

## **CHAPTER 50 - SEWERS**

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## GENERAL PROVISIONS

### 50.001 Approval by EPA Region V.

Approval of this chapter by the Regional Administrator of Region V of the Environmental Protection Agency is evidenced by the authorization received by the Town on February 27, 1981, which authorization is incorporated herein. (Ord. 1982-4, passed 7-26-82)

### 50.002 Biennial Review

The Town Council, not less than every two years, shall review the wastewater contribution of users and user classes, the total costs of operation and maintenance of the treatment works and its approved user charge system. The Council shall revise the charges for users or user classes to accomplish the following:

- A.) Maintain the proportionate distribution of operation and maintenance costs among users and user classes.
- B.) Generate sufficient revenue to pay the total operation and maintenance costs necessary to the proper operation and maintenance, including replacement of the treatment works.
- C.) Apply excess revenues collected from a class of users to the costs of operation and maintenance attributable to that class for the next year and adjust the rate accordingly.
- D.) Generate sufficient revenue to pay principal and interest on bonds payable and other obligations of the sewage works in order to meet the requirements of the sewage bonds ordinance of any bonds outstanding. (Ord. 1982-4, passed 7-26-82)

### 50.003 Definitions

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**Beneficial Uses:** These include but are not limited to domestic, municipal, agricultural and industrial use, power generation, recreation, aesthetic enjoyment, navigation and the preservation and enhancement of fish, wildlife and other aquatic resources or reserves and other uses, tangible or intangible, as specified by the state or federal law.

**Biochemical Oxygen Demand (BOD):** Sewage, sewage effluent, polluted waters or industrial wastes. The quantity of dissolved oxygen, expressed in milligrams per liter, required during stabilization of decomposable organic matter by aerobic biochemical action under standard laboratory procedures for five days at 20°C. The laboratory determinations of BOD shall be made in accordance with procedures set forth in “Standard Methods”, therein and conventionally referred to as BOD<sub>5</sub>

**Building Drain:** The lowest horizontal piping of a building drainage system which receives the discharge from soil pipes, waste pipes and other drainage pipes inside a building and conveys it to a point outside the building.

**Chemical Oxygen Demand (COD):** Sewage, sewage effluent, polluted waters or industrial wastes. The measure of the oxygen equivalent of that portion of the organic matter in a sample that is susceptible to oxidation by a strong chemical oxidant. The laboratory determination shall be made in accordance with procedures set forth in the “Standard Methods.”

**Combined Sewer:** A sewer which carries storm, surface or ground water runoff in addition to sewage.

**Compatible Pollutants:** Wastewater having or containing:

- (1) Measurable biochemical oxygen demand
- (2) Suspended solids
- (3) pH
- (4) Fecal coliform bacteria or
- (5) Additional pollutants identified or defined in the Town’s National Pollution Discharge Elimination System (NPDES) permit or by the State or Town Council.

**Constituents and Characteristics (wastewater):** The chemical, physical, bacteriological and radiological properties, including volume, flow rate, and to other properties which define, classify or measure the contents, quality, quantity and strength of wastewater.

**Debt Service Charge:** A charge levied on users of a treatment works to fund debt service on outstanding revenue bonds and current capital costs.

**Effluent:** The water together with any wastes that may be present flowing out of a drain, sewer, receptacle or outlet.

**Garbage:** Any solid wastes from the preparation, cooking or dispensing of food or from the handling, storage or sale of produce.

**Incompatible Pollutants:** Any pollutants which are not compatible pollutants

**Industrial User:** A non-domestic discharger that introduces pollutants into a POTW.

**Industrial Wastes:** Any solid, liquid or gaseous substance or form of energy discharged permitted to flow into or enter the sewerage system or ground from an industrial, manufacturing, commercial or business process or from the development, recovery or processing of any natural resource carried on by any person and further shall mean any waste from an industrial user, but not including sanitary sewage or storm water.

**Infiltration:** The water entering the sewer system directly or by way of private sewers, building drains and building sewers connected therewith from the ground through means such as but not limited to defective pipe joints, connections or manhole walls.

**Inflow:** Water other than wastewater entering the sewerage system from sources such as leaders, cellars, yard areas and foundation drains, drains from springs and swampy areas, manhole areas, cross connections between storm and sanitary sewers, catch basins, cooling towers, storm water, surface runoff and street wastewater or drainage.

**Inspector:** A person authorized by the Town Council or Superintendent to perform inspection duties assigned to him/her by the council or Superintendent.

**Lateral Sewer:** The extension from the building drain to the sewerage system or other place of disposal.

**NPDES:** National Pollutant Discharge Elimination System permit now or hereafter held by the Town and setting forth conditions for the discharge of any pollutants or combination of pollutants.

**Normal Domestic Sewage:** Sewage discharged by residential users with a BOD<sub>5</sub> concentration not in excess of 200 mg/L and a suspended solids concentration not in excess of 200 mg/L.

**Nuisance:** Any substance which is injurious to health or offensive to the senses or an obstruction to the free use of property so as to interfere with the comfort or enjoyment of life or property.

**Operation and Maintenance:** All expenses related directly to operating and maintaining the sewage works as identified in the "Uniform System of Accounts

for Wastewater Utilities” or as prescribed by the Indiana State Board of Accounts under the general headings, Plant Operation and Maintenance, Sewer Operation and Maintenance, Customer Accounts, Administrative and General, Insurance and taxes. Operation and Maintenance includes replacement. See Replacement.

**Pollution:** An alteration of the quality of water by waste, contaminants or pollutants to a degree which renders the water unfit for beneficial uses.

**POTW:** Publicly Owned Treatment Works. The Town’s wastewater treatment plant

**pH:** The conventional scientific measure of the degree of acidity or alkalinity.

**Public Sewer:** A sewer owned by the Town.

**Receiving Sewer System:** The Town sewer system.

**Replacement:** Expenditures for obtaining and installing equipment, accessories or appurtenances which are necessary during the useful life of the treatment works to maintain the capacity and performance for which the works were designed and constructed. Replacement is included in operation and maintenance. See **Operation and Maintenance.**

**Sanitary Sewage:** Sewage such as and having the characteristics of domestic sewage from dwellings (including apartment houses and hotels), office buildings, factories or institutions, free from storm and surface water and industrial wastes.

**Sewer:** A pipe or conduit laid for carrying sewage or other liquids and solids suspended or entrained therein.

**Sewerage System:** The network of publicly owned sewers and appurtenances used for collection, transportation and pumping of wastewater to the wastewater treatment plant and the wastewater treatment plant itself.

