

ORDINANCE NO. 2016-4

AN ORDINANCE OF THE BOROUGH OF NESQUEHONING, CARBON COUNTY, AMENDING THE CODE OF ORDINANCES, SPECIFICALLY, CHAPTER 18, ENTITLED "SEWERS AND SEWER DISPOSAL", SECTION 18- 806, " INTERCEPTORS", TO AMEND THE REQUIREMENTS FOR GREASE, OIL AND GRIT INTERCEPTORS OR TRAPS; TO ESTABLISH MANDATORY CLEANING/PUMPING OF GREASE, OIL AND GRIT INTERCEPTORS AND TRAPS; TO ESTABLISH CLEANING PROVISIONS; AND TO PROHIBIT THE DISCHARGE OF WASTEWATER THROUGH THE GREASE, OIL, AND GRIT INTERCEPTORS AND TRAPS .

BE IT ORDAINED AND ENACTED and it is hereby ORDAINED AND ENACTED by authority of same that "SEWERS AND SEWAGE DISPOSAL" Chapter 18 of the Code of Ordinances of the Borough of Nesquehoning is hereby amended by the Council of the Borough of Nesquehoning as follows:

**Section 18-806 Interceptors**

1. Establishments Affected:

The following establishments ( hereinafter collectively referred to as "Establishments") have the greatest potential for introducing fats, oils, and grease (FOGS), and grit into the Borough sewage collection and treatment facilities.

- a. All facilities preparing, processing or serving food and/or food products.
- b. Commercial food preparation establishment, including but not limited to, restaurants, nursing homes, boarding houses, hospitals, school cafeterias, butcher shops, grocery stores and mini markets.

c. Industrial food preparation and/or processing establishments, including but not limited. Slaughter houses, potato chip companies, fast food preparation companies and canned and frozen food manufacturers.

d. Industrial facilities creating fats, grease, oils or grit during processing.

e. Motor vehicle sales, repair establishments, and car wash facilities. Car wash facilities shall be required to provide a system, for the removal of grit and dirt from the waste stream.

## 2. Requirements of Interceptors or Traps.

a. Automatic grease, oil and grit interceptors or traps shall be provided for any Establishment when, in the opinion of the Borough or its designated agent, based on sound engineering standards, they are necessary for the proper handling of liquid wastes containing grease and oil in excessive amounts of grit, or any flammable wastes, or other harmful ingredients. All interceptors or traps shall be of a type and capacity approved by the Borough and shall be located so as to be readily and easily accessible for cleaning and inspection. All interceptors or traps supplied shall be properly and continuously maintained in satisfactory and effective operation by the Owner at the Owner's expense.

## 3. Future Establishments

a. All future Establishments, and such other facilities as may be directed by the Borough, shall provide an automatic grease, oil and grit interceptor or trap appropriately sized, or a buried prefabricated tank type passive grease, oil, and grit interceptor or trap with a minimum of two thousand (2,000) gallons capacity or larger with dual compartments.

b. The grease, oil and grit interceptor or trap shall be located between the Establishment location and the Borough Sewer System.

c. Grease, oil and grit interceptors or traps shall be installed with an access manhole brought up to or slightly above grade for easy cleaning.

4. Existing Establishments

a. All existing establishments, operating without an automatic grease, oil and grit interceptor or trap may be required by the Borough to install an automatic grease, oil and grit interceptor or trap appropriately sized, or a buried prefabricated tank type passive grease, oil and grit interceptor or trap with a minimum of two thousand (2,000) gallons capacity or larger with dual compartments within ninety (90) days of written notice, by the Borough to the Property Owner, whenever it is deemed necessary by the Borough to prevent grease, oil and grit from entering the Sewer System.

5. Alternative Systems

a. In cases of unusual conditions which make the provisions of this section prohibitive or not required, an alternative system approved by the Borough can be utilized provided it removes oil, grease and grit to levels below those established by the Borough. The system shall be designed to prevent the entry of surface water into the grease, oil and grit interceptor or trap.

6. Submissions

a. When grease, oil or grit interceptors or traps are required by the Borough under this Ordinance, plans and specifications shall be submitted to the Borough by the owner's Pennsylvania State Licensed Plumber or Professional Engineer for approval prior to the start of any installation of any equipment.

