

## APPANOOSE COUNTY ORDINANCE NO. 23

AN ORDINANCE REGULATING THE USE OF PUBLIC SEWERS AND DRAINS, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER UTILITY; AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF; IN THE COUNTY OF APPANOOSE, STATE OF IOWA.

Be it ordained and enacted by the Board of Supervisors of the County of Appanoose, State of Iowa as follows:

### ARTICLE 1

#### (Definitions)

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

Sec. 1. "BOD" (denoting Biochemical Oxygen Demand) shall mean the quantify of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20 degrees C, expressed in milligrams per liter.

Sec. 2. "Building Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five (5) feet (1.5 meters) outside the inner face of the building wall.

Sec. 3. "Building Sewer" shall mean that part of the lowest horizontal pipe which begins five (5) feet outside of the wall of a building and connects the building drain with the main public sewer or other disposal terminal.

Sec. 4. "Combined Sewer" shall mean a sewer receiving both surface runoff and sewage.

Sec. 5. "Environmental Health Officer" shall mean the Health Officer of Appanoose County, or its authorized representative.

Sec. 6. "Garbage" shall mean solid wastes from the domestic and commercial preparation, cooking, and dispensing of food, and from the handling, storage, and sale of produce.

Sec. 7. "Industrial Wastes" shall mean the liquid wastes from industrial manufacturing processes, trade, or business as distinct from sanitary sewage.

Sec. 8. "Natural Outlet" shall mean any outlet into a watercourse, pond, ditch, lake, or other body of surface or groundwater.

Sec. 9. "Person" shall mean any individual, firm, company, association, society, corporation, or group.

Sec. 10. "pH" shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

Sec. 11. "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half (1/2) inch (1.27 centimeters) in any dimension.

Sec. 12. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.

Sec. 13. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and ground waters are not intentionally admitted.

Sec. 14. "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and storm waters as may be present.

Sec. 15. "Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.

Sec. 16. "Sewage Works" shall mean all facilities for collecting, pumping, treating, and disposing of sewage.

Sec. 17. "Sewer" shall mean a pipe or conduit for carrying sewage.

Sec. 18. "Shall" is mandatory; "May" is permissive.

Sec. 19. "Slug" shall mean any discharge of water, sewage, or industrial waste which in concentration of any constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.

Sec. 20. "Storm Drain" (sometimes termed "storm sewer") shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial wastes other than unpolluted cooling water.

Sec. 21. "Superintendent" shall mean the Superintendent of Wastewater Treatment for the city of Centerville, or its authorized deputy, agent, or representative.

Sec. 22. "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

Sec. 23. "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

Sec. 24. "County" shall mean the county of Appanoose, Iowa.

Sec. 25. "City" shall mean the City of Centerville, Iowa.

## **ARTICLE II**

### **Use of Public Sewers Required**

Sec. 1. It shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the county or in any area under the jurisdiction of said county, any human or animal excrement, garbage, or other objectionable waste.

Sec. 2. It shall be unlawful to discharge to any natural outlet within the county, or in any area under the jurisdiction of said county, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.

Sec. 3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

Sec. 4. The owner of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the county and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer or the county, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance, within thirty (30) days after date of official notice to do so, provided that said public sewer is within three hundred (300) feet of the property line. Billing for sanitary sewer service will begin the date of official notice to connect to the public sewer.

## **ARTICLE III**

### **Private Sewage Disposal**

Sec. 1. Where a public sanitary or combined sewer is not available under the provisions of Article I, Section 4, the building sewer shall be connected to a private sewage disposal system complying with Appanoose County Ordinance no. 6.

Sec. 2. At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Article III, Section 4, a direct connection shall be made to the public sewer in compliance with this ordinance, and

any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

Sec. 3. When a public sewer becomes available, the building sewer shall be connected to said sewer within thirty (30) days and the private sewage disposal system shall be cleaned of sludge and filled with clean bank-run gravel or sand.

