

ORDINANCE 2005:09

AN ORDINANCE CREATING CHAPTER 8.45 "ILLICIT CONNECTION"

WHEREAS, the Governing Body desires for the betterment of the community and the general health and welfare of its citizens to create to the Borough Code Chapter 8.45 entitled "Illicit Connection"; and

BE IT ORDAINED by Mayor and Council of the Borough of Stratford, County of Camden, State of New Jersey, as follows:

SECTION 01. Purpose:

An ordinance to prohibit illicit connections to the municipal separate storm sewer system(s) operated by the Borough of Stratford, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

SECTION 02. Definitions:

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory. The definitions below are the same as or based on corresponding definitions in the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A-1.2.

- a. Domestic sewerage is waste and wastewater from humans or household operations.
- b. Illicit connection is any physical or non-physical connection that discharges domestic sewerage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater) to the municipal separate storm sewer system operated by the Borough of Stratford, unless that discharge is authorized under a NJPDES permit other than the Tier A Municipal Stormwater General Permit (NJPDES Permit Number NJ0141852). Non-physical connections may include, but are not limited to, leaks, flows, or overflows into the municipal separate storm sewer system.
- c. Industrial waste is non-domestic waste, including but not limited to, those pollutants regulated under Section 307(a), (b), or (c) of the Federal Clean Water Act (33 U.S.C. Statute 1317 (a), (b), or (c)).
- d. Municipal separate storm sewer system (MS4) is a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the Borough of Stratford or other public body, and is designed and used for collecting and conveying stormwater.
- e. NJPDES permit is a permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A.
- f. Non-contact cooling water is water used to reduce temperature for the purpose of cooling. Such waters do not come into direct contact with any raw material, intermediate product (other than heat) or finished

- product. Non-contact cooling water may however contain algaecides, or biocides to control fouling of equipment such as heat exchangers, and/or corrosion inhibitors.
- g. Person is any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- h. Process wastewater is any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material intermediate product, finished product, byproduct, or waste product. Process wastewater includes, but is not limited to, leachate and cooling water other than non-contact cooling water.
- i. Stormwater is water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

SECTION 03. Prohibited Conduct:

No person shall discharge or cause to be discharged through an illicit connection to the municipal separate storm sewer system operated by the Borough of Stratford any domestic sewerage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater).

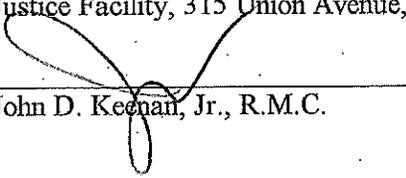
SECTION 04. All ordinances and provisions thereof inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 05. If any article, section, sub-section, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision or invalidity shall not affect the remaining portions or provisions of this ordinance.

SECTION 06. This ordinance shall take effect immediately after final passage and publication in accordance with the laws of the State of New Jersey.

PUBLIC NOTICE

Notice is hereby given that the foregoing ordinance was introduced and passed on the first reading at a meeting of the Governing Body held on the 8th day of March, 2005 and will be considered for final passage on the 12th day of April, 2005 at a meeting to be held at the Stratford Justice Facility, 315 Union Avenue, Stratford, NJ.



John D. Keenan, Jr., R.M.C.