

ORDINANCE #140

AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEMS: AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF: IN THE VILLAGE OF DORCHESTER, COUNTY OF CLARK, STATE OF WISCONSIN.

Be it ordained and enacted by the Village Board of the Village of Dorchester, State of Wisconsin as follows:

ARTICLE I

Definitions*

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

SEC. 1. "BOD" (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20°C, expressed in milligrams per liter.

SEC. 2. "Building Drain" shall mean that part of the lowest horizontal piping of a draining system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five (5) feet (1.5 meters) outside the inner face of the building wall.

SEC. 3. "Building Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.

SEC. 4. "Combined Sewer" shall mean a sewer receiving both surface runoff and sewage.

SEC. 5. "Garbage" shall mean solid wastes from the domestic and commercial preparation, cooking, and dispensing of food, and from the handling, storage, and sale of produce and food products.

SEC. 6. "Industrial Wastes" shall mean the liquid wastes from industrial manufacturing processes, trade, or business as distinct from sanitary sewage.

SEC. 7. "Industrial User" shall mean Class D manufacturers as identified in the Standard Industrial Classification Manual.

SEC. 8. "Natural Outlet" shall mean any outlet into a watercourse, pond, ditch, lake, or other body of surface or groundwater.

SEC. 9. "Person" shall mean any individual, firm, company, association, society, corporation, or group.

SEC. 10. "pH" shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

SEC. 11. "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half ($\frac{1}{2}$) inch (1.27 centimeters) in any dimension.

SEC. 12. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights and is controlled by public authority.

SEC. 13. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and groundwaters are not intentionally admitted.

SEC. 14. "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and stormwaters as may be present.

SEC. 15. "Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.

SEC. 16. "Sewage Works" shall mean all facilities for collecting, pumping, treating, and disposing of sewage

SEC. 17. "Sewer" shall mean a pipe or conduit for carrying sewage.

SEC. 18. "Shall" is mandatory; "May" is permissive.

SEC. 19. "Slug" shall mean any discharge of water, sewage, or industrial waste which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.

SEC. 20. "Storm Sewer" shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial wastes, other than unpolluted cooling water.

SEC. 21. "Superintendent" shall mean the (Superintendent of Sewage Works and/or of Water Pollution Control) of the Village of Dorchester, or his authorized deputy, agent, or representative.

SEC. 22. "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

SEC. 23. "Watercourse" shall mean a channel in which a flow of water occurs, wither continuously or intermittently.

ARTICLE II

Use of Public Sewers Required

SEC. 1. It shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the Village of Dorchester, or in any area under the jurisdiction of said Village, any human or animal excrement, garbage, or other objectionable waste.

SEC. 2. It shall be unlawful to discharge to any natural outlet within the Village of Dorchester, or in any area under the jurisdiction of said Village, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.

SEC. 3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

SEC. 4. The owner 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, or right-of-way in which there is not located or may in the future be located a public sanitary or combined sewer of the Village, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance, within (ninety (90) days) after date of official notice to do so, provided that said public sewer is within (one hundred (100) feet (30.5 meters) of the property line.

ARTICLE III

Private Sewage Disposal

SEC. 1. Where a public sanitary or combined sewer is not available under the provisions of Article II, Section 4, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this article.

SEC. 2. Before commencement of construction of a private sewage disposal system the owner shall first obtain a written 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 any plans, specifications, and other information as are deemed necessary by the (Superintendent). A permit and inspection fee of five (\$5.00) dollars shall be paid to the Village at the time the application is filed.

SEC. 3. A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the (Superintendent). He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the (Superintendent) when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within twenty-four (24) hours of the receipt of notice by the (Superintendent).

SEC. 4. The type, capacities, location, and layout of a private sewage disposal system shall comply with all recommendations of the Department of Public Health of the State of Wisconsin. No permit shall be issued for any private sewage disposal system employing subsurface soil absorption facilities where the area of the lot is less than 20,000 square feet. No septic tank or cesspool shall be permitted to discharge to any natural outlet.

SEC. 5. At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Article III, Section 4, a direct connection shall be made to the public sewer in compliance with this ordinance, and any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

SEC. 6. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the Village.

SEC. 7. No statement contained in this article shall be construed to interfere with any additional requirements that may be imposed by the Health Officer.

SEC. 8. When a public sewer becomes available, the building sewer shall be connected to said sewer within sixty (60) days and the private sewage disposal system shall be cleaned of sludge and filled with clean bank-run gravel or dirt.

ARTICLE IV

Building Sewers and Connections

SEC. 1. No unauthorized 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).

SEC. 2. There shall be two (2) classes of building sewer permits: (a) for resident and commercial service, and (b) for service to establishments producing industrial wastes. In either case, the owner or his agent shall make application on special forms furnished by the Village.

