

RULES AND REGULATIONS FOR THE SEWER SYSTEM OF THE LOWER MAHANOY TOWNSHIP MUNICIPAL AUTHORITY

SECTION 1.

DEFINITIONS

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

- A. **"Authority"** shall mean the Lower Mahanoy Township Municipal Authority, a municipality authority of the Commonwealth.
- B. **"Billing Unit"** shall mean and shall include, as applicable, a Commercial Establishment, a Dwelling Unit, an Industrial Establishment or an Institutional Establishment.
- C. **"B.O.D." (Biochemical Oxygen Demand)** shall mean the quantity of oxygen, expressed in ppm, utilized in the biochemical oxidation of organic matter under standard laboratory procedure for 5 days at 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, Inc.
- D. **"Building Sewer"** shall mean the extension from the sewage drainage system of any structure to the Lateral of a Sewer.
- E. **"Township"** shall mean the Township of Lower Mahanoy, Northumberland County, Pennsylvania, a municipal corporation of the Commonwealth, acting by and through its Board of Supervisors or, in appropriate cases, acting by and through its authorized representatives.
- F. **"Commercial Establishment"** shall mean 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.
- G. **"Commonwealth"** shall mean the Commonwealth of Pennsylvania.
- H. **"Dwelling Unit"** shall mean any room, group of rooms, house trailer, building or other enclosure connected, directly or indirectly, to the Sewer System and occupied or intended for occupancy as separate living quarters by a family or any other group of Persons living together or by a Person or Persons living alone, excluding institutional dormitories.

I. **"E.D.U"** shall mean and **Equivalent Dwelling Unit** which shall equal 225 gallons per day of Sanitary Sewage discharged into the Sewer System from each Billing Unit.
Amended June 21, 2005, effective July 1, 2005.

J. **"Improved Property"** shall mean any property within this Township 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 Sanitary Sewage and/or Industrial Wastes shall be or may be discharged.

K. **"Industrial Establishment"** shall mean any Improved Property located in this Township 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 located in this Township from which wastes, in addition to or other than Sanitary Sewage, shall be discharged.

L. **"Industrial Wastes"** shall mean any and all wastes discharged from an Industrial Establishment, other than Sanitary Sewage.

M. **"Institutional Establishment"** shall mean any room, group of rooms, building or other enclosure connected, directly or indirectly, to the Sewer System, including institutional dormitories, which do not or does not constitute a Commercial Establishment, a Dwelling Unit or an Industrial Establishment.

N. **"Multiple Unit"** shall mean any Improved Property in which shall be located more than one Billing Unit.

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

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

Q. **"Ordinance"** shall mean Township Ordinance No. 2001-2 and any amendments, modifications or revisions thereto which may from time to time be in effect.

R. **"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.

S. **"ppm"** shall mean parts per million, by weight.

T. **"Person"** shall mean any individual, partnership, company, association, society, trust, corporation or other group or entity.

U. **"Sanitary Sewage"** shall mean normal water carried household and toilet wastes from any Improved Property, including such ground, surface or storm water as may be present.

V. **"Sewer"** shall mean any pipe or conduit constituting a part of the Sewer System used or usable for sewage collection purposes.

W. **"Sewer System"** shall mean all facilities, as of any particular time, for collecting, pumping, transporting, treating and disposing of Sanitary Sewage and/or Industrial Wastes, situate in or adjacent to this Township and owned by the Authority.

X. **"Street"** shall mean and include any street, road, lane, cul-de-sac, alley, public way or public square.

Y. **"Suspended Solids"** shall mean suspended solids 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.

Z. **"Water System"** shall mean the facilities owned by, the Authority and used for the supply of water to the public in the Township.

SECTION 2.

USE OF PUBLIC SEWERS REQUIRED

SECTION 2.01. The Owner of any Improved Property benefited, improved or accommodated by a Sewer shall connect such Improved Property with such Sewer, in such manner as the Township shall require pursuant to the Ordinance and in accordance with these Rules and Regulations of the Authority, within 60 days after notice to such, Owner from the Authority to make such connection, for the purpose of discharge of all Sanitary Sewage and Industrial Wastes from such Improved Property; Subject, however, to such limitations and restrictions as shall be established herein or otherwise shall be established by this Authority, from time to time.

