

## Sewer Use and Wastewater Treatment Service Rate

occupancy, employment, recreation or other purposes, situated within the Village and abutting on any street, alley or right-of-way in which there is located or may in the future be located a public sanitary sewer of the Village, is hereby required at the owner(s)' expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this Ordinance, within three hundred and sixty-five (365) days after date of official notice to do so, provided said public sewer is within 100-feet (30.5-meters) of the property line. Upon failure to do so, the Village may cause such connection to be made and bill the property owner for such costs. If such costs are not paid within thirty (30) days, such notice shall be assessed as a special tax lien against the property, all pursuant to Section 144.06 Wisconsin Statutes provided, however, that the owner may within thirty (30) days of completion of the work file a written request with the Utility stating that the owner cannot pay such amount in one sum and ask that there be levied in not to exceed five (5) equal installments, and that the amount shall be so collected with interest at the rate of 12% per annum from the completion of the work, the unpaid balance being a special tax lien, all pursuant to Section 144.06, Wisconsin Statutes.

(2) In lieu of the above, the Utility, at its option, may impose a penalty for the period that the violation continues, after ten (10) days written notice to any owner failing to make a connection to the sewer system of an amount equal to 150% of the average residential charges for sewer service payable quarterly for the period in which the failure to connect continues, and upon failure to make such payment said charge will be assessed as a special tax lien against the property, all pursuant to Section 144.06, Wisconsin Statutes.

(3) This Ordinance ordains that the failure to connect to the Village sewer system is contrary to the minimum health standards of the Village and fails to assure preservation of public health, comfort and safety of said Village.

### **SECT 9.4.14 PRIVATE WASTEWATER DISPOSAL**

- (a) Where a public sanitary sewer is not available under the provisions of this Ordinance, the building sewer shall be connected to a private wastewater disposal system complying with the provisions of this Section.
- (b) Before commencement of construction of a private wastewater disposal system, the owner(s) shall first obtain a written permit signed by

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the Approving Authority. The application for such permit shall be made on a form furnished by the Approving Authority, which the applicant shall supplement by any plans, specifications and other information as are deemed necessary by the Approving Authority. A permit and inspection fee of \$10.00 shall be paid to the Approving Authority at the time the application is filed.

- (c) A permit for a private wastewater disposal system shall not become effective until the installation is completed to the satisfaction of the Approving Authority. The Approving Authority shall be allowed to inspect the work at any stage of construction and, in the event, the applicant for the permit shall notify the Approving Authority when the work is ready for final inspection and before any underground portions are covered. The inspection shall be made within 48-hours of receipt of notice by the Approving Authority.
- (d) The type, capacities, location and layout of a private wastewater disposal system shall comply with all recommendations of the Department of Health & Social Services of the State of Wisconsin. No septic tank or cesspool shall be permitted to discharge to any natural outlet.
- (e) At such time as a public sewer becomes available to a property served by a private wastewater disposal system, as provided in this Ordinance, a direct connection shall be made to the public sewer in compliance with this Ordinance, and any septic tanks, cesspools, and similar private wastewater disposal systems shall be cleaned of sludge and filled with suitable material.
- (f) The owner(s) shall operate and maintain the private wastewater disposal facilities in a sanitary manner at all times, at no expense to the Approving Authority. No statement contained in this Section shall be construed to interfere with any additional requirements that may be imposed by the health officer.,

### SECT 9-4-15 DAMAGE OR TAMPERING WITH SEWAGE FACILITIES.

No person shall maliciously, willfully or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance or equipment that is a part of the sewage facility. Any persons violating this provision shall be subject to immediate arrest under a charge of disorderly conduct.

### SECT 9-4-16 STORM AND GROUNDWATER DRAINS. No person shall make connection of roof downspouts, exterior foundation drains, area-way drains or other sources of surface run-off or groundwater to a building sewer or building drain that is connected directly or indirectly to a sanitary sewer.

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All existing downspouts or groundwater drains, etc. connected directly or indirectly to a sanitary sewer shall be disconnected within sixty (60) days of the date of an official written notice from the Approving Authority.

### **ARTICLE D- CONTROL OF INDUSTRIAL WASTES DIRECTED TO PUBLIC SEWERS**

SEC. 9-5-1 SUBMISSION OF BASIC DATA. The Approving Authority may require each person who discharges or seeks to discharge industrial wastes to a public sewer to prepare and file with the Approving Authority, at such times as it determines, a report that shall include pertinent data relating to the quantity and characteristics of the wastes discharged to the wastewater treatment facilities. In the case of a new connection, the Approving Authority may require this report be prepared prior to making the connection to the public sewers.

