

# SEWERS AND DRAINS

## Chapter 18

18-1

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### ARTICLE I : Definitions

18-1 Definitions of terms

### ARTICLE II : Use of public sewers required

- 18-2 Dumping of wastes prohibited
- 18-3 Privies, septic tanks and cesspools prohibited
- 18-4 Connection to public sewers required

### ARTICLE III : Private sewage disposal

- 18-5 Requirements
- 18-6 Permit required; application and fees
- 18-7 Permit effective after inspection
- 18-8 Must comply with Department of Health requirements
- 18-9 Owner responsibility for maintenance
- 18-10 Owner shall use public sewer when available

### ARTICLE IV : Lateral Sewers and Connections

- 18-11 Permit necessary
- 18-12 Application and fees
- 18-13 Superintendents regulations
- 18-14 Costs borne by owner
- 18-15 Separate lateral required for every building
- 18-16 Notice to Superintendent for inspection
- 18-17 Excavations protected and restored
- 18-18 Reserved

### ARTICLE V : Street Sewer Extensions

- 18-19 Written permit required
- 18-20 Application and fees
- 18-21 Costs and insurance requirements
- 18-22 Superintendent shall establish regulations
- 18-22.1 State Health Department approval required

### ARTICLE VI : Use of the Public Sewers

- 18-23 Pollution prohibited
- 18-24 Prohibited wastes
- 18-25 Treated wastes
- 18-26 Manholes
- 18-27 Test requirements
- 18-28 Exceptions

**ARTICLE VII : Protection from damage**

**18-29 Prohibitions**

**ARTICLE VIII : Powers and authority of superintendent**

**18-30 Many enter property**

**ARTICLE IX : Penalties**

**18-31 Notice of violation**

**18-32 Continuing violation**

**18-33 Liability of violator**

**ARTICLE X : Limitation**

**18-34 Exceptions as to Health Officer**

**ARTICLE XI : Validity**

**18-35 Repeal of conflicting ordinances**

**18-36 Validity of this ordinance**

**ARTICLE XII : Ordinance in Force**

**18-37 Effective date**

(History : Adopted, Hilton Village Board, 4-16-56. Amendments noted where applicable.)

## HILTON CODE: SEWERS AND DRAINS

18-1

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### 18-1 Definitions of terms

The terms used in this ordinance shall have the following meanings;

**BOD (Biochemical Oxygen Demand)** - The quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at twenty degrees centigrade (20 C.), expressed in parts per million by weight.

**BUILDING SEWER** - The lowest pipe which receives the discharge from soil pipes inside the walls of any building and conveys it to the sewer lateral.

**OWNER** - Any person owning real property in the Village.

**PERSON** - Any individual, firm, company, association, society, corporation, group or agent therefor.

**pH, HYDROGEN IONS** - The logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

**SANITARY SEWER** - A pipe which carries sewage and into which other waters are not intentionally admitted.

**SEWER LATERAL** - The pipe from the building sewer to the public sanitary sewer.

**STORM DRAIN** - A pipe which is intended to carry storm, surface and ground waters exclusive of sewage and polluted industrial wastes.

**SUPERINTENDENT** - The person in charge of the sewers of the Village of Hilton or his representative.

**SUSPENDED SOLIDS** - Solids that either float on the surface of or are in suspension in sewage or waste and which are removable by laboratory filtering.

**VILLAGE** - The Village of Hilton, Monroe County, New York.

**WASTES** - The contaminated liquid wastes from industrial or commercial processes.

### ARTICLE II : Use of public sewers required

#### 18-2 Dumping of wastes prohibited

It shall be unlawful for any person to place or permit to be deposited, in any unsanitary manner upon any property or into any water within the Village of Hilton, any human or animal excrement, garbage or other polluted waste, except where treatment has been provided in accordance with the provisions of this ordinance.

#### 18-3 Privies, septic tanks and cesspools prohibited

Except as hereinafter provided, it shall be unlawful for any person to construct or maintain any

privy, privy vault, septic tank, cesspool or other facility intended or used for the disposal of sewage or industrial wastes within the Village.

## **HILTON CODE: SEWERS AND DRAINS**

18-4

---

### **18-4 Connection to public sewers required**

The owners of all houses, buildings or properties used for human occupancy, employment, recreation, or other purposes, situated within the Village and abutting on any street, alley, easement or right-of-way in which there is a public sanitary sewer of the Village are hereby required at their expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer within ninety (90) days after date of notice by the Village Board to do so.