SECTION 2.02. All Sanitary Sewage and Industrial Wastes from any Improved Property, after connection of such Improved Property with a Sewer as required under Section 2.01, shall be discharged into a Sewer; Subject, however, to such limitations and restrictions as shall be established herein or otherwise shall be established by this Authority, from time to time.

SECTION 2.03. No Person shall place, shall deposit or shall permit to be placed or to be deposited upon public or private property within this Township any Sanitary Sewage or Industrial Wastes in violation of Section 2.01. No person shall discharge or shall permit to be discharged to any natural outlet within this Township any Sanitary Sewage or Industrial Wastes in violation of Section 2.01, except where suitable treatment has been provided which is satisfactory to this Authority.

SECTION 2.04. No privy vault, cesspool, sinkhole, septic tank, abandoned well or similar receptacle shall be used or shall be maintained at any time upon any Improved Property which has been connected to a Sewer or which shall be required under Section 2.01 to be connected to a Sewer. Every such privy vault, cesspool, septic tank or similar receptacle in existence shall be abandoned and, at the discretion of the Authority, shall be cleansed and shall be filled, at the expense of the Owner of such Improved Property, under the direction and supervision of the Authority; and any such privy vault, cesspool, sinkhole, septic tank or similar receptacle not so abandoned and, if required by the Authority, not cleansed and filled, shall constitute a nuisance, and such nuisance may be abated, as provided by law, at the expense of the Owner of such Improved Property.

SECTION 2.05. No privy vault, cesspool, sinkhole, septic tank, abandoned well or similar receptacle at any time shall be connected with a Sewer.

SECTION 2.06. The notice by the Authority to make a connection to a Sewer, referred to in Section 2.01, shall consist of a copy of the Ordinance, or a summary of each Section thereof, and a written or printed document requiring the connection in accordance with the provisions of these Rules and Regulations and specifying that such connection shall be made with 60 days from the date such notice is given. Such notice may be given at any time when a Sewer is in place in accordance with the Ordinance and it can receive and can convey Sanitary Sewage and Industrial Wastes, for treatment and disposal from the particular Improved Property. Such notice shall be served upon the Owner in accordance with law.

SECTION 3.

BUILDING SEWERS AND CONNECTIONS

SECTION 3.01. No Person shall uncover, shall connect with, shall make any opening into or shall use, shall alter or shall disturb, in any manner, any Sewer or any part of the Sewer System without first obtaining a permit, in writing, from the Authority.

SECTION 3.02. Application for a permit required under Section 3.01 shall be made by the Owner of the Improved Property served or to be served or by the duly authorized agent of such Owner on a form provided by the Authority.

SECTION 3.03. No Person shall make or shall cause to be made a connection of any Improved Property with a Sewer until such Person shall have fulfilled each of the following conditions:

- A. Such Person shall have notified the Secretary, or his designee, of the Authority of the desire and intention to connect such Improved Property to a Sewer.
- B. Such Person shall have applied for and shall have obtained a permit as required by Section 3.01 and paying an application fee of \$50.00 except if the Improved Property is to be connected to both the sewer and water system operated by the

Authority, then only one application fee of \$50.00 shall be assessed.
Amended November 17, 2009, effective immediately.

- C. Such Person shall have given the Secretary or his designee, of the Authority at least 24 hours' notice of the time when such connection will be made so that the Authority may supervise and inspect the work of connection and necessary testing.
- D. If applicable, such Person shall have furnished satisfactory evidence to the Secretary or his designee, of the Authority that any tap fee which may be charged and imposed by the Authority against the owner of each Improved Property who connects such Improved Property to a Sewer has been paid,

SECTION 3.04. Except as otherwise provided in this Section 3.04, each Improved Property shall be connected separately and independently with a Sewer through a Building Sewer. Grouping of more than one Improved Property on one Building Sewer shall not be permitted, except under special circumstances and for good sanitary reasons or other good cause shown, but then only after special permission of the Authority, in writing, shall have been secured and only subject to such rules, regulations and conditions as may be prescribed by the Authority.