**Sewer Charges:** The total of the user charge and the debt service charge.

**Shredded Garbage:** Garbage that is shredded to such a degree that all particles will be carried freely in suspension under the conditions normally prevailing in the sewerage system, with no particle greater than ½ inch in dimension.

**Significant Industrial User:**

(a) Except as provided in item (b) below, "significant industrial user" or "SIU" means the following:

- (1) Industrial users subject to categorical pretreatment standards under 327 IAC 5-18-10.

(2) An industrial user that:

- (A) Discharges an average of twenty-five thousand (25,000) gallons per day or more of process wastewater (excluding sanitary, non-contact cooling and boiler blow down wastewater) to the POTW;
- (B) Contributes a process waste stream that makes up five percent (5%) or more of the average dry weather hydraulic or organic capacity of the POTW treatment plant; or
- (C) Is designated as a significant industrial user by the Town of Morristown on the basis that the industrial user has a reasonable potential to:
  - (i) Adversely affect the POTW's operation;
  - (ii) Violate a pretreatment standard; or
  - (iii) Violate a requirement of 327 IAC 5-19-3.

(b) The Town of Morristown may, on its own initiative or in response to a petition received from an industrial user or a POTW and in accordance with 327 IAC 5-19-3(6), determine that an industrial user is not a significant industrial user if it does not meet subsection (a)(2)(C).

**Storm Sewer:** A sewer intended to carry only storm waters, surface runoff; street wash waters and drainage.

**Superintendent:** The Superintendent of the Sewer Department subject to the control of the Town Council in all matters.

**Surcharge:** A charge for sewerage services in addition to the basic sewer charge. A surcharge is assessed upon users whose sewage is of such a nature that it imposes upon the sewage works a burden greater than that covered by the basic user charge.

**Suspended Solids:** Solids which either float on the surface or are in suspension in water, sewage or other liquid and which are removable by laboratory filtration. Their concentration shall be expressed in milligrams per liter. Quantitative determinations shall be made in accordance with procedures set forth in "Standard Methods".

**Total Toxic Organics:** Organic compounds defined as the summation of all (1) Volatile organics as analyzed using US EPA method 624 or equivalent, (2) Semi-Volatile Organics as analyzed using US EPA method 625 or equivalent, and (3) PCBs and Pesticides as analyzed using US EPA method 608 or equivalent.

**User:** A person who introduces into or discharges into, including the owner and occupant of real estate from which is introduced or discharged into the sewerage system, any substance.

- 1) **Residential User:** A user who introduces only normal domestic sewage from a single family or multifamily dwelling into the sewerage system.
- 2) **Commercial User:** Transit lodging, retail and wholesale establishments or places engaged in providing merchandise for personal, household or industrial consumption and/or rendering services to others.
- 3) **Institutional User:** A publicly or privately owned school, hospital, nursing home, prison or other similar institution whose wastes are segregated domestic wastes.
- 4) **Governmental User:** A user engaged in legislative, judicial or administrative activities of federal, state and local government such as courthouses, police and fire stations, city halls and the like.
- 5) **Industrial User:** Any user who discharges non-domestic waste.

**User Charge:** A charge levied on users of a treatment works for the user's proportionate share of the cost of operation and maintenance, including replacement of the works.

**Violation Charge:** A charge levied upon a user that has discharged a substance in violation with any numerical threshold or other prohibited substance as defined in 50.073 – Limitation on Wastewater Strength of this ordinance pursuant to 50.999 – Penalty.

**Waste:** Sanitary sewage and any and all other waste substances, liquid, solid, gaseous or radioactive, associated with human habitation or of human or animal origin or from any producing, processing, manufacturing or industrial operation of any nature, including waste placed within containers of whatever nature before and for the purpose of disposal.

**Wastewater:** The water-carried waste from residences, business buildings, institutions and industrial establishments, singular or in any combination, together with ground, surface and storm waters as may be present.

**Wastewater Treatment Plant:** Any arrangement of devices and structures used by the Town for treatment and disposal of sewage, sludge and other sewage constituents and products.

(Ord. 1982-4, passed 7-26-82)

50.004

Administration by Town Council

The Town Council may adopt and enforce after reasonable regulations not in conflict herewith as it may be deemed necessary for the safe, economical and

efficient management of the Town's sewerage system and wastewater treatment plant and for the construction and use of building or house lateral sewers and connection connections to the sewage system, regulations which may include limitations of prohibitions of introduction of or infiltration by storm water, surface water and ground water into the sewerage system.  
(Ord. 1982-4, passed 7-26-82)

50.005 Right of Superintendent and Inspector to Enter Any Premise(s)

The Superintendent, Inspector or other person duly authorized by the Town of Morristown, upon reasonable notice to any person who is owner, tenant or occupant of any real estate is empowered to enter upon presentation of proper credentials all premises for the purposes of inspecting, observing, measuring, sampling and testing water, sewage and industrial waste. This includes but is not limited to commercial or other grease traps, or the premises of any industrial user to conduct inspections, surveillance, record review, and/or monitoring, as necessary to determine compliance with this ordinance and, if applicable, any effective industrial wastewater pretreatment permit.

50.006 Damaging, Defacing Sewerage Works Property

A person shall not maliciously, willfully or recklessly break, damage, destroy, uncover, deface or tamper with any structure, appurtenance or equipment which is a part of the Town sewerage system.  
(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.007 Accidental Discharges

A user upon accidentally discharging chemicals, corrosive substances or anything harmful to the sewerage system treatment process of wastewater in violation of this chapter, immediately shall notify the Superintendent to enable counter measures to be taken by the Town to minimize damage to the sewerage system, treatment processes and receiving stream.

- A.) This notification shall be followed within seven days of the date of occurrence by a detailed, written report, signed by the user, describing the causes of the accidental discharge and the measures being taken to prevent future, similar occurrences.
- B.) The notification will not relieve users of liability for any expense, loss or damage to the sewerage system, wastewater treatment plant or treatment process of any fines or penalties imposed by the Town Council, which expense.  
(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.008 Continued Failure to Comply

The Town Council shall have the following methods of recourse in the event of repeated or willful failure by a user to meet the wastewater admissibility requirements of this chapter. In addition, the Town shall have and the Council may exercise all other legally available remedies.

