

SEWER USE ORDINANCE

AN ORDINANCE REGULATING THE COLLECTION OF SEWAGE IN THE ORANGE COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO 2, ORANGE COUNTY, TEXAS; PROHIBITING THE DISCHARGE OF UNACCEPTABLE SUBSTANCES; REGULATING UNSEWERED AND MISCELLANEOUS DISCHARGES; SETTING STANDARDS FOR SERVICE CONNECTIONS AND SEWER EXTENSIONS; AND PROVIDING FOR ENFORCEMENT HEREOF.

WHEREAS, the Orange County Control and Improvement District No. 2 has provided facilities for the collection and treatment of sewage to promote health, safety and convenience of its people and to safeguard water resources common to all;

WHEREAS, such facilities are designed, constructed and operated for the purpose of receiving and treating domestic sewage only, without industrial wastes, without toxic or incompatible wastes, and without excessive amounts of storm drainage or ground water;

WHEREAS, protection of effluent quality and proper protection and operation of the collection and treatment facilities may require exclusion or regulated discharge of waste matter other than domestic sewage, as well as exclusion of storm drainage or ground water;

WHEREAS, the Orange County Control and Improvement District No. 2 will require future compliance with any rules and regulations promulgated under Section 307 of the Clean Water Act; and

WHEREAS, existing ordinances and regulations for sewer use must be amended and supplemented for various reasons, including requirements of the Environmental Protection Agency and the Texas Department of Water Resources;

NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE ORANGE COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO 2.

SECTION I
DEFINITIONS

The meaning of terms used in this Ordinance shall be as follows:

1. Biochemical Oxygen Demand (BOD): The quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure, five (5) days at 20° centigrade expressed in terms of weight and concentration (mg/l).
2. Building Drain: The part of the lowest horizontal piping of a drainage 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 three feet outside the inner face of the building wall.
3. Building Sewer: Also called house connection, service line. The extension from the building drain to the public sewer or other place of disposal.
4. Chemical Oxygen Demand (COD): The quantity of oxygen consumed from a chemical oxidation of inorganic and organic matter present in the water or wastewater, with testing conducted according to "Standard Methods", expressed in mg/l.
5. City: The City of West Orange, Orange County, Texas or any other city in which any part of the District is located, or any authorized person acting in its behalf.
6. To Discharge: To deposit, conduct, drain, emit, throw, run, allow to seep, or otherwise release or dispose of, or to allow any of these acts to occur. The insertion of any prohibited materials into the sewer system through manholes, lift stations or similar appurtenances shall be construed as a prohibited discharge.
7. District: The Orange County Control and Improvement District No. 2 located in West Orange, Orange County, Texas or any authorized person acting on its behalf.
8. Domestic Sewage: Water-borne wastes normally discharging into the Sanitary conveniences of dwellings (including apartment, houses and hotels), office buildings, factories and institutions, free of storm and surface water and industrial wastes.
9. Garbage: Animal and vegetable wastes and residue from preparation, cooking and dispensing of food, and from the handling, processing, storage, and sale of food products and produce.
10. Industrial Waste: waste resulting from any process of industry, manufacturing, trade, business or service, or from the development of any natural resource, or any mixture of the waste with water or domestic sewage, as distinct from normal domestic sewage.