SECTION 3.05. All costs and expenses of construction of a Building Sewer and all costs and expenses of connection of a Building Sewer to a Sewer shall be borne by the Owner of the Improved Property to be connected; and such Owner shall indemnify and shall save harmless the Township and the Authority from all loss or damage that may be occasioned, directly or indirectly, as a result of construction of a Building Sewer an connection to a Sewer.

SECTION 3.06. A Building Sewer shall be connected to a Sewer at the place designated by the Authority and where, if applicable, the Lateral is provided. The invert of a Building Sewer at the point of connection shall be at the same or a higher elevation than the invert of the Sewer. A smooth, neat joint shall be made and the connection of a Building Sewer to the Lateral shall be made secure and watertight. All such connections described herein shall be in accordance with the specifications implemented and adopted by the Authority from time to time.

SECTION 3.07. If the Owner of any Improved Property benefited, improved or accommodated by a Sewer, after 60 days' notice from the Authority requiring the connection of such improved property with a Sewer, in accordance with Section 2.01, shall fail to connect such Improved Property, as required, the Authority may make such connection and may collect from such Owner the costs and expenses thereof by a municipal claim, an action at law or such other legal proceeding as may be permitted by law.

SECTION 3.08. If the Owner of any Improved Property desires to demolish the Improved Property and abandon the Building Sewer connection, the Owner shall first

obtain from the Authority a permit for the same in accordance with Section 3.01 hereof. The abandonment of the Building Sewer connection shall be in accordance with the specifications attached hereto as Exhibit "B" and any and all other specifications implemented and adopted by the Authority from time to time.

Adopted July 17, 2007 effective immediately.

SECTION 3.09. Upon change of ownership of any Improved Property, the owner must execute a contract for service and pay the fee of \$40.00 unless the Improved Property is also connected to the water system where only one \$40.00 fee will be assessed.
Amended November 17, 2009, effective immediately.

SECTION 3.10. Upon a proposed change of ownership of any Improved Property, the Owner shall notify the Secretary of the Authority, or his designee, at least 5 business days in advance of the intention to transfer or change ownership of any Improved Property. Upon notification, the Authority shall inspect the Sewer connection for compliance with all provisions of the Rules and Regulations for Sewer connections, which may be in effect at the time of the proposed change of ownership. If the Sewer connection is not in compliance with the Rules and Regulations then in effect for Sewer connections, the Owner shall immediately bring the Sewer connection into compliance with the current Rules and Regulations prior to any change of ownership of the Improved Property. The Owner shall pay to the Authority an inspection fee of \$50.00, for said inspection, except if the Improved Property is connected to both the sewer and water system operated by the Authority, then only one inspection fee of \$50.00 shall be assessed. Upon completion of said inspection, the Authority shall issue a certification of compliance, if the Improved Property is in compliance with the Rules and Regulations for Sewer connections.
Amended February 21, 2023, effective immediately.

SECTION 4.

RULES AND REGULATIONS GOVERNING BUILDING SEWERS AND CONNECTIONS TO SEWERS

SECTION 4.01. Where an Improved Property, at the time connection to a Sewer is required, shall be served by its own sewage disposal system or sewage disposal device, the existing house sewer line shall be broken on the structure side of such sewage disposal system or sewage disposal device and attachment shall be made, with proper fittings, to continue such house sewer line as a Building Sewer.

SECTION 4.02. No Building Sewer shall be covered until it has been inspected, and approved by the Authority. If any part of a Building Sewer is covered before being inspected and approved, it shall be uncovered for inspection, at the cost and expense of the Owner of the Improved Property to be connected to a Sewer. The Authority shall charge an inspection fee of \$50.00 for each Building Sewer or Lateral inspected.
Amended November 17, 2009, effective immediately

SECTION 4.03. The Owner of such Improved Property shall maintain every Building Sewer of any Improved Property in a sanitary and safe operating condition.

