

TOWNSHIP OF CONOY
Lancaster County, Pennsylvania

ORDINANCE NO.

1-5-3-93

AN ORDINANCE

OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF CONOY, LANCASTER COUNTY, PENNSYLVANIA, ADOPTING RULES AND REGULATIONS GOVERNING USE OF THE TOWNSHIP SEWER SYSTEM; ESTABLISHING A USER CHARGE TO BE IMPOSED UPON THE OWNER OF EACH IMPROVED PROPERTY WHICH WILL BE CONNECTED TO THE SEWER SYSTEM AND, THE MANNER IN WHICH SUCH CHARGE SHALL BE DETERMINED; ESTABLISHING A QUARTERLY PAYMENT SCHEDULE FOR SAID USER CHARGE; DEFINING EQUIVALENT DWELLING UNIT AND ESTABLISHING THE NUMBER OF EQUIVALENT DWELLING UNITS PER INTENDED USE OF THE SEWER SYSTEM; ESTABLISHING A STRENGTH OF WASTE SURCHARGE; PROVIDING FOR A PERMIT APPLICATION PROCESS FOR DETERMINING APPLICABLE USER CHARGES AND SURCHARGES; PROVIDING FOR PRO RATION OF USER CHARGES FOR OWNERS CONNECTED TO THE SEWER SYSTEM DURING A QUARTERLY BILLING PERIOD; ESTABLISHING THE PLACE FOR PAYMENT OF USER CHARGES AND ASSESSMENT FOR PENALTY FOR DELINQUENT PAYMENT; IMPOSING TAPPING AND CONNECTION FEES TO BE COLLECTED FROM THE OWNER OF EACH IMPROVED PROPERTY TO BE SERVED BY THE SEWER SYSTEM AND THE PRESENT RATE FOR EACH SUCH FEE; PERMITTING FUTURE AMENDMENT OF THE TAPPING AND CONNECTION FEES FOR PROPERTY OWNERS WHO SUBSEQUENTLY CONNECT TO THE SEWER SYSTEM AFTER JANUARY 1, 1994; PROVIDING FOR A TWENTY PERCENT (20%) DISCOUNT FOR PAYMENT OF EACH FEE BEFORE JANUARY 1, 1994; REQUIRING PERMIT APPLICATION FOR ANY ALTERATION OR EXPANSION OF USE OF IMPROVED PROPERTY CONNECTED TO THE SEWER SYSTEM; ESTABLISHING PLACE OF PAYMENT OF TAPPING AND CONNECTION FEES; PROVIDING FOR SPECIAL AGREEMENT REGARDING TAPPING FEES AT TOWNSHIP DISCRETION; PROHIBITING DISCHARGE OF CERTAIN TYPES, QUALITIES AND QUANTITIES OF SUBSTANCES; REQUIRING PRE-TREATMENT FACILITIES FOR CERTAIN INDUSTRIAL WASTE; REQUIRING PERMIT APPLICATION TO DISCHARGE ANY INDUSTRIAL WASTE AND

ESTABLISHING CONDITIONS FOR SUCH DISCHARGE; GRANTING RIGHT OF ACCESS BY TOWNSHIP TO ANY IMPROVED PROPERTY FOR SERVICE, INSPECTION AND MAINTENANCE OF THE SEWER SYSTEM; PROVIDING FOR INSTALLATION BY PROPERTY OWNER OF A GRINDER PUMP AS REQUIRED; PERMITTING ADOPTION OF ADDITIONAL RULES AND REGULATIONS AND ESTABLISHING THE EFFECTIVE DATE OF THE ORDINANCE.

The Board of Supervisors of the Township of Conoy, Lancaster County, Pennsylvania hereby enacts and ordains as follows:

ARTICLE I

DEFINITIONS

SECTION 1.01. Unless the context specifically and clearly indicates otherwise, the meaning of terms and phrases used in this Ordinance shall be as follows:

"Ammonia Nitrogen as N" shall mean ammonia nitrogen as determined pursuant to the procedure set forth in the latest edition of "Standard Methods for the Examination of Water and Wastewater", published by American Public Health Association, Inc.

"Board" shall mean the Board of Supervisors of the Township.

"B.O.D." (Biochemical Oxygen Demand) shall mean the quantity of oxygen, expressed in ppm by weight, utilized in the biochemical oxidation of organic matter under standard laboratory procedure for five (5) days at twenty (20) degrees Centigrade. The standard laboratory procedure shall be that found in the latest edition of "Standard Methods for the Examination of Water and Wastewater" published by the American Public Health Association.

"Building Sewer" shall mean the sewer extension from the sewage drainage system of any Improved Property, including any grinder pump or related apparatus, to the Lateral serving such Improved Property.

"Commercial Establishment" shall mean, unless more specifically described, any room, group of rooms, building or enclosure connected, directly or indirectly, to the Sewer System and used or intended for use in the operation of a business enterprise for the sale and distribution of any product, commodity, article or service.

"Commonwealth" shall mean the Commonwealth of Pennsylvania.

