

BOROUGH OF DONORA
WASHINGTON COUNTY, PENNSYLVANIA

Ordinance No. 1093

AN ORDINANCE OF THE BOROUGH OF DONORA DIRECTING AND REQUIRING THE CONNECTION OF ALL OCCUPIED BUILDINGS WITH PUBLIC SANITARY AND COMBINED SEWERS IN THE BOROUGH ON PREMISES ACCESSIBLE THERETO; DIRECTING AND REQUIRING THE ABANDONMENT OF PRIVY VAULTS, CESSPOOLS AND SEPTIC TANKS ON SUCH PREMISES; PROHIBITING THE ERECTION AND CONSTRUCTION OF PRIVY VAULTS, CESSPOOLS AND SEPTIC TANKS IN AND UPON SUCH PREMISES; PROVIDING FOR THE METHOD OF CONNECTION BETWEEN OCCUPIED BUILDINGS AND SAID SANITARY AND COMBINED SEWERS AND FOR THE INSPECTION THEREOF; PROVIDING FOR THE ISSUANCE OF PERMITS AND THE PAYMENT OF TAP CHARGES THEREFOR; DEFINING UNACCEPTABLE SANITARY SEWAGE; AND PROVIDING PENALTIES FOR VIOLATION HEREOF.

BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Donora, and it is hereby ordained and enacted by authority of the same as follows:

SECTION 1. Every owner of property in the Borough of Donora whose property abuts upon any public sanitary or combined sewer presently in existence or to be constructed in the future shall connect, at its own cost, the house, building or other structures located on said property with the aforementioned public sanitary or combined 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 occupier of any property in the Borough of Donora abutting upon any public sanitary or combined sewer 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 or combined sewers.

SECTION 3. Where any house, building or structure in the Borough abutting upon any public sanitary sewer is now or hereafter may be using any method for the disposal of acceptable sanitary sewage other than through said public sanitary or combined sewers, it shall be the duty of the Borough Secretary or the authorized representative of Mon Valley Sewage Authority (hereinafter called the "Authority") 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 or combined 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 or combined sewers.

SECTION 5. It shall be unlawful for any person, firm or corporation connected to any public sanitary sewers (not combined 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 water, 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 or combined sewers until he has fulfilled all of the following conditions:

(a) He shall make application to the Authority, the Borough's agent, upon a permit form to be formulated and supplied by the Authority for permission to connect to the aforementioned public sanitary or combined 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 Authority tap connection and inspection fee to the Authority at the time of making application for permission to make a connection.

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

(d) He shall give the designated Inspector of the Authority 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) 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 Authority in its Sewage Disposal System Rules and Regulations, as the same may be from time to time published and amended, copies of which, upon adoption by the Authority, shall be maintained on file with the Borough Secretary.

SECTION 8. 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 3 hereof, the Borough or the Authority 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 provisions of this Ordinance at the cost and expense of such owner or owners, together with ten (10%) per cent 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 the Authority as debts are by law collectible, or the Borough or the Authority may, by its proper officer, file a municipal claim or lien therefor against said premises as provided by law.

SECTION 9. Unacceptable sanitary sewage for purposes of this Ordinance shall have the same definition as that which is set forth in the Authority's Sewage Disposal System Rules and Regulations, said Rules and Regulations being hereby approved by the Borough and held to

be applicable to all users of the aforementioned public sanitary or combined sewers.

SECTION 10. In addition to any penalty hereinabove prescribed, any person, firm or corporation failing to make a proper connection within the time specified after receipt of proper notice as provided in Section 3 hereof shall, upon conviction thereof before a justice of the peace, pay a fine or penalty of Fifty (\$50.00) Dollars for each day in violation hereof, and violating any of the other provisions of this Ordinance shall pay a fine or penalty of not less than Five (\$5.00) Dollars nor more than One Hundred (\$100.00) Dollars, 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 11. It is hereby declared as the legislative intent that the invalidity of any section, clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

SECTION 12. All ordinances or resolutions or parts of ordinances or resolutions not in accord with this Ordinance are hereby repealed insofar as they affect this Ordinance.

ORDAINED AND ENACTED into law by the Borough Council of the Borough of Donora in lawful session assembled this 23 day of OCTOBER, 1968.

BOROUGH OF DONORA

(BOROUGH SEAL)

Attest:

By Thomas J. Gaud
President of Council

Borough Secretary

Approved this _____ day of _____, 1968.

By Allort P. DeSandro
Mayor