SECTION 4.04. Every excavation for a Building Sewer shall be guarded adequately with barricades and lights to protect all Persons from damage and injury. Any street, sidewalk and other public property disturbed in the course of installation of a Building Sewer shall be restored, at the cost and expense of the Owner of the Improved Property being connected, in a manner satisfactory to the Township and the Authority.

SECTION 4.05. If any Person shall fail or shall refuse, upon receipt of a notice of the Authority, in writing, to remedy any unsatisfactory condition with respect to a Building Sewer, within 30 days of receipt of such notice, the Authority may refuse to permit such Person to discharge Sanitary Sewage and Industrial Wastes into the Sewer System until such unsatisfactory condition shall have been remedied to the satisfaction of the Authority.

SECTION 4.06. The Authority reserves the right to adopt, from time to time, additional rules and regulations as it shall deem necessary and proper relating to connections with a Sewer and with the Sewer System, which additional rules and regulations, to the extent appropriate, shall be and shall be construed as part of these Rules and Regulations.

SECTION 4.07. Grease and oil interceptors shall be installed at the Owner's expense when, in the opinion of the Authority, they are necessary for the proper handling of sewage containing excessive amounts of grease and/or oil; except that such interceptors shall not be required for residential users. All interception units shall be of type and capacity approved by the Authority and shall be so located to be easily accessible for cleaning and inspection. Such interceptors shall be inspected, cleaned and repaired regularly, as needed, at the Owner's expense.

SECTION 5.

SEWER RENTALS OR CHARGES

SECTION 5.01. Sewer rentals or charges are imposed upon and shall be collected from the Owner of each Improved Property which shall be connected with the Sewer System, for use of the Sewer System and for services rendered in connection therewith, whether such use shall be direct or indirect, which sewer rentals or charges shall commence and shall be effective as of the effective date hereof, and shall be payable in the amounts, at the times and in the manner as provided in these rules and Regulations.

SECTION 5.02. Tap Fees. Every Billing Unit connected to the Sewer System shall pay a tap fee in the amount of \$1,750 per E.D.U. as determined in accordance with § 306 of the Municipality Authority's Act of 1945, as amended, 53 P.S. § 306(t) and as computed in accordance with Exhibit "A", which is attached hereto and made a part hereof.

SECTION 5.03. Reservation of Capacity Fee. The amount of the reservation of capacity fee for each E.D.U. per Dwelling Unit shall be \$410.40 per year as computed in accordance with Exhibit "A", which is attached hereto and made a part hereof. The reservation for capacity fee for each non- Dwelling Unit, i.e. Commercial or Industrial Establishment, be \$1.82 per daily gallon of reserved capacity per year.

Amended June 21, 2005, effective July 1, 2005.

SECTION 6.

COMPUTATION OF SEWER RENTALS OR CHARGES

SECTION 6.01. Except as otherwise provided in these Rules and Regulations, sewer rentals or charges for Sanitary Sewage and Industrial Wastes discharged into the Sewer System from any Improved Property or from any Billing Unit located thereon, when the volume of water usage shall not be metered in connection with the Water System or otherwise, shall be \$72.00 per E.D.U. per month.

SECTION 6.02. Except as otherwise provided in these Rules and Regulations, sewer rentals or charges for Sanitary Sewage and Industrial Wastes discharged into the Sewer System from any Improved Property or from any Billing Unit located therein, when the volume of water usage shall be metered in connection with the Water System or otherwise, shall be based upon volume of water usage, adjusted, if appropriate, as provided in these Rules and Regulations.

Sewer rentals or charges for Sanitary Sewage and Industrial Wastes discharged into the Sewer System from any Improved Property or from any Billing Unit located thereon may be based upon actual metered volume of discharge, as permitted in these Rules and Regulations. In either of the foregoing cases set forth in this Section 6, such sewer rentals or charges shall be computed in accordance with the following metered rate schedule; Subject, however: (1) to the minimum sewer rentals or charges provided in Section 6.01; and (2) to the provisions, if applicable, of Section 6.06:

MONTHLY WATER VOLUME USAGE OR METERED WASTE DISCHARGE

First 10,000 gallons \$8.60 per 1,000 gallons or
fractional part thereof

All amounts over 10,000 gallons \$15.45 per 1,000 gallons or
fractional part thereof

Notwithstanding the foregoing, the aforesaid sewer rentals or charges shall include the minimum charge of \$72.00 per month.

