

#343

AN ORDINANCE ESTABLISHING CHAPTER 12A OF THE CODE OF THE BOROUGH OF PINE HILL: PROHIBITING IMPROPER WASTE DISPOSAL AND ESTABLISHING PENALTIES THEREFOR.

WHEREAS, the Borough Council of the Borough of Pine Hill deems it in the best interest of the Borough to prohibit improper disposal into sewerage systems;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Pine Hill that the following be and is hereby established as Chapter 12A of the Code of the Borough of Pine Hill;

SECTION. 1. Discharges Into Sewers Prohibited.

No person shall discharge or permit the discharge of any solid, semi-solid or liquid waste into any sanitary sewer line located within the Borough of Pine Hill, excepting any discharge made through a lawful sewer connection approved by the appropriate authority and in a manner consistent with the regulations of the approving authority.

SECTION. 2. Definitions.

A. "Person," for the purposes of this Ordinance means any natural or judicially recognized person, including business entities such as proprietorships, partnerships and corporations.

B. "Solid, Semi-solid, or liquid waste" includes any material or matter which is discharged into a sanitary sewer line, including septic or septic tank wastes.

C. "Appropriate authority" and "approving authority" mean any and all public bodies that have jurisdiction to regulate sanitary sewers in the Borough of Pine Hill.

SECTION. 3. Separate Violations.

Each incident of illegal discharge shall constitute a separate violation. In the case of an employee of a person, where the employee actually causes the illegal discharge to take place, both the employee and the person employing him shall be deemed to have violated this ordinance unless the person employing can prove he directed the employee to properly dispose of the waste in a legal disposal area and had no knowledge of the employee's intent to illegally dispose of the waste.

SECTION. 4. Penalties.

The minimum penalty for a first offense under this ordinance shall be \$500.00. The minimum penalty for a second or subsequent offense shall be a \$500.00 fine plus 30 days in the county jail. The maximum penalty for violation of this ordinance shall be a fine of \$500.00 or up to 90 days in the county jail, or both, for each separate offense.

SECTION. 5. Effective Date.

This ordinance shall take effect upon publication after final passage.

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Fred A. Hooey, Mayor

Attest:

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Joan A. Schneebele, Clerk

NOTICE

The above entitled Ordinance was adopted on first reading by the Borough Council of the Borough of Pine Hill at a regular meeting

