporate limits of the Boro of Millville, Pennsylvania.

ARTICLE II Definitions

1. Definitions.

Unless the context specifically and clearly indicates otherwise, the meaning of terms and phrases used in this ordinance shall be as follows:

A. Ammonia Nitrogen as "N" shall mean ammonia nitrogen as determined pursuant to the procedure set forth in the latest edition of "Standard Methods for the Examination of Water and Wastewater," published by American Public Health Association, Inc.

B. Authority shall mean the Millville Boro Authority, a duly incorporated municipal authority, organized and existing under the Pennsylvania Municipality Authorities Act of 1945, approved May 2, 1945, P. L. 382, as amended, of Millville, PA 17846.

C. Biochemical Oxygen Demand (B. O. D.) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five days at twenty degrees Centigrade.

D. Boro shall mean the Boro of Millville, a duly incorporated political subdivision of the Commonwealth of Pennsylvania; acting by and through its duly elected or appointed and incumbent Boro Council, or, in appropriate cases and situations, by and through its authorized representatives.

E. Building Sewer or House Connection shall mean the sewer extension from the sewage drainage system of any structure to the sewage pump or point of gravity connection with the Lateral serving such structure.

F. Commercial Use shall mean a Person whose property is connected to the System, which property is utilized for commerce or for profit purposes.

G. Commonwealth shall mean the Commonwealth of Pennsylvania.

H. Customer shall mean the Owner of Improved Property served by or connected to the System as such property is classified.

I. Drainage Outlet shall mean every separate wash basin, water closet, shower stall, tub, sink or drain, excepting there from cellar and garage door drains.

J. Equivalent Dwelling Unit (EDU) shall mean a user of the System which contributes revenue and/or flow equal to that generated by a Residential User at the base rate as shown in the User Charge System.

K. Garbage shall mean solid wastes from the preparation, cooking, and dispensing of food, and from the handling, storage and sale of produce.

L. Improved Property shall mean any property 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, including, but not limited to:

- (1) A building structure, mobile home or travel trailer intended for human occupancy, employment, recreation, or other similar purposes.
- (2) A combination of buildings in one common enclosure, occupied by one or more dwellings or businesses.
- (3) One side of a double house having a solid vertical partition wall, occupied by one family or business.
- (4) One side of a part of a house occupied by one family or business, even though plumbing fixtures are used in common.
- (5) A mobile home park containing two or more mobile homes.

M. Industrial Establishment shall mean any Improved Property 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 from which wastes, in addition to or other than Sanitary Sewage, shall or may be discharged.

N. Industrial User shall mean a Person whose property is connected to the System which property is utilized as and for an Industrial Establishment.

O. Industrial Wastes shall mean any and all wastes discharged from an Industrial Establishment, other than Sanitary Sewage, and shall include any solid, liquid or gaseous substance or form of energy ejected or escaping in the course of any industrial, manufacturing, trade or business process or in the course of the development, recovery or processing of natural resources, the contents of which, at any time, exceeds or otherwise fails to comply with the standards set forth in Section 19 herein below.

P. Lateral or Service Lateral shall mean that part of the System extending from a Sewer normally located in the street right-of-way to the grinder pump or Building Sewer serving an Improved Property. If there shall be no improvement on that property then "Lateral" shall mean that part of the System 1) extending from said Sewer to the curb box provided for future extension to a sewer sump pump, or 2) extending from said Sewer to a point of future connection to the Building Sewer, if and when said property is improved.

Q. Owner shall mean any Person vested with ownership, legal or equitable, sole or partial, of any Improved Property.

R. Person shall mean any individual, partnership, company, association, society, trust, corporation or other group or entity, all of which shall refer to both the plural and the singular.

S. pH shall mean the logarithm of the reciprocal of the concentration of hydrogen ions, expressed in grams per liter of solution, indicating the degree of acidity or alkalinity of a substance.

