

ORDINANCE NO. 157

AN ORDINANCE OF THE BOROUGH OF FREEPORT
ESTABLISHING, FIXING AND IMPOSING SANITARY
SEWER RENTALS OR CHARGES TO BE COLLECTED
FROM THE OWNERS OF ALL PROPERTIES SERVED BY
ANY OF THE SANITARY SEWERS, SEWER SYSTEM AND
SEWAGE TREATMENT WORKS OWNED OR OPERATED BY
THE BOROUGH OF FREEPORT, PROVIDING FOR THE
COLLECTION OF SAID RENTALS OR CHARGES, AND
PRESCRIBING PENALTIES FOR NONPAYMENT THEREOF

BE IT ORDAINED AND ENACTED and it is hereby ordained and enacted by
the Council of the Borough of Freeport, Armstrong County, Pennsylvania, by
authority of the same as follows:

SECTION I. There is hereby established and imposed a sewer rental
or charge for the use of the sanitary sewers, sewer system and sewage treatment
works owned or operated by the Borough, to be payable by the owners of all
properties served thereby. In order to apportion the cost of such sanitary
sewer service equitably among the properties served by said sanitary sewers,,
sewer system and sewage treatment works, the rental or charge for such services,
for every property served by said sanitary sewers, sewer system and sewage
treatment works, shall be 100% of the face amount charged to such properties
for water consumed by such properties during the period for which the said
sewer rental or charge is being billed. For customers supplied with water by
the Freeport Water Company, the sewer rental or charge shall be computed
according to the water meter readings of said Company for water furnished to
said properties.

SECTION II. (a) Bills for sewer rentals and charges hereby imposed
shall be rendered concurrently with the bills for water services rendered by
the Freeport Water Company.

(b) Bills for sewer rental and charges shall be due and payable
immediately upon receipt and upon nonpayment after the tenth day of the month

following the month for which the charge is due shall be subject to a 10% penalty which shall be added to and made a part of the sewer rental charge.

(c) Sewer service to any property may be discontinued, after five (5) days notice, for failure of the property owner or user to pay the bill for such services within thirty (30) days after the due date thereof.

SECTION III. Users of said sanitary sewers, sewer system and sewage treatment works having a source of water other than the water supply of The Freeport Water Company shall pay a sewer rental or charge by one of the following methods:

(a) Restaurants, cafes, hotels, clubs, rooming houses, public garages, filling stations, laundries, ice cream and/or soda dispensers, dairies, dental offices and all users of the sanitary sewer system having water cooled refrigeration and/or air conditioning systems shall install water meters on their source of water, which meters shall be subject to approval by the Borough, and shall pay a sewer rental or charge on the basis of the meter readings at the same rate as is provided under Section I hereof.

(b) Industrial plants and establishments shall make application to the Council for approval to pay a sewer rental or charge by one of the following methods, viz:

(1) The user shall install a water meter on his source of water, which meter shall be subject to approval by the Borough, and shall pay a sewer rental or charge on the basis of the meter readings at the same rate as is provided under Section I hereof; or

(2) The user shall pay a monthly rental of \$ 1.00 per person using the sewer facilities of such industrial user, as determined on the last day of the preceding quarter.

(c) Domestic users shall make application to the Council for approval to pay a sewer rental or charge by one of the following methods, viz:

(1) The user shall install a water meter on his source of water, which meter shall be subject to approval by the Borough, and shall pay a sewer rental or charge on the basis of the meter readings at the same rate as is provided under Section I hereof, or

(2) The user shall pay a monthly sewer rental of \$6.00.

SECTION IV. (a) The above schedule of rates shall cover the charges based on volume only for a normal domestic sanitary sewage having a pH range between 6 and 9.5, a suspended solids quantity of less than 250 p.p.m., a chlorine demand not to exceed 50 p.p.m., a 5-day 20° C.B.O.D. of 250 p.p.m., and comparatively free from grit or mineral solids, such as sand, ashes, etc., which would not be moved or conveyed along the sewers by the velocity of the sewage flow. In addition, the following concentrations of chemical substances shall not be exceeded in the sewage originating from any customer:

Phenel Compounds		1 p.p.m.
Cyanides	(CN)	1 p.p.m.
Cyanates	(CNO)	10 p.p.m.
Iron	(Fe)	5 p.p.m.
Trivalent Chromium	(Cr)	3 p.p.m.
Hexavalent Chromium	(Cr)	0.5 p.p.m.
Nickel	(Ni)	3 p.p.m.
Copper	(Cu)	2 p.p.m.
Zinc	(Zn)	2 p.p.m.

The waste of any customer containing excessive quantities of these chemicals may be refused entry into the said sewer system, until such waste has been pre-treated to bring it within the allowable limits set forth above.