11. Milligrams per liter (mg/l): A weigh-to-volume ratio numerically equal two parts per million. The mg/l value multiplied but 8.345 equals pounds per million gallons of water.
12. Natural Outlet: Any outlet and to a water or course, pond, ditch, lake the eighth or other body at a surface our ground water.
13. Normal Domestic Sewage: Sewage (excluding industrial wastes) discharge into Sanitary Sewers with the average concentrations of suspended solids and BOD not more than 200 mg/l.
14. Overload: The imposition of organic or hydraulic loading on a treatment facility in excess of agency engineered design capacity.
15. Parts Per Million (ppm): A weight-to-weight ratio numerically equal to mg/l.
16. Person: an individual. Except for references to health and welfare of persons, the term also includes any corporation, organization, governments, governmental subdivision or agency, business trust, a state, trust, partnership, association, for other legal entity.
17. PH: the logarithm (base 10) of the reciprocal of the concentration of a hydrogen ions expressed in Grams per liter of solution. It shall be determined according to "Standard Methods".
18. Plumbing Code: any standard or special Plumbing Code adopted by the city or but the District to regulate gas, water, and or sewer plumbing.
19. Plumbing ordinance: any city or District ordinance adopting the Plumbing Code in establishing plumbing inspection.
20. Pollutant: any dredge spoil, solid waste, incinerator residue, sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discharged equipment, rock, sand, cellar dirt, and industrial, municipal, and agricultural waste discharged into water.
21. Properly Shredded Garbage: the wastes from the preparation, cooking and dispensing a food that had been shredded and such a degree that all particles shall be carried freely under the flow conditions normally, the prevailing in public sewers, with no particle greater than $\frac{1}{4}$ inch and any dimension.
22. Public Sewer: a publicly owned a sewer in which all owners of abutting properties shall have equal rights and interest controlled by public authority.
23. Rate Ordinance: the District limits establishing user charges (as periodically updated).
24. Receiving Stream the water course into which the effluent from the sewage treatment plant is discharged.

25. Sanitary Sewer: also sewer, a pipe or conduit which conveys domestic sewage, industrial sewage, or a combination of both, and into which storm, surface, and ground waters or unpolluted industrial wastes are not passed intentionally.
26. Septage: any liquid, semi solid, or solve a domestic waste pumped out of septic tanks.
27. Sewage: A combination of the water-carried waste from residences, business buildings, institutions, and industrial establishments, together with such ground, surface in storm water as may be present.
28. Sewage Treatment Plant: also treatment plant. Any District owned facilities, devices, and structures used for receiving, processing, in treating sewage, industrial wastes and sledges from the Sanitary sewers.
29. Sewage Works: all facilities for collecting, pumping, trading and disposing of sewage and industrial waste, including public sewers as well as the sewage treatment plant. This includes sewers from the user's located outside the District in connected to the sewage works.
30. Slug: any discharge of water, sewage, or industrial waste which in concentration of any given constituent order quantity of flu, exceeds for any period longer than 15 minutes, more than five times the average 24 hour concentration or flows during normal operation.
31. Standard Methods: the examination and analytical procedures set forth in the latest addition, at the time of analysis, of "Standard Methods for Examination of Water and Wastewater" as prepared, approved, and published jointly by the American Public Health Association, the American Water Works Association, and the Water Pollution Control Federation.
32. Storm Sewer: also storm drain. The sewer which carry storm and surface waters but exclude sewage and polluted industrial wastes.
33. Storm Water: rainfall or in the other forms of precipitation.
34. Superintendent: the water and sewer Superintendent for the Orange County Control and Improvement District No. 2, or any person acting in this capacity, or his duly authorized deputy, agent, or representative.
35. Suspended Solids: solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, in which you are removable by a laboratory filtration device.
36. Trap: a device designed to scan, settle, or otherwise remove grease, oil, sand, flammable wastes, or other harmful substances.
37. Unpolluted Water or Waste. Water containing:
 - a. No Free or emulsified grease or oil
 - b. No acids are alkalies

- c. No phenols are other substances producing taste, odor in receiving water
 - d. No toxic or poisonous substances in suspension, colloidal state, or solution
 - e. No noxious or otherwise obnoxious or odorous gases
 - f. Not more than an insignificant amount in mg/l each of suspended solids and BOD, as determined by the Texas Dept of water resources.
 - g. Color not exceeding 50 units as measured by the platinum-cobalt method of determination as specified in "Standard Methods"
38. User: any person who contributes, causes, or permits the contribution of wastewater into the District sewage works.
39. User Charge: the charge made to all users for collection and treatment of wastes. The definition excludes tap fees
40. User Charge Ordinance: the District ordinance providing a system for establishing, assessing, in collecting user charges.
41. Watercourse: the channel in which a flow of water occurs, either continuously or intermittently.
42. Gray Water: Any water source, not sewage, that runs through piping on the premises.

SECTION II PROHIBITED DISCHARGES

1. No person may discharge to public sewers any waste which by itself or by interaction with other way he may:
 - a. Injure or interfere with wastewater treatment processes or facilities
 - b. Constitute a hazard to persons or animals
 - c. Create a hazard in the receiving stream
2. All discharges shall conform to the requirements of this ordinance.