The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgement of the (Superintendent). A permit and inspection fee of five (\$5.00) dollars for a residential or commercial building sewer permit and five (\$5.00) dollars for an industrial building sewer permit shall be paid to the Village at the time the application is filed.

SEC. 3. All costs and expenses incident to the installation and connection of the building sewer shall be borne by the Owner. The Owner shall indemnify the Village from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

SEC. 4. A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

SEC. 5. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the (Superintendent), to meet all requirements of this ordinance.

SEC. 6. The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the Village. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the A.S.T.M. and W.P.C.F. Manual of Practice No. 9 shall apply.

SEC. 7. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer.

SEC. 8. No person shall make connection of roof downspouts, exterior foundation drains, areaway drains, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

SEC. 9. The connection of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the Village, or the procedures set forth in appropriate specifications of the A.S.T.M. and the W.P.C.F. Manual of Practice No. 9. All such connections shall be made gastight and watertight. Any deviation from the prescribed procedures and materials must be approved by the (Superintendent) before installation.

SEC. 10. The applicant for the building sewer permit shall notify the (Superintendent) when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the (Superintendent) or his representative.

SEC. 11. All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the Village.

ARTICLE V

Use of the Public Sewers.

SEC. 1. No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.

SEC. 2. Stormwater and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as storm sewers, or to a natural outlet approved by the (Superintendent). Industrial cooling water or unpolluted process waters may be discharged, on approval of the (Superintendent), to a storm sewer, combined sewer, or natural outlet.

SEC. 3. No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewers:

- (a) Any gasoline, benzens, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.
- (b) Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant, including but not limited to cyanides in excess of two (2) mg/l as CN in the wastes as discharged to the public sewer.
- (c) Any waters or wastes having a pH lower than (5.5) or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
- (d) Solid or Viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc. either whole or ground by garbage grinders.

SEC. 4. No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the (Superintendent) that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the (Superintendent) will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant, and other pertinent factors. The substances prohibited are:

- (a) Any liquid or vapor having a temperature higher than one hundred fifty (150)^oF (65^oC).
- (b) Any water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two (32) and one hundred fifty (150)^oF (0 and 65^oC).
- (c) Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipment with a motor of three-fourths (3/4) horsepower (0.76 hp metric) or greater shall be subject to the review and approval of the (Superintendent).
- (d) Any waters or wastes containing strong acid iron pickling wastes, or concentrated plating solutions whether neutralized or not.
- (e) Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the (Superintendent) for such materials.
- (f) Any waters or wastes containing phenols or other taste or odor-producing substances, in such concentrations exceeding limits which may be established by the (Superintendent) as necessary, after treatment of the composite sewage, to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.
- (g) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the (Superintendent) in compliance with applicable State or Federal regulations.

- (h) Any waters or wastes having a pH in excess of (9.5).
- (i) Materials which exert or cause:
 - (1) Unusual concentrations of inert suspended solids (such as, but not limited to, Fullers earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).
 - (2) Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).
 - (3) Unusual BOD, chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works.
 - (4) Unusual volume of flow or concentration of wastes constituting "slugs" as defined herein.
- (j) Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment process employed, or are amenable to treatment only to such degree that the sewage treatment plant affluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

SEC. 5. If any waters or wastes are discharged, or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristic enumerated in Section 4 of this Article, and which in the judgement of the (Superintendent), may have a deleterious effect upon the sewage works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the (Superintendent) may:

- (a) If any Industrial User waters or wastes are discharged, or are proposed to be discharged to the public sewers, which in the judgment of the (Superintendent) may have a deleterious effect upon the sewer works, processes, equipment or receiving waters or which may otherwise create a hazard to life or constitute a public nuisance or which in his judgment may create any other problem, the (Superintendent) may reject the wastes or proposed waste discharges.
- (b) Require pretreatment to an acceptable condition for discharge to the public sewers.
- (c) Require control over the quantities and rates of discharge and/or
- (d) Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges under the provisions of Section 10 of this Article.

(e) Require an industrial surcharge to cover the added cost of handling and treating the wastes in excess of normal domestic wastes on the bases of volume and strength of such wastes.

If the (Superintendent) permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the (Superintendent), and subject to the requirements of all applicable codes, ordinances, and laws.

SEC. 6. Grease, oil, and sand interceptors shall be provided when, in the opinions of the (Superintendent), they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand, or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the (Superintendent), and shall be located as to be readily and easily accessible for cleaning and inspection.