AMENDED DECEMBER 20, 2022, EFFECTIVE JANUARY 1, 2023

SECTION 6.03. The volume of water usage to be used in the computation of sewer rentals or charges under Section 6.02 shall include the aggregate monthly volume of water obtained from the Water System and, in addition, shall include the aggregate monthly volume obtained from all other sources (wells, springs, streams, etc.), as determined: (1) by meters installed and maintained by the Authority; (2) by meters installed and maintained by the Owner of the Improved Property as may be required and as may be approved by the Authority; and/or (3) by estimates or measurements which may be made by the Authority.

SECTION 6.04. Exclusion from the Sewer System of non-contaminated waste waters by any Commercial Establishment, Industrial Establishment and/or Institutional Establishment may be required by the Authority or such exclusion may be optional with the Owner of the applicable Improved Property if not required by the Authority. When such waste waters are excluded and are not discharged into the Sewer System, the sewer rentals or charges shall be based on total volume of water usage, less the volume of water excluded, in accordance with the metered rate schedule set forth in Section 6.01; Subject, however; (1) to the same minimum sewer rentals or charges; and (2) to the provisions, if applicable, of Section 6.06.

Non-contaminated waste waters and waters used solely for cooling purposes which shall be excluded from the Sewer System shall be determined: (1) from meters to be installed and to be maintained by the Owner of the applicable Improved Property, as required and approved by the Authority; or (2) from estimates or measurements made by the Authority; Provided, however, that the Owner of the applicable Improved Property may elect to measure the volume of wastes actually discharged to the Sewer System, as provided in Section 6.05.

SECTION 6.05. The Authority may require the Owner of a Commercial Establishment, an Industrial Establishment or an Institutional Establishment, or such Owner may elect, to install, to pay for and to maintain a meter approved by the Authority for measuring monthly volumes of wastes discharged into the Sewer System, in which case the sewer rentals or charges shall be based on the actual metered monthly for wastes discharged in the Sewer System in accordance with the rate schedule set forth in Section 6.01; Subject, however;(1) to the same minimum sewer rentals or charges; and (2) to the provisions, if applicable, of this Section 6.06.

SECTION 6.06. The Owner of any Industrial Establishment which shall discharge Sanitary Sewage and Industrial Wastes to the Sewer System having an average 5-day B. O. D. greater than 200 ppm and a Suspended Solids content of greater than 250ppm, shall pay a strength of waste surcharge, in addition to applicable volume charges, equal to 5/100 of 1% for each ppm by which the B. O. D. exceeds 200 ppm plus 5/100 of 1% for each ppm by which the Suspended Solids exceeds 250 ppm. Surcharges shall be applicable to all billings for sewer rentals or charges computed in accordance with provisions of Sections 6.01, 6.02, 6.03, 6.04 and/or 6.05, as applicable. The strength of Sanitary Sewage and Industrial Wastes to be used for establishing the amount of

surcharge shall be determined at least once annually either: (1) by suitable sampling and analysis of such wastes for a consecutive 3 day period during a time of normal plant operation; or (2) from estimates made by the Authority; 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 outlined in the latest edition of "Standard Methods for the Examination of Water and Wastewater" published by the American Public Health Association, Inc.

The Owner of any Industrial Establishment discharging Sanitary Sewage and Industrial Wastes to the Sewer System shall furnish to the Authority, upon written request, all information deemed essential by the Authority for the determination of applicable sewer rental surcharges for excess strength wastes. The costs of obtaining such information shall be borne by such Owner of such Industrial Establishment.

SECTION 6.07. In the event that the Owner of any Improved Property shall discharge Sanitary Sewage and/or Industrial Wastes to the Sewer System that originate in more than one Dwelling Unit, Commercial Establishment, Industrial Establishment and/or Commercial Establishment located upon such improved Property, the appropriate sewer rentals or charges shall be computed, for each Billing Unit, as set forth in Sections 5 and 6 of these Rules and Regulations. Separate sewer rentals or charges so computed for each Billing Unit shall be consolidated into a single total amount for the purpose of determining the aggregate monthly sewer rentals or charges to such Owner of such Improved Property.

