

AN ORDINANCE OF THE BOROUGH OF EAST BRADY DIRECTING AND REQUIRING THE CONNECTION OF ALL OCCUPIED BUILDINGS WITH PUBLIC SANITARY SEWERS IN THE BOROUGH ON PREMISES ACCESSIBLE THERETO AND WHOSE PRINCIPAL BUILDING IS WITHIN ONE HUNDRED FIFTY FEET FROM A PUBLIC SANITARY SEWER; DIRECTING AND REQUIRING THE ABANDONMENT OF PRIVY VAULTS, CESSPOOLS, AND SEPTIC TANKS IN AND UPON SUCH PREMISES; PROVIDING FOR THE ISSUANCE OF PERMITS; DEFINING UNACCEPTABLE SANITARY SEWAGE; AND PROVIDING PENALTIES FOR VIOLATION.

BE IT ORDAINED AND ENACTED by the Council of the Borough of East Brady, Clarion County, Pennsylvania, and IT IS HEREBY ORDAINED AND ENACTED by authority of the same as follows:

SECTION 1. Every owner of property in the Borough of East Brady whose property abuts upon any public sanitary sewer presently in existence or to be constructed in the future and whose principal building is within one hundred fifty (150) feet from a public sanitary sewer, shall connect, at his own cost, the house, building or other structures located on said property with the aforementioned public sanitary sewers for the purpose of disposing of all acceptable sanitary sewage emanating from said property.

SECTION 2. It shall be unlawful for any owner, lessee or occupant of any property in the Borough of East Brady abutting upon any public sanitary sewer as aforesaid to employ any means, either by septic tank, cesspool, privy vault, mine hole or otherwise, for the disposal of acceptable sanitary sewage other than into and through said public sanitary sewers.

SECTION 3. Where any house, building or structure in the Borough of East Brady abutting upon any public sanitary sewer as aforesaid is now or hereafter may be using any method for the disposal of acceptable sanitary sewage other than through said public sanitary sewers, it shall be the duty of the Borough Secretary or such other person as shall be authorized by the Council to notify the owner, lessee or occupier of such structure in writing, either by personal service, certified mail or registered mail, to disconnect the same and make proper connection for the discharge and disposal of all acceptable sanitary sewage through the said public sanitary sewers, as herein provided, within forty-five (45) days after receipt of such notice.

SECTION 4. No privy vault, cesspool, septic tank, mine hole or similar receptacle for human excrement shall at the present time or at any time hereafter be connected with the aforesaid public sanitary sewers.

SECTION 5. It shall be unlawful for any person, firm or corporation connected to the aforementioned public sanitary sewers to connect any roof drain thereto or permit any roof drain to remain connected thereto or to permit, allow or cause to enter into said public sanitary sewers any storm water, foundation drain water, spring waters, surface water or any sewage or industrial waste from any property other than that for which a permit is issued.

SECTION 6. No person, firm or corporation shall make or cause to be made any connection with any of the aforementioned public sanitary sewers until he has fulfilled all of the following conditions

(a) He shall make application to the Borough or its designated agent upon a permit form to be formulated and supplied by the Borough or its designated agent for permission to connect to the aforementioned public sanitary sewers. Among other things, the applicant must state the character and use of each structure located upon his property.

(b) He shall pay the required permit and inspection fee to the Borough or its designated agent at the time of making application for permission to make a connection.

(c) He shall give the designated Inspector of the Borough or its designated agent at least twenty-four (24) hours' notice of the time when such connection shall be made in order that said Inspector can be present to inspect and approve the work of connection. The Inspector shall signify his approval of the connection by endorsing his name and the date of approval on the aforementioned connection permit in the possession of the permittees.

(e) No work shall commence before the payment of the aforesaid permit and inspection fee and issuance of the aforementioned connection permit.

(f) That at the time of inspection of the connection, the owner or owners of properties shall permit the Inspector full and complete access to all sanitary and drainage arrangements and facilities in each building and in and about all parts of the property. No building sewer line shall be covered over, or in any manner concealed, until after it is inspected and approved by said Inspector.