SECTION III CHEMICAL DISCHARGES

1. No discharge to public sewers may contain:
 - a. Cyanide greater than .5 mg/l
 - b. Cyanides or cyanogens compounds capable of liberating hydrocyanic gas on acidification in excess of 0.5 ppm by weight as CN in the wastes from any outlet into the public sewers.
 - c. Fluoride other than that contained in public water supply
 - d. Chlorides in concentrations greater than 250 mg/l
 - e. Gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas.
 - f. Substances causing an excessive chemical oxygen demand

2. No waste or wastewater discharged to public sewers may contain:
 - a. Strong acid, iron pickling wastes, or concentrated plating solutions whether did neutralized are not.
 - b. Fats, wax, grease, or oils, whether emulsified are not, in excess of one hundred (100) mg/l or containing substances which may solidify a or become viscous at temperatures between thirty-two (32) and one hundred fifty (150) degrees Fahrenheit (0 and 65 degrees centigrade)
 - c. Objectionable or toxic substances, exerting an excessive chlorine requirement, to such degree that any such material received in the composite wastewater treatment works exceeds the limits established by the District for such materials.
 - d. Obnoxious, toxic, or poisonous solids, liquids, or gases in quantities sufficient to violate the provisions of section 2 A.
3. No waste, wastewater, or other substance as may be discharged into public sewers which has a PH a lower than 6 or higher than 9, or any other corrosive property capable of causing damage or hazard two structures, equipment, and or personnel at the waste water facilities.
4. All waste, wastewater, or other substances containing the phenols, hydrogen sulfide, or other taste and odor producing substances shall conform to any concentration limits established by the District. After treatment of the composite wastewater, the allowable concentration limits may not exceed the requirements established by the state, Federal or other agencies with jurisdiction over discharges to the receiving stream.

SECTION IV
HAZARDOUS METALS AND TOXIC MATERIALS

1. Other hazardous materials: no other hazardous metals or toxic materials may be discharged into public sewers without a permit from the District specifying conditions of pretreatment, concentrations, volumes and other applicable provisions. Prohibited hazardous materials include but are not limited to: antimony, Beryllium, Bismuth, Boron (greater than 1 mg/l), cobalt, iron (greater than 5 mg/l), Molybdenum, Rhenium, Strontium, Tellurium, Uranyl Ion, Herbicides, Fungicides and Pesticides.
2. Or any materials that are outside of the regulations set forth by the EPA and TCEQ's guidelines.

SECTION V
PARTICULATE SIZE

1. No person may discharge garbage or other solids into public sewers, except properly shredded garbage as defined in section I.
2. The District is entitled to review and approve the installation and operation of any garbage grinder equipped with a motor of $\frac{1}{2}$ horsepower (0.76 hp metric) or greater.

SECTION VI
STORM WATER AND OTHER UNPOLLUTED DRAINAGE

1. No person shall discharge in a storm water, groundwater, roof runoff, foundation drains, subsurface drainage, downspouts, yard drains, ponds or lawn sprays into any Sanitary sewer to above, or intent in each building sewer or industrial sewer connected thereto. Storm water and all other unpolluted treated shall be discharged into storm sewers or two natural outlet approved by the city and or District.

All building drains, building sewers, industrial sewers in Sanitary sewers a leading to the public sewers, including connections there too, shall be constructed and maintain so as to exclude any ground or surface water from entering the sewer. The District shall require the owner of any of these facilities to correct at his own expense in any leaks or other conditions allow an entry of ground water or surface water into the sewage works. This provision shall apply to all such leaks are conditions so whether they exist prior to the effective date of this ordinance or occur at a later date. The District shall inspect the sewer repair according to section XVII.

House connection shall be constructed according to section XVI of this ordinance.

2. Unpolluted cooling water (if not return to a process) must be discharged into storm sewers or natural outlets approved by the city and or the District. The District may require cooling it before discharge.
- 3.

SECTION VII TEMPERATURE

No person may discharge liquid or paper having any temperature higher than 150° F (65° C), or any substance which causes that temperature of the total waste water treatment plant influent to increase at a rate of ten (10) degrees Fahrenheit or more per hour, or a combined total increase of plant influent to 104° F.