7. Installation of Equipment

a. Installation of all grease, oil and grit interceptors shall be inspected by an agent or employee of the Borough prior to discharging effluent through the trap or interceptor and into the Borough Sewerage System. The Equipment Installation Inspection shall be approved in writing and records kept at the Borough Office.

8. Mandatory Cleaning Pumping

a. When installed, all grease, oil and grit interceptors and traps shall be

maintained at the owner's expense, in continuously efficient operation at all times.

b. In-ground grease, oil and grit interceptor systems must be completely cleaned as needed or a maximum of once every ninety (90) days by a licensed hauler. The Borough shall be provided with one day's advance notice of the cleaning by a licensed hauler in the event that the Borough personnel should want to inspect the unit and the cleaning operation. Within two (2) weeks of the cleaning by the licensed hauler, the owner shall provide the Borough with a written report or manifest supplied by the hauler to verify that the cleaning and proper disposal was performed. An inspection of existing conditions may be made by authorized Borough personnel at any time. At its discretion, the Borough may reduce the frequency of pumping and cleaning, upon written request by the owner.

c. Automatic grease removal systems must be cleaned daily. An establishment shall keep cleaning records on file at the establishment which indicate the following: clean out date and time of day; name of person performing the clean out; and, signature of the establishment owner. Fats, oils and grease shall be removed from the property at least once every thirty (30) days by a licensed hauler. The Borough shall be provided with one day's advance notice of the cleaning by a licensed hauler in the event that the Borough personnel want to inspect the unit and the cleaning operation. Within two (2) weeks of the cleaning by the licensed hauler, the owner shall provide the Borough with a written report or manifest supplied by the hauler to verify that the cleaning and proper disposal was performed. An inspection of existing conditions may be made by authorized Borough personnel at any time. At its discretion, the Borough may reduce the frequency of pumping and cleaning, upon written request of the owner.

d. More frequent cleaning of any type of system may be required by the Borough if discharge conditions warrant.

## 9. Cleaners

a. No hot water, acids, caustics, solvents or emulsifying agents shall be used when cleaning the grease and oil interceptor or trap. No bacteria products designed for use in treating grease and oil interceptors and traps may be used without the prior written approval of the Borough.

10. Wastewater Prohibited

a. Wastewater from toilets, urinals and wash basins shall not flow through any grease, oil and grit interceptor or trap. No "prohibited wastes" as set forth in Chapter 18 of the Nesquehoning Borough Code shall flow through any grease, oil and grit interceptor or trap.

11. Falsifying Information

a. Any person who knowingly makes any false statement, representation or certification in any application, record, report, plan or other document filed or required to be maintained pursuant to this section, or who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required under this Section, shall, upon conviction, be sentenced to pay a fine of not more than Six Hundred and 00/100 Dollars (\$600.00) and costs of prosecution, and in default of payment of fines and costs, to imprisonment for not more than thirty (30) days, or both. Such penalties are in addition to and not in lieu of any penalties as may be imposed under the Pennsylvania Crimes Code.

12. Severance

a. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared to be the intent of the Nesquehoning Borough Council that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not have been included herein.

13. Miscellaneous

a. All Ordinances or parts of Ordinances conflicting with the provisions of this Ordinance are hereby repealed insofar as they are inconsistent with this Ordinance.

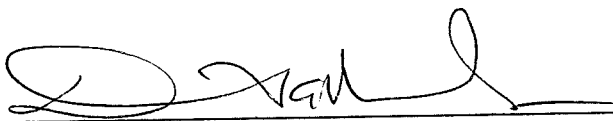
b. This Ordinance shall become effective thirty (30) days after enactment.

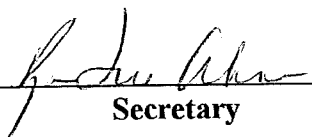
c. It is declared that adoption of this section is necessary for the protection, benefit and preservation of the health, safety and welfare of the inhabitants of the Borough of Nesquehoning.

As to all other matters Chapter 18 of the Borough Code is hereby ratified and this Amendment shall be effective immediately upon adoption.

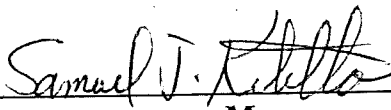
**ORDAINED AND ENACTED** this 28<sup>th</sup> day of September, 2016.

**BOROUGH OF NESQUEHONING**

**BY:** 

**ATTEST:**   
Secretary

**Examined and Approved** this 28<sup>th</sup> day of September, 2016.

  
Mayor