(Ord. 1982-4, passed 7-26-82)

50.009 Falsifying Information

A.) A person shall not knowingly make or submit to the Town a false statement, representation, record, report, plan or other document required to be filed hereunder or under a duly adopted regulation of the Town Council or voluntarily filed with the intent the Town rely thereon, or falsify, temper with or knowingly render inaccurate any monitoring, testing, measuring or timing device required or installed under these regulations.

B.) A person shall not, during any monitoring or surveillance period, alter industrial processes or other activities for the purpose of rendering samples drawn or measurements taken during the monitoring or surveillance unrepresentative or uncharacteristic of normal operations, flows or concentrations of pollutants.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.010 Privies, Septic Tanks, Cesspools and the Like Prohibited

Except as otherwise provided by the Town Council or the State, a person shall not construct or maintain a privy, septic tank, cesspool or other facility intended or used for disposal of wastewater.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.011 Grease, Oil and Sand Interceptors

Grease, oil and sand interceptors shall be provided at all restaurants and at all industrial or commercial enterprises when, in the opinion of the Town, they are necessary to contain grease, flammable wastes or sand and other harmful inert materials. All interceptors shall be approved by the Town and shall be readily and easily accessible for cleaning and inspection.

Receipt of any and all cleanings of such interceptors, as well as, records of the proper disposal of all material removed from the interceptors shall be filed with the Town within seven (7) standard business days of said cleaning. It shall be the responsibility of the Owner of the interceptor to submit these records to the Town

as well as produce them immediately during the course of any inspection by a duly authorized representative of the Town.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.012 When Connection to Town System is Required

Any person constructing a new house or other building for occupancy, employment, recreation, industrial or commercial activity within the Town shall connect to the sewerage system in accordance with applicable ordinances and regulations and shall not discharge sewage elsewhere than into the sewerage system.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.013 Special Agreements

Special agreements and arrangements between the Town and any person within Shelby County may be established by the Town Council within the terms and intent of this chapter when, in the opinion of the council, unusual or extraordinary circumstances compel special terms and conditions whereby an unusual wastewater may be accepted for treatment, subject to payment of applicable fees.

Any such agreement shall be retained on file and available for inspection by any duly authorized agent of the Town or of the Indiana Department of Environmental Management in the event of an inspection as defined under section 50.005 of this Ordinance. Any such agreement shall be subject to review, revision, or termination in the event that a violation of the terms of the agreement is found.

Any and all Special Agreements will be subject to full review at the end of the active terms of the agreement and no such agreement shall carry terms longer than four (4) years.

(Ord. 1982-4, passed 7-26-82)

50.014 Liability for Equipment

Where pretreatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the user, at the user's expense and shall at all reasonable times be open to inspection and testing by the Town.

(Ord. 1982-4, passed 7-26-82)

50.015 Town's Right to Reject Waste

The Town shall have the right to reject waste and prohibit the introduction of rejected waste into the sewerage system or the Town may require pretreatment of the waste when the strength of character of the waste is such that it could damage or interfere with the operation of the sewerage system. When pretreatment is

necessary, the pretreated wastes must meet the restrictions contained in the Environmental Protection Agency Pretreatment Standard (40 CFR 403). (Ord. 1982-4, passed 7-26-82)

## **LATERAL SEWERS**

### 50.030 Separate Sewers Required

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

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

### 50.031 Construction Requirements

The size, shape, alignment, materials or construction of a building or house lateral sewer and the methods to be used in excavating, placing the pipe, jointing, testing and backfilling the trench shall conform to the requirements of the building and plumbing codes and other applicable rules and regulations of the Town. (Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

### 50.032 Use of Old Lateral Sewers with New Building

Old building or house lateral sewers may be used in connection with new buildings or houses only when they are determined, upon examination and tested by the inspector to meet all requirements of this chapter.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

### 50.033 Elevation and Location

Whenever reasonably possible the building or house lateral sewer shall be brought to the building or house at an elevation below the basement floor. In all buildings or houses in which any building or house drain is too low to permit gravity flow to the appropriate public sewer, wastewater carried by the building or house drain shall be lifted by an appropriate means and discharged to the building or house lateral sewer.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

## **CONNECTIONS**

### 50.040 Downspouts, Drains and the Like

No person hereafter shall connect or reconnect roof downspouts, footing drains, areaway drains, parking lots or other sources of surface, runoff or ground water to a building or house lateral sewer or building or house drain which, in turn, is connected directly or indirectly to the sewerage system.  
(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.041 Inspection and Supervision of Connection

The applicant for a building or house lateral sewer permit shall notify the Town Council or its designated representative when a building or house lateral sewer is ready for inspection and connection to the sewerage system. The connection shall be made under the supervision of the Inspector or the Inspector's representative using materials and techniques conforming to the requirements of the Council. The applicant shall give notice before the burial or covering of the lateral sewer and shall not cover or bury the sewer until the inspection is completed and the connection approved.  
(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.042 Extension Outside Town

A person shall not directly or indirectly make any connections with or openings into the sewerage system for the purpose of serving any areas outside the corporate boundaries of the Town without first securing a specific resolution of the Town Council describing the real estate and property to be served and authorizing the connection.  
(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.043 Town's Right to Prohibit New Connections

The Town shall have the right to prohibit new connections when the excess capacity of the sewerage system is deemed insufficient by the Town Council to accommodate the expected flow, BOD and/or suspended solids loading from the prospective sewer user.(Ord. 1982-4, passed 7-26-82)

**PRIVATE WELLS**

50.050 Registration

Every owner or occupant of real estate within the corporate limits of the Town or real estate from which there is a lateral sewer or other means or path of direct or indirect flow into the sewerage system shall report, on a form provided by the Town Council, the existence of any such well to the Superintendent. The information furnished on the form by the owner or occupant shall include among other items, the name of the owner and occupant of the real estate, the location of the real estate of the well, the size of the well pipe, the size (voltage, amperage

and horsepower, where ascertainable) of the well pump motor and the purpose for which the well water is used by the owner, occupant or others.

50.051 Metering

The Town Council shall determine by any reasonable means including but not limited to the use of water meters and timing devices, the flow of the well in order to determine the amount of sewage entering the sewerage system. The owner or occupant of the real estate shall pay for the metering device, which shall be of a type approved by the Council and which shall remain the property of the owner but be under the exclusive control of the Council and shall not, under any circumstances, be tampered with by the owner, occupant or any other person. In the case of wells for household use only, the Council may in lieu of metering or timing the use of the well, provide for use of reasonable estimates regarding water volume.

(Ord. 1982-4, passed 7-26-82) Penalty, see 5 0.999

50.052 Inspection

The Town Council may direct the Superintendent, Inspector or any other employee to enter upon private property for the purpose of inspecting to determine the existence of private wells, to oversee or to direct the installation of metering or timing devices and to read the meters and devices.