SECTION VIII RADIOACTIVE WASTES

1. No person may discharge radioactive wastes or isotopes into public sewers without the permission of the District.
2. The District may establish, in compliance with the applicable state and Federal regulations, standards for discharge of radioactive wastes into public sewers.

SECTION IX IMPAIRMENT OF FACILITIES

1. No person may discharge into public sewers any substance capable of:
 - a. Obstructing the flow in sewers
 - b. Preventing entry into the sewers for repair maintenance
 - c. Interfering with the operation of treatment processes or facilities

- d. Overloading the treatment facilities
2. Discharges prohibited by Subsection 1 include, but are not limited to, materials which exert or calls concentrations of:
 - a. inert suspended solids greater than 250 mg/l including but not limited to fuller's earth, lime slurries, and lime residues.
 - b. Dissolved solids greater than 850 mg/l including but not limited to sodium chloride and sodium sulfate.
 - c. Excessive discoloration including but not limited to dye wastes and vegetable tanning solutions
 - d. BOD, COD or chlorine and demand in excess of normal plant capacity.
 3. No person may discharge into public sewers any substance that may:
 - a. Deposit grease or oil and the sewer lines in such a manner as to clog the sewers
 - b. Overload skimming and Grease handling equipment
 - c. Pass to the receiving waters without being effectively treated by normal wastewater treatment processes due to the non-amenability of the substance to bacterial action.
 - d. Deleteriously affect the treatment processes due to excessive quantities.
 4. No person may discharge in a substance into public sewers which:
 - a. Is not amenable to treatment or reduction by the processes and facilities employed
 - b. Is amenable to treatment only to such a degree that the treatment plant effluent cannot meet the requirements of other agencies have and jurisdiction over discharge to the receiving waters.
 5. The District to regulate the flow in concentrations of slugs when they may:
 - a. Impair the treatment process
 - b. Cause damage to the collection facilities
 - c. Incur treatment cost exceeding those for normal wastewater
 - d. Render the effluent unfit for stream disposal or industrial use
 6. No person may discharge into public sewers solid or viscous substances, which may violate Subsection 1 of this section if present in sufficient quantity or size including 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, paper products (either whole or ground by garbage grinders) slops, chemical residues, paint residues, grease trap cleanings, or bulk solids.

SECTION X
SEPTAGE

1. Any person wishing to dispose of septage through the District sewage works, shall obtain a license from the Superintendent for each truck hauling septage. Annual license fees shall be as prescribed by separate ordinance or by the Superintendent.

Septage shall be hauled to the treatment plant for disposal during hours designated by the District. The septage shall be discharged into the portion of the plant designated by the District provided:

- a. The plant is capable, in the opinion of the plant operator, if receiving in treating septage without inconvenience to the operating staff, overloading, or degradation of the plant effluent.
 - b. The District verifies by inspection that no grease trap cleanings, toxic wastes, or other unacceptable wastes are present.
 - c. Inspection and treatment fees are paid according to appropriate ordinances are regulations.
2. Licenses for septage hauling may be revoked for unauthorized disposal or other violations of this ordinance.

SECTION XI
COMPLIANCE WITH EXISTING AUTHORITY

1. In those portions of the District where sewer service is available (unless exception is granted by the District), the public Sanitary Sewer System shall be used by all persons discharging wastewater, industrial waste, or other polluted liquids.
2. Unless authorized by the Texas Dept of water resources, no person may deposit or discharge in the waste included in Subsection 1 of the section on public or private property or into origin sent to any natural outlet, watercourse, storm sewer, or other area within the jurisdiction of the District.
3. The District may require verification prior to discharge that wastes are authorized to the discharge will receive suitable treatment with and the provisions of the laws, regulations, ordinances, rules, and orders of Federal State and local governments.
4. No provision of this ordinance shall be construed so as to nullify any provisions of the existing or future city ordinance governing plumbing, wastewater collection and treatment, and waste disposal, or protection of District sewage works.