T. Plant shall mean both the existing and the future 4 MGD tertiary wastewater treatment plant owned by the Boro Authority, and leased by the Authority, for purposes of operation, maintenance and administration, unto the Boro of Millville.

U. Residential User shall mean a Person as either an owner or tenant, whose property is connected to the System, which property is utilized or occupied solely as and for a dwelling or home, as opposed to commercial or industrial purposes.

V. Sanitary Sewage shall mean normal water-carried household and toilet wastes from any Improved Property, and shall include any substance that contains any of the waste products or excrement or other discharge from the bodies of human beings or animals, any noxious or deleterious substances being harmful or inimical to the public health or animal or aquatic life or to the use of water for domestic water supply or for recreation including laundry waste water, or which constitutes pollution under the Act known as the "Clean Streams Law", P. L. No. 394, as amended and supplemented.

W. Sanitary Sewer shall mean a Sewer which carries Sewage and to which storm, surface and ground waters are not intentionally admitted.

X. Sewage shall mean a combination of the water-carried wastes from residences, business and commercial buildings, institutions, and industrial establishments, together with such ground, surface and storm waters as may be present.

Y. Sewage Unit shall mean a separate Residential User (in the singular), Commercial User (in the singular) or Industrial User (in the singular) within a group of apartments, residences, businesses, commercial enterprises, two or more mobile homes, under the ownership of a Customer, or dwelling or business in a group of apartments, businesses or two or more mobile homes under the ownership of a Customer.

Z. Sewer shall mean any pipe or conduit constituting a part of the System used or usable for Sewage collection purposes.

AA. Sewer Rental shall mean the quarterly or annual, or otherwise, charge for use of the System.

BB. Street shall mean and shall include any streets, road, lane, court, cul-de-sac, alley, public way or public square, including such streets as are dedicated to public use, and such streets as are owned by private property owners in association for their mutual and common benefit.

CC. Storm Sewer or Storm drain shall mean a Sewer which carries storm and surface waters and drainage, but excludes Sanitary Sewage and Industrial Wastes.

DD. Suspended Solids shall mean the total non-filterable residue retained on a glass fiber filter and dried at a temperature of 103-105 degrees Centigrade to a constant weight.

EE. System shall mean the Plant, interceptor and force main sewer lines, pumping

stations, and any and all sewage collection, transmission, treatment and disposal facilities related, connected or appurtenant thereto, and including all future additions and improvements thereto, owned by the Millville Boro Authority and leased by the Authority, for purposes of operation, maintenance and administration, unto the Boro of Millville.

FF. Tapping Fee means that charge imposed for the privilege of connecting, whether directly or indirectly, with the System.

GG. Total Phosphorous as P shall mean total phosphorous as determined pursuant to the procedure set forth in the latest edition of "Standard Methods for the Examination of Water and Wastewater," published by the American Public Health Association, Inc.

ARTICLE III Use of Public Sewer Required

1. Connection required.

The owner of any Improved Property within the Boro of Millville accessible to, and the principal building upon which is within one Hundred Fifty (150) feet from a Sewer, shall connect such Improved Property with and shall use such System, in such manner as this Boro may require, within sixty (60) days after notice to such Owner from this Boro 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 Boro, from time to time; provided, however, that no new connections to the System will be permitted unless there is sufficient capacity (not legally committed to other users) to adequately convey and treat the wastes which would be contributed by the new connection.

2. Toilet facilities.

Every owner of every Improved Property within this Boro shall, at said Owner's expense, furnish and install, or cause to be furnished and installed, suitable toilet facilities in and upon every such Improved Property, which toilet facilities shall be connected directly to the proper Sewer in accordance with the provisions of this Ordinance.

3. Sanitary sewage and wastes to be conducted into sewer.

All Sanitary Sewage and Industrial Wastes from any Improved Property, after connection of such improved property with a Sewer as required in Section 4, 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 Boro, from time to time.