"Connection Ordinance" shall mean the ordinance enacted by this Township, inter alia, requiring all Owners of Improved Property located in the Sewered Area, and which is adjoining and adjacent to a Sewer, to connect to such Sewer and use the same in such manner as this Township may ordain.

"Domestic Sanitary Sewage" shall mean normal water-carried household and toilet wastes discharged from any Improved Property.

"Dwelling Unit" shall mean any room, group of rooms, house trailer, apartment, condominium, cooperative or other enclosure connected, directly or indirectly, to the Sewer System and occupied or intended for occupancy as living quarters by an individual, a single family or other discrete group of persons, excluding institutional dormitories.

"Educational Establishment" shall mean any room, group of rooms, building or other enclosure connected, directly or indirectly, to the Sewer System and used or intended for use, in whole or in part, for educational purposes, including both public and private schools or colleges.

"Equivalent Dwelling Unit" or "EDU" shall mean the unit of measure by which a User Charge shall be imposed upon each Improved Property, as determined in this Ordinance or in any subsequent ordinance, resolution or regulation of the Township, which shall be deemed to constitute the estimated equivalent amount of Domestic Sanitary Sewage discharged by a single-family Dwelling Unit.

"Improved Property" shall mean any property upon which there is erected a structure intended for continuous or periodic habitation, occupancy or use by human beings or animals and from which structure Domestic Sanitary Sewage and/or Industrial Wastes shall be or may be discharged, which is located within the Sewered Area and is subject to the Connection Ordinance.

"Industrial Establishment" shall mean any Improved Property used or intended for use, wholly or in part, for the manufacturing, processing, cleaning, laundering or assembling of any product, commodity or article, or any other Improved Property from which wastes, in addition to or other than Domestic Sanitary Sewage, shall or may be discharged.

"Institutional Establishment" shall mean any room, group of rooms, building or other enclosure connected, directly or indirectly, to the Sewer System, including institutional dormitories and Educational Establishments, which do not constitute a Commercial Establishment, a Dwelling Unit or an Industrial Establishment. Examples of Institutional Establishments, without limiting uses in this category, shall include churches, social halls, schools, fire companies, etc.

"Large Consumer" shall mean any Commercial Establishment, Educational Establishment, Institutional Establishment or Industrial Establishment, regardless of water consumption or volume of Domestic Sanitary Sewage or Industrial Wastes discharged.

"Lateral" shall mean that part of the Sewer System extending from a Sewer to the curblin, or if there is no curblin, to the property line, or if no such extension is provided, then "Lateral" shall mean that portion of, or place in, a Sewer that is provided for connection of any Building Sewer.

"Multiple Use Improved Property" shall mean any Improved Property upon which there shall exist any combination of a Dwelling Unit, Commercial Establishment, Industrial Establishment, Educational Establishment or Institutional Establishment.

"Owner" shall mean any Person vested with title, legal or equitable, sole or partial, of any Improved Property.

"Person" shall mean any individual, partnership, company, association, society, trust, corporation or other group or entity, including municipalities, municipality authorities, school districts and other units of government.

"pH" shall mean the logarithm of the reciprocal of the concentration of hydrogen ions, expressed in grams per liter of solution, indicating the degree of acidity or alkalinity of a substance.

"ppm" shall mean parts per million parts water, by weight.

"Sewer" shall mean any pipe or conduit constituting a part of the Sewer System used or usable for collection of Domestic Sanitary Sewage and/or Industrial Wastes.

"Sewered Area" shall mean the Falmouth and Bainbridge service area of the Township served and to be served by the Sewer System as determined and designated, from time to time, by the Board of the Township.

"Sewer System" shall mean all facilities, at any particular time, acquired, constructed, operated, and/or owned by the Township for collecting, pumping, transporting, treating and/or disposing of Domestic Sanitary Sewage and/or Industrial Wastes from the Sewered Area.

"Street" shall mean and shall include any street, road, lane, court, cul-de-sac, alley, public way or public square, including such streets as are dedicated to public use, and such streets as are owned by private Persons.

"Tapping and Connection Fees" shall mean the Tapping and Connection Fees imposed by the Township under Article III hereof against the Owner of any Improved Property that is connected to the Sewer System.

"Total Phosphorus as P" shall mean total phosphorus as determined pursuant to the procedure set forth in the latest edition of "Standard Methods for the Examination of Water and Wastewater", published by the American Public Health Association, Inc.

"Total Solids" shall mean solids determined by evaporating at 100 degrees C a mixed sample of wastewater as determined pursuant to the procedure set forth in the latest edition of "Standard Methods for the Examination of Water and Wastewater", published by the American Public Health Association. Total solids include Floating Solids, Suspended Solids, Settleable Solids and Dissolved Solids, as defined below:

(a) "Suspended Solids" shall mean solids determined by standard laboratory procedure in the waste.

(b) "Settleable Solids" shall mean solids that settle in an imhoff cone from a standard sample of waste.

(c) "Dissolved Solids" shall mean solids that are dissolved in the waste and cannot be removed by filtration but can be determined by evaporation.

