

**THE BOROUGH OF RIVERTON
BURLINGTON COUNTY**

ORDINANCE NO. 2005 -8

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON,
NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER
106 OF THE RIVERTON BOROUGH CODE, TO PROHIBIT ILLICIT
CONNECTIONS TO THE MUNICIPAL SEPTIC STORM SEWER
SYSTEM OPERATED BY THE BOROUGH OF RIVERTON**

WHEREAS, the Mayor and Council of the Borough of Riverton, (the “Borough”) desire to prohibit illicit connections to the municipal storm sewer system so as to protect the public health, safety and welfare and to prescribe penalties for failure to comply;

AND WHEREAS, the Borough has been mandated by the New Jersey Department of Environmental Protection to enact Stormwater regulations;

AND WHEREAS, the Borough engineer, Remington, Vernick and Arango have been charged with the preparation of a Stormwater Pollution Prevention Plan and Stormwater Management plan;

AND WHEREAS, the Borough engineer has concurred that the Borough Sewer Ordinance must be amended to conform with the mandates of the New Jersey Department of Environmental Protection;

**NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED BY THE
MAYOR AND THE COUNCIL OF THE BOROUGH OF RIVERTON, COUNTY
OF BURLINGTON, STATE OF NEW JERSEY THAT:**

I. Chapter 106, Sewers, be amended and supplemented as follows:

ARTICLE III

Illicit Connections

Section 106-40. Definitions:

For the purpose of this article, 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. Domestic sewage - waste and wastewater from humans or household operations.
- b. 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 Borough of Riverton, 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.
- c. 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)).
- d. 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 Borough of Riverton or other public body, and is designed and used for collecting and conveying stormwater.
- e. 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
- f. 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 algacides, or biocides to control fouling of equipment such as

heat exchangers, and/or corrosion inhibitors.

g. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

h. Process 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. Process wastewater includes, but is not limited to, leachate and cooling water other than non-contact cooling water.

i. 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.

Section 106-41. 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 Borough of Riverton any domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater), or as otherwise defined in Section 106-21.

Section 106-42. Enforcement:

This chapter shall be enforced by the Code Enforcement Official of the Borough of Riverton.

Section 106-43. Penalties:

Any person(s) who is found to be in violation of the provisions of this article shall be subject to a fine not to exceed \$500.00.

Section 106-44. 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.

II. This Ordinance shall take effect upon publication.

ATTEST:

BOROUGH OF RIVERTON

By: _____
MARY LONGBOTTOM
BOROUGH CLERK

By: ROBERT MARTIN, MAYOR

CLERK

CERTIFICATE OF

I, Mary Longbottom, Municipal Clerk of the Borough of Riverton, County of Burlington and State of New Jersey, do hereby **CERTIFY** that the foregoing to be a true and correct copy of an Ordinance introduced and passed by the Borough Council at a meeting of said Council held August 3, 2005, and said Ordinance was finally adopted at a regular meeting of the Borough Council held September 7, 2005, after a public hearing.

Mary Longbottom, RMC
Municipal Clerk

RECORDED VOTE AYE

NAY

ABSTAIN

ABSENT

DANIEL
VILLARI
SMYTH
GILMORE
CESARETTI
ALLS-MOFFATT
MAYOR (TIE)