4. Discharge restricted.

No person shall place, shall deposit, or shall permit to be placed or to be deposited upon public or private property within this Boro any Sanitary Sewage or Industrial Wastes in violation of Section 4 and 5; further no Person shall discharge or shall permit to be discharged to any natural watercourse within this Boro any Sanitary Sewage or Industrial Wastes in violation of Section 4, except where suitable treatment has been provided which is satisfactory to this Boro.

5. Individual sewage disposal systems.

No privy vault, cesspool, sinkhole, 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 Section 4 to be connected to a Sewer. Every such privy vault, cesspool, sinkhole, septic tank or similar receptacle in existence shall be abandoned and shall be cleansed and shall be filled or removed, at the expense of the Owner of such Improved Property, under the direction and supervision of this Boro; and any such privy vault, cesspool, sinkhole, septic tank or similar receptacle not so abandoned, cleansed and filled or removed, shall constitute a nuisance, and such nuisance may be abated, as provided by law, at the expense of the Owner of such Improved Property.

6. Connection of individual sewage disposal system to sewer prohibited.

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

7. Notice to connect.

The notice of this Boro to make a connection to a Sewer, referred to in Section 4, 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 written or printed document requiring the connection in accordance with the provisions of this Ordinance and specifying that such connection shall be made within sixty days after the date of such notice is given or served. Such notices 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 either by personal service or by registered or certified mail, return receipt requested.

ARTICLE IV Building Sewers and Connections

1. Permit required to alter sewer.

No Person shall uncover, connect with, make any opening into or use, alter or disturb, in any manner, any Sewer or any part of the System without first obtaining a permit, in writing, from this Boro.

2. Permit application.

Application for a permit required under Section 11 shall be made by the Owner of the Improved Property served or to be served or by the duly authorized (i.e., in writing, signed by said Owner) agent of such Owner.

3. Conditions to be fulfilled prior to connection.

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 all of the following conditions:

A. Such Person shall have notified the Boro Secretary of the desire and intention to connect such Improved Property to a Sewer; and

B. Such Person shall have applied for and shall have obtained a permit, as required by Section 11; and

C. Such Person shall have given this Boro at least 24 hours' notice of the time when such connection will be made so that this Boro may supervise and inspect, or may cause to be supervised and inspected, the work of connection and necessary testing; and

D. If applicable, such Person shall have furnished satisfactory evidence to the Boro

Secretary that the Tapping Fee or water meter installation charge, which may be charged and imposed by the Boro against the Owner of each Improved Property who connects such Improved Property to a Sewer, has been paid.

4. Individual connection required.

Except as otherwise provided in Article VII, 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 in situations wherein one (1) building stands at the rear of another building on an interior lot and no private sewer is available, but then only after special permission of this Boro, in writing, shall have been secured and only subject to such rules, regulations and conditions as may be prescribed by this Boro.

5. Connection costs; indemnification of Boro.

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 shall save harmless this Boro 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.

6. Connection location.

A. A Building Sewer shall be connected to a Sewer at the place designated by this Boro and where, if applicable, the Lateral is provided.

B. 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.

7. Connection by Boro; costs.

If the Owner of any Improved Property located within this Boro, after 60 days notice from this Boro, in accordance with Section 4, shall fail to connect such Improved Property to the System, as required, this Boro 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.

ARTICLE V Prohibited Wastes

1. Certain water discharge and drainage prohibited.

No person shall discharge, or cause to be discharged, any storm water, surface water, ground or spring water, roof runoff, subsurface drainage, cooling water, unpolluted industrial or commercial process water, building foundation drainage, cellar drainage or drainage from roof leader connections into the System.

