

ORANGE TOWNSHIP  
COLUMBIA COUNTY, PENNSYLVANIA

ORDINANCE NO. 2007-01

**AN ORDINANCE OF ORANGE TOWNSHIP, REQUIRING ALL OWNERS OF IMPROVED PROPERTY LOCATED WITHIN THIS TOWNSHIP AND ACCESSIBLE TO AND WHOSE PRINCIPAL BUILDING IS WITHIN ONE HUNDRED FIFTY (150) FEET FROM THE PUBLIC SEWER SYSTEM SERVING PORTIONS OF THE TOWNSHIP TO CONNECT SUCH IMPROVED PROPERTY WITH AND TO USE SUCH SEWER SYSTEM; ESTABLISHING A FEE FOR CONNECTING TO THE SEWER SYSTEM; REGULATING CONNECTIONS TO THE SEWER SYSTEM; REQUIRING THE MANNER OF MAKING SUCH CONNECTIONS; AUTHORIZING THE TOWNSHIP TO MAKE CONNECTIONS AT THE COST AND EXPENSE OF ANY OWNER OF IMPROVED PROPERTY FAILING TO MAKE SUCH CONNECTION; ADOPTING CERTAIN RULES AND REGULATIONS AND PROVIDING FOR ADOPTION OF ADDITIONAL RULES AND REGULATIONS; AND PRESCRIBING PENALTIES FOR VIOLATIONS.**

The Board of Supervisors of Orange Township, Columbia County, Pennsylvania, hereby ENACTS and ORDAINS as follows:

**ARTICLE I**  
**DEFINITIONS**

**SECTION 101.** As used in this Ordinance, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

A. Building Drain. 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 five (5) feet outside the inner face of the building wall.

B. Building Sewer. The extension from the Building Drain to the Lateral of the Public Sewer System.

C. Commonwealth. The Commonwealth of Pennsylvania.

D. Community Sewer System. Any system, whether publicly or privately owned, for the collection and disposal of sewage or industrial wastes of a liquid nature, or both, including various devices for the treatment of such sewage or industrial wastes serving three or more individual lots.

E. Department. Department of Environmental Protection of the Commonwealth of Pennsylvania.

F. Designated Township Official. The official appointed by the Township to perform inspections and issue permits in relation to connections to the Public Sewer System.

G. Holding Tank. A watertight receptacle which receives and retains sewage and is designed and constructed to facilitate ultimate disposal of the sewage at another site.

Holding tanks include, but are not limited to, the following:

1. Chemical Toilet – A toilet using chemicals that discharge into a holding tank.

2. Retention Tank – A holding tank to which sewage is conveyed by a water-carrying system.

3. Privy – A holding tank designed to receive sewage where water under pressure is not available.

H. Improved Property. Any property within this Township upon which there is erected a structure intended for continuous or periodic habitation, occupancy or use by human beings or animals and from which structure sewage shall be or may be discharged.

I. Lateral. A portion of the Public Sewer System extending from a Public Sewer Line to the curb line or, if there is no curb line, to the property line which is provided for connection of a Building Sewer.

J. Lot. A part of a Subdivision or a parcel of land used as a building site or intended to be used for building purposes, whether immediate or future, which would not be further subdivided. Whenever a lot is used for a multiple family dwelling or for commercial or industrial purposes, the lot shall be deemed to have been subdivided into an equivalent number of single-family residential lots as determined by estimated sewage flows.

K. Owner. Any Person vested with ownership, legal or equitable, sole or partial, of any Improved Property.

L. Person. Any natural person, partnership, association, or corporation. Whenever used in any clause prescribing and imposing a penalty, or imposing a fine or imprisonment, or both, the term "Person" shall include the members of an association and the officers of a corporation.

M. Public Sewer System. The sewer system, including all collection, transmission, treatment and disposal facilities, installed, owned, operated, or maintained by the Township.

N. Public Sewer Line. A main sewage collection and conveyance line forming a part of the Public Sewer System.

O. Sewage. Any substance that contains any of the waste products or excrementitious discharge from the bodies of human beings or animals, and any noxious or deleterious substances being harmful or inimical to the public health, or to animal or aquatic life, or to the use of water for domestic water supply or for recreation, including domestic wastewater.

P. Sewage Treatment Plant. The sewage treatment facilities owned, operated, and maintained by the Township and by the Borough of Orangeville which are part of, or used in conjunction with, the Public Sewer System.

Q. Street. Any street, road, lane, court, cul-de-sac, alley, public way or public square.

R. Subdivision. Division of a single tract or other parcel of land or a part thereof into two or more lots, and including changes in street lines or lot lines.

S. Township. Orange Township, Columbia County, Pennsylvania, a political subdivision of the Commonwealth, acting by and through its Board of Supervisors or, in appropriate cases, its authorized representatives.