SEC. 7. Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

SEC. 8. When required by the (Superintendent), the owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable control manhole together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the (Superintendent). The manhole shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

SEC. 9. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in accordance with the latest edition of "Standard Methods of the Examination of Water and Wastewater," published by the American Public Health Association, and shall be determined at the control manhole provided, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted

methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards to life, limb, and property. (The particular analyses involved will determine whether a twenty-four (24) hour composite of all outfalls of a premise is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from 24-hr. composites of all outfalls whereas pH's are determined from periodic grab samples.)

SEC. 10. No statement contained in this article shall be construed as preventing any special agreement or arrangement between the Village and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Village for treatment, subject to payment therefore, by the industrial concern.

ARTICLE VI

Protection From Damage

SEC. 1. No unauthorized 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 sewage works. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

ARTICLE VII

Powers and Authority of Inspectors

SEC. 1. The (Superintendent) and other duly authorized employees of the Village bearing proper credentials and identification shall be permitted to enter all properties for the purpose of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this ordinance. The (Superintendent) or his representatives shall have no authority to inquire into any processes including metallurgical, chemical, oil, refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.

SEC. 2. While performing the necessary work on private properties referred to in Article VII, Section 1 above, the (Superintendent) or duly authorized employees of the Village shall observe all safety rules applicable to the premises established by the company and the company shall be held harmless for injury or death to the Village employees and the Village shall indemnify the company against loss or damage to its property by Village employees and against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the company to maintain safe conditions as required in Article V, Section 8.

SEC. 3. The (Superintendent) and other duly authorized employees of the Village bearing proper credentials and identification shall be permitted to enter all private properties through which the Village holds a duly negotiated easement for the purpose of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the sewage works lying within said easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

ARTICLE VIII

Basis for Charges

Section 1. Domestic Wastes There is hereby levied and assessed upon each lot, parcel of land, building or premises having a connection with the Public Sewer System, a Sewage Service Charge based upon the quantity of water used, as measured by the Dorchester Water Utility, upon said premises. If any person discharging wastes into the Public Sewer System procures any part, or all of his water from sources other than the Village Water Utility, all or part of which is discharged into the Public Sewers, the person shall install and maintain at his expense, water meters, of a type approved by the Water Utility, for the purpose of determining the volume of water obtained from these other sources. Such sewage service charges for each quarter shall be ten (10) cents per hundred gallons, except that for residential users, the third quarter of each year said sewage charge shall be equal to the first quarter billing.

Section 2. Commercial & Industrial Wastes All persons, firms, corporations or institutions discharging an industrial waste into the public sewers shall be subject to a surcharge, in addition to any other sewer-service charges, if these wastes have a concentration greater than the following "normal" concentrations:

(A) A five-day, 20 degree centigrade B.O.D. of 250 parts per million; or

(B) A suspended solids content of 250 parts per million. The amount of surcharge shall reflect the cost incurred by the Village in removing the excess B.O.D. and suspended solids.

Section 3. Computation of Surcharge The excess pounds of Biochemical Oxygen Demand (B.O.D.) and suspended solids (S.S.) will be computed by multiplying the sewage flow volume in million gallons per day (M.G.D.) by the constant 8.345 and then multiplying the product by the difference between the person's concentration of B.O.D. and S.S. and the aforementioned "normal" concentration in ppm by weight. This product will then be multiplied by the number of days in the billing period to determine the surcharge.

Section 4. Rates of Surcharge The rates of surcharge for each of the aforementioned constituents will be at the prevailing rate at the time. Said prevailing rate at this time is as follows:

- (A) For Biochemical Oxygen Demand (B.O.D.) \$0.02 per pound.
- (B) For Suspended Solids (SS) \$0.02 per pound.

Section 5. Surcharges for Produce Disposal Retail and Wholesale Grocery outlets utilizing a garbage grinder discharging into the public sewers, for the disposal of unsaleable produce and merchandise, shall be charged the appropriate sewer service charge plus a 100% surcharge.

Section 6. Revision of Rates The rates of surcharge shall be reviewed annually by the Village Board in order to determine whether or not they are sufficient to defray the fixed charges, amortization costs, and annual cost of operation as determined from the water pollution control plant records. If the difference between the revenue derived from these rates and the total annual cost is sufficient to justify and increase or decrease in the rates, the Village Board, with the approval of the Superintendent shall make the appropriate changes.

ARTICLE IX

Control & Measurement of Admissible Wastes

Section 1. Submission of Basic Data Within 90 days after passage of this ordinance, each person discharging other than a "normal" waste to a public sewer shall prepare and file with the Superintendent, a report that shall include pertinent data relating to the quantity and characteristics of their wastes. Similarly, each person desiring to make a new connection to the public sewers for the purpose of discharging industrial wastes shall prepare and file with the Superintendent, a report that shall include actual or predicted data relating to the quantity and characteristics of the waste to be discharged.