## ARTICLE IV

### Building Sewers and Connections

#### Sec. 1. Specific REQUIREMENTS:

- a. RAIN WATER LEADERS: Roof leaders, surface drains, or ground water drains shall not be connected to the sanitary sewer.
- b. Independent System. Each building sewer and drainage system shall be independent of that of any other building, except where one building stands in the rear of another on an exterior lot, the building sewer from the front building may be extended to the rear building and the whole considered as one house sewer when so approved by the city.
- c. Use of Public Sewer Required. Where a public sewer is accessible in an easement, street, or alley adjacent to a lot with a building or premises abutting thereon the liquid wastes from any plumbing system in said building shall discharge into the public sewer as provided by the sanitary sewer rules and regulations and/or rate ordinances.
- d. Connection to the Main Public Sewer. Before any connection is made to a public sewer, an approved permit for such connection must be obtained from the governing body or its designated representative. A permit and inspection fee shall be paid to the city at the time the application permit is filled. Each connection to the main sewer shall be made to the fitting designated for that property. If a fitting in the main sewer is not available for the designated property the connection shall then be made under the direct supervision of the sewer inspector.
- e. No person shall make connection of roof downspouts, exterior foundation drains, areaway drains, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.
- f. The connection of the building sewer into the public sewer shall conform to the requirements of the State of Iowa plumbing code except as modified herein.
- g. A "Y," "T," or "Cleanout" fitting may be installed near the building foundation to provide for cleanout purposes.
- h. All plumbers or home owners who install the building sewer line shall file a "License and Permit-Plumber's Bond" with the County Board of Health prior to beginning any work.

Sec. 2. Supervision. A **SEWER INSPECTOR** shall be appointed pursuant to the laws of the city, county and state and shall, under the direction of the governing elective officers of the city, supervise all buildings sewer connections and excavations for the purpose of installing or repairing the same.

#### Sec. 3. Specifications:

- a. Material. All building sewers shall be constructed of either service cast iron soil pipe meeting ASTM A888 (hubless) or ASTM A74 (with hub) , SDR 35, 26, or 23.5 poly vinyl chloride (PVC) plastic sewer pipe meeting ASTM 3034, PVC corrugated sewer pipe conforming to ASTM F 949, or schedule 40 PVC drain/waste/vent pipe conforming to ASTM D1785, all PVC pipe shall be manufactured utilizing PVC resin cell Class 12454 b as defined by ASTM D1784.
- b. Pipe, Joints, and Connections
  - (1) Service cast iron soil pipe, fittings, and joints shall be installed according to applicable plumbing code requirements and the recommendations of the Cast Iron Soil Pipe Institute and shall conform to;

**Pipe and Fittings**

ASTM A74 "Cast Iron Soil Pipe and Fittings"

ASTM A888 "Hubless Cast Iron Soil Pipe and Fittings"

**Joints and Couplings**

ASTM C654 "Rubber Gaskets for Cast Iron Soil Pipe and Fittings"

CISPI 310 "Couplings For Use in Connection with Hubless Cast Iron Soil Pipe and Fittings..." (With stainless steel shield)

- (2) Polyvinyl chloride (PVC) plastic sewer pipe, fittings, and joints shall be installed according to applicable plumbing code requirements and the recommendations of the Uni Bell Plastic Pipe Association and shall conform to:

**Pipe and Fittings**

ASTM D3212 "Joints for Drain and Sewer Plastic Pipe Using SDR 35, 26, or 23.5"

**Joints**

ASTM D3212 "Joints for Drain and Sewer Plastic Pipe Using Flexible Elastomeric Seals"

- (3) Corrugated PVC sewer pipe, joints, and fittings shall be installed according to applicable plumbing code requirements and the manufacturers' recommendations and shall conform to:

**Pipe, Fittings, and Joints**

ASTM F949 "PVC Corrugated Sewer Pipe with a Smooth Interior and Fittings."

- (4) Schedule 40 polyvinyl chloride (PVC) pipe shall be installed according to applicable plumbing code requirements and the manufacturers' recommendations and shall conform to:

**Pipe**

ASTM D2665 "Polyvinyl Chloride Plastic Drain, Waste and Vent Pipe and Fittings" except that NO UNDERGROUND GLUED JOINTS ARE PERMITTED.

