

REGULATION OF SEWER USE

AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEMS; AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF; IN THE TOWN OF ARRIBA, COUNTY OF LINCOLN, STATE OF COLORADO.

Be it ordained and enacted by the Council of the Town of Arriba, State of Colorado, as follows:

SECTION 1. SEWER SERVICE.

Definitions For the purpose of this ordinance, the following words and phrases shall have the meanings respectively ascribed them by this section:

a) Nonacceptable wastes. The following wastes:

- 1) Any liquid or vapor having a temperature higher than one hundred fifty (150°) degrees Fahrenheit.
- 2) Any water or waste having a five (5) day biological oxygen demand which may contain more than one thousand (1,000) parts per million by weight as averaged during any twelve (12) hour period.
- 3) Any gasoline, benzine, naptha, fuel oil or other flammable or explosive liquid, solid or gas.
- 4) Any garbage that has not been properly shredded.
- 5) Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure, grit, brick, cement, onyx, carbide or any other solid or viscous substance capable of obstruction of the flow of the sewers or other interference with the proper operation of the sewage works.
- 6) Any water or waste having a pH lower than five and one-half ( $5\frac{1}{2}$ ) or higher than nine (9) or having any other corrosive property capable of causing damage or hazard to structures, equipment or personnel of the sewage works.
- 7) Any water or waste containing a toxic or poisonous substance in sufficient quantities to injure or interfere with sewage process, constituting a hazard to humans or animals or creating any hazard in the receiving waters of the sewage treatment plant.
- 8) Water from roof downspouts, exterior foundation drains, areaway drains, groundwater, or other sources of surface run-off.



9) Any waters or wastes containing suspended solids of such character or quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant.

10) Any noxious or malodorous gas or substance capable of creating a public nuisance.

b) Sanitary Sewage. The waste from water closets, urinals, lavatories, sinks, bathtubs, showers, household laundries, cellar floor drains, bars, soda fountains, cuspidors, refrigeration drips, drinking fountains and any other waterborne waste not constituting an industrial waste.

Connection with Sanitary Sewer Required; Exception; Use of Private Sewage Disposal System.

Except where otherwise provided, no person shall maintain within the Town any privy, privy vault, septic tank cesspool or other facility intended for use for the disposal of sewage.

Where a public sanitary sewer is not available within the Town or in any area under the jurisdiction of the Town the building sewer shall be connected to a private sewage disposal system complying with the provisions and recommendation of the Department of Public Health of the State. Such private sewage disposal system shall be constructed, maintained and operated at all times in a sanitary manner.

At such time as a public sanitary sewer becomes available to property served by a private sewage disposal system, a direct connection shall be made to the public sanitary sewer in accordance with the provisions of this ordinance and any septic tank, cesspool or similar sewage disposal facilities shall be abandoned and filled with suitable material.

Permit Required. It shall be unlawful for any person to open, uncover or in any manner make connection with any sewer main or line of the Town, or to lay drain or sewer pipes on any premises or in any street or alley in the Town without first obtaining a written permit therefor from the Town Clerk.

Application. The application for said permit shall be in writing and shall contain the following information:

a) Name and address of the applicant;



- b) Name and address of owner of the premises where said connection is to be made; drain or line is to be laid;
- c) Location of the proposed connection, drain or sewer pipes;
- d) Statement as to the type of connection and type of materials to be discharged into the sewer.
- e) Statement as to whether said connection is to be made to the storm sewer or the sanitary sewer.

Issuance of Permit. If the proposed connection does not violate any provision herein and does not violate any other laws of the Town, the Town Clerk shall issue a permit for such connection. Such permit shall contain all information contained in said application and shall specify the type and kind of grease and sand traps to be used.

Tapping Fee. At the time of filing the application the applicant shall pay a tapping fee of \$ 150.00 for the connection to the sewer of any property within the corporate limits, and \$ 250.00 for the connection to the sewer of any property located outside of the corporate limits.