(Ord. 1982-4, passed 7-26-82)

50.053 Digging

A person hereafter shall not dig or drive a well within the Town limits without first making application therefore to the Superintendent. The application shall be on a form approved by the Town Council and shall show all pertinent data regarding size and flow. The application shall be signed by both the installer of the well (the contractor or other person doing the work) and the owner or owner's agent (other than the installer). The failure to file such an application shall be a violation of this chapter.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

**DISCHARGES, SIGNIFICANT INDUSTRIAL USERS, SURVEILLANCE**

50.060 Prohibition of Discharge to Natural Outlets

It shall be unlawful to discharge to any natural outlet within the Town or in any area under the jurisdiction of the Town any sewage or other polluted water except where suitable treatment has been provided in accordance with subsequent provisions of this chapter.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.061 Determining Significant Industrial Users

Each commercial and industrial user shall supply the Town with information about expected wastewater constituents and characteristics to be used in determining whether or not the user will be a significant industrial user. The user shall submit a “Non-Domestic Discharger Survey Sheet” to the Superintendent for review and consideration for formal determination. (Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.062 Significant Industrial User Permits

- A.) Any industrial user and any other user on demand of the Town Council shall provide the Town with sufficient information to determine if he/she is a significant industrial user. Any user determined a significant industrial user shall be required to obtain a permit which describes the wastewater constituents and characteristics allowed and which sets forth the applicable surveillance schedule and the monitoring requirements the user shall be subject to in order to discharge into the sewerage system. A significant industrial user permit shall be valid for four (4) years unless processing changes are made that in the opinion of the Superintendent or Council alter wastewater constituents and characteristics significantly. In the event of such a change a new application shall be filed accordingly. A permit may be renewed without reapplication at the end of four years at the discretion of the Town.
- B.) Nothing in a significant industrial user permit shall constitute an exception to the prohibitions and limitations on wastewater admissibility as set forth herein. Significant industrial users are subject to all applicable fees, rates and charges set forth in this chapter.
- C.) A user holding an NPDES or IWP permit from the state is prima facie entitled to a significant industrial user permit from the Town. The holder of any NPDES or IWP permit from the state shall file with the Superintendent a copy of each report or application the permit holder files with the state, the copy to be filed with the Town not later than three business days after the filing with the appropriate state authority. Each user who applies to the state for an NPDES permit shall similarly file a copy of the application and all supporting documents with the Town within the three-day time period.

50.063 SIU’s Permit Applications and Fees

- A.) Significant industrial users shall make application for the proposed discharge on a form provided by the Town. The permit application shall be supplemented by any plans, specifications, studies or other information

considered pertinent by the Town Council.

B.) Permit fees for significant industrial users shall be as follows: \$200.00

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.064 Surveillance of Significant Industrial Users

A.) To establish a feasible surveillance schedule, the following classes of significant industrial users are formed:

<u>Class Qualification</u>	<u>Minimum Surveillance Schedule</u>
A.) Flow of 100,000 gallons per day (0.1MGD) or more per average work day.	Quarterly
B.) Flow of 0.025 MGD to 0.1 MGD per average work day or discharge with constituents or characteristics that result in a significant industrial user classification.	Twice annually
C.) The surveillance period normally will be for a period of seven consecutive days and consist of three (3) 24-hour composite &/or (3) grab samples as applicable for the discharge characteristics of interest, but can be of longer or shorter duration at the discretion of the Town Council or Superintendent, and shall occur with or without prior notification to the User. In cases where the surveillance period extends for more than seven consecutive days, the Town shall have the prerogative of selecting seven consecutive days of its choice for establishing rates and charges as provided for in this chapter.	
D.) Users that hold an Industrial Wastewater Pretreatment (IWP) Permit issued by the State of Indiana shall be subject to Town Surveillance in addition to the self-monitoring and reporting requirements of the IWP Permit. Historical compliance or non-compliance with both the IWP and the Town's limitations upon discharge may decrease or increase the frequency with which Town surveillance may occur as deemed necessary by the Town Manager and/or Wastewater Superintendent. (Ord. 1982-4, passed 7-26-82)	

50.065 Surveillance Survey Charge

A.) The charge for each surveillance survey shall be \$40/day in addition to any and all independent laboratory fees incurred by the Town with a maximum charge for seven days of \$1000.

- B.) The Town Council may adopt a schedule of lower but not higher surveillance fees and may waive surveillance fees in proper instances, particularly when surveillance is to detect or determine improper discharge found not to exist. In a case where no improper discharge is found the Council may charge a minimum fee of \$20.
- C.) Where the industry has an ongoing pretreatment facility or system approved by the state or by the Council, there will be no surveillance fee, unless the Council finds the user having the pretreatment facility or system has violated the effluent standards applicable to the user.  
(Ord. 1982-4, passed 7-26-82)

50.066

Monitoring Significant Industrial Users (SIU's)

- A.) SIU's shall install at its own expense:
  - 1. A suitable control manhole or other access means, together with other necessary appurtenances in or on each building lateral sewer to facilitate observation, sampling and measurement of the wastewater, and
  - 2. Sampling devices that may be reasonably necessary or unless otherwise instructed by the Town.
- B.) A user will be required by the Town to install the manholes or other access means and sampling and testing devices shall be constructed and maintained to the Town's satisfaction at the expense of the user, but shall be under the control of the Town.
- C.) The Town may provide monitoring equipment during a surveillance period for control manholes or other access means.
- D.) Monitoring equipment shall unless otherwise specified by the Town include a device for automatically measuring flow and a device for automatically taking a composite sample of wastewater during a 24 hour period. Any such equipment shall be calibrated by an independent consultant at the Users expense at least once annually and receipt and documentation of said calibrations shall be provided to the Town within seven (7) business days of the service and immediately available at the site during the course of an inspection by the Town or a duly appointed representative.  
(Ord. 1982-4, passed 7-26-82)

50.067

Limitations on Point of Discharge

No person shall discharge any substance directly into a manhole or other opening in the sewerage system other than through the approved building or house lateral

sewer, except in accordance with the terms of this chapter or by express permission of the Town Council.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.068 Commercial or Industrial Waste Hauling

A person who is a licensed commercial or industrial waste hauler may not discharge compatible pollutants and those incompatible pollutants within the limits of admissibility set out herein to the wastewater treatment plant at any time or place. However, the Town Council may accept the discharge if it elects in given cases to do so. Wastewater so received may have been generated within the county. If accepted, the Superintendent must receive a written document showing name of hauler, license, source and quantity of wastewater prior to discharge. The location and time of discharge shall be determined by the Superintendent. The Superintendent may require test data to support the constituents of the wastewater prior to discharge.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.069 Discharges that are Flammable, Create Obstructions, Cause Odors. etc.