T. Treatment Tank. A water-tight tank designed to retain sewage long enough for satisfactory bacterial decomposition of the solids to take place. The term includes the following:

1. Septic Tank – A treatment tank that provides for anaerobic decomposition of sewage prior to its discharge to an absorption area;

2. Aerobic Sewage Treatment Tank – A mechanically aerated treatment tank that provides aerobic biochemical stabilization of sewage prior to its discharge to an absorption area.

**ARTICLE II**  
**REQUIRED CONNECTIONS TO PUBLIC SEWAGE SYSTEM**

**SECTION 201.** Requirement to Connect to Public Sewer. The Owner of any Improved Property accessible to, and whose principal building is within 150 feet from, any Public Sewer Line shall connect such Improved Property to, and shall use, the Public Sewer System in accordance with the provisions of this Ordinance within 60 days after notice to such Owner to make such connection issued by this Township for the purpose of collecting and discharging all sewage from such Improved Property.

**SECTION 202.** Township May Make Connections and Collect Costs. If the owner of any Improved Property, after 60 days' notice from the Township to make connection of such Improved Property to the Public Sewer System, shall fail to make such connection, the Township may make the connection and collect the costs thereof in the manner provided by law.

**SECTION 203.** Use of Holding Tanks and Treatment Tanks Prohibited. No Holding Tank or Treatment Tank shall be used or maintained at any time upon any

Improved Property required to be connected to the Public Sewer System pursuant to Section 201.

Every such Holding Tank or Treatment Tank shall be abandoned and, at the discretion of the Township, shall be cleansed and filled or removed at the expense of the Owner of such Improved Property. Any such Holding Tank or Treatment Tank not so abandoned and not cleansed and filled or removed, shall constitute a nuisance which may be abated, as provided by law, at the expense of the Owner of such Improved Property.

**SECTION 204.** Owners Required to Connect Upon Expansion of System. From time to time in the future, as public sewage service becomes available to any additional Improved Property within the Township by reason of additions to the Public Sewer System or improvements on abutting properties, each and every owner of such Improved Property shall be required to make the necessary connection to the abutting or adjoining sewer lines.

**SECTION 205.** Access to Premises by Agents. The Township or its authorized agents shall have access at all reasonable hours of the day to all parts of the premises to which sewage service is supplied to make necessary inspections.

**ARTICLE III**  
**RULES AND STANDARDS GOVERNING CONNECTIONS**  
**TO PUBLIC SEWER SYSTEM**

**SECTION 301.** Permit Required to Open or Disturb Sewer. No Person shall uncover, make any connection with or opening into, use, alter or disturb any part of the

Public Sewer System or appurtenance thereto without first obtaining a permit from the Designated Township Official.

**SECTION 302. Permit Application and Fee.** In order to obtain the required connection permit, each Owner of Improved Property shall make a written application for same to the Designated Township Official in the manner prescribed by the Township and shall pay a permit fee established pursuant to Resolution of the Board of Supervisors of the Township.

**SECTION 303. Connection Fee.** A connection fee of One Thousand Dollars (\$1,000.00) per equivalent dwelling unit (EDU), or such other amount as may be established from time to time by Resolution of the Board of Supervisors, shall be charged for connection to the Public Sewer System. Such fee shall be due and payable to the Township within sixty (60) days after issuance by the Township of a notice to connect to the Public Sewer System.

**SECTION 304. Conditions Required for Connection.** No Person shall make, or cause to be made a connection of any Improved Property with the Public Sewer System until such Person shall have fulfilled each of the following conditions:

A. Such Person shall have obtained a connection permit as required by Section 301 and paid the connection fee as required by Section 303;

B. Such Person shall have given the Designated Township Official at least 24 hours' notice of the time when such connection will be made in order that the Designated

Township Official may supervise and inspect the work of connection and necessary testing;

C. Such Person shall have furnished satisfactory evidence to the Designated Township Official that the connection fee charged and imposed by the Township against the Owner of such Improved Property for connection to the Public Sewer System has been paid.

**SECTION 305. Owner Responsible for Connection Costs.** 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 Township from any loss or damage that may directly or indirectly be occasioned by the installation of the Building Sewer.

**SECTION 306. Separate Connections Required.** A separate and independent Building Sewer shall be provided for every building, unless otherwise authorized in writing by the Designated Township Official.

**SECTION 307. Status of Existing Building Sewers.** An existing Building Sewer may be used in making the connection with the Public Sewer System, provided that it meets the requirements of this Ordinance and any supplemental rules and regulations adopted pursuant hereto, and is authorized in writing by the Designated Township Official.

