CHAPTER 18

SEWERS AND SEWAGE DISPOSAL

Part 1

Sewer Connections and Fees

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A. Connections.

§101. Connection Required. Every owner of property in the Borough whose property abuts upon any line of the sanitary sewers of the Borough which drains to the sewage treatment plant being constructed by Rochester Area Joint Sewer Authority shall connect, at his own cost, the building, buildings or other structures located on said property with said sanitary sewers of the Borough for the purpose of disposing of all sanitary sewage as is customarily disposed of in a system of sanitary sewers. (Ord. 132, 7/5/1960, §1)

§102. Prohibited Means of Disposal. It shall be unlawful for any owner, lessee or occupier of any property abutting on any line of the sanitary sewer system of said Borough to employ any means, either by septic tank or otherwise, for the disposal of sanitary sewage other than into and through the sanitary sewers of said Borough. (Ord. 132, 7/5/1960, §2)

§103. Notice to Disconnect Certain Disposal Methods. Where any structure is now or hereafter may be connected to any septic tank or using any method by which sanitary sewage is disposed of or eliminated other than through the sanitary sewer system of said Borough it shall be the duty of the Secretary or other authorized person to notify the owner, lessee or occupant of such structure in writing, either by personal service or certified mail, to disconnect the same and make proper connections for the discharge and disposal of sewage through the sanitary sewer system of the Borough as hereinafter provided, within sixty (60) days after receipt of such notice. (Ord. 132, 7/5/1960, §3)

§104. Failure to Connect. In case any owner of property adjoining or adjacent to such sewers shall neglect or refuse to connect with and use said sewers for such period sixty (60) days after notice to do so has been served upon him, either by personal service or by certified mail as aforesaid, the Borough Council or their agents may enter upon such property and construct such connection. In such case, the Secretary or other authorized person on behalf of the Borough Council shall forthwith upon completion of the work send an itemized bill of the cost of construction of such connection to the owner of the property to which connection has been so made, which bill shall be payable forthwith. In case of neglect or refusal by the owner of such property to pay said bill a municipal lien for said construction shall be filed within three (3) months of the date of completion of the construction of said connection, the same to be subject in all respects to the general law providing for the filing and recovery of municipal liens. (Ord. 132, 7/5/1960, §4; as amended by Ord. 263, 4/7/1992)

§105. Application for a Tapping Permit. Any person required to connect with the sewer system of the Borough shall make application for a tapping permit to the Secretary on forms furnished by the Borough, and shall set forth in said application, the character of structure and use, the lot number and location, and the name of the person who is to make the connection. (Ord. 132, 7/5/1960, §5)

§106. Prohibited Connections. No privy vault, cesspool, septic tank or similar receptacle for human excrement shall at any time, now or hereafter, be connected with the sanitary sewers of the Borough. (Ord. 132, 7/5/1960, §6)

§107. Prohibited Receptacles. No privy vault, cesspool, septic tank or similar receptacle of human excrement shall hereafter be maintained upon any premises from which connection with any of the Borough sewers shall have been made. Every such privy vault, cesspool, septic tank, or other receptacles shall, within thirty (30) days after final enactment of this Part in the case of premises now connected with a sewer, and within thirty (30) days after connection with a sewer, in the case of premises hereafter so connected, be abandoned, cleansed and filled under the direction and supervision of the Borough Council. Any such privy vault, cesspool, septic tank or other receptacle not abandoned, cleansed and filled as required by this Section shall constitute a nuisance and may be abated on order of the Borough as provided by law, at the expense of the owner of such property. (Ord. 132, 7/5/1960, §7)

§108. Construction. The construction of all private sewers or laterals and their connections with any lines of the sewer system shall be done in accordance with rules and regulations established by the Borough and shall be inspected by the Borough Engineer before being covered. (Ord. 132, 7/5/1960, §8)

§109. Penalties. Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not exceeding one thousand ($1,000.00) dollars and costs and, in default of payment thereof, shall be subject to imprisonment for a term not to exceed thirty (30) days. Each day that a violation of this Part continues shall constitute a separate offense. (Ord. 132, 7/5/1960, §9; as amended by Ord. 263, 4/7/1992)

B. Connection Fees

§111. Conditions to be Fulfilled Before Connection. No person, association, partnership or corporation shall make or cause to be made any connection with the Borough's sanitary sewer system until the following conditions are fulfilled:

A. An application shall be filed with the Borough Secretary requesting permission to make such connection.

B. A sewer connection fee, in as amount as established from time to time by resolution of the Borough Council, shall be paid to the Borough Secretary for the use of the Borough. [Ord. 263]

C. A permit shall have been applied for and obtained to excavate the street in accordance with the requirements of Chapter 21, "Streets and Sidewalks," regulating street excavations, except that the sewer connection fee as hereinabove provided shall include the cost of the street opening permit for an excavation up to twenty-five (25') feet in length. All other terms and provisions of Chapter 21 must be complied with, including additional fees for excavations in excess of twenty-five (25') feet in length and the filing of appropriate security depending on the type of street surface to be opened. [Ord. 263]

D. The Borough Secretary shall have been given at least twenty-four (24) hours notice of the time when such connections shall be made in order that the Borough Engineer or his authorized agent can be present to supervise and inspect the work of connection.

(Ord. 259, 8/6/1990, §1; as amended by Ord. 263, 4/7/1992)

§112. Penalties. Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not exceeding one thousand ($1,000.00) dollars and costs and, in default of payment thereof, shall be subject to imprisonment for a term not to exceed thirty (30) days. Each day that a violation of this Part continues shall constitute a separate offense. (Ord. 259, 8/6/1990, §2; as amended by Ord. 263, 4/7/1992)