

TOWNSHIP OF DEERFIELD
CUMBERLAND COUNTY, NEW JERSEY
PROPOSED ORDINANCE

AN ORDINANCE REGARDING
ILLCIT CONNECTION
NO. 2024-3

WHEREAS, the Township of Deerfield to comply with implementation of the final Tier A Municipal Stormwater General Permit (effective January, 2023), the permit contains general conditions municipalities are required to comply with the; and

WHEREAS, part of the conditions include adopting community wide ordinances;

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Deerfield, County of Cumberland and State of New Jersey (not less than two-thirds of all members of the governing body thereof affirmatively concurring) as follows:

SECTION 1. PURPOSE

An Ordinance to prohibit illicit connections to the municipal separate storm sewer systems(s) operated by the Township of Deerfield so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

SECTION 2. DEFINITIONS

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory. The definitions below are the same as or based on corresponding definitions in the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A-1.2.

- a. Domestic sewage – waste and wastewater from humans or household operations.
- b. Illicit Connection – 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 Township of Deerfield, 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.
- c. Industrial Waste – 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. Subsection 1317(a), (b) or (c)).
- d. Municipal Separate Storm Sewer System (MS4) – 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 Deerfield Township or other public body, and is designed and used for collecting and conveying stormwater.
- e. NJPDES Permit – 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

- f. Non-contact Cooling Water - 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.
- g. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- h. Process Wastewater – 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, by product, or waste product. Process wastewater includes, but is not limited to, leachate and cooling water other than non-contact cooling water.
- i. Stormwater – water resulting from precipitation (including rain and snow) that runs 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.

SECTION 3. 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 Township of Deerfield any domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater).

SECTION 4. ENFORCEMENT

This Ordinance shall be enforced by the New Jersey State Police and/or Deerfield Township Code Enforcement Officer.

SECTION 5. PENALTIES

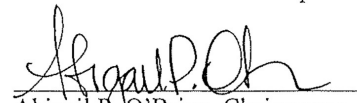
Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$500.

SECTION 6. SEVERABILITY

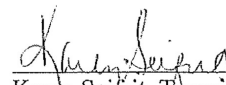
Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause, and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION 7. EFFECTIVE DATE.

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.


Abigail R. O'Brien, Chairperson
Township of Deerfield

ATTEST:


Karen Seifrit, Township Clerk
Township of Deerfield

First Reading: April 3, 2024

Publication: April 9, 2024

Adoption: April 17, 2024

Publication of Final Adoption April 23, 2024

NOTICE

The foregoing proposed Ordinance was introduced at a regular meeting of the Township Committee of the Township of Deerfield, County of Cumberland and State of New Jersey, held on April 3, 2024 and will be considered for final reading and adoption by said governing body at a regular meeting to be held on Wednesday, April 17, 2024 at 7:00 p.m., prevailing time, in the Township of Deerfield Municipal Building, 736 Landis Avenue, Rosenhayn, New Jersey, at which time and place any person desiring to be heard upon the same will be given an opportunity to be so heard.