**SECTION 308. Material and Specifications for Sewer Pipes.** The Building Sewer shall be ABS plastic or PVC ,plastic pipe, ASTM specifications or equal; ductile iron soil pipe, ASTM specifications or equal; vitrified clay sewer pipe, ASTM specifica-



tions or equal; or other suitable material approved by the Designated Township Official and laid on a suitable base in a suitable manner.

**SECTION 309. Size and Slope of Building Sewer.** The size and slope of the Building Sewer shall be subject to the approval of the Designated Township Official.

**SECTION 310. Placement, Grade and Depth of Building Sewer.** No Building Sewer shall be laid parallel to, and within three (3) feet of, any bearing wall, which might thereby be weakened. The Building Sewer shall be laid at sufficient depth to afford protection from frost. The Building Sewer shall be laid at uniform grade and in straight alignment insofar as possible, with necessary changes in direction being made only with properly curved pipe and fittings.

**SECTION 311. Discharge by Artificial Means When Gravity Flow Insufficient.** In any building in which the Building Drain is too low to permit gravity flow to the Public Sewer System, sewage carried by such Building Drain shall be lifted by approved artificial means and discharged to the Building Sewer.

**SECTION 312. Joints and Connections.** All joints and connections shall be made gastight and watertight. All joints in plastic pipes shall be made in strict accordance with the installation standards of the respective material manufacturer. Joints may be made by solvent welding or elastomeric process only. All solvent cements shall conform to the respective ASTM standards for the material being used. Proper adapters shall be used when joining plastics to dissimilar materials.

Ductile iron pipe joints shall be made in accordance with ASTM standards. No paint, varnish, or other coatings shall be permitted on the jointing material until after the joint has been tested and approved.

Other jointing materials and methods may be used only after approval by the Designated Township Official.

**SECTION 313. Excavations for Building Sewer.** All excavations required for the installation of a Building Sewer shall be open trench work unless otherwise approved by the Designated Township Official. Pipe laying and backfill shall be performed in accordance with ASTM specifications except that no backfill shall be placed until the work has been inspected and approved by the Designated Township Official.

**SECTION 314. Safety and Warning Facilities.** All excavations for Building Sewer installation and connection shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, roads, and other public property, if any, disturbed in the course of the work shall be restored in a manner satisfactory to the Township.

**SECTION 315. Unsatisfactory Conditions.** If the Owner of any Improved Property shall fail or refuse, upon receipt of a written notice from the Township, to remedy any unsatisfactory condition with respect to a Building Sewer within sixty (60) days of receipt of such notice, the Township may refuse to permit the discharge of any Sewage from the Improved Property into the Public Sewer System until such unsatisfactory condition shall have been remedied to the satisfaction of the Township.

**SECTION 316. Supplemental Rules and Regulations.** The Township reserves the right to adopt, from time to time, additional rules and regulations as shall be deemed necessary and proper relating to connections with the Public Sewer System, which additional rules and regulations, to the extent appropriate, shall be construed as part of this Ordinance.

**ARTICLE IV**  
**ENFORCEMENT**

**SECTION 401.** Any Person who shall violate any provision of this Ordinance shall, upon summary conviction thereof, be sentenced to pay a fine of not more than One Thousand Dollars (\$1,000.00), together with costs of prosecution in each case, and, in default of payment, to imprisonment not to exceed thirty (30) days. Each day that a violation of this Ordinance continues shall constitute a separate offense and shall be punishable accordingly.

**SECTION 402.** Fines and costs imposed under the provisions of this Ordinance shall be enforceable and recoverable in the manner provided by applicable law.

**ARTICLE V**  
**GENERAL**

**SECTION 501. Declaration of Purpose.** It is hereby declared that enactment of this Ordinance is necessary for the production, benefit and preservation of the health, safety and welfare of the inhabitants of the Township.

**SECTION 502. Severability.** If any sentence, clause, section, or part of this Ordinance is, for any reason, found to be unconstitutional, illegal or invalid, such

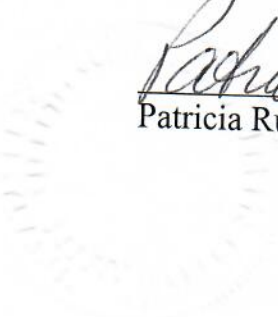
unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Board of Supervisors of Orange Township that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section or part thereof not been included herein.

**SECTION 503. Repealer.** Any ordinances or parts of ordinances which are inconsistent herewith are hereby repealed, to the extent of such inconsistency.

**SECTION 504. Effective Date.** This Ordinance shall become effective as provided by law.

ENACTED this 3<sup>rd</sup> day of MAY, 2007.

ATTEST:

  
Patricia Russo  
Patricia Russo, Secretary

ORANGE TOWNSHIP

Stephen Kistler  
Stephen Kistler, Chairman  
Board of Supervisors