(b) It is prohibited to discharge into the sanitary sewer system any:

- (1) Liquid or vapor having a temperature higher than 150° F.
- (2) Waste containing more than 100 p.p.m. by weight of fat, oil, or grease.
- (3) Gasoline, benzene, naphtha, fuel, oil, or other inflammable or explosive liquid, solid, or gas.
- (4) Any garbage not shredded to such degree that all particles will be carried freely under normal sewer flow conditions and with no particle greater than one-half (1/2) inch in dimension.
- (5) Any noxious or malodorous gas or substance capable of creating a public nuisance.

(c) The following Surcharge Rate, in addition to the applicable rate set forth above, shall be charged any customer whose wastes exceed the limits set forth in subparagraph (a) of this Section IV:

\$0.000288 for each p.p.m. of suspended solids in excess of 250 p.p.m. per 1000 gallons of sewage.

\$0.000292 for each p.p.m. of 5-day 20° C. B.O.D. above 250 p.p.m. per 1000 gallons of sewage.

\$0.001008 for each p.p.m. of chlorine demand greater than 50 p.p.m. per 1000 gallons of sewage.

\$0.000015 for each p.p.m. of grit or mineral solids in excess of 14 p.p.m. per 1000 gallons of sewage.

The surcharge for additional strength sewage shall be determined by analysis based on accepted standards for sewage analysis.

SECTION V. In case where any user of the sanitary sewer system paying sewer rentals or charges on the basis of metered water use discharges less than 75% of his total water usage into the system, upon application by the user to the Council, a sewer rental or charge shall be determined by either:

(a) Placing a water meter, which shall be subject to the approval of the Borough, at the expense of the user on the water supply line or lines not discharging into the sanitary sewer system, and the readings therefrom will then be deducted from the total water meter readings and the remainder will be used in computing the sewer rental or charge according to the rates set forth in Section I above, or

(b) Placing a meter or measuring device, which shall be subject to the approval of the Borough, on the sewer connection at the expense of the user, and the newer rental or charge shall be computed on the basis of gallons discharged into the sanitary sewer system according to the rates set forth in Section I above.

SECTION VI. The owner or owners of property are responsible for all of the above sewer rentals or charges for sewer services rendered to any tenant or occupant of that property. Such sewer rental or charge, if not paid after thirty (30) days' notice, may be collected as provided by law by an action of assumpsit, or by distress of personal property on the premises, or by lien filed in the nature of a municipal lien against the real property served by the sewer.

SECTION VII. The rates set forth above shall become effective on the first day of January 1960.

SECTION VIII. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

DONE, ORDAINED AND ENACTED by the Town Council of the Borough of Freeport at a regular meeting this 2nd day of December 1959.

ATTEST:

Clare A. Schroth
Secretary

J. G. Lawler
President of Council

Examined and approved this 7th day of December 1959.

Robert Ruffenberger
Burgess

AMENDMENT TO

ORDINANCE NO. 157

AN ORDINANCE OF THE BOROUGH OF FREEPORT ADOPTING A WATER SERVICE-SHUT-OFF AGREEMENT WITH THE MUNICIPAL AUTHORITY OF BUFFALO TOWNSHIP REGARDING THE COLLECTION OF FREEPORT BOROUGH'S DELINQUENT SEWER CHARGES AND ASSESSING COLLECTION OF COSTS FOR SAME AND THEREBY AMENDING ORDINANCE NO. 157.

PREAMBLE

The Borough of Freeport, Armstrong County, Pennsylvania acting, pursuant to the Act of Assembly of December 30, 1959, P.L. 2093 Section 1, and further, under the Act at 53 P.S. 2261 to 53 P.S. 2265, as amended, has entered into an agreement with the Municipal Authority of Buffalo Township dated December 8, 1992 regarding the shut-off of the supply of water to certain premises until all overdue rentals or charges for sewer or sewage treatment services imposed by the Borough are paid.

BE IT ORDAINED by the Borough of Freeport, Armstrong County, Pennsylvania, as follows:

SECTION 37

After a water shut-off to a certain premises has been initiated pursuant to the subject agreement, as now set forth and further, as amended, and the affidavit, prior to the reinstatement of said water, the subject customer shall be responsible for the payment in advance for any and all costs, charges, payments for lost revenue, and interest paid by

or incurred by the Borough under the terms and conditions of the subject agreement, and in addition, any and all overdue or delinquent sewer or sewage treatment costs, charges or payments due the Borough must be paid prior to the restitution of water service.

Except as in conflict with the above, Ordinance No. 157, as amended, shall remain in full force and effect.

ENACTED AND ORDAINED this 9th day of March,
19 93.

BOROUGH OF FREEPORT

By: *J. M. Sean*
President of Council

(SEAL)
ATTEST:

Grace Savotti
Secretary

EXAMINED AND APPROVED this 9th day of March,
19 93.

By: *Robert Savotti*
Mayor