"Township" shall mean the Township of Conoy, Lancaster County, Pennsylvania, a political subdivision of the Commonwealth, acting by and through its Board or, in appropriate cases, acting by and through its authorized representatives.

"User" shall mean any person who contributes, causes or permits the contribution of wastewater into the Sewer System.

"User Charge" shall mean the rental or charge imposed by the Township hereunder, as amended from time to time, against the Owner of each Improved Property, for the use or availability for use of the Sewer System.

"WTF" shall mean the Wastewater Treatment Plant owned and operated by Conoy Township.

ARTICLE II

USER CHARGE

SECTION 2.01. A User Charge is hereby Imposed upon the Owner of each Improved Property which shall be connected to the Sewer System, for use of the Sewer System, whether such use is direct or indirect, and for services rendered by the Township in connection therewith, and shall be payable as provided herein. At the discretion of the Township, such User Charge may be imposed upon the Owner of an Improved Property who refuses improperly to connect such Improved Property to the Sewer System, as compensation for the availability of service by the Township in connection with the Sewer System.

Each User charge shall consist to two (2) separate but nonexclusive components: (A) an operation and maintenance component (the "O & M Component"), and (B) a debt service component (the "Debt Component"). The O & M Component shall include those existing and projected costs and expenses of operating and maintaining and improving the Sewer System, including reserves, depreciation and any debt service attributable to additions or improvements to the Sewer System, as determined in

the discretion of the Board. The Debt Component shall include the debt service attributable to the initial construction of the Sewer System, as determined in the discretion of the Board.

The User Charge shall be payable by all Owners of Improved Property which shall be connected to the Sewer System, quarterly, in an amount to be established by the Board, in the manner and at the times hereinafter described, payable indefinitely.

SECTION 2.02. The applicable User Charge shall be payable by the Owner of each Improved Property commencing the first day of the calendar quarter following actual physical connection of an Improved Property to the Sewer System. Payment of the quarterly User Charge shall be payable during January, April, July and October of each year, for services to be rendered by the Township during the next succeeding calendar quarter.

SECTION 2.03. The User Charge applicable to any Improved Property constituting a Dwelling Unit or Large Consumer shall be calculated, imposed and collected according to the method described in this Section 2.03.

Each Owner of an Improved Property shall pay the applicable, User Charge times the number of Equivalent Dwelling Units applicable to such Improved Property, as determined by the Township, from time to time. The number of Equivalent Dwelling Units applicable to each Improved Property shall be determined as follows:

<u>Description of Improved Property</u>	<u>Number of EDUS</u>
Single family dwelling-full or part time	1.0

Multiple family dwelling-per family	1.0
Trailer/mobile home	1.0
Apartment house, per unit	1.0
Hotel or motel, per 4 units or fraction	1.0
Restaurant, club, tavern or other retail food or drinking establishment-per 10 seats or fraction	1.0
Church	1.0
Community hall	1.0
Gasoline service station, per bay	1.0
Commercial mechanical service station	1.0
Beauty/barber shop, attached or unattached to dwelling per chair	1.0
Each additional chair	0.5
Laundromat, per washer	2.0
Educational/Institutional Establishment - per 20 or less students and/or employees located on site	1.0
Each 5 additional students and/or employees	0.5
Funeral home	2.0
Doctor's office - per 2 examination rooms	1.0
Nursing home - per 5 full-time residents or equivalents	1.0
Facilities not covered and facilities exceeding gallonage, EDU's will be established on an individual basis	

In no case shall the number of Equivalent Dwelling units be less than (1.0) for an improved property.

The number of Equivalent Dwelling Units applicable to Educational and Institutional Establishments shall be computed on the highest monthly average daily attendance of pupils (plus faculty, administrators and staff) for the twelve (12) months preceding the date of the quarterly billing. The Owners of such facilities shall be responsible for advising the Township in writing of the number of pupils, faculty, administrators and staff in attendance as an average daily figure upon request of the Township.

The number of Equivalent Dwelling Units applicable to Commercial or Industrial Establishments shall be computed as the result of a special permitting process which takes into account the number of full and part-time employees, the volume and nature of waste water to be discharged by the Improved Property into the sewer system, and other relevant factors concerning the impact of the Commercial or Industrial Establishment on the operation of the WWF. Owners of such facilities shall be responsible for completing an application and questionnaire, in writing, in a form approved by the Township providing the information necessary for this determination.

SECTION 2.04. In the case of a Multiple Use Improved Property sharing a common connection to the Sewer System or a common structure where permitted by the Township under Section 304 of its Connection Ordinance, each such classification of Improved Property shall pay a separate User Charge, as though it was housed

in a separate structure and had a direct and separate connection to the Sewer System, computed in accordance with Section 2.03 of this Ordinance.