Construction of Sewers. Any user of the sewer system, either inside or outside of the corporate limits, must build his own sewer line if there is no line available for him to connect with. All connections to the Town's sewer system must be subject to the supervision and inspection of the Town Clerk.

Discharge of Nonacceptable Wastes into Sewer Prohibited. The discharge of nonacceptable wastes into the Town sewer system whether directly or indirectly, is prohibited, and where investigation reveals the presence in the system of nonacceptable wastes emanating from any lot, land, building or premises, the owner, lessor, renter or occupant of such lot, land, building or premises shall be at his own expense required to treat, neutralize or in other ways prepare the noxious substance therein to the satisfaction of the Town Clerk in order to convert the same into acceptable wastes.

Use of Grease, Oil, Sand, etc., Interceptors. Grease, oil and sand interceptors shall be provided when, in the opinion of the Town Clerk, they are necessary for the proper handling of any liquid waste containing grease in excessive amounts or any flammable waste,



Deposit of Untreated Industrial Waster into Natural Outlets Prohibited. No person shall discharge into any natural outlet within the Town, or any area within the jurisdiction of the Town, any sanitary sewer industrial waste or other polluted waste, except where suitable treatment has been provided.

Damaging, Tampering with Sewers Prohibited. No person shall maliciously, wilfully or negligently break, damage or destroy, uncover, deface or tamper with any structure, appurtenance or equipment which is a part of the Town sanitary sewer system.

Billing; Payment. The sewer charges levied pursuant to this ordinance shall be payable monthly and shall be added to and made a part of the monthly water bill of the various properties in the Town. Properties outside the Town shall pay monthly and in advance, or as provided by agreement. If any such bill is not paid within 10 days thereafter, a penalty of 1% per cent of such charge shall be added to such bill.

Collection of Unpaid and Overdue Charges. Each sewer charge levied pursuant to this ordinance shall be a lien therewith and if the same is not paid within sixty (60) days after it shall become due and payable, the Town Clerk shall certify such unpaid rates or charges to the County Treasurer to be placed by him upon the tax list for the current year, to be collected in the same manner as other taxes are collected, with ten (10%) per cent penalty thereon to defray the cost of collection, and the same shall be collected and paid over by the County Treasurer to the Town in the same manner as taxes are authorized to be paid by Article 37, Chapter 139, of the Colorado Revised Statutes, 1963, and all laws of the State for the assessment of general taxes, including the laws for the sale of property taxes and redemption of the same, shall apply thereto.

Such rates and charges may also be certified to the County Commissioners and shall become a lien upon the real property served by such sewer connections, and collected in the same manner as though they were part of the taxes.

Disposition and Use of Funds. The funds received from the collection of charges and rentals authorized by this ordinance shall be deposited, paid out and applied only in the manner and form provided for the issuance of sanitary sewer refunding and improvement revenue bonds for the Town, for the purpose of refunding and paying



outstanding sanitary sewer revenue bonds of the Town, and for extending and improving the Town's sanitary sewer system and treatment plant, such funds to be known and established as the "Sanitary Sewer Refunding and Improvement Bond Fund", but nothing contained in this ordinance shall be construed in any way to prevent the Town Board from applying and crediting to such fund, available money derived from any other sources.

Discontinuance of Sewer Service. In addition to the remedies provided in this ordinance, the Town may, without notice, discontinue sanitary sewer service to any premises as to which the sanitary sewer system charges are delinquent for a period of 20 days. The Town may, without notice, discontinue the sanitary sewer service to any premises discharging nonacceptable wastes into the sanitary sewer system.

Adoption of Rules and Regulations Governing Sewers. The Town Council shall make and enforce such rules and regulations as it may deem necessary for the safe, efficient and economical management of the Town sewer system. Such rules and regulations, when no repugnant to any other ordinances of the Town and laws of the state shall have the same force and effect as ordinances of the Town.

PASSED, ADOPTED AND APPROVED this 4th day of <sup>February</sup>~~January~~, 1974.

(SEAL)

Charles W. Barick  
Mayor

ATTEST:

Linda Prentice  
Town Clerk