Section 2. Control Manholes All persons discharging industrial wastes into a public sewer shall construct and maintain one or more control manholes to facilitate observation, measurement and sampling of his wastes, including domestic sewage. Control manholes shall be located and built in a manner acceptable to the Director of Public Services. If measuring devices are to be permanently installed, they shall be of a type acceptable to the Director of Public Services.

Control manholes, and related equipment, shall be installed by the person discharging the waste, at his expense, and shall be maintained by him to be in a safe condition, accessible and in proper operating condition at all times. Plans for the installation of control manholes and related equipment shall be submitted for approval to the Director of Public Services prior to the beginning of construction.

Section 3. Provision for Deductions In the event that a person discharging industrial wastes into the public sewers produces evidence satisfactory to the Superintendent that more than 20% of the total annual volume of water used for all purposes does not reach the public sewer, the person shall install a waste metering device, as provided herein, and his service charges shall be determined by the volume recorded on said metering device.

Section 4. Metering of Waste Devices for metering the volume of waste discharged may be required by the Director of Public Services if those volumes cannot otherwise be determined from the metered water consumption records.

Metering devices for determining the volume of waste shall be installed, owned, and maintained by the person. Following approval and installation, such meters may not be removed without the consent of the Director of Public Services.

Section 5. Compliance Within 6 months after passage of this ordinance, each person who discharges industrial wastes into a public sewer shall have complied with all or parts of Article 9, Sections 1,2,3,4, and 5, as they pertain to their individual situation.

Section 6. Extension of Time When it can be demonstrated that circumstances exist which would create an unreasonable burden on the person to comply with the time schedule imposed by Sections 1 and 5, a request for extension may be presented for consideration to the Director of Public Services.

Section 7. Waste Sampling Industrial wastes discharged into the public sewers shall be subject to periodic inspection and a determination of character and concentration. The determination shall be made as often as deemed necessary. If, any said testing by the Village shall show a reduced degree of pollution at load in the sewage or waste being discharged, such new test results shall be used in computing the subsequent billings, but no reduction shall be made unless at least a full days operation of customers plant has under gone the test.

Any person may request the Water Pollution Control Division to make new tests, such tests shall be at the expense of the person discharging the waste and such test shall be a minimum of 24 hours. If the Director of Public Services is satisfied that such test was made when the plant was operating under normal conditions, the results of these tests shall be used in computing the subsequent billing in the manner previously prescribed.

Section 8. Analysis Laboratory procedures used in the examination of industrial wastes shall be those set forth in "Standard Methods". However, alternate methods for certain analysis may be used subject to mutual agreement between the parties.

ARTICLE X

Billing Practice

Section 1. Billing Periods Sewer Service Charges and Surcharges provided for in the ordinance shall be included as separate items on the regular bill for water service and shall be payable in four quarterly payments each year in accordance with the existing practices of the Dorchester Water Utility.

Section 2. Payment Sewer Service Charges and Surcharges shall be payable at the Office of the Dorchester Water Utility at the same time that the water bills become due, and payments for water service shall not be accepted without full payment also of the sewer service charges and surcharges.

ARTICLE XI

Penalties

Section 1. Delinquency Bills for Sewer Service Charges and Surcharges levied and assessed in accordance with this Ordinance shall become due and payable 15 days from and after the date of the bill.

In event that any such bill or bills are not paid when due, a penalty of 10% will be added thereto.

Section 2. Legal Basis Each sewer service charge and surcharge levied by or pursuant to this Ordinance, shall constitute a lien upon the corresponding premises served by the sewage system as provided for in Sections 66.076 and 66.071, Wisconsin Statutes.

Section 3. Any person found to be violating any provision of this ordinance except, Article VI shall be served by the Village with a 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 notice, permanently cease all violations.

Section 4. Any person who shall continue any violation beyond the time limit provided for in Article XI, Section 3, shall be guilty of a misdemeanor, and on conviction thereof shall be fined in the amount not exceeding fifty (\$50) dollars for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

Section 5. 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 and/or any downstream users or facilities by reason of such violation.

ARTICLE XII

VALIDITY

Section 1. All ordinances or part of ordinances in conflict herewith are hereby repealed.

Section 2. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part of parts.

ARTICLE XIII

Ordinance in Force

Section 1. This ordinance shall be in full force and effect from and after its passage, approval, recording, and publication as provided by law.

Section 2. This ordinance is an amendment to the Ordinance #140 passed on July 21, 1975, and the previous ordinance is hereby repealed.

Dated February 4, 1976.

PUBLISHED _____

Refer to page 157 - separate book

VILLAGE OF DORCHESTER

BY *Ted Schward*
(Village President)

ATTEST _____

July Lohach
(Village Clerk)

Passed by a vote of 7 ayes, 0 nays, at a regularly called meeting of the Village Board on February 4, 1976.