SECTION 2.05. The Owner of any Improved Property which shall discharge Domestic Sanitary Sewage and/or Industrial Wastes into the Sewer System in excess of a total flow of 250 gallons per day per Equivalent Dwelling Unit with a peak flow rate in excess of 500 gallons per day for any 10 minute period, per Equivalent Dwelling Unit, as determined or reasonably estimated by the Township, shall pay a volume surcharge. The Owner of any Improved Property which shall discharge Domestic Sanitary Sewage and/or Industrial Wastes to the Sewer System having a B.O.D. greater than 300 ppm, or a Suspended Solids content greater than 300 ppm, or a Dissolved Solids content greater than 500 ppm, or a Total Solids content greater than 800 ppm, or a total Phosphorus as P content greater than 10 ppm or an Ammonia Nitrogen as N content greater than 20 ppm, shall pay a strength of waste or other applicable surcharge, in addition to applicable User Charges.

Surcharges shall be paid in addition to all User Charges computed in accordance with provisions of this Article II and shall be computed on such basis as this Township may from time to time adopt. The strength of Domestic Sanitary Sewage and/or Industrial Wastes to be used for establishing the amount of surcharge shall be determined periodically at the discretion of the Township either: (1) by suitable sampling and analysis of such wastes for a consecutive three-day period during a time of normal

plant operation; or (2) from estimates made by the Township; or (3) from known relationships of products produced to strengths of such wastes for those industries where such factors have been established in establishing such waste strengths for surcharge purposes by analysis, analyses shall be made in accordance with procedures outline in the latest edition of "Standard Methods for the Examination of Water and Wastewater" published by the American Public Health Association.

SECTION 2.06. The Owner of any Improved Property discharging Domestic Sanitary Sewage and/or Industrial Wastes into the Sewer System shall furnish to the Township; including by way of the application for permit described in the Connection Ordinance, all information deemed essential or appropriate by the Township for the determination of all applicable User Charges and surcharges. The costs of obtaining such information shall be borne by such Owner of the Improved Property.

In the event of the failure of the Owner to provide adequate information, the Township shall estimate the applicable User Charge and surcharges based upon available information, until such time as adequate information is received. There shall be no rebate of past payments if the Owner's refusal to provide such information results in overpayment.

SECTION 2.07. Nothing herein contained shall be deemed to prohibit this Township from entering into separate or special agreements with Owners of Improved Property with respect to the User Charge or surcharge to be imposed in those cases where, due

to special or unusual circumstances, the User Charge set forth herein shall be deemed by this Township, in its sole discretion, to be inequitable, or where it is in the best interests of this Township to do so.

SECTION 2.08. Owners of Improved Property that are first connected to the Sewer System during any quarterly billing period after January 1, 1994 shall, in the discretion of the Board, pay a pro-rated User Charge for service for the balance of the quarterly period, plus any applicable surcharges.

SECTION 2.09. Payments of User Charges and any applicable surcharges shall be due and payable upon the applicable billing date, at the office of the Treasurer or other designated representative of the Township, in the appropriate amount, computed in accordance with this Ordinance, which shall constitute the net bill. If any User Charge or any applicable surcharge is not paid within thirty (30) calendar days after the applicable billing date, an additional sum of ten percent (10%) shall be added to such net bill, which net bill, plus such additional sum, shall constitute the gross bill. Payment made or mailed and postmarked on or before the last day of such thirty (30) calendar day period shall constitute payment within such period. If the end of such thirty (30) calendar day period shall fall on a legal holiday or on a Sunday, then payment made on or mailed and postmarked on the next succeeding business day which is not a legal holiday shall constitute payment within such period. If any User Charge or any applicable surcharge is not paid within sixty

(60) calendar days after the applicable billing date, interest shall accrue and become payable on the unpaid amount at a rate equal to the lesser of 1% per month or the maximum rate of interest permissible by law. Any and all payments received on account of delinquent accounts shall be applied first to the oldest outstanding gross bill, including any accumulated interest and/or late fee.

SECTION 2.10. It shall be the responsibility of each Owner of an Improved Property to provide the Township with, and thereafter keep the Township continuously advised of, the correct mailing address of such Owner. Failure of any Owner to receive a bill for charges due and payable shall not be considered an excuse for nonpayment, nor shall such failure result in an extension of the period of time during which the net bill shall be payable.

SECTION 2.11. No officer or employee of the Township is authorized to reduce, vary or exempt charges imposed herein or other provisions of this Ordinance without official action by the Board of this Township.

Every Owner of Improved Property shall remain liable for the payment of User Charges and surcharges until the later of: (1) the receipt by the Township of written notice by such Owner that the property has been sold, containing the correct name and mailing address of the new Owner, or (2) the date on which title to the Improved Property is transferred to a new Owner. Failure to

provide notice renders an Owner continuously liable for any charges that may accrue until such time as the Township has been properly notified of any change in ownership as described above.

ARTICLE III

TAPPING AND CONNECTION FEES

SECTION 3.01. No Person shall connect any Improved Property with any part of the Sewer System without first making application for and securing a permit, in writing, from the Township. Such application shall be made on a form to be provided by the Township and shall be submitted in the manner described in the Connection Ordinance.

