

ARTICLE I

GENERAL PROVISIONS

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## ARTICLE I

### GENERAL PROVISIONS

#### 1.1 Purpose

These Regulations set forth uniform regulations for the construction, maintenance, protection, operation and use of wastewater works and waterworks owned by the Board of Clermont County Commissioners and operated by the Clermont County Sewer District under the direction of the Clermont County Director of Utilities. Compliance with these regulations is necessary to enable the District to operate the County-owned wastewater works and waterworks in conformance with the requirements of applicable state and federal laws such as the Clean Water Act (33 USC §1251), the Construction Grants Program Regulations (40 CFR Part 35), the Industrial Waste Pretreatment Program Regulations (40 CFR Part 403) and Chapter 6111 (Water Pollution Control) and Chapter 6117 (Sewer Districts) of the Ohio Revised Code.

The Clermont County Sewer District was established in 1950 and reestablished in 1977 pursuant to the provisions of Ohio law. The District operates both water supply and sewer service utilities for the benefit of residents of Clermont County.

These Regulations were first adopted in 1954 and, through periodic amendments, have been maintained in effect since that time. These amended Regulations are adopted by the Board of Clermont County Commissioners by Resolution No. \_\_\_\_\_-\_\_\_\_\_, dated \_\_\_\_\_, 2006 and recorded in the Commissioners' Journal No. \_\_\_\_\_, Page \_\_\_\_, and shall supersede all previous actions by the Board with respect to the content of these Regulations.

#### 1.2 Statutory Authority

Chapter 6117 of the Ohio Revised Code provides the statutory authority for the establishment and continued operation of a sewer district by a Board of County Commissioners, permitting the Board to hire a sanitary engineer and make rules pertaining to the use of District sewers and operation of the sewer district. Other provisions pertaining to rule making and the authority of Boards of County Commissioners in relation to water, wastewater and industrial wastewater discharges are contained in Ohio Revised Code Sections 6103.02 (local authority-water); 6111.05 (environmental

protection-right of entry); 6111.99 (penalties); 6117.01 and -.04 (local authority-wastewater); 6117.99 (penalties).

### **1.3 Authority of the Director of Utilities**

The Board of County Commissioners hereby authorizes the Director of Utilities to administer these Regulations. The Director of Utilities is directed to use his best professional judgment in resolving questions which may arise as the result of interpretation of the Regulations. In addition, the Director of Utilities may, as necessity or emergency dictates and upon consultation with the Board of County Commissioners, waive or suspend any provision herein.

### **1.4 Equitability and Uniformity**

The principal purpose of these Regulations is to establish clearly the basic rules pertaining to the construction, maintenance, operation, protection and use of the District's publicly-owned wastewater treatment works (hereinafter "POTW"), waterworks and the application of appropriate fees for their use. These Regulations shall be uniformly applicable throughout the District to protect the District's physical facilities from misuse and harm and equitably to distribute the costs of construction, operation, maintenance, and administration of these facilities to all persons benefiting from their use.

### **1.5 Establishment of Requirements and Limitations Pertaining to Discharges into District-Owned Wastewater Works**

These Regulations incorporate provisions limiting the nature and amounts of materials that may be discharged into the District wastewater works to protect the physical integrity of District-owned facilities; protect the health, safety, and welfare of the public and the environment; maintain optimum wastewater treatment process performance and efficiency; prevent the introduction of pollutants into District facilities which are incompatible with the wastewater treatment processes, or pass through them to the detriment of the environment; and, maximize opportunities to recycle or re-use wastewater treatment process sludge.

## **1.6 Establishment of User Classes**

The following classifications of users of the utilities regulated by these provisions are hereby established:

- Single family residential (one or two units, including mobile homes)
- multi-family (three or more units)
- commercial
- food service
- industrial
- institutional
- recreational
- public water supplier

## **1.7 Establishment of User Fees and Charges**

The following classifications of user charges are hereby established to include but are not limited to:

- permit and inspection fees
- application fees
- system capacity charges
- service fees and charges, including minimum charges
- rate adjustment charges
- surcharges
- laboratory analysis charges

Detailed information regarding rates and charges is found in Article VI of these Regulations.

## **1.8 Establishment of Construction Standards**

The Board of County Commissioners, in adopting these Regulations, hereby authorizes the Sanitary Engineer or Director of Utilities to develop, adopt and publish standard drawings and specifications related to the construction, maintenance, repair, and operation of District facilities. These standard drawings and specifications will be provided as Appendices to these Regulations and may be amended by the Sanitary Engineer or Director of Utilities from time to time.

The standard drawings and specifications are contained in this document and shall be available for purchase or inspection at the Sanitary Engineer's Office. Such standards shall be adhered to by all persons constructing facilities, including service laterals, to

the point of jurisdiction of the appropriate plumbing inspection authority.

### **1.9 Priority of Regulations**

In addition to requirements imposed by these Regulations, some industries discharging into District sewers are subject to pretreatment regulations promulgated by the United States Environmental Protection Agency (hereinafter "USEPA") (40 CFR Part 403). Where inconsistencies between requirements imposed by county versus federal regulations exist, an industrial discharger shall meet whichever regulation is more stringent. In addition, as federal or county regulations are revised, dischargers subject to them shall comply with the applicable revised provisions.

### **1.10 Information Disclosure Requirements**

The Director of Utilities shall be responsible for collecting information concerning the nature of wastewater discharges into the District wastewater works. Users of District services shall comply fully with all applicable local, state, and federal laws concerning the discharge of wastewater to sewers and shall cooperate with District operations by providing timely and responsive answers to requests for information concerning the nature of their wastewater discharges. The Director of Utilities may develop appropriate forms and/or applications to facilitate the collection of pertinent information concerning wastewater discharges.

Any user shall promptly notify the Director of Utilities in advance of any substantial change in the volume or character of pollutants in the user's discharge, and shall comply with any applicable pretreatment requirements.