

**TOWNSHIP OF INDIANA
ALLEGHENY COUNTY, PENNSYLVANIA
ORDINANCE NO. 326**

AN ORDINANCE OF THE TOWNSHIP OF INDIANA, COUNTY OF ALLEGHENY, PENNSYLVANIA, ESTABLISHING A PROGRAM OF INSPECTION AND NOTIFICATION WITH RESPECT TO ILLEGAL STORM WATER AND SURFACE WATER CONNECTIONS AND DETERIORATING CONNECTIONS TO THE TOWNSHIP OF INDIANA PUBLIC SANITARY SEWERS. DESIGNATING THE TOWNSHIP OF INDIANA PUBLIC WORKS DEPARTMENT AS A DEPARTMENT AUTHORIZED BY INDIANA TOWNSHIP TO IDENTIFY AND ENFORCE PROHIBITIONS AGAINST ILLEGAL STORM WATER AND SURFACE WATER CONNECTIONS TO THE TOWNSHIP OF INDIANA SANITARY SEWERS; PROVIDING FOR NOTICE TO OWNERS OF PROPERTIES SITUATED WITHIN THE TOWNSHIP OF INDIANA TO REPAIR DETERIORATING SEWER LATERALS AND LATERALS IN NEED OF REPAIR WHICH ARE ILLEGALLY CONNECTED TO THE TOWNSHIP OF INDIANA SANITARY SEWERS; CONFERRING AND IMPOSING POWERS AND DUTIES UPON THE TOWNSHIP OF INDIANA PUBLIC WORKS DEPARTMENT; AUTHORIZING PERIODIC TESTING AND IMPOSING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF THIS ORDINANCE.

WHEREAS, the Pennsylvania Sewage Facility Act, the act of January 24, 1966, P.L. (1965) 1535, Section 1, 35 P.S. Section 750.I et seq., requires the Township of Indiana (the "Township") to make or cause to be made such inspections and tests as may be necessary to carry out the provisions of said Act to eliminate illegal storm water and surface water from entering into its public sanitary sewers; and

WHEREAS, these illegal connections and deteriorating or poorly constructed laterals and sewer service connections situated on and in property located within the Township together with other factors cause an overload to the Township's public sewers; and

WHEREAS, The Township is desirous of eliminating storm water and surface waters from entering into the public sanitary sewers of the Township; and

WHEREAS, Township Ordinance No. 160 prohibits all storm water, surface water and roof water connections into the Township public sanitary sewers; and

WHEREAS, the Board of Supervisors of the Township has determined that an additional means of eliminating illegal storm sewer and surface water connections and identifying deteriorating sewer service connections to the Township public sanitary sewers is through a program of inspection and reporting with respect such sewer service connections to be conducted by the Township in addition to all other means of elimination and enforcement of such connections currently available to the Township; and

WHEREAS, the Board of Supervisors of the Township has determined that in the interests of the health, safety and welfare of the residents of the Township, it is necessary to implement a program of inspection and reporting with respect to all illegal storm water or surface water connections to the public sanitary sewers and deteriorating laterals and sewer service connections; that the program shall be administered by the Township Manager; and that said program shall be in addition to and not in substitution for any and all other means of eliminating illegal storm water and surface water connections now available to the Township; and

ORDINANCE NO. 326

WHEREAS, the Township will be engaged, as necessary, in a program of repair, rehabilitation, maintenance and replacement of public sewer lines in various sewer districts of the Township and in the course of performing such work on the publicly owned sanitary sewers of the Township, the Township will be in a position to examine the condition of various sewage service connections situated on and in properties located within the Township;

NOW, THEREFORE, THE TOWNSHIP OF INDIANA hereby ordains:

SECTION 1. DIRECTION TO MANAGER. The Township hereby directs the Manager and the Township Public Works Department and other Township employees as appointed by the Manager to identify, report and require disconnection of any illegal storm water or surface connection made, (description in Section 5-A) at any time prior to or from the effective date of this Ordinance, to the Township public sanitary sewers, or other public sewer system. Enforcement action may be taken by the Manager or his designee. The Manager may, if he deems necessary, develop Rules and Regulations for the implementation of this Ordinance, said Rules and Regulations to be approved by the Board of Supervisors by a Resolution.

SECTION 2. WRITTEN REPORTS OF AND REQUIRED REPAIRS OF DETERIORATING LATERALS AND SEWER SERVICE CONNECTIONS. The Township is authorized in the course of its program of testing, repair, rehabilitation, maintenance and replacement of publicly owned sanitary sewers of the Township, when it identifies deteriorating laterals and sewer service connections, causing infiltration and inflow of extraneous waters into the publicly owned sanitary sewers of the Township, to provide written notice to the property owner or owners as to the condition of such laterals and sewer service connections, together with a statement that such deteriorating laterals and sewer service connections must, at the property owner's expense, be promptly repaired, replaced or rehabilitated.

SECTION 3. POWERS OF THE TOWNSHIP OF INDIANA. The Township and its employees in performing the duties and undertaking the programs identified in this Ordinance, shall be empowered to enter upon any private property including inspection of the interior premises of any building or residence, by authorized representatives of the Township between the hours of 8:00 a.m. and 4:30 p.m., prevailing time, with seven (7) days advance written notice to the owner, for the purpose of conducting inspections, tests, and/or enforcing this Ordinance and shall have only those powers expressly set forth in this Ordinance and in other Ordinances of the Township or provided by law to perform its functions consistent with such Ordinances.

SECTION 4. POWERS CONFERRED HEREIN ARE IN ADDITION TO ALL OTHER POWERS AND RESPONSIBILITIES OF THE TOWNSHIP. The powers conferred by this Ordinance to the Township shall be in addition to and not in substitution for any other powers conferred upon such Township to enforce and require the elimination of illegal storm water and surface water connections to the Township public sanitary sewers.