**Fittings**

Only gasketed fittings are to be used. Fittings shall conform to the performance requirements of ASTM D2241 "Polyvinyl Chloride Pressure Rated Pipe."

**Gasketed Joints**

ASTM D3139 "Joints for Plastic Pipes Using Flexible Elastomeric Seals"

- c. Size of Building Sewer. Building sewers shall be sized to meet capacity requirements, but no building sewer shall be less than four inches in diameter.
- d. Grades for Building Sewers. Unless otherwise authorized, all building sewers shall have a grade of not less than one-eighth inch per foot. A grade of one-fourth inch per foot shall be used wherever practical.
- e. Trenching and Backfilling. All excavations shall be open trench work unless otherwise authorized by the sewer inspector. The foundation in the trench shall be formed to prevent any subsequent settlement of the pipes. If the foundation is good, firm earth, the earth shall be pared or molded to give a full support to the lower quadrant of each pipe. Bell holes shall be dug. Backfilling shall not be done until final inspection is made by the sewer inspector. Backfilling shall be placed in layers and solidly tamped or packed up to two feet above the pipe.

**Note:** Where the floor of the trench is soft or rocky material the trench shall be excavated to four inches below grade and brought back to the proper grade with fine gravel, coarse sand or similar material so as to provide a firm foundation and uniform support for the building sewer line.

- f. Use of Old Building Sewers. Old building sewers or portions thereof may be approved for use by the sewer inspector. The sewer inspector may request that the old sewer be excavated for the purpose of facilitating inspection. He shall

cesspool or septic tank shall be connected to any portion of a building sewer that is also connected to the public sewer. Watertight couplings with stainless steel shields shall be used to connect different materials.

Sec. 4. Inspection. Each and every part of the building sewer shall be inspected and approved by the sewer inspector before being concealed or backfilled.

## ARTICLE V

### Use of Public Sewers

Sec. 1. No person shall discharge or cause to be discharged any storm water, surface water, ground water, roof runoff, subsurface drainage, including interior and exterior foundation drains, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.

Sec. 2. Storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as combined sewers or storm sewers, or to a natural outlet approved by the Superintendent. Industrial cooling water or unpolluted process waters may be discharged, on approval of the Superintendent, to a storm sewer, combined sewer, or natural outlet.

Sec. 3. No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewers:

- a. Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.
- b. Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant, including but not limited to cyanides in excess of two (2) mg/l as CN in the wastes as discharged to the public sewer.
- c. Any waters or wastes having a pH lower than 5.5, or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
- d. Solid or visous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, tar, feathers, plastics, wood, unground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc., either whole or ground by garbage grinders.
- e. Any waters or wastes having (1) a 5-day biochemical oxygen demand greater than 300 parts per million by weight, or (2) containing more than 350 parts per million by weight of suspended solids, or (3) having an average daily flow greater than 2 percent of the average sewage flow of the City, shall be subject to the review of the Superintendent. Where necessary in the opinion of the Superintendent, the owner shall provide, at his expense, such preliminary treatment as may be necessary to (1) reduce the biochemical oxygen demand to 300 parts per million by weight, or (2) reduce the suspended solids to 350 parts per million by weight, or (3) control the quantities and rates of discharge of such waters or wastes. Plans, specifications, and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Superintendent and no construction of such facilities shall be commenced until said approvals are obtained in writing.

Sec. 4. No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Superintendent that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the Superintendent will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the

treatability of wastes in the sewage treatment plant, and other pertinent factors. The substances prohibited are :