No person shall discharge to the sewerage system wastes which cause, threaten to cause or are capable of causing either alone or by interaction with other substances under penalty as defined in 50.999:

- A.) Obstruction of flow in the sewerage system or injury to the system or damage to the wastewater collection, treatment or disposal facilities to the wastewater collection, treatment or disposal facilities;
- B.) Danger to the life and safety of personnel;
- C.) A nuisance or hindrance of the effective maintenance or operation of the sewer system, such as through having an unusually strong or unpleasant odor;
- D.) Air pollution by the release of toxic or unusually malodorous gases or malodorous gas producing substances;
- E.) The wastewater treatment plant's effluent or any other product of the treatment process, residue, sludge or scum to be unsuitable for reclamation, disposal or to interfere with the reclamation process or fail to meet any of the limitations set by any federal or state agency or the terms of the Town NPDES permit;
- F.) A pollutant from any source of non-domestic wastewaters that could pass through or cause interference with the operation or performance of the POTW;
- G.) A pollutant that could create a fire or explosion hazard in the POTW, including waste streams with a closed cup flashpoint of less than one hundred forty (140) degrees Fahrenheit (sixty (60) degrees Celsius) using the test methods in 40 CFR 261.21;

- H.) A pollutant that could cause corrosive structural damage to the POTW, including a discharge with pH lower than five (5.0), unless the POTW is specifically designed to accommodate such a discharge;
- I.) A solid or viscous pollutant in an amount that could cause obstruction to the flow in a sewer or other interference with the operation of the POTW;
- J.) A pollutant, including an oxygen demanding pollutant (such as biochemical oxygen demand) released in a discharge at a flow rate or pollutant concentration that could cause interference in the POTW;
- K.) Heat in an amount that could inhibit biological activity in the POTW and result in interference or damage to the POTW; or exceed forty (40) degrees Celsius or one hundred four (104) degrees Fahrenheit at the POTW treatment plant unless the commissioner, upon request of the POTW, approves alternate temperature limits;
- L.) Petroleum, oil, non-biodegradable cutting oil, or products of mineral oil origin in an amount that could cause interference or pass through;
- M.) A pollutant that could result in the presence of toxic gases, vapors, or fumes within the POTW in a quantity that may cause acute worker health and safety problems;
- N.) A trucked or hauled pollutant, except with the permission of the POTW and when introduced to the POTW at a discharge point designated by the POTW; or
- O.) A violation of Federal Clean Water Act 307(a) or 307(b).

50.070 Unpolluted and Cooling Water

Unpolluted water including but not limited to Town water, cooling water, process water or blow down from cooling towers or evaporative coolers shall not be discharged through direct or indirect connection to the sewerage system for the purposes of diluting wastewater in order to reduce sewer rates or charges of the user. Limitations on the amount of unpolluted water that is discharged shall be part of a significant industrial user permit.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.071 Radioactive Waste

No person shall discharge or cause to be discharged any radioactive waste into the sewerage system.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

50.072 Properly Shredded Garbage

Only properly shredded garbage, as defined in 50.003 may be discharged into the sewerage system.

(Ord. 1982-4, passed 7-26-82) Penalty, see 50.999

Limitation on Wastewater Strength

All constituents and characteristics which singly or in combination may damage or impair structures impair the operation of the wastewater treatment plant, interfere with the treatment process the quality of the receiving stream or its tributaries, including but not limited to the following constituents and characteristics with maximum concentration as shown below.

A.) A person shall not discharge any wastewater with:

1. A BOD<sub>5</sub> concentration in excess of 800 mg/l in a single 24-hour composite sample, nor in excess of 600 mg/L as a monthly average of any and all samples taken during a calendar month;
2. A suspended solids concentration in excess of 400 mg/l in a single 24-hour composite sample, nor in excess of 250 mg/L as a monthly average of any and all samples taken during a calendar month:

B.) A person shall not discharge any wastewater containing concentration in excess of:

1. A temperature higher than one hundred fifty (150) degrees Fahrenheit
2. A pH lower than 6.0 or higher than 9.0
3. 0.20 mg/L cadmium
4. 1.7 mg/L Total Chromium
5. 0.25 mg/L hexavalent chromium (Cr, VI) for one day or 0.09 mg/L hexavalent chromium for 30 consecutive days average
6. 2.00 mg/L copper
7. 0.6 mg/L Total Cyanide
8. 0.20 mg/L cyanide amenable to chlorination (CN, A) for one day or 0.08 mg/L cyanide amenable to chlorination for any 30 consecutive days average
9. 0.4 mg/L lead
10. 0.000012 mg/L mercury
11. 0.80 mg/L nickel
12. 0.10 mg/L silver
13. 1.0 mg/L zinc
14. 50 mg/l fats, wax, oil and grease whether emulsified or not
15. 1.0 mg/L phenolic compounds which cannot be removed by the City's wastewater treatment process
16. 2.13 mg/L Total Toxic Organics which shall include the summation of all (1) Volatile organics as analyzed using US EPA method 624 or equivalent, (2) Semi-Volatile Organics as analyzed using US EPA method 625 or equivalent, and (3) PCBs and Pesticides as analyzed using

- US EPA method 608 or equivalent.
17. 45 mg/L ammonia
  18. 22 mg/L phosphorus
  19. Any of divisions above in other concentration than stated above if applicable state or federal regulations or regulations of the Town Council set different maximum concentrations.
  20. Any other substance or concentration thereof prohibited to all user classes of users by state or federal law or regulation now or hereafter adopted by the Council.
  21. Any waters of wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process or to constitute a hazard to humans or animals or to create any hazard in the receiving waters of the treatment plant
  22. The limitations imposed by divisions (B-1) through (B-18) above are found by the council to be those attainable by the best practical technology. Limitations adopted by the Council shall in all cases be based on the best practical technology.
  23. All metals, unless specifically noted, shall be reported as Total Recoverable Metals. Methods utilized in the analysis of any of the above parameters must be done in accordance with 40 CFR 136 or equivalent. Equivalent methods must be at least as sensitive and specific as those listed and approved by the US EPA.
  24. Violations of the parameters set forth in this section shall subject the User to Violation Fees as defined in section 50.999 – Penalties, in addition to any and all applicable Surcharge Fees, Surveillance Fees, or other fees and or conditions contained within this Ordinance.