SECTION XII
CONDITIONAL ACCEPTACE OF WASTES

1. If discharges or proposed discharges to public sewers may:
 - a. Deleteriously affect wastewater facilities, processes, equipment or receiving waters.
 - b. Create a hazard to life or health
 - c. Create a public nuisance.
 The District shall require:
 - (1.) Pretreatment to an acceptable condition for discharge to public sewer.
 - (2.) Control of the quantities in rates of discharge and/or
 - (3.) Payment to cover the cost of handling in treating the wastes
2. The Superintendent is entitled to determine whether a discharge or proposed discharge is included under Subsection 1 of the section.
3. The Superintendent shall reject wastes when he determines that a discharge or proposed discharge does not meet the requirements that Subsection 1 of this section.

SECTION XIII
REVIEW AND APPROVAL OF WASTE DISCHARGES

1. If pretreatment or control is required, the District shall review, approve design and installation of equipment and processes.
2. The design and installation of equipment and processes must conform to all applicable statutes, codes, ordinances and other laws.
3. Any person responsible for discharges requiring pretreatment, flow equalizing, or other facilities shall provide and maintain the facilities in effective operating condition at his own expense.

SECTION XIV
TRAPS

1. Discharges requiring a trap include:
 - a. Grease or waste containing grease and amounts that will impede or stopped the flow in the public sewers.
 - b. Oil
 - c. Sand
 - d. Flammable wastes; and
 - e. Other harmful ingredients
2. Any person responsible for discharge is requiring a trap shall at his own expense and as required by the District:
 - a. To provide equipment and facilities of a type and capacity approved by the District.
 - b. locate the track in a manner that provides ready and easy accessibility for cleaning and inspection; and
 - c. Maintain the trap in effective operating condition.
3. Grease and oil traps shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, watertight, and equipped with a easily removable covers which, when bolted in place, shall be gas tight and watertight. All traps shall be maintained by the user, at his expense, in continuously efficient operation at all times. The requirements of the Plumbing Code, where applicable, shall govern the installation and maintenance of traps.

SECTION XV
PRIVIES

No person shall construct a privy, vault, or septic tank or shall connect to such construction to any sewer leading to the District sewer.

SECTION XVI
STANDARDS FOR SERVICE LINES

The following regulations shall govern in the installation of all Sanitary connections within the Orange County Control and Improvement District No. 2, or along any sewers leading to the District sewer system:

1. Only one service line connection to the District Sanitary sewage collection system is permitted for each resident or commercial building, the connection point will be as approved by the Superintendent.
2. Only the following type of pipe and fitting materials are approved for constructing Service Lines: Pipe and fittings and each individual service line shall be of identical material. Poly-vinyl-chloride PSM (PVC) pipe conforming to ASTM Specification D3034 and installed according to ASTM D2321.
3. Minimum sizes of Service Lines shall be as follows:
 - a. Residential - 4 inch in diameter
 - b. Commercial - 6 inch in diameter
4. Minimum grades for service line shall be as follows:
 - a. 4 inch pipe - 1 foot drop are 100 feet (1%)
 - b. 6 inch pipe - 6 inches drop per 100 feet (0.5%)
 - c. 8 inch pipe - four and just roper 100 feet (0.33%) of the
5. Maximum grades for service line shall be as follows:
 - a. 4 inch pipe - 2 ½ foot drop per 100 feet (2.5%)
 - b. 6 inch pipe - ½ feet drop per 100 feet (1.5%)
 - c. 8 inch pipe - 1 foot drop are 100 feet (1%)
6. Service on shall be constructed to true alignment and grade. Warped and sagging lines will not be permitted. All services lines need to be buried, but inspected before covering the pipes.
7. That building tie-on connection shall be made it directly to the building drain on all waste outlets. Watertight adapters of the type compatible with the materials being joined shall be used at the point of connection of the service line to the building plumbing. No cement grout materials are permitted.

Existing "wye" and stack connections must be utilized for connection of the service line to the sewer main unless an exception is permitted by the Superintendent.

8. Fittings and cleanouts for service line shall be as follows:
 - a. No bends or turns at any point shall be greater than 45°
 - b. Each horizontal service line shall be provided with the cleanout at its upper terminal; and each such run of pipe which is more than 90 feet and length and it shall be provided with a clean out for each 90 feet or fraction thereof, in a length of such piping.
 - c. Each cleanout shall be installed so that it opens in a direction opposite to the flow of the waste and, except in the case of "wye" branch and end-of-the-line cleanouts, cleanouts shall be installed vertically above the flow line of the pipe.
9. Each cleanout shall be made with an airtight mechanical plug. The District may require a check valve on the privately constructed portion of the service line if, in the opinion of the District, the property is subject to damage from overcharged District sewers.