SECTION 3.02. A Tapping and Connection Fees are hereby imposed and shall be charged against the Owner of any Improved Property (other than such Owners who are subject to contractual or special agreements providing for payment of certain sums in lieu of Tapping and Connection Fees) whenever such Owner hereafter shall connect or be required to connect such Improved Property with the Sewer System. The Tapping Fee hereby imposed shall be the product of ~~\$450.00~~ multiplied by the number of Equivalent Dwelling Units applicable to the Improved Property, (as determined in accordance with Section 2.03 and Section 2.04 of this Ordinance. The Connection Fee hereby imposed is \$350.00 for each lateral this Township acquires and constructs from the Township's main to the property line of each improved property. The fee components included in such Tapping and Connections Fees,

calculated pursuant to Acts 203 and 209 of 1990, are separately set forth in Exhibit "A" attached hereto and made a part hereof. This Township reserves the right to revise and substitute, from time to time, Exhibit "A", which shall be available for public inspection to reflect appropriate amendments to the cost components, design capacity or other elements of the required calculation of the Tapping and Connection Fees. Such amendments shall be deemed to revise the maximum permissible Tapping and Connection Fees of this Township set forth therein, and shall be, shall become and shall be construed as part of this Ordinance, and be applicable to those Persons who subsequently connect to the Sewer System.

Owners of any Improved Property who pay the applicable and appropriate Tapping and Connection Fees for any Improved Property prior to January 1, 1994, shall be entitled to a twenty (20%) percent discount from the amount otherwise due and owing as calculated under this Section 3.02.

From and after January 1, 1994, this Township reserves the right to alter from time to time the amount of the dollar multiplier of the Tapping Fee or the dollar amount of the Connection Fee, or both, so long as such new Tapping Fee or Connection Fee is in keeping with the maximum permissible Tapping and Connection Fees calculated pursuant to Acts 203 and 209 of 1990 and reflected in Exhibit "A" of this Ordinance, or in any subsequent substituted Exhibit "A".

SECTION 3.03. If any Owner of Improved Property connected to the Sewer System shall alter or expand the use of such Improved Property such that a larger number of Equivalent Dwelling Units shall be applicable to such Improved Property, as determined in accordance with Section 2.03 and Section 2.04 of this Ordinance, such Owner must apply for a permit in accordance with the provisions of Section 3.01 of this Ordinance, and an additional Tapping Fee in the applicable amount multiplied by the difference between the number of Equivalent Dwelling Units applicable to such Improved Property prior to such alteration or expansion and the number of Equivalent Dwelling Units to be applicable thereto immediately thereafter. Such additional Tapping Fee shall be due and payable at the time application is made for such period.

SECTION 3.04. All Tapping Fees shall be payable to the Treasurer of this Township, or to such other officer or agent of this Township as shall be authorized from time to time by Resolution of the Board of this Township to accept payment thereof. Payment of the Tapping Fee shall be made not later than at the time application is made for the connection permit described in Section 3.01 hereof and in the Connection Ordinance.

SECTION 3.05. Payment of Tapping Fees imposed under this Ordinance shall be enforced by this Township in any manner appropriate under laws at the time in effect.

SECTION 3.06. Nothing herein contained shall be deemed to prohibit this Township from entering into separate or special agreements with the Owner of any property with respect to the

Tapping Fees to be imposed in those cases where such Owner shall agree to make a capital contribution toward the cost of constructing or improving the Sewer System, or shall agree to construct any facilities, at such Owner's cost and expense, thereafter to become part of the Sewer System owned and operated by this Township, where, due to special or unusual circumstances, the Tapping Fee set forth herein shall be deemed by this Township, in its sole discretion, to be inequitable, or where it is in the best interests of this Township to do so.

SECTION 3.07. The Owner of any Improved Property connecting to the Sewer System shall be responsible for the costs and expense of acquiring, installing and maintaining any grinder pump or related and necessary facilities as part of the Building Sewer in the manner, of the type and model prescribed by the Township.

SECTION 3.08. If the Owner of any Improved Property does not connect the Improved Property to the Sewer System within six (6) months of the obtaining of a permit for such connection pursuant to Section 3.01, beginning with the first calendar quarter thereafter, the Owner shall pay the debt component of the User Charge as authorized under Article II of this Ordinance until such time as connection is in fact made, at which time the full User Charge shall be levied.

ARTICLE IV

PROHIBITED WASTES

SECTION 4.01. No Person shall discharge or shall cause to be discharged into the Sewer System any storm water, surface water, spring water, ground water, roof runoff, subsurface drainage, building foundation drainage, cellar drainage or drainage from roof leader connections.