2. Specific discharge prohibited.

Except as hereinafter provided, no Person shall discharge, or cause to be discharged, into any Sewer any matter, substance, wastes or waters:

A. Having a temperature higher than 190 degrees Fahrenheit or less than 32 degrees Fahrenheit;

B. Containing more than 100 P. P. M. (Part Per Million) by weight of fats, oils or greases;

C. Containing any gasoline, benzene, naphtha, fuel, oil, paint products, acid or other

inflammable or explosive liquids, solids or gases;

D. Which by reason of their nature or quality may cause fire or explosion, or be in any other way injurious to persons, to the Plant, or to the System;

E. Which either singly, or by combination or interaction with other matters, substances, wastes or water, is capable of creating a public nuisance, or hazard to persons, or preventing entry into Sewers or any other part of the System, for maintenance and repair;

F. Containing any ashes, cinders, sand, mud, straw, strings, shavings, metal, glass, rags, feathers, tar, cotton, dental floss, wool or other fibers, plastics, wood, paunch manure, or any other solid or viscous substances capable of causing obstructions or other interferences with the proper functioning of the System;

G. Having a pH lower than 5.5, or higher than 9.5, or having any corrosive property capable of causing damage or hazards to structures or equipment of the System or any Sewer, or to any person engaged in operation or maintenance of the System; whenever and wherever deemed appropriate by the Boro, the Boro may require any Person discharging Industrial Wastes into the System to install and maintain, at such Person's own expense, in a manner approved by the Boro to continuously measure and record the pH of the wastes so discharged;

H. Containing toxic or poisonous substances in sufficient quantity to injure or to interfere with any sewage treatment process, to constitute hazards to persons or animals, or to create any hazards in water which shall receive treated effluent from the System;

I. Containing dye from any source that will result in a Plant effluent exceeding limits in compliance with applicable State or Federal regulations;

J. Containing radioactive substances and/or isotopes of such half-life or concentration that will result in a Plant effluent exceeding limits in compliance with applicable State and Federal regulations;

K. From a landfill as leachate not treated as proscribed in a separate contract with the Boro;

L. Not meeting any Commonwealth rules or regulations that would prohibit acceptance by the Boro as legal inflow.

M. From a restaurant unless the discharge has passed through a correctly designed and operated grease trap

ARTICLE VI Rules and Regulations Governing Building Sewer and Connections to Sewers

1. Existing house sewer line to be transferred upon connection to sewer.

Where an Improved Property, at the time connection to a Sewer is required, shall be served by its own sewage disposal system or sewage 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.

2. Inspection.

No Building Sewer shall be covered until it has been inspected and approved by this Boro. 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.

3. Maintenance.

Every Building Sewer of any Improved Property shall be maintained in a sanitary and safe operating condition by the Owner of such Improved Property.

4. Excavations.

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 to a Sewer, in a manner satisfactory to this Boro.

5. Unsatisfactory conditions to be remedied.

If any Person or Owner shall fail or shall refuse, upon receipt of a notice of this Boro, in writing, to remedy any unsatisfactory condition with respect to a Building Sewer, within sixty (60) days of receipt of such notice, this Boro may refuse to permit such person to discharge Sanitary Sewage and Industrial Wastes into the System until such unsatisfactory condition shall have been remedied to the satisfaction of this Boro; additionally, the Boro shall have the right to enter upon any such Improved Property and remedy, repair or remove any such unsatisfactory condition, and thereafter collect from such Person or Owner the costs and expenses thereof in the manner permitted by law.

6. Adoption of additional rules and regulations.

This Boro 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 System, which additional rules and regulations, to the extent appropriate, shall be construed as part of this Ordinance.

ARTICLE VII System Connection Requires

1. Connections for individual houses.

A separate House Connection shall be required for each individual residence or house, whether constructed as a detached unit or as one of a pair or row. House Connections may be of two (2) types: (1) Gravity; and (2) Sewage Sump Pump. The gravity type shall use the force of gravity to drain the structure to the Service Lateral. The Sewage sump pump type shall be used when the gravity type is not feasible. It shall consist of a watertight sump to which the Sanitary Sewage shall drain by gravity. Installed in the sump shall be a submersible Sewage pump which shall pump through a pressure line to the Service Lateral. Both types of connection shall be as hereinafter defined and specified.