SECTION XVII CONNECTION OF SEWER LINES

1. Application for Sanitary sewer service must be filed prior to construction of the service line, and the connection fee should accompany this application. (application forms are available at the District office.) Construction must not begin until authorized by the Superintendent.

2. The property owner shall construct the service line from the building to the property line according to the requirements of Section XVI.
3. When the service line is complete (except for backfilling the trench and connecting to the District sewer), the applicant for sewer service shall request an inspection of the installation. Request for inspection shall be made to the District office 24 hours in advance of the inspection. Backfilling and connection to the District sewer shall not be performed until inspection by the District according to the plumbing ordinance.
4. Backfilling of the service line trench must be accomplished within 24 hours of inspection and approval. No debris will be permitted in a trench.
5. The District shall construct a tap on the main sewer line, or shall utilize existing taps where available. The District shall construct a service line from the tap to the property line and shall connect this line with the recently inspected service line constructed by the property owner.
6. All connections shall be made by use of an adapter of the type compatible with materials being joined. The connection shall be watertight. No cement grout materials are permitted.
7. When the District requires the property owner to correct an infiltration / inflow problem on an existing service line, the inspection and backfill requirements of this section shall apply. Construction shall meet material and watertight requirements of the section and section XVI. The District also reserves the right to inspect and repair by smoke testing at any time.

SECTION XVIII SEWER EXTENSIONS

All Sanitary sewers constructed as extensions to the District sewer system shall be constructed so as to exclude ground and surface drainage as much as practical. Infiltration of ground water shall be limited to 200 gallons per day per mile of pipe for each inch of pipe diameter. All newly constructed sewer lines shall be tested at the expense of the person or entity for whom the sewer is constructed, by means of low pressure air testing or infiltration/exfiltration testing. No sewer extensions shall be incorporated into the District sewer system until they have been tested and found acceptable.

These provisions shall apply to all sewer extensions whether constructed at the expense of the District, a private developer, or other entity.

SECTION XIX USER CHARGES

1. Collection treatment charges for normal domestic sewage shall be assessed and collected according to the users charge of ordinance and the current rate ordinance.
2. In the event that the District should accept industrial wastes for treatment, collection and treatment charges shall be based on measured or estimated strengths of such wastes. These charges shall be established are modifications of the user charge ordinance and the rate ordinance or by agreements with the dischargers of such wastes.

SECTION XX

POWER TO ENTER PROPERTY

1. Authorized District personnel bearing proper credentials and identification are entitled to enter any public or private property at any reasonable time for the purpose of enforcing this ordinance.
2. Anyone acting under this authority shall observe the establishments rules and regulations concerning safety, internal security, and fire protection.
3. Except when caused by negligence or failure of users to maintain safe conditions, the District shall indemnify the users against loss damage to their property by District employees and against liability claims and demands for personal injury or property damage asserted against the users and growing out of the sampling operation.
4. Authorized District personnel (including contractors duly authorized by the District) bearing proper credentials and identification are entitled to enter all private properties through which the District holds a negotiated easement for the purpose of:
 - a. Inspection, observation, measurement, sampling or repair
 - b. Maintenance of any portion of the sewer system lying within the easements.
 - c. To conduct the any other authorized activity, all activity shall be conducted in full accordance with the terms of the negotiated easement pertaining to the proper property involved.
5. No person acting for the District under Subsection 1 may inquire into the processes of any industrial use are beyond that point having a direct bearing on the type and source of discharge into the sewage works.