## **ARTICLE III : Private sewage disposal**

### **18-5 Requirements**

Where a public sanitary sewer is not available, the sewer lateral shall be connected to a private sewage disposal system.

### **18-6 Permit required; application and fees**

Before commencement of construction of a private sewage disposal system the owner shall obtain a permit signed by the superintendent. The application for such permit shall be made on a form furnished by the Village, which the applicant shall supplement by plans, specifications and other information required by the superintendent. A permit and inspection fee of one hundred dollars (\$100.00) per household units or such other amount as the Village Board shall from time to time fix, shall be paid to the Village Treasurer at the time the application is filed.

### **18-7 Permit effective after inspection**

A permit for use of a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the superintendent. The superintendent shall be notified when the work is started and when the work is ready for final inspection. He shall be allowed to inspect the work at any state of construction.

### **18-8 Must comply with Department of Health requirements**

The type, capacities, location, and layout of a private sewage disposal system shall comply with all recommendations of the Department of Health of the State of New York. No septic tank or cesspool shall be permitted to discharge to any storm open ditch or watercourse.

### **18-9 Owner responsibility for maintenance**

The owner shall operate and maintain at his expense the private sewage disposal facilities in a sanitary manner at all times.

### **18-10 Owner shall use public sewer when available**

When a public sewer becomes available to a property served by a private sewage disposal system, the owner shall have a connection made to the public sewer.

## HILTON CODE: SEWERS AND DRAINS

18-11

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### **ARTICLE IV : Lateral sewers and connections**

#### **18-11 Permit necessary**

No person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the superintendent.

#### **18-12 Application and fees** (Amended 12-4-72)

The owner shall make application for a sewer permit on a form furnished by the Village. The permit application shall be supplemented by any plans, specifications or other information required by the Village. A permit and inspection fee of one hundred dollars (\$100.00) per household unit, or such other amount as the Village Board shall from time to time fix, shall be paid to the Village Treasurer at the time the application is filed.

#### **18-13 Superintendent regulations**

Rules and regulations governing the materials and methods and building sewer installations and connections shall be established by the superintendent.

#### **18-14 Costs borne by owner**

All expenses incident to the installation and connection of the building sewer shall be borne by the owner. Where the connection is made off the property, the owner shall file a bond of five thousand dollars (\$5000.00) with the Village Clerk to indemnify the Village from any loss or damage that may directly or indirectly be occasioned by the installation of the lateral sewer. The boundary line of any sewer easement shall be construed to be a property line.

#### **18-15 Separate lateral required for every building**

A separate lateral sewer shall be provided for every building, except where otherwise approved by the superintendent.

#### **18-16 Notice to superintendent for inspection**

The owner shall notify the Superintendent when any lateral sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Superintendent.

#### **18-17 Excavations protected and restored**

All excavations for lateral sewer installations shall be adequately guarded with barricades and lights so as to protect the public. Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the Superintendent.

#### **18-18 Reserved**

## HILTON CODE: SEWERS AND DRAINS

18-19

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### **ARTICLE V : Street sewer extensions**

#### **18-19 Written permit required**

No person shall construct a street sewer without first obtaining a written permit from the Superintendent.

#### **18-20 Application and fees**

The owner shall make application on a form furnished by the Village. The permit application shall be accompanied by such plans, specifications or other information required by the Superintendent. A permit fee of fifteen dollars (\$15.00) or such other amount as the Village Board shall from time to time fix, shall be paid to the Village Treasurer at the time the application is filed, and in addition the owner shall pay all legal and engineering expenses including inspection. The owner shall furnish bond in amount and form as required by the Village Board to assure that all sewers will be constructed according to the approved plans and specifications.

#### **18-21 Costs and insurance requirements**

All expense of street sewer construction and connection shall be borne by the owner. The owner shall file with the Village Clerk insurance certificates covering public liability, and property damage in the amounts and forms required by the Village Board.

#### **18-22 Superintendent shall establish regulations**

Rules and regulations governing the materials and methods for street sewer installations, connections, safety and inspection procedure shall be established by the Superintendent.

##### **18-22.1 State Health Department approval required (Added 4-1-68)**

Approval must be obtained from a representative of the New York State Department of Health before a street sewer is extended.

### **ARTICLE VI : Use of the public sewers**

#### **18-23 Pollution prohibited**

No storm water, surface water, ground water, roof run-off, sub-surface drainage, cooling water or unpolluted industrial process shall be discharged to any sanitary sewer.

