

AN ORDINANCE OF THE BOROUGH OF FREEPORT RELATING TO THE SANITARY SEWERS OF THE BOROUGH OF FREEPORT REQUIRING CONNECTION BY ADJOINING PROPERTY OWNERS, FORBIDDING THE USE AND PROVIDING FOR THE ABANDONMENT OF SEPTIC TANKS OR OTHER UNAPPROVED SEWAGE DISPOSAL SYSTEMS IN THE AREA HEREIN DEFINED, REGULATING THE USE OF THE SANITARY SEWERS AND PROVIDING FOR PENALTIES FOR THE VIOLATION OF THIS ORDINANCE.

BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF FREEPORT, ARMSTRONG COUNTY, PENNSYLVANIA, AND IT IS HEREBY ORDAINED AND ENACTED BY THE AUTHORITY OF THE SAME:

Section 1. Every owner of property in the Borough of Freeport whose property abuts upon any line of the sanitary sewers of the Borough of Freeport which drains to the sewage treatment plant being constructed by Freeport Borough Municipal Sewage Disposal Authority shall connect, at his own cost, the building, buildings or other structures located on said property with said sanitary sewers of the Borough for the purpose of disposing of all drainage as is customarily disposed of in a system of sanitary sewers.

Section 2. It shall be unlawful for any owner, lessee or occupier of any property abutting on any line of the sanitary sewer system of said Borough to employ any means, either by septic tank or otherwise, for the disposal of sanitary sewage other than into and through the sanitary sewers of said Borough.

Section 3. Where any structure is now or hereafter may be connected to any septic tank or using any method by which sanitary sewage is disposed of or eliminated other than through the sanitary sewer system of said Borough it shall be the duty of the Borough Secretary or other authorized person to notify the owner, lessee or occupier of such structure in writing, either by personal service or certified mail, to disconnect the same and make proper connections for the discharge and disposal of sewage through the sanitary sewer system of the Borough as hereinafter provided, within ninety (90) days after receipt of such notice.

Section 4. In case of any owner of property adjoining or adjacent to such sewer shall neglect or refuse to connect with and use said sewers for such period of ninety (90) days after notice to do so has been served upon him, either by personal service or by certified mail as aforesaid, the Borough Council or their agents may enter upon such property and construct such connection. In such case, the Borough Secretary or other authorized person on behalf of the Borough Council shall forthwith upon completion of the work send an itemized bill of the cost of construction of such connection to the owner of the property to which connection has been made, which bill shall be payable forthwith. In case of neglect or refusal by the owner of such property to pay said bill a municipal lien for said construction shall be filed within six months of the date of completion of the construction of said connection, the same to be subject in all respects to the general law providing for the filing and recovery of municipal liens.

Section 5. Any person required to connect with the sewer system of the Borough shall make application for a Tapping Permit to the Borough Secretary on forms furnished by the Borough, and shall set forth in said application, the character of structure and use, the lot number and location, and the name of the person who is to make the connection.

Section 6. No privy vault, cesspool, septic tank or similar receptacle for human excrement shall at any time, now or hereafter, be connected with the sanitary sewers of the Authority.

Section 7. No privy vault, cesspool, septic tank or similar receptacle for human excrement shall hereafter be maintained upon any premises from which connection with any of the Authority sewers shall have been made. Every such privy vault, cesspool, septic tank or other receptacle shall, within thirty (30) days after final enactment of this ordinance in the case of premises now connected with a sewer, and within thirty (30) days after connection with

wer, in the case of premisses hereafter so connected, be abandoned, cleaned and filled under the direction and supervision of the Borough Council. Any such privy vault, cesspool, septic tank or other receptacle not abandoned, cleaned and filled as required by this section shall constitute a nuisance may be abated on order of the Borough Council as provided by law, at the expense of the owner of such property.

Section 8. The construction of all private sewers or laterals and their connections with any lines of the sewer system shall be done in accordance with rules and regulations established by the Borough Council and shall be inspected by the Borough Engineer before being covered.

Section 9. Any person, persons, partnership or any agents or executive officers of any corporation violating the provisions of this Ordinance shall upon conviction for each and every violation be subject to a fine of not less than Ten (\$10.00) Dollars nor more than One Hundred (\$100.00) Dollars and cost of prosecution, and in default of the payment of said fines and costs, the defendant or defendants may be committed to the County Jail for a period not exceeding thirty (30) days.

Section 10. The provisions of this Ordinance shall be severable and if any of the provisions shall be held to be unconstitutional or invalid for any reason, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as the legislative intent that this Ordinance would have been adopted had such unconstitutional or invalid provision not have been included therein.

Section 11. All ordinances or parts thereof conflicting with the provisions of this Ordinance are hereby repealed to the extent of such conflict.