50.074 Time Schedule

When the Town finds a discharge of wastewater has been taking place in violation of the admissibility requirements prescribed in this chapter or the provisions of a significant industrial user permit, the Town will require the user to submit for approval a detailed time schedule for specific actions, acceptable to the Town Council, which the user shall take in order to prevent or correct a violation of the requirements.

50.075 Cease and Desist Order

When the Town finds a discharge of wastewater has taken place or is likely to take place in violation of the admissibility requirements of this chapter or of a significant industrial user permit, the Town Council may issue an order to cease and desist and may direct the user not complying with the requirements to comply forthwith, comply within a time schedule set forth by the Council or take appropriate remedial or preventive action.

50.076 Injunction

When the Town finds a discharge of wastewater is in violation of the admissibility requirements of this chapter or the provisions of a significant industrial user permit or otherwise causes or threatens to cause a condition of pollution or nuisance the Town Council, on behalf of the Town, may petition any court of proper jurisdiction for the issuance of a preliminary or permanent injunction or both as may be appropriate in restraining the continuance of a discharge.

(Ord. 1982-4, passed 7-26-82)

50.077 Termination of Service

The Town may revoke any significant industrial user permit or terminate or cause to be terminated wastewater service in whole or in part if a violation of any provisions of this chapter or the significant industrial user permit is found to exist or if a discharge causes or threatens to cause a condition of pollution or nuisance as defined in this chapter, or causes the Town to violate the terms of its NPDES permit or any state or federal law or regulation.

50.078 Administrative Appeals

A.) Any user affected by any decision, action or determination including cease and desist orders, made by the Superintendent, interpreting or implementing the provisions of this chapter, any permit issued herein or any action, decision or regulation of the Town Council adopted pursuant hereto, may file with the Council a written request for review and reconsideration within ten days of such a decision, action or determination, setting forth in detail the facts supporting the user's request for reconsideration.

B.) The appeal shall, if reasonably possible, be heard by the Council within 30 days from the date of filing. The Superintendent's decision, action or determination shall remain in effect during the period of reconsideration, unless the Council determines otherwise on request of the user.

(Ord. 1982-4, passed 7-26-82)

50.079 Significant Noncompliance

The status of an industrial user that has caused or allowed a violation that meets one (1) or more of the following criteria:

A.) Chronic violations of wastewater discharge limits, defined as those in which sixty-six percent (66%) or more of all of the measurements taken

- during a six (6) month period exceed, by any magnitude, the daily maximum limit or the average limit for the same pollutant parameter.
- B.) Technical review criteria (TRC) violations, defined as those in which thirty-three percent (33%) or more of all of the measurements for each pollutant parameter taken during a six (6) month period equal or exceed the product of the daily maximum limit or the average limit multiplied by the applicable TRC (TRC equals one and four-tenths (1.4) for biochemical oxygen demand, total suspended solids, fats, oil, and grease and one and two-tenths (1.2) for all other pollutants except pH).
  - C.) Any other violation of a pretreatment effluent limit (daily maximum or longer-term average) that the Town of Morristown determines has caused, alone or in combination with other discharges, interference or pass through, including endangering the health of POTW personnel or the general public.
  - D.) Any discharge of a pollutant that has caused imminent endangerment to human health, welfare, or to the environment or has resulted in the POTW's exercise of its emergency authority under 327 IAC 5-19-3(1)(G) to halt or prevent such a discharge.
  - E.) Failure to meet, within ninety (90) days after the schedule date, a compliance schedule milestone contained in a local control mechanism or enforcement order for starting construction, completing construction, or attaining final compliance.
  - F.) Failure to provide, within thirty (30) days after the due date, required reports such as:
    - (A) Baseline monitoring reports;
    - (B) ninety (90) day compliance reports;
    - (C) Periodic self-monitoring reports; and
    - (D) Reports on compliance with compliance schedules.
  - G.) Failure to accurately report noncompliance.
  - H.) Any other violation or group of violations that the Town of Morristown determines will adversely affect the operation or implementation of the approved POTW pretreatment program.

50.090

Persons Subject to Fees and Sewer Charges

For the use and service rendered by the sewerage works, sewer charges shall be collected from the person who owns each and every parcel of real estate that is connected directly or indirectly to the Town's sewerage system or otherwise discharges wastewater either directly or indirectly into the sewerage system of the Town. These sewer charges shall be payable as provided in this subchapter.

50.091

Effective Date - Extension to Other Property

The sewer charges fixed by this subchapter shall become effective at the time the user first discharges to the sewerage system. These sewer charges shall be extended to and cover any additional premises thereafter served, without the

necessity of any hearing or notice.  
(Ord. 1982-4, passed 7-26-82)

50.092 Rate Basis

The sewer flow charges shall be based on the quantity of water as measured by the water meter used on or in the premises subject to the sewer charges, except as otherwise provided in this subchapter.  
(Ord. 1982-4, passed 7-26-82)

50.093 Meter Reading

Water meters shall be read once each month or at the option of the Town at other intervals.  
(Ord. 1982-4, passed 7-26-82)

50.094 Single Meter for More Than One User

In the event two or more premises, including apartments and trailers discharging wastewater into the Town's sewerage system, either directly or indirectly are consumers of water and the quantity of water is measured by a single water meter, for billing purposes the quantity of water used shall be the average for each user and the minimum charge and the sewage rates and charges shall apply to each of the number of premises served throughout the single water meter.  
(Ord. 1982-4, passed 7-26-82)

50.095 Water Obtained From Other Sources

In the event a user obtains water partially or wholly from sources other than the Town waterworks, the total water used must be measured or determined as provided in 50.051, 50.066 or by other reasonable means as the Town Council may direct. In the case of a single family household having a private well but no Town water supply, the sewer flow charge shall be for 8,000 gallons per month, unless a meter is installed on the well at the request of either the user or the Town in which case the cost of installation will be paid by the user and the meter will be provided by the Town. The installation of any such meter shall be approved by the Town.

