

ORDINANCE NO.: 2007-01

AN ORDINANCE ESTABLISHING REQUIREMENTS FOR PRETREATMENT OF WASTEWATER AND REGULATING DISCHARGE OF NON-SANITARY WASTE, FATS, OILS AND GREASE INTO THE SANITARY SEWER SYSTEM OF THE HERNANDO COUNTY WATER AND SEWER DISTRICT; PROVIDING FOR SEVERABILITY AND INCLUSION IN THE CODE AS A REPLACEMENT FOR SPECIFIED SECTIONS THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA:

SECTION 1. Wastewater effluent requirements.

(a) (1) Pretreatment requirement for non-domestic source pollutants. Any producer of non-domestic source pollutants that pass through, interfere with, or are otherwise incompatible with the department's wastewater treatment plants and/or systems shall comply with Federal Pretreatment Standards in 40 CFR Part 403 or other applicable federal laws or rules regulating pretreatment for such pollutants, and with any applicable requirements of Florida Statutes or administrative rules or regulations adopted thereunder, as such laws or rules may be amended from time to time, and shall install necessary pretreatment requirements at producer's own expense, prior to connecting to the district sanitary sewer facilities.

(2) County and department review.

County departments or officials with review authority over new industrial use siting or construction, including but not limited to Growth and Development Services or successor agencies, the building official, airport staff and any economic development office, shall promptly notify the department whenever staff of such departments or officials become aware of any existing or potential issue concerning pretreatment for non-domestic source pollutants, and the department shall conduct an independent review and advise any current user or applicant for approval of site or building plans

as to the applicability of this section or other relevant provisions of ordinances or state or federal laws, rules or regulations that may affect such use.

(3) No substance may be discharged into the sanitary sewers which could be injurious thereto or potentially dangerous to the public or which exceeds domestic waste standards.

(b) Non-sanitary waste prohibited.

There shall be no connections for surface drainage, storm water or any non-sanitary waste into the district's sanitary sewer facilities within or without the limits of the Hernando County Water and Sewer District, nor shall anyone knowingly discharge surface drainage, storm water or any non-sanitary waste into the district's sanitary sewer facilities. As used herein, non-sanitary waste shall be defined as synonymous with the phrase "prohibited discharge" under federal laws, rules or regulations applicable to discharges to publicly owned treatment works.

(c) Fats, oils and greases (FOG).

Any person or entity disposing of fats, oils or greases (FOG), including but not limited to waste petroleum, sand or grease products, through the district sanitary sewer systems shall:

(1) Provide for an appropriately sized and configured grease and/or sand trap or other device approved in writing by the department through which the -FOG shall pass before entering the district sanitary sewer lines;

(2) Obtain approval of such trap or device design by the building official or designee, with advice as may be required or desirable from the department;

(3) Provide for connection of such trap or device with the district sanitary sewer line;

(4) Provide reasonable access to the department for inspection of such trap or device and pay a surcharge to be established by board resolution for each such inspection, which inspections shall occur when the department deems it reasonably

necessary to ensure the continued proper operation of the department's sanitary sewer lines or mains, either upon notice of deficiencies or pursuant to a regular program of inspections; and

(5) Maintain such trap or device in a clean and effective operating condition at all times.

(d) Any person or entity responsible for damage to any component of the wastewater system resulting from a violation of any provision of this section other than (a)(2) shall be liable to the district for all costs reasonably incurred by the district, its contractors or agents in remedying such damage, and restitution for such costs shall be in addition to any fine or other penalty imposed for such violation.

SECTION 2. Maintenance of plumbing system.

(a) The owner of the property shall be responsible for the maintenance of all plumbing (water lines) from the discharge (customer's) side of the water meter into and including the house plumbing. The department shall have the right to disconnect water service where plumbing is not maintained or where any plumbing code violations exist.

(b) The owner of the property shall be responsible for maintaining and keeping clean the sanitary sewer pipes leading and connecting from the property owner's plumbing system up to the point of connection to the district's sanitary sewer main line. The department retains all rights to insist on proper maintenance of the property owners' facilities and to exclude infiltration and harmful wastes by the owners. The department shall have the right to disconnect sanitary sewer service where plumbing is not maintained or where any plumbing code violations exist.

(c) Water lost due to plumbing leaks or use by unauthorized persons is the customer's responsibility. The department shall not be responsible for any loss of water or damages resulting from leaks, open faucets, or otherwise, on the private property of a consumer at any time, including at the time a department employee

restores water service to the premises, and shall be under no obligation to make adjustments for such leaks or resulting damages.

(d) Failure to keep the sanitary sewer pipe and appurtenances, including but not limited to, the pipe leading from the plumbing system to the district's sanitary sewer main line and any grease and/or sand trap or other approved device, clean and maintained in a proper manner constitutes authority to the department to disconnect the water connection and/or the sanitary sewer connection, which shall not be reconnected until the sanitary sewer pipe and/or any such appurtenances shall be cleaned and maintained properly. In those instances where the owner has his own private water supply, the department shall have the right to disconnect such water supply to the plumbing system, and the owner shall have no right to reconnect his own private water supply until the sanitary sewer pipe leading from the plumbing system to the district's sanitary sewer main line has been maintained, cleared and restored to proper condition. Any violation of this provision by reconnecting the owner's private water supply or the connection from the district's waterline, or reconnecting the connection to the district's sanitary sewer main line, until such sanitary sewer pipes are cleaned and maintained properly, shall be considered a violation of this division and subject to the penalties hereinafter provided. In addition to any such penalties, a violator shall also be liable for restitution of all costs incurred by the district, its contractors or agents in exercising any authority provided under this section.

(e) The owner of any multi-family residential, non-residential or commercial premises shall be responsible for the maintenance of the backflow prevention assembly. The department shall have the right to disconnect water service where the backflow prevention assembly is not properly maintained.

SECTION 3. Severability.

It is declared to be the intent of the board of county commissioners that if any section, subsection, clause, sentence, phrase, or provision of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the

validity of the remaining portions of this ordinance.

SECTION 4. Inclusion in the Code.

It is the specific intention of the Board of County Commissioners of Hernando County, Florida, and it is hereby provided, that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of Hernando County, Florida, by replacing existing sections 28-243 and 28-244 thereof with the new and revised language ordained herein. To this end, as determined necessary by the codifier, any section or subsection of this Ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section", "article", or other appropriate designation.

SECTION 5. Effective date.

This ordinance shall take effect immediately upon receipt of official acknowledgment from the office of the Secretary of State of Florida that this ordinance has been filed with said office.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY in Regular Session this 23rd day of January, 2007.

**BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA**

Attest: *Jenine E. Minier, Deputy*
KAREN NICOLAI

Clerk



By: *[Signature]*
JEFF STABINS
Chairman

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
BY *[Signature]* kw 1/23/07
County Attorney's Office