SECTION 7. The construction of all building sewer lines or house service sewers shall be done in accordance with the specifications, plans and procedures established by the Borough.

SECTION 8. Unless written permission is obtained from the Borough or its designated agent, separate connections and permit and inspection fees will be required for each individual occupied building, whether constructed as a detached unit or as one of a pair or row, but a single connection will be permitted to serve a school, factory, apartment house or other permanent multiple unit structure whose individual apartments or units may not be subject to separate ownership. The Borough, however, does not assume any obligation or responsibility for damages caused by or resulting from any permitted single connection for multiple units as aforementioned.

Section 9. If the Owner or Owners of any occupied houses, buildings or structures in the Borough shall neglect or refuse to comply with the provisions of this Ordinance or the written notice as prescribed in Section three hereof, the Borough or its designated agent may perform or cause to be performed such work and labor and furnish or cause to be furnished such material as may be necessary to comply with the provision of this Ordinance at the cost and expense of such owner or owners, together with the ten (10%) additional thereof and all charges and expenses incidental thereto, which sum shall be collected from said owner or owners for the use of the Borough or its designated agent as debts are by law collectible, or the said Borough may, by its proper officer, file a municipal claim or lien therefore against said premises as provided by law.

SECTION 10. Acceptable sanitary sewage is defined as that sewage or industrial waste which shall be acceptable for treatment and which shall not:

- (a) Have a temperate higher than 100 degrees F;
- (b) Contain more than 120 p.p.m. by weight of tar, oil, grease;
- (c) Contain any gasoline, benzine, naphtha, fuel oil or other inflammable or explosive liquids, solids or gases;
- (d) Contain any garbage which has not been ground up by household type or other suitable garbage grinders.
- (e) Contain any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar plastics, wood, paunch manure, cotton, wool, or other fibers, or any other solids or viscous substances capable of causing interference with the proper operation of the Sewer System;
- (f) Have a pH lower than 6.0 or higher than 8.5 or have any other corroseive property capable of causing damage or hazards to structures, equipment or personnel of the Sewer System;
- (g) Contain any toxic or poisonous substance in sufficient quantity to damage or interfere with any sewage treatment process, constitute hazards to humans, or create any hazard in the operation of the Sewer System (Toxic wastes by definition shall include, but not be limited to, wastes, containing cyanide, chromium and/or copper ions); or
- (h) Contain noxious or malodorous gases or substances capable of creating a public nuisance.

The Borough reserves the right to refuse permission to connect, to compel discontinuance of use, or to compel pretreatment of industrial wastes or unacceptable sanitary sewage in order to prevent discharges deemed harmful or to have a deleterious effect upon any portion of the Sewer System. The Borough also reserves the right to require users having large variations in rates of waste discharges to install acceptable regulating devices for equalizing waste flows at the users expense. The Borough representatives shall have access at all reasonable times to all premises in the Borough to inspect and test sewage or waste waters discharged to the Sewer System from said premises.

SECTION 11. In addition to any penalty hereinabove prescribed, any person, firm or corporation violating any of the provisions of this Ordinance shall, upon conviction thereof before a Justice of the Peace, be fined not less than Five Dollars (\$5.00) nor more than One Hundred Dollars (\$100.00) and in default of payment thereof, be sentenced to undergo an imprisonment of not less than five (5) days nor more than thirty (30) days in the County Jail.

SECTION 12. The Borough may appoint East Brady Sewer Authority, East Brady, Clarion County, Pennsylvania, as its agent to carry out the provisions of this Ordinance.

SECTION 13. All ordinances or resolutions or parts of Ordinances or Resolutions not in accord with this Ordinance are hereby repealed insofar as they effect this Ordinance.

ORDAINED AND ENACTED into law by the Council of the Borough of East Brady, Clarion County, Pennsylvania, in lawful session assembled this 6th day of April, 1970..

EAST BRADY BOROUGH

*Gene Miles*  
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 President of Council

ATTEST:

*James K. Blair*  
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 Secretary

APPROVED this 6th day of April 1970.

*Robert S. Miller* Mayor