

illicit connection

ORDINANCE #2006-14

**AN ORDINANCE OF THE BOROUGH OF WOODLYNNE
COUNTY OF CAMDEN, STATE OF NEW JERSEY
PROHIBITING ILLICIT CONNECTIONS TO THE
MUNICIPAL SEPARATE STORM SEWER SYSTEM**

WHEREAS, there is a need for an ordinance to prohibit illicit connections to the municipal separate storm sewer system(s) operated by the Borough of WOODLYNNE to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of WOODLYNNE

SECTION 1 - 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 sewage - waste and wastewater from humans or household operations.**
- b. **Illicit connection - any physical or non-physical connection that discharges domestic sewage, 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 WOODLYNNE 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 - 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. §1317(a), (b), or (c)).**
- d. **Municipal separate storm water system (MS4) - 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 owed or operated by the Borough**

WOODLYNNE or other public body and is designed and used for collecting and conveying stormwater.

e. NJPDES permit-a permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System rules at N.J.A.C. 7:14A

f. Non- Contract cooling water-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 algacides or biocides to control fouling of equipment, such as heat, exchangers, and/or corrosion inhibitors.

g. Person- any individual, corporation, company, partnership, firm, association, or political subdivision of the state subject to municipal jurisdiction.

h. Process Wastewater- 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, by product, or waste product. Process wastewater includes but is not limited to leachate and cooling water other than non- contact cooling water.

i. Storm water- water resulting from precipitation including [rain and snow] that runs off the lands surface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

SECTION 2. 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 Woodlynn domestic sewer, non contact cooling water, process waste water or other industrial waste other than storm water.

SECTION 3. Enforcement

The provisions of this Ordinance shall be enforced by the Woodlynn police department, the superintendent of highways or any other duly authorized personnel of the borough of Woodlynn.

SECTION 4. Penalties

Any person who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed Five Hundred Dollars [\$500.00]

SECTION 5- Severability

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.


SECTION 6- Effective Date

This Ordinance shall be in full force and effect from after its adoption and publication as required by law.

ALL OF WHICH IS ADOPTED THIS 11TH DAY OF MAY 2006 BY THE MAYOR AND COUNCIL OF THE BOROUGH OF WOODLYNNE.

BOROUGH OF WOODLYNNE


JERALDO FUENTES, MAYOR

CERTIFIED BY: 
Cheryl Linthicum, ACTING CLERK