

ORDINANCE NO. 13-04-03

AN ORDINANCE AMENDING SECTION 54-143 AND CREATING SECTION 54-144 OF THE  
ABERDEEN MUNICIPAL CODE DEALING WITH SUMP PUMP CONNECTIONS

WHEREAS, The City Council of the City of Aberdeen is charged with providing for the health and safety of its citizens; and

WHEREAS, the City Council has determined that the following ordinances will benefit the health and safety of its citizens.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABERDEEN THAT THE FOLLOWING CHANGES AND ADDITIONS SHALL BE MADE TO THE ABERDEEN CITY CODE:

Sec. 54-143. Causing or permitting certain water to run into sanitary sewer.

- (a) It shall be unlawful for any person or for the owner or occupant of any premises in the city to discharge or permit to be discharged or cause to be discharged into the sanitary sewer system of the city, or into any drain or sewer connected with such sanitary sewer system., any stormwater whatsoever from the roofs of buildings, from the overflow of cisterns, stormwater. surface water, groundwater, footing drains, cooling water or unpolluted industrial process waters or otherwise. All sump pumps shall be : installed so as to direct water to the exterior of the building: however, a diversion system may be installed by which a person may manually divert water into the sanitary sewer when such diversion is permitted in accordance with subsection (d) of this section. All new sump installations shall require a permit as necessitated by applicable city plumbing and building codes.
- (b) It shall be lawful for the city manager, public works director/city engineer, the planning and zoning official or its agents or employees to enter any building within the city which is connected therewith to the sanitary sewer system of the city, to ascertain if the acts prohibited in subsection (a) of this section are being violated, and they and each of them shall have the right to enter such premises or building at all reasonable hours, and it shall be unlawful for any person to resist such entry.
- (c) If the owner or occupant of any such premises shall refuse access to the premises by the officers or employees of the city for such purposes, the premises may be disconnected from the sanitary sewer system of the city.
- (d) Sump pump discharge may be diverted to the sanitary sewer:
  - a. From November 1 to the following April 1; and
  - b. At such other times as authorized by the City.

The City Manager may prohibit discharge of sump pumps into the sanitary sewer at any time, as conditions so require. Discharging sump pumps to the sanitary sewer when not authorized shall be unlawful.

Sec. 54-144. Inspection and Penalty.

- (a) The City hereby creates an inspection program as a mechanism for determining compliance with Section 54-143.
- (b) The City Manager, the City Engineer, and their designees shall inspect every structure connected to the sanitary sewer system at a rate of at least five percent (5%) of the total such structures per year.
- (c) Such inspections shall be made in person, by employees or contractors qualified to inspect such systems, with notice to the property owner given at least ten (10) days in advance.
- (d) In lieu of a compliance inspection by the city inspector, the property owner or occupant may have the property inspected, at the sole expense of the owner or occupant, by a private licensed plumber who shall inspect the property and file a Certificate of Compliance on a form required by the City. The Certificate of Compliance shall be filed with the City within thirty (30) days of the date of the notice of inspection.

- (e) Inspectors shall have the authority to issue administrative corrective work orders requiring, the repair or installation of such elements of the sump pump system as are required to render the system in compliance with this Article.
- (f) Where the owner or operator of a property fails or refuses, within thirty (30) days after receiving a compliance order, to bring the sump pump system serving said property into compliance with this Chapter, the City shall assess a sump pump surcharge of \$100 per month to the sanitary sewer account servicing the property.

CITY OF ABERDEEN /s/ Mike Levsen, Mayor; ATTEST: /s/ Karl Alberts, Finance Officer.

First Reading: April 8, 2013; Second Reading: April 15, 2013; Published: April 18, 2013; Effective: May 8, 2013.