50.096 Water Not Entering Sewerage System

In the case of a user using more than 30,000 gallons of water per month, who can substantiate to the Town that a portion of the water does not and can not enter the sewerage system, the Town council shall determine either the portion of the measured water to be used in deterring the appropriate sewer charges, or approved the manner and technique of flow measurement provided by the user for

detering wastewater discharged to the sewerage system. Facilities used to accomplish this shall be installed and maintained in a serviceable condition by the user, at the user's expense, but shall be under the exclusive control of the Town. (Ord. 1982-4, passed 7-26-82)

50.097 Billing Procedure; Generally

- A.) Sewer billings and invoices shall be rendered and collected approximately monthly.
- B.) The Town Council shall make and enforce bylaws and regulations as may be necessary for regulating, collecting, rebating and refunding of the sewer charges prescribed by this section.
- C.) Significant Industrial User with a flow in excess of 25,000 gallons per average work day shall have billing determined on the basis of wastewater discharged as monitored by 50.064, with the exception described in division (D) below.
- D.) At its option, the Town may accept monitoring data and information from a significant industrial user to substantiate billing determination on a more frequent basis than as established in 50.064. The allowance does not exempt the significant industrial user from the surveillance survey fee set by the Town to offset the costs of monitoring performed by the Town. In the event there is a difference in analytical results that is not explainable by a normal variation in the testing procedure, the user may, within 30 days of billing, appeal to the Council. (Ord. 1982-4, passed 7-26-82)

50.098 Billing of Tenants, Property Owner's Right to Examine Records

Sewer charges may be billed to the tenants occupying the premises served unless otherwise instructed in writing by the person who owns the premises. The billing in no way shall relieve the owner of liability in the event payment is not made as herein required. The owners of the premises served, which are occupied by tenants, shall have the right to examine the collection records of the Town for the purpose of determining whether the sewer charges have been paid by the tenants, provided the examination shall be made at the office at which the records are kept and during the house the office is open for business. (Ord. 1982-4, passed 7-26-82)

50.099 Town's Liability for Charges

For the service rendered to any department or agency of the Town, except the Sewer Department, the Town shall be subject to the sewer charged provided in this chapter. (Ord. 1982-4, passed 7-26-82)

Surcharge based on Flow and Concentration

- A.) All wastewater discharged by significant industrial users shall meet the admissibility standards in 50.011, 50.014, 50.015 and 50.062 through 50.073 by treatment, if necessary, as determined by the Town Council or shall be subject to Violation Fees in addition to Surcharge Fees as defined herein. Wastewater beyond the limits of surcharge set forth in 50.101 may be accepted and surcharged in accordance with the schedule in 50.101 as calculated here.
- B.) Surcharges shall be based on actual quantities discharged for treatment as determined from measured concentration and flow. Surcharge rates for wastewater characteristics not provided for herein may be set at the reasonable discretion of the Council, taking into account all of the Sewer Department's significant cost factors relating to treatment, handling and disposal.
- C.) Calculation of each surcharge shall be based upon the following components:
- i.)  $C_i$ : Shall be the average concentration in mg/L of a constituent (i), as measured from all samples taken within a given monitoring time frame of no less than one month and no more than six (6) months.
  - ii.)  $C_s$ : Shall be the base concentration in mg/L of a constituent (i) as defined in section 50.101 and is representative of a strong domestic wastewater and therefore considered sufficiently funded under the "Treatment Charge" as defined in section 50.102.
  - iii.)  $Q_t$ : Shall be the Total Flow in million gallons (Mgal) over the given monitoring time frame consistent with that used in the calculation of " $C_i$ " above.
- D.) Surcharge Formula: The surcharge for each constituent found to be in excess of the schedule set forth in 50.101 shall be independently calculated as follows:
- Total Surcharge for constituent (i)  
shall equal (=)  
The Surcharge Rate (i) in \$/lb  
multiplied by (x)  
The average concentration less the base concentration ( $C_i - C_s$ ) in mg/L  
multiplied by (x)  
The Total Flow in Mgal  
multiplied by (x)  
8.34 pounds/gallon
- E.) The total surcharge fee incurred by a User shall be the Sum of all individual constituent surcharges applicable.

50.101 Surcharge Rates

The rate of surcharge, in addition to volumetric charges, for the following constituents shall be as follows:

- A.) For BOD in excess of 200 mg/L, \$0.24 per pound;
- B.) For suspended solids in excess of 200 mg/L, \$0.24 per pound;
- D.) For ammonia in excess of 25 mg/L, \$0.30 per pound; and
- E.) For phosphorus in excess of 15 mg/L, \$0.60 per pound.

50.102 Sewage Charges

For the use of and the service rendered by the sewer works, rates and charges shall be collected from the owners of each and every lot, parcel of real estate or building that is connected within the Town's sanitary system or who otherwise discharges sanitary sewage, industrial wastes, water or other liquids, either directly or indirectly, into the sanitary sewage system of the Town. Such rates and charges include user charges, debt service costs, and other service charges, which rates and charges shall be payable as hereinafter provided and shall be in an amount determinable as follows:

- A.) Metered water users. The sewage rates and charges shall be based on the quantity of water used on or in the property or premises subject to such rates and charges, as the same is measured by the water meter therein use, plus a base charge, except as herein otherwise provided. For the purpose of billing and collecting the charges for sewage service, the water meters shall be read monthly. The water usage schedule on which the amounts of the rates and charges shall be determined is as follows:

(1) Treatment rate - per 1,000 gallons of usage per month

All Users	User Charge	Debt Service	Total
	\$ 2.72	\$ 1.22	\$ 3.94

(2) Base rate - per month as follows:

Meter Size	User Charge	Debt Service	Total
5/8-3/4"	\$ 3.22	\$ 8.83	\$ 12.05
1"	\$ 6.45	\$ 22.08	\$ 28.53
1-1/4"	\$ 9.67	\$ 35.32	\$ 44.99
1-1/2"	\$ 13.53	\$ 51.21	\$ 64.74
2"	\$ 22.57	\$ 88.30	\$ 110.87
3"	\$ 50.52	\$203.09	\$ 253.61
4"	\$ 87.07	\$353.20	\$ 440.27

6”                                      \$196.72                                      \$803.53                                      \$1,000.25

- B.) Un-metered water users. The flat monthly sewer charge for any residential user who is not a metered water user shall be based upon the schedule in Division (A) above applied to an estimated volume of 4,500 gallons as follows:
- (1) User charge - The user charge shall be \$12.14.
  - (2) Debt service charge - The debt service charge shall be \$14.32.
  - (3) Total monthly flat sewer charge - The total monthly flat sewer charge shall be \$29.78.

