

CITY OF SEA ISLE CITY  
NEW JERSEY

ORDINANCE NO. 1376 (2005)

AN ORDINANCE TO AMEND THE REVISED  
GENERAL ORDINANCES OF SEA ISLE CITY  
TO PROHIBIT ILLICIT CONNECTIONS TO  
THE MUNICIPAL STORM SEWER SYSTEM

WHEREAS, the City of Sea Isle City is desirous of amending the Revised General Ordinances of Sea Isle City Chapter 16 entitled "Sewer and Water"; and

WHEREAS, the City of Sea Isle City is desirous of prohibiting illicit connections to the municipal separate storm sewer system(s) operated by the City of Sea Isle City; and

WHEREAS, the City of Sea Isle City is desirous of protecting the public health, safety, and welfare;

NOW, THEREFORE BE IT ORDAINED by the Board of Commissioners of the City of Sea Isle City, County of Cape May, and State of New Jersey as follows:

**SECTION I.** Chapter 16, Section 9 entitled "Illicit Connections" shall be added to the Revised General Ordinances of Sea Isle City and shall read as follows:

**16-9.1. Definitions.** As used in this section:

*Domestic sewage* shall mean waste and wastewater from humans or household operations.

*Illicit connection* shall mean any physical or non-physical connection that discharges domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater) to the municipal separate storm sewer system operated by the City of Sea Isle City, unless that discharge is authorized under a NJPDES permit other than the Tier A Municipal Stormwater General Permit (NJPDES Permit Number NJ0141852). Non-physical connections may include, but are not limited to, leaks, flows, or overflows into the municipal separate storm sewer system.

*Industrial waste* shall mean non-domestic waste, including, but not limited to, those pollutants regulated under Section 307(a), (b), or (c) of the Federal Clean Water Act (33 U.S.C. § 1317(a), (b), or (c)).

*Municipal separate storm sewer system (MS4)* shall mean a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the City of Sea Isle City or other public body, and is designed and used for collecting and conveying stormwater. MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.

*NJPDES permit* shall mean a permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A.

*Non-contact cooling water* shall mean water used to reduce temperature for the purpose of cooling. Such waters do not come into direct contact with any raw material, intermediate product (other than heat) or finished product. Non-contact cooling water

may however contain algaecides, or biocides to control fouling of equipment such as heat exchangers, and/or corrosion inhibitors.

*Person* shall mean any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

*Process wastewater* shall mean any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct, or waste product. Process wastewater includes, but is not limited to, leachate and cooling water other than non-contact cooling water.

*Stormwater* shall mean water resulting from precipitation (including rain and snow) that run off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

**16-9.2. Prohibited Conduct.** No person shall discharge or cause to be discharged through an illicit connection to the municipal separate storm sewer system operated by the City of Sea Isle City any domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater).

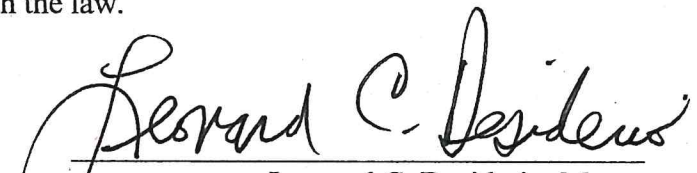
**16-9.3. Enforcement.** This ordinance shall be enforced by the Police Department and/or other municipal officials of the City of Sea Isle City.

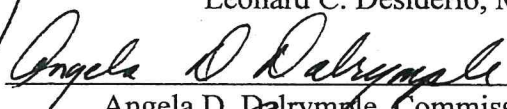
**16-9.4. Violations and Penalties.** Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine for each offense of not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00).

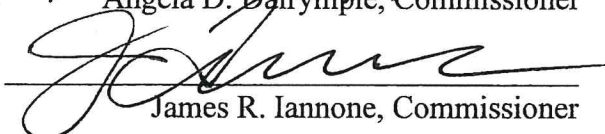
**SECTION II.**        Severability. If for any reason any section of this Ordinance shall be declared illegal by any Court of competent jurisdiction, the remaining section of the Ordinance shall remain in full force and effect notwithstanding.

**SECTION III.**        Repealer. Any Ordinance or provision thereof inconsistent with this Ordinance is hereby repealed to the extent of such inconsistency.

**SECTION IV.**        Publication. This Ordinance shall take effect immediately upon the adoption and publication in accordance with the law.

  
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Leonard C. Desiderio, Mayor

  
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Angela D. Dalrymple, Commissioner

  
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James R. Iannone, Commissioner

The above ordinance was duly passed by the Board of Commissioners of the City of Sea Isle City, New Jersey, on first reading at the regular meeting of said Board held on the 19<sup>th</sup> day of July, 2005, and was taken up for second reading, public hearing, final passage and was adopted at the regular meeting of said Board held on the 9<sup>th</sup> day of August, 2005, in the Commissioners Room, Public Safety Building, 233 John F. Kennedy Boulevard, Sea Isle City, New Jersey at 10:00 A.M.

  
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Municipal Clerk