SECTION XXI
AUTHORITY TO DISCONNECT SERVICE

1. The District may terminate water and wastewater disposal service and disconnect the user from the system when:
 - a. Acids are chemicals which may damage the sewer lines or treatment process are released into the sewer potentially causing accelerated deterioration of the structures or interfering with proper conveyance and treatment of wastewater.
 - b. The governmental agency informs the District that the effluent from the wastewater treatment plant is no longer of a quality permitted for discharged to a water course, and it is found that the user is delivering wastewater to the District system that cannot be sufficiently treated or requires treatment that is not provided by the District as a normal domestic treatment; or
 - c. The user:
 - i. Discharges wastewater at an uncontrolled, variable rate insufficient quantity to cause an imbalance in the wastewater treatment system.
 - ii. Fails to pay monthly bills for water and Sanitary sewer services when due
 - iii. Repeat the discharge of prohibit waste into public sewers into violation of section II through X as stated above.
 - iv. Fails to correct infiltration/inflow problems according to section VI of this ordinance within a reasonable time after receive notice from the District.
 - v. Discharges gray water onto property:
 - (1) Is a Violation of TCEQ 210.81-86
 - (2) Is a Violation of TCEQ 285.80-81
 - (3) Is a violation of the Health & Safety code 341.00-011 concerning gray water or Section XV of this ordinance.
2. If service is disconnected pursuant to Subsection B or C of the section the District shall:
 - a. Supply the user with the governmental agencies report and provide the customer with all pertinent information
 - b. Serve the user with a written notice of violation describing the nature of the violation and prescribing a reasonable time limit for its correction
 - c. If appropriate, require the user to report the cause of the violation in to submit a schedule for its correction
 - d. Disconnect the user if the violation remains uncorrected after the end of the specified time limit
 - e. Continue disconnection until such time as the user:
 - i. Provides pretreatment/additional pretreatment or other facilities designed to remove the objectionable characteristics from his wastes
 - ii. Corrects a specified infiltration/inflow problems.
 - iii. The pays all outstanding charges for the District services including the late payment penalties, any lawful assessed fines or damages, and all disconnection and reconnection charges

SECTION XXII
PENALTIES

1. Violation of state and Federal statutes: if any person violates any provision of this ordinance, and thereby violates the city state or Federal statute or injunction, the District may seek prosecution of the person in the appropriate city state or Federal Court, and may seek such penalties as are prescribed by the statute or injunction.
2. Injunctions: if any person violates any provision of this ordinance and the violation is not punishable in city state or Federal courts, the District may seek an injunction for specific action and or damages in the appropriate state city or Federal Court.
3. Damages: any person violating any of the provisions of this ordinance shall become liable to the District of expense, lost, or damage occasioned by the District by reason of such violation.
4. Withholding of water service: the District may withhold water service from any new user until all requirements for sewer service connections are met.

SECTION XXIII
FAILURE TO PAY

In addition to sanctions provided four by this ordinance, the District is entitled to exercise any sanctions provided for by any other city are District ordinances for failure to pay the bill for water in Sanitary sewer service when due.

SECTION XXIV
INJURY TO SEWER SYSTEM

No person shall injure, break, or remove any portion of any manhole, cleanout, or lift station, or any part of the District's Sanitary Sewer System. Any person desiring to lay or drive any pipe in any streets containing sewers, or to uncover any District Sewer, shall give at least twenty-four (24) hours notice to the Superintendent.

SECTION XXV
PENALTY FOR CRIMINAL MISCHIEF

The District may pursue all criminal and civil remedies to which it is entitled under authority of statues and ordinances against a person negligently, willfully or maliciously causing loss by tampering with or destroying public sewers or treatment facilities.

SECTION XXVI
VALIDITY

All ordinances or parts of ordinances in conflict here with are hereby repealed to the extent of such conflict. If any section are provision of this ordinance, or the application of same to any person or set of circumstances is invalidated or rendered unenforceable by a court of competent jurisdiction, such judgment shall not affected the validity of any remaining part are parts, or their application two other persons or sets of circumstances.

SECTION XXVII

EFFECTIVE DATE

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

PASSED AND APPROVED on first reading this the _____ day of _____, 2017.

Orange County Control and Improvement District No. 2
ORANGE COUNTY, TEXAS

ATTEST:

PRESIDENT, TOM WOOLLEY

SECRETARY, LINDA PREMEAUX

PASSED AND APPROVED on second reading this the _____ day of _____, 2017.

Orange County Control and Improvement District No. 2
ORANGE COUNTY, TEXAS

ATTEST:

PRESIDENT, TOM WOOLLEY

SECRETARY, LINDA PREMEAUX