

## **CHAPTER 9-06: SEWER REGULATIONS**

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### **9-06-010. South Davis County Sewer District.**

The corporate limits of Woods Cross City are within the area of the South Davis County Sewer District (the □District□), which is organized under Utah law. All ordinances, rules and regulations of the District are hereby adopted and incorporated herein by reference.

### **9-06-020. When Owner Required to Connect to Sewer.**

The owner of all houses, buildings, or properties used for human occupancy, employment, recreation, commercial, industrial or other like purposes, situated within the corporate limits of the City and abutting on any street, alley or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer owned and operated by the City or owned or operated by the District, is hereby required, at his expense, to install suitable facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this Chapter, within ninety (90) days after date that said public sewer is available for use, provided that said public sewer line is within three hundred feet (300□) of any such building discharging sanitary or industrial waste.

### **9-06-030. Permit Required.**

No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof for any reason without first obtaining a written permit from the District or the owner of such sewer facilities.

### **9-06-040. Independent Service Lines Necessary.**

A separate and independent service lateral shall be provided for every building, except where one building stands at the rear of another or on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the service lateral from the front building may be extended to the rear building and the whole considered as one service lateral.

### **9-06-050. Discharging Excessive Water into Sewer.**

It shall be unlawful for any person to discharge or cause to be discharged any storm water, surface water, ground water, roof runoff, or subsurface drainage into any sanitary sewer. Such storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as storm sewers, or to a natural outlet consisting of water courses, ponds, ditches, lakes, or other bodies of surface or ground water provided for receiving the same.

**9-06-060. Subdivision and Other Developments.**

No subdivision plat, industrial park, or commercial development shall be approved or recommended by the City Planning Commission, nor shall a building permit or certificate of occupancy be issued for any lot or part thereof or for the whole thereof, unless the City shall have first received a signed document from the District approving the sewer aspects of the proposed development.

**9-06-070. Damage.**

No person shall intentionally or negligently cause any damage to the sewer system.

**9-06-080. Manholes.**

No person shall open a manhole of the sewer system without first receiving authorization to do so from the District.

**9-06-090. Runoff.**

No owner or occupant shall permit a condition to exist on his property whereby surface water, storm drainage, cooling water, or ground water is discharged into the sewer system, nor shall any person install or create such a condition.

**9-06-100. Pretreatment and Discharge Permit Requirements.**

(a) Those persons required to pretreat wastewater in order to comply with Federal pretreatment standards and/or District wastewater control rules and regulations and any permits issued thereunder shall provide, operate, and maintain the necessary pretreatment facilities in accordance with the District pretreatment regulations.

(b) Industrial users required to apply for a discharge permit pursuant to the District wastewater control rules and regulations shall obtain such permit prior to discharging into the sewer system. Applications shall be in the form prescribed by the District Board.

**9-06-110. Wastewater Discharge Prohibitions and Limitations.**

(a) Generally. No person shall discharge into the sewer system any substance or in a manner which, under ordinary circumstances, either (1) is harmful or detrimental to or interferes with either the sewer system, the functioning of the sewer system, the environment, or the public health, or (2) causes sewage to pass through the sewer system without treatment and thereby creating a significant health hazard or diminishing the quality of the environment.

(b) Discharge Prohibitions. No person shall discharge into the sewer system any substance or discharge into the system in a manner which violates the wastewater discharge prohibitions and limitations contained within the District wastewater control rules and regulations currently in force and as amended from time to time, which are incorporated by this reference as a part hereof as though fully set forth herein, together with any schedules or appendices which are a part of the District wastewater control rules and regulations.

(c) Immediate Reporting. Immediately upon discharging a prohibited substance or upon discovering that a prohibited substance has been discharged, the person performing or discovering such discharge shall immediately notify the staff of the District of the discharge by the most rapid available means, if such person knows or reasonably should have known that (1) the substance was discharged, and (2) the discharge of the substance was prohibited. Notification pursuant to this Subsection does not relieve the person notifying of any liability, except liability for violation of this Subsection.

(d) Preventing Accidental Discharge.

(1) Generally. Every person conducting an activity which creates a substantial risk that a prohibited substance will be discharged into the sewer system shall provide adequate protection against accidental discharge of such a prohibited substance by either (1) implementing procedures or practices which tend to reduce the likelihood of such a discharge and/or (2) installing facilities designed to prevent such accidental discharge. The District General Manager may identify persons required to provide such protection and direct them to comply with this Subsection.