SECTION 6.08. Where more than one Billing Unit is served water from a common water meter, the applicable sewer rentals or charges shall be determined for each Billing Unit as provided in these Rules and Regulations, after dividing the total monthly water volume by the number of Billing Units being served from the common water meter and thereafter computing separate sewer rentals or charges for each such Billing Unit as provided in this Section 6.

SECTION 6.09. If the Owner of any Improved Property shall fail to provide the Authority with any and all information required to compute the sewer rentals or charges applicable to such Improved Property, the Authority may reasonably estimate appropriate sewer rentals or charges for such Improved Property and such estimated sewer rentals or charges shall be the actual sewer rentals or charges payable until required information is filed with the Authority; Provided, however, that no rebates will be paid by the Authority if the information subsequently filed, should support lower indicated sewer rentals or charges than those estimated by the Authority.

SECTION 6.10. Additional sewer rentals or charges or modifications of sewer rentals or charges may be established or may be made by the Authority, from time to time, as shall be deemed necessary or desirable by the Authority.

SECTION 6.11. Nothing contained in these Rules and Regulations shall be construed as prohibiting special agreements between the Authority and the Owner of any Improved Property constituting a Commercial Establishment, an Industrial Establishment or an Institutional Establishment when conditions and circumstances making such special agreements advisable and/or necessary, in the opinion of the Authority are present.

SECTION 7.

TIME AND METHOD OF PAYMENT

SECTION 7.01. Sewer rentals or charges, except those based upon metered volume of water consumption or upon metered Volume of wastes discharged to the Sewer System or upon estimates of the Authority, shall be payable on a monthly basis, on the 15th day of the month in which the usage occurred.

Sewer rentals or charges based upon metered volume of water consumption or upon metered volume of wastes discharged to the Sewer System or upon estimates of the Authority shall be rendered on a monthly basis, on the first day of each month and shall cover the immediately preceding monthly water service period applicable to the particular Improved Property. Payment of each monthly billing shall be due on the 15th day of the month.

Amended July 15, 2008, effective July 31, 2008.

The Owner of any Improved Property, which shall be connected to the Sewer System for only a part of a monthly billing period, shall pay pro rata sewer rentals or charges for the portion of the monthly billing period during which such connection was in effect.

SECTION 7.02. Sewer rentals or charges shall be due and payable upon the applicable billing date, at the office of the Municipal Authority as provided herein and in the appropriate amount, computed in accordance with these Rules and Regulations. All bills constitute the net bill and shall be due and payable as of the date thereof. If any such net bill shall not be paid after same shall become due and payable, such net bill shall be deemed delinquent and a penalty of ten percent shall be added to such net bill, said, 10% penalty shall be payable every 30 days the net bill remains unpaid which net bill, plus such penalty, shall constitute the gross bill. Payment made at the designated payment location on or before the 15th day of each month, as above set forth, shall constitute payment within such period. If the 15th day of the month shall fall on a legal holiday or on a Sunday, payment made on the next business day shall constitute timely payment.

SECTION 7.03. The Owner of an Improved Property, which is connected to the Sewer System, shall provide the Authority with and thereafter shall keep the Authority advised of the correct address of such Owner. Failure of any Person to receive monthly bills for sewer rentals or charges 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 8.

LIENS FOR SEWER RENTALS; FILING AND COLLECTION OF LIENS

SECTION 8.01. Sewer rentals or charges imposed by these Rules and Regulations shall be a lien upon the Improved Property connected to and served by the Sewer System and any such sewer rentals or charges which are not paid within 60 days after each monthly billing date, at the discretion of the Authority, shall be filed as a lien against the Improved Property so connected to and served by the Sewer System, which lien shall be filed in the appropriate office of Northumberland, Pennsylvania, as provided by law, and shall be collected in the manner provided by law for the filing and collecting of municipal claims.

