

AN ORDINANCE AMENDING ORDINANCE NO. 2011-14, 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 ROCKPORT'S WASTEWATER SYSTEM AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF

WHEREAS, the City of Rockport, which owns/operates the Rockport Wastewater Collection System comprised of combined and sanitary sewers, is in the process of separating combined sewers; and

WHEREAS, in order to facilitate its activities concerning its long-term control plan, Rockport desires to eliminate sources of stormwater entering the sanitary sewer system; and

WHEREAS, users of the City's sanitary treatment facilities should be required to disconnect sources of stormwater that enter Rockport's sanitary sewer system, all in accordance with the Clean Water Act and Rockport's long-term control plan.

BE IT ORDAINED and entered by the Common Council of the City of Rockport, State of Indiana that Ordinance No. 2011-14, 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 Rockport's Wastewater System And Providing Penalties For Violations Thereof, is hereby amended and supplemented by adding the following provision to Article II. Sewer Connection Regulations, Section 2.07 A as follows:

2.07A Disconnection of Downspouts, Drains, and the Like

All users of the City of Rockport wastewater treatment facilities who have roof downspouts, sump pumps, footing drains, area drains, driveways, parking lots, or other sources of surface, runoff, or groundwater connected to the City of Rockport sewerage system shall disconnect such connections, whether connected directly or indirectly to the sewerage system, and shall discontinue all discharge of surface, runoff, or groundwater into the City's sewerage system. All open pipes/cleanouts must be sealed with a water tight secure connections. In the event of failure to comply with the requirements of this Section 2.07A, the City of Rockport may cause the disconnection of sources of surface, runoff, or groundwater being discharged into the City of Rockport wastewater system, and securing water tight connections, and the cost of such disconnection and sealing shall be assessed against the owner and/or user and may be recorded as a lien against the real estate.

NOTWITHSTANDING ANY OTHER SECTION, ANY PERSON WHO VIOLATES THIS SECTION 2.07A AND, UPON JUDGMENT THEREOF AS A CLASS C MISDEMEANOR, MAY BE ASSESSED AN AMOUNT NOT TO EXCEED FIVE HUNDRED DOLLARS (\$500.00). EACH DAY'S VIOLATION SHALL CONSTITUTE A SEPARATE OFFENSE.

Nothing in this provision shall restrict any right which may be provided by statute or common law to the City of Rockport to bring actions, at law or at equity, including mandate and/or injunctive relief.

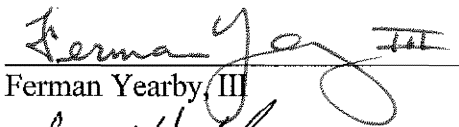
The City of Rockport shall issue notices to users which notices shall direct compliance with this Section 2.07A within sixty (60) days of the date of the notice. All disconnections shall be done under the supervision and direction of a representative of the City who shall be designated by the Mayor in the Mayor's discretion. The responsibility of the user or owner for disconnection shall include, at the user or owner's expense, the proper sealing and closure of the discharge line connected to the City's sewerage system. The user shall notify the City when a disconnection is ready to be performed.

This ordinance shall be in full force and effect from after its passage, approval, and due publication according to law.

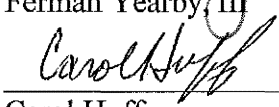
Adopted this 5th day of May, 2014.

COMMON COUNCIL OF THE
CITY OF ROCKPORT, INDIANA

Chris Brown



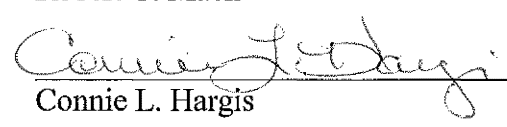
Ferman Yearby III



Carol Huff




Robert C. Mack




Connie L. Hargis

ATTEST:



Susie Roberts,
Clerk-Treasurer


Harold Goffinet, Mayor