

§ 3-2A **ILLICIT CONNECTIONS TO STORMWATER SYSTEM.**

§ 3-2A.1 **Definitions.**

[Ord. #2005-19, § 3]

For the purpose of this section, 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.

DOMESTIC SEWAGE

Shall mean waste and wastewater from humans or household operations.

ILLICIT CONNECTION

Shall mean any physical or nonphysical 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 Beachwood, unless that discharge is authorized under a NJPDES permit other than the Tier A Municipal Stormwater General Permit (NJPDES Permit Number NJ0141852). Nonphysical connections may include, but are not limited to, leaks, flows, or overflows into the municipal separate storm sewer system.

INDUSTRIAL WASTE

Shall mean nondomestic 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)).

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)

Shall mean a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by the Borough of Beachwood or other public body, and is designed and used for collecting and conveying stormwater.

NJPDES PERMIT

Shall mean 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.

NON-CONTACT COOLING WATER

Shall mean 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.

PERSON

Shall mean any individual, corporation, company, partnership, firm, association or political subdivision of this State subject to municipal jurisdiction.

PROCESS WASTEWATER

Shall mean 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, by-product or waste product. Process wastewater includes, but is not limited to, leachate and cooling water other than non-contact cooling water.

STORMWATER

Shall mean 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.

§ 3-2A.2 Prohibited Conduct.

[Ord. #2005-19, § 1]

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 Beachwood any domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater).

§ 3-2A.3 Enforcement.

[Ord. #2005-19, § 1]

This section shall be enforced by the Police Department, the Municipal Code Enforcement Officer or any duly-authorized or deputized individual.

§ 3-2A.4 Penalties.

[Ord. #2005-19, § 1]

Any person who violates any one or more subsections of this section shall be subject to a fine of not more than \$500 for each separate offense and/or confinement in the Ocean County Jail for a period of not more than 90 days.

§ 3-2B **ILLCIT CONNECTIONS TO THE BEACHWOOD SEWERAGE AUTHORITY SEWERAGE COLLECTION SYSTEM.**

§ 3-2B.1 **Definitions.**

[Ord. #2005-19; Ord. #2010-06]

For the purposes of the within section an illicit connection to the Beachwood Sewerage Authority sewerage collection system shall be any connection made to said system other than by permit issued by the Beachwood Sewerage Authority in accordance with its rules and regulations.

§ 3-2B.2 **Prohibited Conduct.**

[Ord. #2010-06]

A person or entity is prohibited to make any connection to the Beachwood Sewerage Authority sewerage collection system without a permit issued by said Authority in accordance with its rules and regulations. Such prohibited connection shall include, but not be limited to, a sump pump connection by a customer of said system.

§ 3-2B.3 **Certificate of Occupancy Inspections.**

[Ord. #2010-06]

During any Certificate of Occupancy inspection or continuing Certificate of Occupancy inspection the appropriate inspector shall inspect for **illicit connections** to the Beachwood Sewerage Authority system as part of said inspection.

§ 3-2B.4 **Severability.**

[Ord. #2010-06]

If the provisions of any subsection, paragraph, subdivision or clause of this section shall be judged invalid by a Court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any subsection, paragraph, subdivision or clause of this section.

§ 3-2B.5 **Enforcement.**

[Ord. #2005-19; Ord. #2010-06]

This section shall be enforced by the Municipal Code Enforcement Department, Building Department, or any other duly authorized or deputized individual.

§ 3-2B.6 **Penalties.**

[Ord. #2005-19; Ord. #2010-06]

Any person or entity that violates any one or more of the above sections shall be subject to a fine or not more than \$1,000 for each separate offense and/or confinement to the Ocean County Jail for a period of not more than 90 days.