

ORDINANCE #5.23.06b
**ORDINANCE PROHIBITING ILLICIT CONNECTIONS TO MUNICIPAL STORM
SEWER SYSTEMS IN THE TOWNSHIP OF SHREWSBURY**

SECTION I. Purpose:

An Ordinance to prohibit illicit connections to the municipal separate storm sewer system(s) operated by the Township of Shrewsbury, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

SECTION II. 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 Township of Shrewsbury, unless 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 [3 U.S.C. 1317(a), (b) or (c)]
- d. Municipal separate storm sewer 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 owned or operated by the Township of Shrewsbury or other public body, and is designed and used for collecting and conveying stormwater.
- e. NJDES Permit - a permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A.
- f. Non-contact 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 algaecides, or biocides to control fouling of equipment such heat exchangers, and/or corrosion inhibitors.
- g. Person - any individual, corporation, company, partnership, firm, association, or political subdivision of this 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, byproduct or waste product. Process wastewater includes, but is not limited to, leachate and cooling water other than non-contact cooling water.

i. Stormwater – water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface is captured by separate storm sewers or other sewerage or drainage facilities or is conveyed by snow removal equipment.

SECTION III. 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 Township of Shrewsbury any domestic sewage, non-contact cooling water, process wastewater or other industrial waste (other than stormwater).

SECTION IV. Enforcement:

The provisions of this Ordinance shall be enforced by the Special Code Enforcement Officer of the Township of Shrewsbury and/or the New Jersey State Police and any future Police Department that may either be established by Shrewsbury Township or shall enforce the laws of Shrewsbury Township through any Interlocal Agreement.

SECTION V. Violations and Penalty:

Any person, firm or corporation violating any provision of this Ordinance shall, upon conviction, be subject to a fine not exceeding \$1,250.00, a term of imprisonment not exceeding 90 days or a period of community service not exceeding 90 days or any combination thereof.

SECTION VI. 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 VII. Effective Date:

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

Township Committee Person introduced the aforesaid Ordinance and
Seconded said Ordinance for introduction.

ROLL CALL

Affirmative: 3

Negative: 0

Abstain: 0

Absent: 0

Dated: 5/23 , 2006

Township Committee moved the aforesaid Ordinance for second
reading for Public Hearing and upon closure of said Public Hearing move for its final reading and
adoption, seconded by **Mr. Jones** Township Committee Person.

ROLL CALL

Affirmative: 3

Negative: 0

Abstain: 0

Absent: 0

Dated: 7/11 , 2006 Ordinance Adopted


ALBERT KLOSE, Mayor

ATTEST:


JANET DELONARDO
CLERK