

**TOWNSHIP OF WATERFORD
COUNTY OF CAMDEN
STATE OF NEW JERSEY**

ORDINANCE NO. 2005-5

**AN ORDINANCE AMENDING AND SUPPLEMENTING
THE CODE OF THE TOWNSHIP OF WATERFORD
CREATING A NEW CHAPTER
ENTITLED, "ILLICIT CONNECTION"**

BE IT ORDAINED BY THE MAYOR AND TOWNSHIP COMMITTEE OF
THE TOWNSHIP OF WATERFORD, COUNTY OF CAMDEN, STATE OF NEW
JERSEY, AS FOLLOWS:

SECTION 1. Purpose: An ordinance to prohibit illicit connections to the municipal separate storm sewer system (MS4) operated by the Township of Waterford, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

SECTION 2. Definitions: For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- A. Municipal separate storm sewer system (MS4) - a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains)

that is owned or operated by the Township of Waterford or other public body, and is designed and used for collecting and conveying stormwater.

- B. Person - any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- C. Stormwater - water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal or equipment.
- D. Domestic sewage - waste and wastewater from humans or household operations.
- E. Illicit connection - any physical or non-physical connection that discharges domestic sewage, non-contact cooling water, processed wastewater, or other industrial waste (other than stormwater) to the municipal separate storm sewer system operated by the Township of Waterford, unless that discharge is authorized under a NJPDES permit other than the Tier A Municipal Stormwater General Permit (NJPDES Permit Number NJ0141852). Non-physical connections may include, but are not limited to, leaks, flows, or overflows into the municipal separate storm sewer system.
- F. Industrial waste - non-domestic waste, including, but not limited to, those pollutants regulated under Section 307(a), (b), or (c) of the Federal Clean Water Act (33 U.S.C. § 1317(a), (b), or (c)).

- G. NJPDES Permit - a permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A, et seq.
- H. Non-contact cooling water - water used to reduce temperature for the purpose of cooling. Such waters do not come into direct contact with any raw material, intermediate product (other than heat) or finished product. Non-contact cooling water may however contain algaecides, or biocides to control fouling of equipment such as heat exchangers, and/or corrosion inhibitors.
- I. Processed wastewater - any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct, or waste product. Processed wastewater includes, but is not limited to, leachate and cooling water other than non-contact cooling water.

SECTION 3. Prohibited Conduct: No person shall discharge or cause to be discharged through an illicit connection to the municipal separate storm sewer system operated by the Township of Waterford any domestic sewage, non-contact cooling water, processed wastewater, or other industrial waste (other than stormwater).

SECTION 4. Enforcement: This ordinance shall be enforced by the Police Department and/or other Municipal Officials of the Township of Waterford.

SECTION 5. Penalties: Any person, entity or corporation who shall violate any of the provisions of this Chapter shall, upon conviction thereof, before the Municipal Court of the Township of Waterford, be subject to a fine not exceeding \$500.00 or imprisonment in the county jail for a term not exceeding 90 days, or both, in the discretion of the Municipal Court Judge before whom such defendant shall be convicted. A separate offense may be deemed committed on each day that a violation occurs or continues.

SECTION 6. All ordinances or parts of ordinances which are inconsistent with the provisions hereof, are, to the extent of such inconsistencies, hereby repealed.

SECTION 7. This Ordinance shall take effect upon final passage, adoption, and publication in the manner prescribed by law.

Virginia L. Chandler
Virginia L. Chandler, Clerk

Dolores C. Toussaint, Mayor

Introduced: March 9, 2005

Dolores C. Toussaint

Hearing: April 13, 2005

Adopted: April 13, 2005

Certified to be a true copy of an Ordinance adopted by the Mayor and Township Committee of the Township of Waterford at a regular meeting held on
April 13, 2005.

Dated: April 13, 2005

Virginia L. Chandler

Virginia L. Chandler, Clerk

ORDINANCE NUMBER 2005-5

NOTICE OF PENDING ORDINANCE

THE ORDINANCE PUBLISHED HERewith WAS INTRODUCED AND PASSED UPON FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WATERFORD IN THE COUNTY OF CAMDEN, NEW JERSEY HELD ON MARCH 9, 2005. IT WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER PUBLIC HEARING THEREON, AT A MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN THE MUNICIPAL BUILDING, 2131 AUBURN AVENUE, ATCO, NEW JERSEY, ON APRIL 13, 2005, BEGINNING AT 7:30 PM. DURING THE WEEK PRIOR TO AND UP TO AND INCLUDING THE DATE OF SUCH MEETING, COPIES OF SAID ORDINANCE WILL BE MADE AVAILABLE AT THE CLERK'S OFFICE IN SAID MUNICIPAL BUILDING TO THE MEMBERS OF THE GENERAL PUBLIC WHO SHALL REQUEST SAME.

Virginia L. Chandler

VIRGINIA L. CHANDLER, RMC
TOWNSHIP CLERK
TOWNSHIP OF WATERFORD