SECTION 4.02. Except as otherwise provided, no Person shall discharge or cause to be discharged into the Sewer System any matter or substance:

A. Having a temperature higher than 104 degrees F. (40 degrees C.) or less than 32 degrees F;

B. Containing more than 50 mg/L of fat, oil or grease;

C. Any liquids, solids or gases which by reason of their nature or quantity are, or may be, sufficient either alone or by interaction with other substances to cause fire or explosion or be injurious in any other way to the WTF or to the operation of the WTF. At no time, shall two successive readings on an explosion hazard meter, at any point of discharge into the Sewer System (or at any point in the System) be more than five percent (5%) nor any single reading over ten percent (10%) of the Lower Explosive Limits (LEL) of the meter. Prohibited materials include, but are not limited to, gasoline, kerosene, naphtha, benzene, toluene, xylene, ethers, alcohols, ketones, aldehydes, peroxides,

chlorates, perchlorates, bromates, carbides, hydrides and sulfides and any other substances which the Township, the Commonwealth or EPA has notified the User is a fire hazard or a hazard to the Sewer System or the WTF;

D. Containing any solid wastes with particles greater than one-half inch (1/2") in any dimension, resulting from preparation, cooking and dispensing of food and from handling, storage and sale of produce, which wastes commonly are known as garbage, which have not been ground by household type garbage disposal units or other suitable garbage grinders;

E. Containing any solids or viscous substances which may cause obstruction to flow in the Sewer System or other interference with the proper operation of the WTF such as, but not limited to: animal guts or tissues, paunch manure, bones, hair, hides or fleshings, feathers, entrails, whole blood, feathers, ashes, cinders, sand, spent lime, stone or marble dust, metal, glass, straw, shavings, grass clippings, rags, spent grains, spent hops, waste paper, strings, wood, plastics, gas tar, asphalt residues, residues from refining, or processing of fuel or lubricating oil, mud, or glass grinding or polishing wastes, dental floss, wool or other fibers;

F. Having a pH lower than 6.0 or higher than 9.0, or having any other corrosive property capable of causing damage or hazards to structures or equipment of the Sewer System or any Sewer or to any Person engaged in operation and maintenance of the Sewer System;

G. Containing toxic or poisonous substances in sufficient quantity to injure or to interfere with any sewage treatment process, to constitute hazards to humans or animals or to create any hazards in waters which shall receive treated effluent from the Sewer System;

H. Containing dyes or other materials with objectionable color, from any source that will result in a treatment plant effluent exceeding limits in compliance with applicable State or Federal regulations;

I. Any substance which may cause the WTF's effluent or any other produce to the WTF such as residues, sludges, or scums, to be unsuitable for reclamation and reuse or to interfere with the reclamation process. In no case, shall a substance discharged to the WTF cause the WTF to be in non-compliance with sludge use or disposal criteria, guidelines or regulations affecting sludge use or disposal developed pursuant to the Solid Waste Disposal Act, the Clean Air Act, the Toxic Substance Control Act, or Commonwealth criteria applicable to the sludge management method being used;

J. Containing radio-active substances and/or isotopes of such half-life or concentration that will result in a treatment plant effluent exceeding limits in compliance with applicable State or Federal regulations;

K. Having a chlorine demand in excess of 12 mg/l at a detention time of 20 minutes;

L. Prohibited by any permit issued by the Commonwealth of Pennsylvania or the U.S. Environmental Protection Agency;

M. Containing wastes which are not amenable to biological treatment or reduction in existing treatment facilities, specifically non-biodegradable complex carbon compounds;

N. Having a B.O.D. content greater than three hundred (300) ppm;

O. Having a Suspended Solids content greater than three hundred (300) ppm;

P. Having a Total Phosphorus as P content greater than 10 ppm;

Q. Having an Ammonia Nitrogen as N content greater than 20 ppm;

R. Having any waste containing toxic or poisonous substances in excess of the following limits, measured at the point of discharge to the Sewer System:

<u>Substance</u>	Maximum
	Concentration
	<u>ppm</u>
Arsenic	0.05
Cadmium (as Cd)	0.1
Chromium (trivalent)	1.0
Chromium (hexavalent)	0.05
Copper (as Cu)	0.5
Cyanides (free CN)	0.05
Lead	0.3

Mercury	0.002
Molybdenum	
Nickel (as Ni)	2.0
Phenolic Compounds	0.005
Selenium	
Silver	0.05
Zinc (as Zn)	1.0

S. Containing any substance not mentioned in the foregoing list that will pass through the WTF and exceed the maximum permitted levels for such substance under the requirements of the Commonwealth or other governmental agencies having jurisdiction;

T. Any other substance prohibited by ordinance, resolution, rule or regulation of the Township hereafter enacted or adopted from time to time.

SECTION 4.03. Under no circumstances shall any Person discharge or cause to be discharged into the Sewer System any of the substances listed in Section 4.02 above, without first securing written permission to do so from the Township.

SECTION 4.04. Upon the promulgation of the Federal Categorical Pretreatment Standards for a particular industrial subcategory, the Federal Standard, if more stringent than limitations imposed under this Ordinance for sources in that subcategory, shall immediately supersede the limitations imposed

under this Ordinance. The Township shall notify all affected Users of the applicable reporting requirements under 40 CFR, Section 403.12.

SECTION 4.05. No User shall ever increase the use of process water or, in any way, attempt to dilute a discharge as a partial or complete substitute for adequate treatment to achieve compliance with the limitations contained in the Federal Categorical Pretreatment Standards, or in any other pollutant-specific limitation developed by the Township or Commonwealth (Comment: Dilution may be an acceptable means of complying with some of the prohibitions set forth in Section 4.02, e.g. the pH prohibition. Such practices must receive prior written approval from the Township.)

