

CHAPTER 18

SEWERS AND SEWAGE DISPOSAL

Part 1

Declaration of Purpose and Definitions

- \$101. Declaration of Purpose
- \$102. Definitions

Part 2

Use of Public Sewers

- \$201. Use Required
- \$202. Limitations and Restrictions
- \$203. Discharge to Natural Outlets Prohibited
- \$204. Prohibited Receptacles
- \$205. Prohibited Connections
- \$206. Notice Required

Part 3

Building Sewers and Connections

- \$301. Permit Required
- \$302. Application for Permit
- \$303. Conditions for Connection
- \$304. Grouping Generally Prohibited
- \$305. Costs and Expenses
- \$306. Procedures for Connection

Part 4

Rules and Regulations

- \$401. Attachments
- \$402. Inspection Required
- \$403. Proper Maintenance
- \$404. Safety Precautions and Restoration
- \$405. Unsatisfactory Conditions to be Remedied
- \$406. Additional Rules and Regulations
- \$407. Penalties
- \$408. Fines and Costs

Part 1

Declaration of Purpose and Definitions

§101. Declaration of Purpose. It is declared that this Chapter is necessary for the protection, benefit and preservation of the health, safety and welfare of inhabitants of this Borough. (Ord. 124, 9/7/1971, Art. VIII, §8.01)

§102. Definitions. Unless the context specifically and clearly indicates otherwise, the meaning of terms and phrases used in this Chapter shall be as follows:

AUTHORITY - Halifax Municipal Authority, a municipality authority of the Commonwealth.

BOROUGH - the Borough of Halifax, Dauphin County, Pennsylvania, a municipal corporation of the Commonwealth, acting by and through its Council, or, in appropriate cases, acting by and through its authorized representatives.

BUILDING SEWER - the extension from the sewage drainage system of any structure to the lateral of a sewer.

COMMONWEALTH - the Commonwealth of Pennsylvania.

IMPROVED PROPERTY - any property within this Borough 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 this Borough 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 located in this Borough from which wastes, in addition to or other than sanitary sewage, shall be discharged.

INDUSTRIAL WASTES - any and all wastes discharged from an industrial establishment, other than sanitary sewage.

LATERAL - that part of the sewer system extending from a sewer to the curb line, or if there shall be no curb line, to the property line, or if no such lateral shall be provided, then "lateral" shall mean that portion of, or place in, a sewer which is provided for connection of any building sewer.

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

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

SANITARY SEWAGE - normal water-carried household and toilet wastes from any improved property, including such ground, surface or storm water as may be present.

SEWER - any pipe or conduit constituting a part of the sewer system used or usable for sewage collection purposes.

SEWER SYSTEM - all facilities, as of any particular time for collecting, pumping, transporting, treating and disposing of sanitary sewage and/or industrial wastes, situate in or adjacent to this Borough and owned by the Authority.

STREET - shall mean and include any street, road, lane, court, cul-de-sac, alley, public way or public square.

TOWNSHIP - the Township of Halifax, Dauphin County, Pennsylvania, a municipal subdivision of the Commonwealth, acting by and through its Board of Supervisors or, in appropriate cases, acting by and through its authorized representatives.

(Ord. 124, 9/7/1971, Art. I, §1.01)

Part 2
Use of Public Sewers

§201. Use Required. The owner of any improved property benefited, improved or accommodated by a sewer shall connect such improved property with such sewer, in such manner as this Borough may require, within forty-five (45) days after notice to such owner from this Borough 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 Borough, from time to time. (Ord. 124, 9/7/1971, Art. II, §2.01)

§202. Limitations and Restrictions. All sanitary sewage and industrial wastes from any improved property, after connection of such improved property with a sewer, shall be required under §201 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 Borough, from time to time. (Ord. 124, 9/7/1971, Art. II, §2.02)

§203. Discharge to Natural Outlets Prohibited.

1. No person shall place, shall deposit or shall permit to be placed or to be deposited upon public or private property within this Borough any sanitary sewage or industrial wastes in violation of §201.

2. No person shall discharge or shall permit to be discharged to any natural outlet within this Borough any sanitary sewage or industrial wastes in violation of §201, except where suitable treatment has been provided which is satisfactory to this Borough.

(Ord. 124, 9/7/1971, Art. II, §2.03)

§204. Prohibited Receptacles.

1. 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 §201 to be connected to a sewer.

2. Every such privy vault, cesspool, sinkhole, septic tank or similar receptacle in existence shall be abandoned and, at the discretion of this Borough, shall be cleansed and shall be 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.