2. Connections for double houses.

A single House Connection will only be permitted to serve a double house in which the internal plumbing waste system is common to both houses, or is not readily separable; provided, however, that such a single House Connection shall be permitted only relative to double houses in existence as of the date of enactment of the present Ordinance which are owned by a common (i.e., one and the same) Owner. Otherwise, and hereafter, single House Connections shall not be permitted for double houses and it

shall be necessary for each Customer to make separate permit applications, pay Separate Tapping Fees, and pay the prescribed User Charges for each side of all double houses, each of which sides shall constitute a separate Sewage Unit. In the event the Boro determines that a single House Connection is permissible hereunder, it shall be necessary for both Customers to sign an agreement relieving the Boro of any responsibility for liability caused by, or resulting from, the installation of a single House Connection; such agreement shall provide that any disagreement between the two (2) Customers concerning future maintenance of the common Sewer connection shall be sufficient cause for the Boro to install an additional connection to the Sewer, in order to provide individual sewer service to both houses. The installation of such separate Service Lateral and House Connection shall be made at the joint expense of the Customers signing said agreement. All double houses constructed after the date of enactment of this Ordinance shall have separate Building Sewers for each side, regardless of common ownership; additionally, separate Building Sewers for each side of a double houseshall also be required, relative to double houses having a single House Connection, permitted as aforesaid, when the common ownership of both sides ends or otherwise no longer exists, by subdivision or otherwise.

3. Tapping fees.

At the time of application for issuance of a permit, as required by the present Ordinance, and prior to connecting to the System, each customer or Owner shall pay a Tapping Fee or Fees to the Boro for each such connection, in accordance with the Boro's User Charge System.

4. Connections for multifamily dwellings.

The following requirements (in addition to all other provisions of the present Ordinance, whenever and wherever pertinent) shall apply to multi-family Improved Properties, including, but not limited to, apartment buildings, condominiums, townhouses, and garden apartments: (1) One (1) Tapping Fee shall be due and payable by the Owner for each apartment or living unit, each of which shall be considered to be a Sewage Unit hereunder; and (2) The Boro's and/or Authority's personnel is hereby authorized and directed to determine, on a case-by-case basis, the size and location of Building Sewers; the number of apartments or living units per Building Sewer to be connected to the Lateral; and the manner and types of connections to be utilized; and all other matters, relative to the connection of multi-family Improved Properties to the System, not otherwise specified in the present Ordinance.

5. Service lateral and house connection specifications.

All Service Laterals and all House Connections from the buildings to the Sewer hereinafter installed, shall have permanently tight joints as specified herein, a minimum grade of one eighth (1/8") inch per foot unless permitted otherwise, best possible alignment, proper bedding and adequate cover as specified herein. They shall be constructed of an approved type of pipe in accordance with the latest revisions of the American Society for Testing and Materials (ASTM) as hereinafter set forth:

A. Service Laterals:

(1) Polyvinyl Chloride (PVC) - Shall conform to ASTM D-3034 SDR 35 for gravity sewer pipe and shall have a minimum of four (4") inches internal diameter. Joints shall be compression type with a "o" ring and groove.

(2) Asbestos Cement Pipe - Shall conform to ASTM C-428 for gravity sewer pipe and shall have a minimum of four (4") inches internal diameter. Joints shall be compression type with sleeve and "o" rings.

(3) Service weight cast iron pipe - Shall conform to ASTM A-7479 and shall be a minimum of four (4") inches internal diameter. Joints shall be "o" ring type compression joint, ASTM C-564.

B. House Connections:

(1) Polyvinyl Chloride (PVC) as specified under Article 7, Section 5. A.1. above.