SECTION 4.06. Whenever a Person is authorized by the Township and the appropriate governmental agencies to discharge any polluted water, Domestic Sanitary Sewage or Industrial Waste containing any of the substances or possessing any of the characteristics referred to in Section 4.02, such discharge shall be subject to the continuing approval, inspection and review of the Township. If, in the opinion of the Township, such discharges are causing or will cause damage to the Sewer System, the Township shall order the Person causing such discharge to cease doing so forthwith, or to take other appropriate action, including exercising the remedies provided in the Connection Ordinance, to eliminate the harmful discharge.

SECTION 4.07. Nothing contained herein shall be construed as prohibiting any special agreement or arrangement between the Township and the Owner of an Improve Property allowing Industrial Wastes of unusual strength or character to be admitted into the Sewer System;

SECTION 4.08. Where necessary or appropriate, in the opinion of the Township, the Owner of an Improved Property shall provide, at the sole expense of the Owner, suitable pretreatment facilities acceptable to the Township.

Plans, specifications and any other pertinent information relating to proposed facilities for preliminary treatment and handling of Industrial Wastes shall be submitted for approval of the Township. No construction of any such facility shall commence until approval has been obtained, in writing, from the Township, and until approval has been obtained from any and all regulatory bodies having jurisdiction.

Such facilities for preliminary treatment and handling of Industrial Wastes shall be continuously maintained, at the sole expense of the Owner, in good operating condition satisfactory to the Township. The Township shall have access to such facilities at reasonable times for purposes of inspection and sampling.

ARTICLE V
ADMISSION OF INDUSTRIAL WASTES
INTO THE SEWER SYSTEM

SECTION 5.01. No person shall discharge or cause to be discharged into the Sewer System any Industrial Wastes without prior application for and receipt of a written permit from the Township.

SECTION 5.02. Any Person desiring to make or use a connection through which Industrial Wastes shall be discharged into the Sewer System shall file with the Township a completed "Industrial Wastes Questionnaire", furnished by the Township, which shall supply pertinent data, including estimated quantify of flow, characteristics and constituents of the proposed discharge. The cost of obtaining all such data shall be borne by the Person desiring to make or use the connection to the Sewer System.

SECTION 5.03. A. Ten (10) days prior to the first day of January, April, July and October of each year, each major contributor of Industrial Wastes shall file with the Township a report on the quality and quantity of their discharge. The report forms shall be supplied by the Township and shall be similar to EPA 7550-22, Page IV-1.

B. Major contributors shall consist of those whose total discharge exceeds 2,500 gallons per day, have in their waste a toxic pollutant or, in the judgment of the Township, would have a significant impact on the Sewer System or the quality of its effluent.

SECTION 5.04. A. When required by the Township, the Owner of any Improved Property serviced by a Building Sewer carrying Industrial Wastes shall install, at his expense, a suitable control manhole, together with such necessary meters and other appurtenances in the Building Sewer, to facilitate observation, sampling and measurement of the waste flow.

B. All measurements, tests, and analysis of the characteristics of waters and wastes to which reference is made herein shall be determined in accordance with the latest edition of "Standard Methods for Examination of Water and Wastewater", published by the American Public Health Association, Inc. and shall be determined by or under the direct supervision of a "qualified analyst" at the control manhole provided, or upon suitable samples taken at such control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the Building Sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the Sewer System and to determine the existence of hazards to life, limb, and property.

(The particular analyses involved will determine whether a twenty-four (24) hour composite of all outfalls of a premises is appropriate or whether a grab sample or samples must be taken.)

SECTION 5.05. Any Industrial Establishment discharging Domestic Sanitary Sewage and/or Industrial Wastes into the Sewer System and contemplating a change in the method of operation which will alter the characteristics and/or volume of such wastes being discharged shall notify the Township, in writing, at least ten (10) days prior to institution of such change.

SECTION 5.06. Grease, oil and sand interceptors shall be provided by the Owner of any Industrial, Commercial or Institutional Establishment, at his or its sole costs, when required by the Township, for the proper handling of liquid wastes containing excessive grease, inflammable wastes, sand or other harmful substances. All interceptors shall be of a type and capacity approved by the Township and constructed or installed at a satisfactory location in accordance with plans approved by the Township prior to installation or commencement of construction.

SECTION 5.07. The use of mechanical garbage grinders shall not be permitted without prior approval from the Township.

SECTION 5.08. The Township may require Industrial Establishments having large variations in rates of waste discharge to install suitable regulating devices for equalizing waste flows to the Sewer System.

ARTICLE VI

MISCELLANEOUS

SECTION 6.01. The Township shall have the right of access, at all reasonable times, to any part of any Improved Property as necessary for purposes of inspection, observation, measurement, sampling and testing and for performance of other functions relating to service rendered by the Township.

