

**ORDINANCE NO. 4-05**

**AN ORDINANCE OF CROSS CREEK TOWNSHIP,  
WASHINGTON COUNTY, PENNSYLVANIA,  
ESTABLISHING MANDATORY SEWER  
CONNECTION AND USE ORDINANCE,  
DELEGATING THE INDEPENDENCE-CROSS CREEK  
JOINT SEWER AUTHORITY AS AGENT  
FOR PURPOSES OF IMPLEMENTATION OF THE ORDINANCE  
AND SETTING PENALTIES FOR VIOLATIONS THEREOF.**

WHEREAS, the Board of Supervisors of Cross Creek Township, Washington County, Pennsylvania, in compliance with the requirements of the Municipalities Authorities Act of 1945, P.L. 382, as amended, in conjunction with Independence Township, Washington County, Pennsylvania, created a joint sewer authority known as the Independence-Cross Creek Joint Sewer Authority, and,

WHEREAS, mandatory connection to said sewer lines where practicable and legally enforceable are deemed to be in the best interests of the health, welfare and safety of Cross Creek Township.

NOW, THEREFORE, be it ordained and enacted by the Board of Supervisors of Cross Creek Township, Washington County, Pennsylvania, as follows:

1. Requirement to Connect and Use. Every owner of property in the Township whose property abuts upon any line of the sanitary sewers of the Independence-Cross Cross Joint Sewer Authority (herein called the “Authority”) and upon which a building or other structure has been erected or shall be erected and which generates or is expected to generate sanitary waste shall connect such building or structure at his own cost to such sanitary sewer system unless such building

or structure is located more than 250 feet from nearest sanitary sewer line. Upon connection, every property owner shall be required to use the system as its only method of sewerage disposal.

2. Unlawful Disposal Systems. It shall be unlawful for any owner, lessee or occupier of any property, who is required to connect to the sanitary sewer system of said Authority 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 Authority.

3. Notification of Requirement to Connect. 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 Authority, it shall be the duty of the Authority secretary, or other authorized person, to notify the owner, lessee or occupier 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 Authority as hereinafter provided within sixty (60) days after receipt of such notice.

4. Failure of Owner to Connect. In case any owner of property required to connect to such sewer shall neglect or refuse to connect with and use said sewers for such period of sixty (60) days after notice to do so has been served upon him, either by personal service or certified mail as aforesaid, the Authority or their agents may enter upon such property and construct such connection. In such case, the Authority secretary or other authorized person on behalf of the Authority shall, forthwith upon completion of the work, send an itemized bill of the costs 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 six (6) 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 lines.

5. Tapping Permit. Any person or entity required to connect a property with the sewer system of the Authority shall make application for a tapping permit therefore to the Authority on forms furnished by the Authority 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.

6. Unlawful Connection to Sewer System. 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 Authority.

7. Restricted Discharge. No person shall discharge or permit to be discharged into the sewage system any storm water, roof or surface drainage; nor shall any person discharge or permit to be discharged into the sewage system any industrial waste, chemicals or other matter (a) having a temperature higher than 150° F; (b) containing more than 100 parts per million by weight of fat, oil or grease; (c) containing any gasoline, benzene, naphtha, fuel oil or other inflammable or explosive liquid, solid or gas; (d) containing any unground garbage; (e) containing any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure or other solid or viscous substance capable of causing obstruction or other inference with the proper operation of the treatment plant; (f) having a “ph” lower than 6.0 or higher than 9.0 or having any other corrosive property capable of causing damage or hazard to the structures, equipment or personnel of the treatment plant; (g) containing a toxic or poisonous substance (including waste containing cyanide, copper and/or chromium ions in sufficient quantity to injure or interfere with any sewage treatment process, constituting a hazard to humans or animals or to create any hazard in the receiving waters of the treatment plant; (h) containing total solids of such character and in such quantity that unusual

attention or expense is required to handle such materials at the treatment plant; or (i) containing noxious or malodorous gas or substance capable of creating a public nuisance, unless otherwise permitted, authorized or approved by the Authority and the Commonwealth of Pennsylvania, or by any duly constituted Board, Commission or Department thereof.

- a. Grease, Oil and Sand Interceptors – Grease, oil and sand interceptors shall be provided by the property owner when, in the opinion of the Authority or authorized agent, they are necessary for the proper handling of liquid wastes containing excessive amounts of grease or any flammable wastes, sand and other harmful ingredients. All interceptors shall be of a type and capacity approved by the Authority or authorized agent, and located so as to be readily and easily accessible for cleaning and inspection. Each interceptor shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature, be equipped with easily removable covers, which when bolted in place shall be gastight and watertight and be maintained continuously in satisfactory and effective operation by the owner at his expense. The owner or operator of any premise containing an interceptor shall be responsible for cleaning the interceptor twice a year and properly disposing of the residue to a sanitary landfill.

8. Construction Specifications. 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 Authority, and shall be inspected by the Authority engineer, or his representative, before being covered.

9. Sanitary Authority to Set Charges. The Board of Supervisors of Cross Creek Township hereby delegates to the Authority the sole and exclusive authority for the administration of this ordinance, as well as responsibility to set all charges and fees for tapping permits.

10. Time of Payment. Any tap charge established by the Authority shall be payable upon receipt of the Authorities invoice for the same.

11. Unlawful Tap-in. It shall be unlawful for any person, firm or corporation to tap into said sanitary system before making payment of the charges herein established.

12. Penalties. Any person(s), partnership or any agents or executive officers of any corporation violating any provisions of this Ordinance shall, upon conviction, be subject a to a fine of not less than \$100.00 Dollars and not more than \$500.00 Dollars for each violation and an equal fine amount for each 30 day period or fraction thereof, wherein the violation is not corrected to the satisfaction of the Authority. Additionally, if this matter is turned over to an attorney, costs for litigation will be added to the fine amount.

13. Severability. The provisions of this Ordinance shall be severable and if any of the provisions shall be held to be unconstitutional or invalid for any reason, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as the legislative intent that this Ordinance would have been adopted had such unconstitutional or invalid provision not have been included therein.

ORDAINED AND ENACTED by the Board of Supervisors of Cross Creek Township,  
Washington County, Pennsylvania, this 20th day of December , 2005.

ATTEST:

CROSS CREEK TOWNSHIP

\_\_\_\_\_  
Rachel Warner Blosser, Secretary

By \_\_\_\_\_  
Dean F. Casciola, Chairman

By \_\_\_\_\_  
John Rush, Supervisor

By \_\_\_\_\_  
Tim Paris, Supervisor