(2) District Requirements. The District General Manager is hereby authorized to specify particular procedures, practices, and/or facilities which shall be implemented by any person, (1) if the District General Manager finds that there is substantial risk of a discharge prohibited by this Section if preventive measures are not undertaken, and (2) if such procedures, practices and/or facilities substantially reduce the risk of discharge prohibited by this Section, and (3) if the cost of implementing such procedures, practices, and/or installing such facilities is found by the District Board to be reasonable in light of both the potential damage to the sewer system and/or the environment if an accidental discharge occurs, and the effectiveness of the equipment in preventing such an accidental discharge.

(3) Plans. In every case where facilities are required to be installed pursuant to this Subsection, the District General Manager is hereby authorized to require submission of detailed plans for the required facilities and their operation before construction of the facilities is begun.

(e) Preventive Requirements.

(1) Report. Within five (5) days after the discharge of a prohibited substance, the person who discharged such substance shall file with the District Board a written report describing (1) the nature and content of the discharge, (2) the cause(s) of the discharge, and (3) remedial measures to be taken by the discharger to prevent similar discharges in the future. The District pretreatment administrator may inspect the site of the accidental discharge and interview any person involved in the discharge in order to ascertain or confirm what happened and assure that remedial measures adequate to prevent future accidents are carried out as represented.

(2) Authorization to Require Changes. If (1) a person has discharged a prohibited substance, and (2) it is likely that the same person will again discharge a similar prohibited substance in the future if preventive measures are not undertaken, then the District General Manager is hereby authorized to require the person who discharged the prohibited substance to make change(s) in equipment, facilities, procedures, or practices, which change(s) (1) have the effect of substantially reducing the risk of a similar discharge in the future, and (2) are found by the District General Manager to be reasonable in cost in light of the potential damage to the system and environment arising out of a similar prohibited discharge in the future. Nothing in this Subsection relieves any person of any liability, except liability for violation of this Subsection.

(f) Self-Monitoring and Reporting. The District General Manager is hereby authorized to require that persons discharging into the sewer system, other than persons discharging only ordinary domestic sewage, monitor and report their sewage discharges in a manner and to the extent necessary to: (1) provide adequate compliance with and enforcement of the District's wastewater control rules and regulations; (2) assess the source of the components of the sewage transmitted, treated, and disposed of by the District; and (3) charge reasonable fees and surcharges to dischargers based on actual discharges or reasonable classifications of discharges. The District General Manager is further hereby authorized to require that such monitoring and reporting be performed at the expense of the person discharging. Every person required to monitor and report pursuant to this Section shall monitor and report as required by the District wastewater control rules and regulations and in conformity with this Section.

(g) Compliance Monitoring. The District Pretreatment Administrator is hereby authorized to sample and analyze the sewage of, and inspect the facilities of persons discharging into the sewer

system in order to determine or verify compliance with this Section. The District Board is further authorized to require the installation of reasonable facilities, such as manholes, to enable such sampling. However, nothing in this Section limits any power that the District may have to investigate or enforce compliance with other sections of this Ordinance or through means not specified in this Subsection.

(h) **Strict Liability.** Any person violating any provision of this Section shall be guilty without regard to fault, knowledge, intent, or the state of mind of the person committing the violation.

(i) **Nuisance.** Any condition or situation which causes a violation of this Section is hereby declared to be a public nuisance and may be abated as provided by law.

**9-06-120. Authorization Necessary to Reconnect.**

It shall be unlawful for any person, after sewer service to any premises has been discontinued or disconnected for any reason whatsoever, to reconnect or resume such service or for the owner or occupant of such premises to allow the same to be reconnected or resumed without being authorized by the District or other owner of such sanitary sewer.

**9-06-130. Authorized Representative to Have Free Access.**

Free access shall, at all ordinary hours, be allowed to authorized representatives of the District or other owner of such sanitary sewer to inspect and examine such facilities, including service laterals connected to the building, to inspect the plumbing and facilities therein and the manner of use of such sewer facilities, and to determine compliance with the rules and regulations of the District or other owner of such sanitary sewer facilities.