SEC. 9-5-2 INDUSTRIAL DISCHARGES. If any waters or wastes are discharged or are proposed to be discharged to the public sewers, which waters or wastes contain substances or possess the characteristics enumerated in this Ordinance, and which in the judgment of the Approving Authority have a deleterious effect upon the wastewater treatment facilities, processes, equipment or receiving waters, or which otherwise create a hazard to life, health or constitute a public nuisance, the Approving Authority may:

- (a) Reject the wastes.
- (b) Require pre-treatment to an acceptable condition for discharge to the public sewers.
- (c) Require control over the quantities and rates of discharge, and/or
- (d) Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges under the provisions of this Ordinance.

SEC. 9-5-3 DILUTION PROHIBITION. No industrial user shall increase the use of process water or dilute a discharge as a substitute for adequate treatment to achieve compliance with any Pretreatment Standard or Requirement.

SEC. 9-5-4 SPILL PREVENTION AND SLUG CONTROL PLANS.

- (a) (1) Industrial users shall provide protection from accidental discharge of materials that may interfere with the POTW by developing spill prevention plans. Facilities necessary to implement these plans shall be provided and maintained at the owner's or industrial user's expense. Spill prevention plans, including the facilities and the operating procedures,

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shall be approved by the POTW before construction of the facility. (2) Industrial users that store hazardous substances shall not contribute to the POTW after the effective date of this Ordinance unless a spill prevention plan has been approved by the POTW. Approval of such plans shall not relieve the industrial user from complying with all other laws and regulations governing the use, storage, and transportation of hazardous substances.

- (b) The POTW shall evaluate each significant industrial user at least once every two (2) years, and other industrial users as necessary, to determine whether such user needs a plan to control slug discharges. If the POTW decides that a slug control plan is needed, the plan shall contain, at a minimum, the following elements:
  - (1) Description of discharge practices, including non-routine batch discharges;
  - (2) Procedures for immediately notifying the POTW of slug discharges, including any discharge that would violate a prohibition of this Ordinance, with procedures for follow-up written notification within five (5) days;
  - (3) If necessary, procedures to prevent adverse impact from accidental spills, including inspection and maintenance of storage areas, handling and transfer of materials, loading and unloading operations, control of plant site run-off, worker training, building of containment structures or equipment, measures for containing toxic organic pollutants (including solvents), and/or measures and equipment for emergency response.

### SEC. 9-5-5 NOTIFICATION.

- (a) (1) In the case of any discharge in violation of this Ordinance or permit conditions, and in the case of any discharge that could cause problems to the POTW, including any slug loadings, as defined by this Ordinance, the industrial user shall immediately notify the POTW or the Village Clerk of the discharge by telephone. The notification shall include:
  - (a) Date, time, location and duration of discharge;
  - (b) Type of waste, including concentration and volume
  - (c) Corrective actions taken by the user.
- (2) Within five (5) days following such a discharge, the user shall submit a written report describing the cause of the discharge and the measures that will be taken by the user to prevent similar future discharges.
- (3) Such notification shall not relieve the user of any expense, loss, damage or other liability resulting from the discharge, nor shall such

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notification relieve the user of any fines, civil penalties or other liability that may be imposed under this Ordinance or other applicable State or Federal law.

- (b) Notification of changed discharge. All industrial users shall promptly notify the POTW in advance of any substantial change in the volume or character of pollutants in their discharge, including the listed or characteristic hazardous wastes for which the industrial user has submitted initial notification under 40 CFR 403.12.

SECT. 9-5-6 EMPLOYEE TRAINING. The industrial user shall permanently post a notice in a prominent place advising employees to call the POTW in the event of a dangerous discharge for which notification is required. Employers shall advise all employees who may cause or be injured by such a discharge of the emergency notification procedure.

SECT. 9-5-7 RECORDS.

- (a) Users shall retain and make available upon request of authorized representatives of the POTW, the State or the EPA, all records required to be collected by the user pursuant to this Ordinance or any permit or order issued pursuant to this Ordinance.
- (b) These records shall remain available for a period of at least three (3) years after their collection.
- (c) This period shall be extended during any litigation concerning compliance with this Ordinance or permit conditions.

SECT. 9-5-8 ANALYTICAL REQUIREMENTS. All analyses, including sampling results submitted in support of any application reports, evidence or required by any permit or order shall be performed in accordance with the techniques prescribed in 40 CFR Part 136 and amendments thereto or, if 40 CFR Part 136 does not contain sampling or analytical techniques for the pollutant in question, in accordance with procedures approved by the EPA.

SECT. 9-5-9 CONFIDENTIAL INFORMATION.

- (a) Information and data (other than effluent data) about a user obtained from reports, questionnaires, permit applications, permits and monitoring programs and from inspections shall be available to the public unless the user specifically requests and is able to demonstrate to the satisfaction of the POTW that the release of such information would divulge information, processes or methods of production entitled to protection as trade secrets of the user. Any such request must be asserted at the time of submission of the information or data. When such a confidentiality claim is asserted, the information shall be treated as such until a determination is made by the POTW. Effluent data shall