(Ord. 124, 9/7/1971, Art. II, §2.04)

§205. Prohibited Connections. No privy vault, cesspool, sinkhole, septic tank or similar receptacle at any time shall be connected with a sewer. (Ord. 124, 9/7/1971, Art. II, §2.05)

§206. Notice Required. The notice by this Borough to make a connection to a sewer, referred to in §201 shall consist of a copy of the applicable ordinance, including any amendments and/or supplements at the time in

effect, or a summary of each section hereof, and a written or printed document requiring the connection in accordance with the provisions of this Part and specifying that such connection shall be made within forty-five (45) days from the date such notice is given. Such notice may be given at any time when 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 served upon the owner in accordance with law. (Ord. 124, 9/7/1971, Art. II, §2.06)

Part 3

Building Sewers and Connections

§301. Permit Required. No person shall uncover, shall connect with, shall make any opening into or shall use, shall alter or shall disturb, in any manner, any sewer or any part of the sewer system without first obtaining a permit, in writing, from this Borough or from the Township, as appropriate. (Ord. 124, 9/7/1971, Art. III, §3.01)

§302. Application for Permit. Application for a permit required under §301 shall be made by the owner of the improved property served or to be served or by the duly authorized agent of such owner. (Ord. 124, 9/7/1971, Art. III, §3.02)

§303. Conditions for 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 each of the following conditions:

1. Such person shall have notified the Secretary of this Borough of the desire and intention to connect such improved property to a sewer.

2. Such person shall have applied for and shall have obtained a permit as required by §301.

3. Such person shall have given the Secretary of this Borough at least twenty-four (24) hours' notice of the time when such connection will be made so that this Borough may supervise and inspect or may cause to be supervised and inspected the work of connection and necessary testing; and

4. If applicable, such person shall have furnished satisfactory evidence to the Secretary of this Borough that any tapping (or connection) fee which may be charged and imposed by the Authority against the owner of each improved property who connects such improved property to a sewer has been paid.

(Ord. 124, 9/7/1971, Art. III, §3.03)

§304. Grouping Generally Prohibited. Except as otherwise provided in this §304, 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 under special circumstances and for good sanitary reasons or other good cause shown, but then only after special permission of this Borough, in writing, shall have been secured and only subject to such rules, regulations and conditions as may be prescribed by this Borough. (Ord. 124, 9/7/1971, Art. III, §3.04)

§305. Costs and Expenses. 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 Borough 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. (Ord. 124, 9/7/1971, Art. III, §3.05)

§306. Procedures for Connections.

1. A building sewer shall be connected to a sewer at the place designated by this Borough or by the Authority and where, if applicable, the lateral is provided.

2. 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 water tight.

(Ord. 124, 9/7/1971, Art. III, §3.06)

§307. Borough May Make Connection. If the owner of any improved property benefited, improved or accommodated by a sewer, after forty-five (45) days' notice from this Borough requiring the connection of such improved property with a sewer, in accordance with §201 shall fail to connect such improved property, as required, this Borough may make such connection and may collect from such owner the costs and expenses thereof by a municipal claim, an action in assumpsit or such other legal proceeding as may be permitted by law. (Ord. 124, 9/7/1971, Art. III, §3.07)

Part 4

Rules and Regulations

§401. Attachments. Where an improved property, at the time connection to a sewer is required, shall be served by its own sewage disposal system or sewage disposal 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. (Ord. 124, 9/7/1971, Art. IV, §4.01)

§402. Inspection Required. No building sewer shall be covered until it has been inspected and approved by this Borough. 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. (Ord. 124, 9/7/1971, Art. IV, §4.02)

§403. Proper 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. (Ord. 124, 9/7/1971, Art. IV, §4.03)

§404. Safety Precautions and Restoration. 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, in a manner satisfactory to this Borough. (Ord. 124, 9/7/1971, Art. IV, §4.04)

§405. Unsatisfactory Conditions to be Remedied. If any person shall fail or shall refuse, upon receipt of a notice of this Borough or the Authority, in writing, to remedy any unsatisfactory condition with respect to a building sewer, within forty-five (45) days of receipt of such notice, this Borough or the Authority may refuse to permit such person to discharge sanitary sewage and industrial wastes into the sewer system until such unsatisfactory condition shall have been remedied to the satisfaction of this Borough and the Authority. (Ord. 124, 9/7/1971, Art. IV, §4.05)

§406. Additional Rules and Regulations. This Borough 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 sewer system, which additional rules and regulations, to the extent appropriate, shall be and shall be construed as part of this Part. (Ord. 124, 9/7/1971, Art. IV, §4.06)

§407. Penalties. Any person, firm or corporation who shall violate any provision of this Part 4 shall, upon conviction thereof, be sentenced to pay a fine of not more than three hundred dollars (\$300.00); and/or to imprisonment for a term not to exceed ninety (90) days. Every day that a violation of this Part 4 continues shall constitute a separate offense. (Ord. 124, 9/7/1971, Art. V, §5.01; as revised by Ord. 153, 2/2/1987)

§408. Fines and Costs. Fines and costs imposed under provisions of this Part shall be enforceable and recoverable in the manner at the time provided by applicable law. (Ord. 124, 9/7/1971, Art. V, §5.02)