#### **18-24 Prohibited wastes**

None of the following shall be discharged to any public sewer;

- (a) Gasoline, benzene, naphtha, fuel oil, or other inflammable explosive liquid, solid or gas.

- (b) Ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar plastics, wood, paunch, manure, or any other solid or viscous substance which may obstruct the flow in sewers or interfere with the operation of the sewage works.
- (c) Wastes containing a poisonous substance which may interfere with the sewage treatment process, or constitute a hazard to humans or animals, either before or after it is treated.

## **HILTON CODE: SEWERS AND DRAINS**

18-25

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### **18-25 Treated wastes**

The following wastes shall be treated before discharge into the public sewer;

- (a) Wastes having a temperature higher than one hundred fifty (150) degrees Fahrenheit shall be cooled.
- (b) Grease or oil interceptors shall be provided for waste containing more than one hundred (100 ) parts per million by weight of fat, oil, or grease. Grease and oil interceptors shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, water tight, and equipped with easily removable covers which when bolted in place shall be gas tight and water tight.
- (c) Sand traps shall be provided where excessive amounts of sand or grit are contained in the sewage or waste.
- (d) All grease, oil and sand interceptors shall be maintained by the owner, at his expense, in satisfactory operation at all times.
- (e) All garbage shall be properly shredded.
- (f) Any wastes having (a) a five (5) day Biochemical Oxygen Demand greater than three hundred (300) p.p.m., or (b) containing more than three hundred fifty (350) p.p.m of suspended solids, or (c) having an average daily flow greater than two percent (2%) of the average daily sewage flow of the Village, shall be treated. The owner shall provide and maintain in satisfactory operation such treatment as may be necessary to reduce the Biochemical Oxygen Demand to three hundred (300) p.p.m., the suspended solids to three hundred fifty (350) p.p.m. and control the rates of discharge of such wastes. Any waters or wastes having a pH lower than five point five (5.5) or higher than nine (9.0) shall be treated sufficiently to bring the pH within these limits before discharge into the public sewer. Plans, specifications and other required information relating to treatment facilities shall be submitted for approval of the Superintendent and the Monroe County Health Department. No construction of such facilities shall be commenced until said approvals are obtained in writing.  
(Amended 4-1-68)

### **18-26 Manholes**

When required by the Superintendent, the owner shall install and maintain a manhole to facilitate observation, sampling and measurement of the wastes. Such manhole shall be located and constructed as required by the Superintendent.

### **18-27 Test requirements**

All measurements, tests, and analyses of the characteristics of waters and wastes shall be determined in accordance with methods approved by the New York State Department of Health.

**18-28 Exceptions**

No provision of this article prevent an agreement between the Village and any owner whereby waste of unusual strength or character may be accepted by the Village for treatment.

**HILTON CODE: SEWERS AND DRAINS**

18-29

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**ARTICLE VII : Protection from damage**

**18-29 Prohibitions**

No person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance, or equipment which is a part of the municipal sewage works. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

**ARTICLE VIII : Powers and authority of Superintendent**

**18-30 May enter property**

The Superintendent shall be permitted to enter upon all properties for the purposes of inspection, measurement, sampling, and testing, in accordance with the provisions of this ordinance.

**ARTICLE IX : Penalties**

**18-31 Notice of violation**

Any person found to be violating any provision of this ordinance except 18-29 shall be served by the Village with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notices, permanently cease all violations.

**18-32 Continuing violation**

Any person who shall continue any violation beyond the time limit provided for in 18-31 shall be guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not exceeding two hundred dollars (\$200.00) for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

**18-33 Liability of violator**

Any person violating any of the provisions of this ordinance shall become liable to the Village for any expense, loss, or damage occasioned the Village by reason of such violation.

**ARTICLE X : Limitations**

**18-34 Exceptions as to Health Officer**

No statement contained in this ordinance shall be construed to interfere with any requirements that may be imposed by the Health Officer.

## **ARTICLE XI : Validity**

### **18-35 Repeal of conflicting ordinances**

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

#### **HILTON CODE: SEWERS AND DRAINS**

18-36

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### **18-36 Validity of this ordinance**

The invalidity of any section, clause, sentence, or provisions of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

### **18-37 Effective date**

This ordinance shall be in full force and effect from and after its passage, approval, recording, and publication as provided by law. Passed and adopted by the Board of the Village of Hilton, State of New York, on the 16th day of April, 1956.