(2) Service weight cast iron pipe - Shall conform to ASTM A-7479 and shall be a minimum of four (4") inches internal diameter. Joints shall be "o" ring type compression joint, ASTM C-564.

(3) Asbestos Cement Pipe as specified under Section 30. A. 2. above.

(4) Connection of pipe of dissimilar materials shall be accomplished by using adapters recommended by the pipe manufacturers and approved by the Boro's Sewer personnel.

(5) Each connection shall have a four (4") inch minimum clean-out "Y" with watertight plug, and if the House Connection line and cleanout is of such types as set forth in Sections 30 B. 1. or 3. above, then the Owner and/or contractor shall apply around the top six (6") inches of the clean-out pipe a metalized tape such as Terra-tape D, manufactured by Griffolyn Co., Inc. or its equivalent, and the top of such clean-out shall be at the grade level of the yard. Said clean-out shall be located within fifteen (15') feet of the service lateral or one foot from the connection side of the curb if it exists.

(6) When connections to the Sewer are made where there is no existing Y-branch or Tee at the service line, then the connection must be made by the use of a saddle specifically manufactured for connection to the existing sewer main material. The materials and method of installation shall be inspected by this Boro's Sewer Inspector, his designee, or other representative of this Boro before the start of work, and the entire installation shall be inspected and approved after the line connection is made and before it is covered.

C. When the Sewage pump type of connection is used, the following additional requirements shall be met:

(1) Holding Tank: One piece concrete tank with the interior and exterior coated with two applications of a sealant such as Koppers 300M or a one piece fiberglass tank or steel tank placed on a four (4") inch reinforced concrete slab.

(2) Force Main Piping:

a. Polyvinyl Chloride (PVC) -Shall conform to ASTM C1784, Type I, Grade I, Class 160, SDR 26, minimum size three (3") inches. Sleeve type compression joint shall conform to ASTM D-2241. Shall be encased in twelve (12") inches of 2RC stone.

b. Asbestos Cement Pipe - Shall conform to ASTM C-296, AWWA (American Waterworks Association) C-400, minimum size three (3") inches with sleeve type compression joint, encased in twelve (12") inches of 2RC stone.

c. Cast Iron Pipe - Shall conform to AWWA C-110, rated at 125 psig, minimum size three (3") inches, with mechanical joint or "o" ring type compression joint (AWWA C-111).

(3) Cleanout - Shall comply with Section 30. B. 5. above. Force main must terminate twenty-four (24") inches prior to cleanout. This portion of piping shall maintain gravity

flow to the sewer main. No person shall deny access to or obstruct any cleanout.

6. Laying of pipe.

Where ground has been filled in, or in wet places, pipe shall be placed on twelve (12") inches of stone bedding compacted. All pipe shall be as specified in Section 30 above.

7. Trenching.

The Installer shall trench in such a fashion as to maintain positive slope away from the foundation prior to bedding the pipe. The full length of the trench shall be at a depth of at least four (4") inches below grade of the pipe throughout and said trench shall have at least four (4") inches of 2RC stone or equivalent on the bottom thereof on which the pipe shall be bedded. In addition to the above, the following shall be applicable, where required.

A. Where rock is encountered in trenching, it shall be removed to a depth of at least four (4") inches below the grade line of the trench and the trench shall be backfilled to grade with 2RC stone compacted in place. Care must be exercised to see that the pipe does not rest on rock at any point, including joints.

B. If soft materials of poor bearing quality are found at the bottom of the trench, stabilization shall be achieved by over-excavating at least two (2) pipe diameters and backfilling to grade with 2RC crushed stone.

C. Where the Installer elects to use "PVC" pipe, the pipe shall in all cases be encased in compacted stone dust or sand to prevent sharp stone from bearing against the pipe.

D. In all cases, this Boro's representative, or inspector, shall make the final determination as to whether there is rock or soft material within the trench.