SECTION 8.02. Each Improved Property connected to and served by the Sewer System and which is not connected to the Water System and for which the monthly billing has not been paid will continue to accrue monthly billing charges and penalties, as set forth above, unless the Owner can conclusively prove to the Authority that no water is being supplied or is capable of being supplied to the Improved Property.

Amended June 21, 2005, effective July 1, 2005.

SECTION 9.

PROHIBITED WASTES

SECTION 9.01. Where conditions permit otherwise, no Person shall discharge or shall cause to be discharged any storm water, surface water, ground water, spring water, roof runoff, sub-surface drainage, building foundation drainage, cellar drainage or drainage from roof leader connections into any Sewer.

SECTION 9.02. The Authority reserves the right to refuse permission to connect to the Sewer System, to compel discontinuance of use of the Sewer System, or to compel pretreatment of Industrial Wastes by any Industrial Establishment, in order to prevent discharges deemed to be harmful or to have a deleterious effect upon any Sewer or the Sewer System.

No Sanitary Sewage or Industrial Waste shall be discharged to the Sewer System which:

- (1) shall have a temperature higher than 140 degrees F;
- (2) shall contain more than 100 ppm of fat, oil and/or grease;
- (3) shall contain any gasoline, benzine, naphtha, fuel oil or other inflammable or explosive liquids, solids or gases;

- (4) shall contain any solid wastes 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;
- (5) shall contain any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags feathers, tar, cotton, wool or other fibers, plastics, wood, paunch manure or any other solid or viscous substances capable of causing obstructions or otherwise interferes with proper operation of the Sewer System or any Sewer;
- (6) shall have a pH lower than 6.5 or higher than 9.0, or shall have 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 of the Sewer System or any Sewer;
- (7) shall contain 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. Toxic wastes shall include, but shall not be limited to, castes containing cyanide, chromium, copper and nickel ions;
- (8) shall contain noxious or malodorous gases or substances capable of creating a public nuisance; or
- (9) shall contain Suspended Solids of such character and quantity that special and unusual attention is required for handling.

SECTION 9.03. Where necessary, in the opinion of the Authority, the Owner of an Improved Property shall provide, at the expense of the Owner, suitable pretreatment facilities in order to comply with this Section 9.

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 Authority; and no construction of any such facility shall be commenced until approval thereof first shall have been obtained, in writing, from the Authority, and until approval thereof first shall have been obtained from any governmental regulatory body having jurisdiction.

Whenever facilities for preliminary treatment and handling of Industrial Wastes shall have been provided by any Owner, such facilities continuously shall be maintained, at the expense of such Owner, in satisfactory operating condition; and the Authority shall have access to such facilities at reasonable times for purposes of inspection and testing.

SECTION 9.04. Nothing contained in this Section 9 shall be construed as prohibiting any special agreement or arrangement between the Authority and any Owner whereby Industrial Wastes of unusual strength or character may be admitted into the Sewer System by the Authority, either before or after preliminary treatment.

SECTION 10.

REGULATIONS GOVERNING ADMISSION OF INDUSTRIAL WASTES INTO THE SEWER SYSTEM

SECTION 10.01. Any Person desiring to make or to use a connection to the Sewer System through which Industrial Wastes shall be discharged into the Sewer System shall file with the Authority an application for a permit and an "Industrial Wastes Questionnaire", to be furnished by the Authority, which shall supply to the Authority pertinent data, including estimated quantities of flow, characteristics and constituents, with respect to Industrial Wastes Proposed to be discharged into the Sewer System and shall obtain a written permit from the Authority to do so before making or using such connection. The cost of obtaining all such data shall be borne by the Person desiring to make or to use such a connection to the Sewer System.

SECTION 10.02. Any Person who shall discharge Industrial Wastes into the Sewer System, when required by the Authority, shall construct, at the expense of such Person, and thereafter properly shall maintain, at the expense of such Person, a suitable control manhole and other devices as shall be approved by the Authority to facilitate observation, measurement and sampling by the Authority of Sanitary Sewage and Industrial Wastes discharged to the Sewer System.