50.103                                      Council’s Authority to set and Collect Revenue

- A.) The Town Council is empowered to determine rates, charges and fees for septic tank, industrial waste and other disposable wastewater and wastes delivered to the wastewater treatment plant, as provided in 50.068 and to collect the charges and fees.
- B.) The Council is empowered to determine and to collect the charges as it may reasonably provide for under special agreements entered into by the Council, on behalf of the Town, under 50.013.  
(Ord. 1982-4, passed 7-26-82)

50.104                                      Adjustments for Water Used on Lawns

- A.) In order that the single-family domestic and residential users of sewage service shall not be penalized for sprinkling lawns during July and August, the billing for sewage service for residences and/or domestic users for those months shall be based upon the water usage for the previous months of September, October and November.
- B.) In the event the water usage for September, October and November is greater than the water usage for July and August, the billing charge for sewage service shall be computed on the actual water used in the month for which the sewage service bill is being rendered.
- C.) Domestic and/or residential sewage services as applicable to the sprinkling rate shall apply to each lot, parcel of real estate or building which is occupied and used as a single family residence.
- D.) The sprinkling rate shall not apply to any premises which are partially or wholly used for commercial or industrial purposes. In the event a portion of the premises shall be used for commercial or industrial purposes, the owner shall have the privilege of separating the water service so the residential portion of the premises is served through a separate meter and in such case the water usage registered by the water meter serving the portion of the premises used for residential purposes would qualify under

the sprinkling rate. The preceding notwithstanding, if the water usage during September through November does not reflect sewage usage during July and August as determined in the sole discretion of the Town Council, the Council may either:

- (1) Fix a billing for July and August which the Council shall deem reasonable or;
  - (2) Impose billing based upon the actual water used in July and August, all in the sole discretion of the Council.
- E.) The Council, in its sole discretion, may make allowance for water usage which does not result in use of the sewerage system, other than the above allowance for sprinkling.  
(Ord. 1982-4, passed 7-26-82) Penalty, see 5 0.999

50.105 Fees for New Connections

- A.) A fee shall be paid for every new connection to the sewerage system of the Town, due before the connection is made, as set forth in the following schedule based upon the type of services for the connection, with single family residences to have a connection fee of \$300 and other sewage connection services to have connection fee equal to the multiple of \$300 contained in the Equivalent Dwelling Unit Table

50.106 Capacity Fee

- A.) Capacity Fee shall mean the payment required for the benefit or privilege of making a connection, directly or indirectly, to the Town's sewage collection system.
- B.) Developer shall mean an owner of, or person acting on behalf of an owner to develop property to be served by the municipal sewer utility.
- C.) Equivalent Dwelling Unit shall mean a conversion of flows from non-residential use or multi-family units to flows equivalent to single family dwelling(s). One (1) Equivalent Dwelling Unit is equal to 310 gallon per day usage rate.
- D.) Prior to connecting to the Town's sanitary sewer facilities, a developer shall be required to pay a capacity fee in the amount of One Thousand Seven Hundred Fifty Dollars (\$ 1,750.000) per Equivalent Dwelling Unit. Multi-family dwelling units and non-residential users shall be converted to an Equivalent Dwelling Unit as determined by the type of user. The Equivalent Dwelling Units assessed shall be in accordance with the Equivalent Dwelling Unit Table. Capacity Fees for users not listed in the table or of unique character will be established by the Superintendent of the Utility. These fees are in addition to the tap fee and the user fees.
- E.) Capacity Fees shall be due and payable at the time of application for service and prior to the tap and connection to the system. No connection to the sewer utility will be allowed prior to the receipt by the Town of all

Capacity and Tap Fees.  
**EQUIVALENT DWELLING UNIT TABLE**

<u>Type of Service</u>	<u>Unit Equivalent</u>
Single Family Residence & Condominiums	1.0
Two-Family Residence	1.5
Multi-Family Residences and Apartments	
One Bedroom	0.64
Two Bedrooms	0.96
Three Bedrooms	1.00
Mobile Homes and Parks	0.75 per unit
Hotels and Motels	0.32 per unit
Service Clubs and Churches	0.2 per 3,000 square feet area
Office Buildings	0.3 per 1,000 square feet area
Hospitals	0.50 per bed
Health Service Office	0.3 per 1,000 square feet area
Personal Care	0.2 per chair
Restaurant	0.1 per seat
Food (drive-in)	0.1 per car space
Food and Drug Retail Service	0.2 per employee
Laundry	1.0 per washer
Car Wash	1.0 per bay
Service Station	0.4 per bay
Retail Sales and Service	1.0 per 10 employees
Manufacturing, Sanitary Use Only	1.0 per 10 employees
Other Sewer Uses	Set by comparable use by Council
Significant Industrial User	Set by comparable use by Council

- B.) The provisions of Division (A) above notwithstanding, a credit of \$300 shall be given upon the fee for the connection if the lot already has been paying the minimum monthly sewage bill.  
 (Ord. 1982-4, passed 7-26-82)

50.107 Due Dates

- A.) Charges for sewerage service levied pursuant to this chapter shall be due and payable on or before the due dates shown on the bills. Any service charge not paid by the due date, which shall be the (15) fifteenth day of the calendar month next succeeding the calendar month in which sewerage service is rendered, shall be considered delinquent. Delinquent sewer charges, together with the costs and other expenses of collection, may be collected by any lawful remedy, including, where applicable, the placing of and foreclosure of liens on real estate as provided by state law.
- B.) All rates and charges of any type not paid when due are hereby declared

delinquent and a penalty of 10% of the amount of the rates or charges thereupon shall attach thereto. Unless another due date is specified for a rate or charge imposed under this chapter, the due date shall be 30 days after the service or consideration shall be rendered by the Town, regardless of whether a billing shall be submitted.  
(Ord. 1982-4, passed 7-26-82)

50.108 Notification

Each user shall be notified annually, in conjunction with a regular bill of the user charge rate and that portion of the sewer charges which is attributable to wastewater treatment services.  
(Ord. 1982-4, passed 7-26-82)

50.999 Penalty

Any person violating any provisions of this chapter shall upon conviction, be fined not less than \$10 or more than \$500. Any industrial user violating any provisions of this chapter shall upon conviction, be fined not less than \$1000 per day per violation in accordance with 40 CFR 403.8(f)(1)(vi)(A), but not more than \$2,500 per day, per violation for a first violation or more than \$7,500 per day, per violation for subsequent violations, in accordance with IC 36-1-3-8(a)(10)(B). Each day such violation occurs or continues shall constitute a separate violation. The Town of Morristown shall impose fees, if necessary, to offset the actual cost and expense incurred as a result of a violation of this chapter.