E. Replacement of any paving removed during installation shall be in accordance with the Specifications as outlined in the Highway Occupancy Permit.

8. Conformance with specifications; required inspection.

The construction of Service Laterals and House Connections, including repairs, alterations and additions, shall, at all times, be subject to inspection of this Boro's designee or representative, and shall conform to this Boro's specifications. The Service Lateral and House Connections shall not be covered until authorized in writing by this Boro's designee, and all backfill of trenches shall be subject to inspection and shall be thoroughly compacted by tamping in six (6") inch layers to a minimum depth of twelve (12") inches above the pipe. No sewage shall be discharged into the main collection lines through newly constructed Service Laterals and House Connections until the Boro's inspector has given approval to cover and has signed the permit. The first two (2) inspections shall be covered by the connection fee. Additional inspections shall be invoiced as prescribed in the Boro's User Charge System.

9. Liability for damages.

The customer, or the Customer's contractors, agents or employees, shall be liable unto the Boro for any damage done to the System during the course of construction and installation of any House Connection or Service Lateral.

ARTICLE VIII Enforcement and Administration

1. Violations and Penalties.

Any person who shall violate this Ordinance, or who shall be convicted of vandalizing (as defined by the law of the Commonwealth of Pennsylvania) the system shall be liable

for and subject to, upon summary conviction for a first offense and upon summary conviction for each subsequent offense, to a fine of not more than Three Hundred Dollars (\$300), together with costs of prosecution in each case, or imprisonment in accordance with the law of the Commonwealth of Pennsylvania upon failure to pay such fine and/or costs. Each day that a violation occurs or continues to exist shall be deemed and shall be taken to be a separate offense and shall be punishable as such. Additionally, the Boro and Authority shall be entitled to any and all additional legal and equitable remedies, which are necessary or appropriate to effect compliance with and enforcement of, the present Ordinance.

2. Fines and costs.

Fines and costs imposed under provisions of this Ordinance shall be enforceable and recoverable in the manner at the time provided by applicable law.

3. Boro to have right of access for inspection and testing.

The Boro and its duly authorized agents and representatives shall have the right of access, at all reasonable times, to any part of any Improved Property served by the System as necessary, for purposes of inspection, observation, measurement, sampling and testing, and for performance of other functions relating to the enforcement of the present Ordinance and service rendered by and through the System.

4. Owners' responsibility for acts of tenants.

The Owner of any improved property connected to the System shall be financially and legally responsible to the maximum extent permitted by law for any and all acts and omissions of tenants or other occupants of such Improved Property with respect to the provisions of this Ordinance.

5. Modification of rules, regulations and rates.

The Boro reserves the right to revise or modify, in whole or in part, from time to time, the rules, regulations and rates which are made in accordance herewith and in accordance with law. Public notice, in accordance with law, shall be given by the Boro prior to adoption by the Boro of any amendments to the present Ordinance.

6. Disposition of moneys collected.

All fees, penalties, fines and costs and user charges collected or received by the Boro, relative to or as a result of the Boro's operation of the System or the enforcement of the present Ordinance, shall be used for the purpose of operation, maintaining, administering and replacing the System or retirement of debt incurred for the same.

ARTICLE IX Miscellaneous Provisions

1. Severability.

In the event any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, such invalidity shall not effect or impair any remaining provision, section, sentence, clause or part of this Ordinance, it being the intent of this Boro that such remainder shall be, and shall remain, in full force and effect.

2. Effective date.

This Ordinance shall become effective as upon enactment.

3. Repealer.

All Ordinances or parts of Ordinances and all Resolutions or parts of Resolutions which are inconsistent with this Ordinance shall be, and the same are hereby, expressly

repealed.

Adopted at the meeting of Council on this 19th day of November 2002.

ATTEST BOROUGH OF MILLVILLE:

Murray Holdren, Sec.

Roy Bower, Jr. President of Council

Jerre Wright, Mayor