Any such control manhole, when required by the Authority, shall be constructed at an accessible, safe, suitable and satisfactory location, in accordance with plans to be approved by the Authority prior to commencement of construction.

SECTION 10.03. Any Industrial Establishment that, at any time, shall be discharging Sanitary Sewage and/or Industrial Wastes into the Sewer System and shall contemplate a change in the method of operation which materially will alter the characteristics and/or volumes of wastes at the time being discharged into the Sewer System shall notify the Authority, in writing, at least 10 days prior to consummation of such change in the method of operation.

SECTION 10.04. The Authority reserves the right to require any Billing Unit constituting an Industrial Establishment which may have large variations in rates of wastes flows to install suitable regulating devices for equalizing waste flows to the Sewer System.

SECTION 11.

ACCESS

SECTION 11.01. The Authority shall have the right of access, at all reasonable times, to any part of any Improved Property served by the Sewer System as shall be required for purposes of inspection, observation, measurement, sampling and testing and for performance of other functions relating to service rendered by the Authority through the Sewer System.

SECTION 12.

MEASURING DEVICES, METER READINGS AND ACCESS

SECTION 12.01. The furnishing and installation of meters or other measuring devices which shall not be owned by the Authority, but which shall be permitted or required under provisions of these Rules and Regulations, shall be the sole responsibility of the Owner. The installation or use of such meters or other measuring-devices at all times shall be subject to the approval of the Authority and may be tested and inspected by the Authority whenever necessary. The Owner shall be responsible for the maintenance, safekeeping and repair of any such meter, whether such repairs shall be made necessary by ordinary wear and tear or other causes.

SECTION 12.02. The Authority shall be responsible for the reading of all meters or other measuring devices and the same shall be available to employees and agents of the Authority at all reasonable times.

SECTION 12.03. Representatives of the Authority shall have the right of access at reasonable times to any part of any Improved Property served by the Sewer System and any meters used for purposes of establishing or determine volumes for purposes of these Rules and Regulations.

SECTION 13.

RESPONSIBILITY OF OWNERS OF IMPROVED PROPERTY

SECTION 13.01. The Owner of any Improved Property connected to the Sewer System shall be responsible for all acts of tenants or other occupants of such Improved Property insofar as provisions of these Rules and Regulations shall govern such acts.

SECTION 14.

ADOPTION ADDITIONAL RULES AND REGULATIONS

SECTION 14.01. The Authority reserves the right to adopt, from time to time, such additional rules and regulations as it shall deem necessary and proper in connection with use and operation of the Sewer System, which rules and regulations shall be, shall become and shall be construed as part of these Rules and Regulations.

SECTION 15.

EFFECTIVE DATE

SECTION 15.01. These Rules and Regulations shall become effective immediately.

SECTION 16.

SEVERALIBITY

SECTION 16.01. In the event any provision, section, sentence, clause or part of these Rules and Regulations shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of these Rules and Regulations, it being the intent of the Authority that such remainder shall be and shall remain in full force and effect.

Adopted September 18, 2001

**CONSTRUCTION AND IMPROVEMENT
SPECIFICATIONS**

SECTION 17.01 All construction, improvements or renovations which may affect the Sewer System, including but not limited to valve boxes, manholes, curb stops, sewer lines, cleanouts, curb boxes or any and all other construction, improvements or renovations, shall be in accordance with the specifications adopted by the Authority from time to time as reviewed and approved by the Authority's Engineer. Prior to any Owner or other Person undertaking any construction, improvements or renovations which may affect the Sewer System, they shall inform the Authority at least 14 days in advance, except in the case of emergency repairs, of the proposed construction, improvements or renovations and shall obtain from the Authority the appropriate specifications for said construction, improvements or renovations which may apply to the specific project proposed by the Owner or Sewer Consumer to the Sewer System. If the Authority deems it necessary for the proposed construction, improvements or renovations to be reviewed by the Authority's Engineer, the Owner or other Person shall reimburse the Authority for the actual cost of said review at the rates currently in effect between the Authority and its Engineer.

Adopted June 16, 2015, effective immediately.