SECTION 6.02. The Owner of any Improved Property, upon direction of the Township, shall acquire and install, at such Owner's cost and expense, a grinder pump or other apparatus satisfactory to the Township in the manner and at the location directed by the Township. Such grinder pump or other apparatus shall be installed at the time such Improved Property is connected to the Sewer System and shall be subject to Township inspection and approval together with the remainder of the Building Sewer. Maintenance, repair and replacement of such grinder pump or other apparatus shall be and remain the sole responsibility of the Owner of the Improved Property.

SECTION 6.03. The Owner of any Improved Property shall be held liable for all acts of tenants or other occupants of such Improved Property, as may be permitted by law, insofar as such acts shall be governed by the provisions of this Ordinance.

SECTION 6.04. The Township shall adopt, from time to time, such additional rules and regulations as it shall deem necessary and proper in connection with the use and operation of the Sewer System, which rules and regulations shall be, shall become and shall be construed as part of this Ordinance.

SECTION 6.05. In the event any provision, section, sentence, clause or part of this Ordinance shall be held by any Court or Administrative tribunal of competent jurisdiction to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Ordinance, it being the intent of the Township that such remainder shall be and shall remain in full force and effect.

SECTION 6.06. All ordinances or parts of ordinances of this Township which are inconsistent herewith expressly shall be and are repealed.

SECTION 6.07. This Ordinance shall become effective in accordance with law.

SECTION 6.08. It is declared that enactment of this Ordinance is necessary for the protection, benefit and preservation of health, safety and welfare of the inhabitants of this Township.

DULY ENACTED AND ORDAINED, this ____ day of _____, 1993, by the Board of Supervisors of the Township of Conoy, Lancaster County, Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF CONOY
Lancaster County, Pennsylvania

By: _____
Chairman of the Board of
Supervisors

ATTEST:

Secretary

(SEAL)

COPY

August 2, 1994

**THIS IS YOUR BILL FOR HOOK UP COSTS TO THE CONOY TOWNSHIP
SANITARY SEWER SYSTEM.**

If your property is a single family home the hook-up costs are \$800.00. This is calculated as follows:

A. Connection fee (street lateral cost)	\$350.00
B. Tapping fee (for cost of plant and system)	450.00
	800.00

Costs for other residential properties (double homes, apartments, etc.) in the same building and under the same ownership will be as follows:

A. One connection fee for the building.	=	\$350.00
B. Tapping fee: 450.00 X number of living units in building.	=	---
Total	=	-----

You will be allowed a 20 percent discount on all hook up fees if paid by August 31, 1994. Example -- A single family home would be \$800.00 less 160.00 (20%) = \$640.00

If this bill is not paid by October 2, 1994, a penalty of ten percent (10%) will be added.

Make checks payable to: Conoy Twp Sewer Operating Fund
and mail to: 211 Falmouth Road, Bainbridge, PA. 17502.

This bill must be paid in order to get your connection permit.

You may request a review of your "Hook up" fees by calling the township office. (367-4927)

Donna Cap.
\$3,510.00

CONOY TOWNSHIP BOARD OF SUPERVISORS
RESOLUTION # 3 - 6/12/03

As allowed in the Conoy Township Sewer Ordinance the rate for the sewer tapping fee can be changed by resolution and therefore the Board of Supervisors set a new tapping fee rate at \$3500.00 per EDU. Rate to include \$1800.00 for the Capacity segment and \$1700.00 for the Connection segment. These rates are within our calculated maximum of \$4527.41 per EDU.

In addition to the \$3500.00 tapping fee an application fee of \$10.00 and a \$50.00 one time inspection fee for the service lateral from the street main to the street right-of-way is set. Also a \$50.00 one time inspection fee for the service lateral from the right-of-way to the dwelling is set. If these service lateral connections are made at the same time only one \$50.00 fee shall be charged.

Motion to pass by Strickland and seconded by Fuhrman. Motion passed.

10 COPY

MINUTES ----- May 3, 1993

The Conoy Township Board of Supervisors met as advertised at 7:30 PM, Monday, May 3, 1993 to consider business concerning the sanitary sewer system.

Supervisors Mohr, Fuhrman and Strickland were present. In addition, Carolyn Hetrick from the township solicitors office was present.

Attorney Hetrick discussed the sewer fee ordinance that was advertised for consideration at this meeting. Strickland moved and Fuhrman seconded the motion to adopt this ordinance, number 1-5/3/93, as advertised. Motion was carried.

Motion was made by Strickland and seconded by Fuhrman to award contracts to the low bidders for the sanitary sewer system as follows.

Contract #1 Bainbridge and #1 Falmouth awarded to Andrews Excavating of Willow Street, PA.

Contract #2 Bainbridge and #2 Falmouth awarded to Pikeland Construction of Kimberton, PA.

Contract #3 Bainbridge and #3 Falmouth awarded to Wilco Electric of Columbia, PA.

Motion was carried.

The meeting was adjourned by Chairman Mohr at 7:49 PM.

Respectfully submitted,
Robert F. Strickland, Secretary



COPY