

VILLAGE OF RIDGEWOOD

ORDINANCE NO. 2969

AN ORDINANCE TO ESTABLISH CHAPTER 238, ARTICLE X,
OF THE CODE OF
THE VILLAGE OF RIDGEWOOD,
TITLED "ILLICIT CONNECTIONS TO THE STORMWATER SEWER SYSTEM"

BE IT ORDAINED by the Village Council of the Village of Ridgewood:

Section 1. Purpose: An Ordinance to establish prohibitions on illicit connections to the Village of Ridgewood Municipal Separate Storm Sewer System (MS4) operated by the Village of Ridgewood so as to protect public health, safety and welfare, and to prescribe penalties for the 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. The definitions below are the same as or based on corresponding definitions in the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A-1.2.

- 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 are owned or operated by the Village of Ridgewood or other public body, and are 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 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, process wastewater, or other industrial waste (other than stormwater) to the municipal separate storm sewer system operated by the Village of Ridgewood, 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 Pollution Discharge Elimination System (NJPDES) rules at N.J.A.C. Chapter 7:14A.
- H. Non-contact cooling water – water used to reduce temperatures for the purpose of cooling. Such waters do not come in direct contact with any raw material, intermediate product (other than heat) or finished product. Non-contact cooling water may however contain algacides, or biocides to control fouling of equipment such as heat exchangers, and/or corrosion inhibitors.
- I. Process wastewater – any water which, during the 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. Process 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 Village of Ridgewood any domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater).

Section 4. Enforcement: This Ordinance shall be enforced by the Village of Ridgewood Police Department, and/or other designated Municipal Officials.

Section 5. Violations and Penalty: Any person(s) who is found to be in violation of the provisions of this ordinance shall be subjected to a fine not to exceed \$500.00 per violation per day the violation (s) exists.

Section 6. Severability: Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

Section 7. Effective Date: This Ordinance shall take effect immediately upon passage and publication as required by law.

FOR AFFIRMANCE: Councilmembers Harlow, Mancuso, Ringler Shagin,
Wiest, and Mayor Pfund

NAYS: None

ABSENT: None

ABSTAIN: None

Introduction Date: December 14, 2005

Adoption Date: January 11, 2006

Effective Date: January 31, 2006



David T. Pfund
Mayor

ATTEST:



Heather A. Mailander
Village Clerk