- a. Any liquid or vapor having a temperature higher than one hundred fifty (150) degrees F (65 degrees C).
- b. Any water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two (32) and one hundred fifty (150) degrees F (0 and 65 degrees C).
- c. Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipped with a motor of three-fourths (3/4) horsepower (0.76 hp metric) or greater shall be subject to the review and approval of the Superintendent.
- d. Any waters or wastes containing strong acid iron pickling wastes, or concentrated plating solutions whether neutralized or not.
- e. Any waters or waste containing iron, chromium, copper, zinc, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that any material received in the composite sewage at the sewage treatment works exceeds the limits established by the Superintendent for such materials.
- f. Any waters or wastes containing phenols or other taste-or odor-producing substances, in such concentrations exceeding limits which may be established by the Superintendent as necessary, after treatment of the composite sewage to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.
- g. Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Superintendent in compliance with applicable State or Federal regulations.
- h. Any waters or wastes having a pH in excess of 9.5.
- i. Materials which exert or cause:
  - (1) Unusual concentrations of inert suspended solids (such as, but not limited to, Fullers earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).
  - (2) Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).
  - (3) Unusual BOD, chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works.
  - (4) Unusual volume of flow or concentration of wastes constituting "slugs" as defined herein.
- j. Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

Sec. 5. If any waters or wastes are discharged, or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Section 4 of this Article, and which in the judgment of the Superintendent, may have a deleterious effect upon the sewage works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the Superintendent may:

- a. Reject the wastes,
- b. Require pretreatment to an acceptable condition for discharge to the public sewers,
- c. Require control over the quantities and rates of discharge, and/or
- d. Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges under the provisions of Section

If the Superintendent permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the Superintendent, and subject to the requirements of all applicable codes, ordinances, and laws.

Sec. 6. Grease, oil, and sand interceptors shall be provided when, in the opinion of the Superintendent, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand, or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Superintendent, and shall be located as to be readily and easily accessible for cleaning and inspection.

Sec. 7. Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

Sec. 8. When required by the Superintendent, the owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable control manhole together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the Superintendent. The manhole shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

Sec. 9. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater," published by the American Public Health Association, and shall be determined at the control manhole provided, or upon suitable samples taken at said 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 sewage works 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 premise is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from 24-hr. composites of all outfalls whereas pH's are determined from periodic samples.)

Sec. 10. No statement contained in this article shall be construed as preventing any special agreement or arrangement between the city and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the city for treatment, subject to payment therefore, by the industrial concern.

## ARTICLE VI

### Protection from Damage

Sec. 1. No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the sewage works. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

## ARTICLE VII

### Powers and Authority of Inspectors

Sec. 1. The Environmental Health Officer, Superintendent and other duly authorized employees of the county and city bearing proper credentials and identification shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this ordinance. The Superintendent or his representatives shall have no authority to inquire into any processes including metallurgical, chemical, oil, refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.

Article I, Section 1 above, the Environmental Health Officer, Superintendent and other duly authorized employees of the county or city shall observe all safety rules applicable to the premises established by the company and the company shall be held harmless for injury or death to the county or city employees and the county or city shall indemnify the company against loss or damage to its property by county or city employees and against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the company to maintain safe conditions as required in Article V, Section 8.

Sec. 3. The Environmental Health Officer, Superintendent and other duly authorized employees of the county or city bearing proper credentials and identification shall be permitted to enter all private properties through which the city or county holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the sewage works lying within said easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

#### ARTICLE VIII

##### Penalties

Sec. 1. Any person found to be violating any provision of this ordinance except Article VI shall be served by the county with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

Sec. 2. Any person who shall continue any violation beyond the time limit provided for in Article VIII, Section 1, shall be guilty of a misdemeanor, and on conviction thereof shall be fined in the amount not exceeding two hundred (\$200) dollars for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

Sec. 3. Any person violating any of the provisions of this ordinance shall become liable to the county or city for any expense, loss or damage occasioned the county or city by reason of such violation.

#### ARTICLE IX

Sec. 1. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 2. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

#### ARTICLE X

##### Ordinance in Force

Sec. 1. This ordinance shall be in full force and effect from and after its passage, approval, and publication as provided by law.

Sec. 2. Passed and adopted by the Board of Supervisors of Appanoose County State of Iowa on the 20 day of September, 1999, by the following vote:

Ayes: TOLVER, SHESTON, KASTOR

Nays: \_\_\_\_\_

Approved this 20 day of September, 1999

Signed Royce D. Joerner, Chairman

Attest: Jessica Henry, Auditor

Second reading waived 9/20/99

Third reading waived 9/20/99