

ORDINANCE NO. 28

AN ORDINANCE AUTHORIZING THE CONSTRUCTION OF A SANITARY SEWER ALONG THE LOWER MONROEVILLE ROAD, FROM OHIO STREET SOUTHWARDLY TO THE BOROUGH'S BOUNDARY LINE; DIRECTING THE CONNECTION OF THE SAME WITH THE SANITARY SEWER BELONGING TO THE BOROUGH OF TURTLE CREEK, KNOWN AS THE LYNN AVENUE SEWER; AUTHORIZING THE APPLICATION FOR PERMIT FOR SUCH CONSTRUCTION TO THE PENNSYLVANIA SANITARY WATER BOARD; AUTHORIZING THE ADVERTISING FOR BIDS; PROVIDING FOR THE PAYMENT OF THE COST THEREOF; REGULATING THE USE OF THE SEWER; REGULATING THE GRANTING OF PERMITS FOR USE AND THE MAKING OF CONNECTIONS WITH SAID SEWER; PROVIDING FOR INSPECTION; AND PROVIDING FOR PENALTIES FOR VIOLATION OF THIS ORDINANCE.

The Council of the Borough of Monroeville does hereby ordain and enact the following Ordinance.

SECTION 1. Authority is hereby granted for the construction and building of a sanitary sewer in said Borough, along the Lower Monroeville Road from the intersection of the center line of Ohio Street, extending southwardly a distance of approximately One Thousand Three Hundred Twenty-five (1,325) feet to the said Borough's boundary line. The said sanitary sewer shall be constructed and built in such a manner, location, position and grade, along said Road, in accordance with the terms and conditions of this Ordinance and such rules and regulations as may be prepared by the Borough Engineer and approved by Borough Council.

SECTION 2. The said sanitary sewer shall be constructed and built so as to be connected and joined, in a proper manner, to and with the sanitary sewer belonging to the Borough of Turtle Creek, which is known as the Lynn Avenue sewer, at the end thereof, at the said Borough boundary line, in accordance with the Agreement dated October 26, 1953, between the Borough of Monroeville and the Borough of Turtle Creek, and as authorized by virtue of Borough of Monroeville Ordinance No. 26, duly adopted on October 26, 1953 and Borough of Turtle Creek Ordinance No. , duly adopted on October 26, 1953.

SECTION 3. That application shall be made to the Pennsylvania Sanitary Water Board for a permit of authority to construct and build said sanitary sewer and to connect the same to and with the sanitary sewer belonging to the Borough of Turtle Creek and for the conveying and discharging of sanitary sewage thru said sewer, and compliance shall be made with the rules and regulations of the Sanitary Water Board

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and the requirements of the Act of 1937 P.L. 1987, prior to the construction of said sanitary sewer.

SECTION 4. The Borough Engineer is authorized and directed to prepare and plan and proper specifications, to be approved by Borough Council, for the materials necessary and for the construction of said sanitary sewer, and the Borough Secretary is authorized and directed to advertise for sealed bids for the construction of said sanitary sewer, in accordance with said plan and specifications.

SECTION 5. The cost of the construction of said sanitary sewer shall be paid for by the Borough of Monroeville. However, any properties, dwellings or buildings, abutting or otherwise, which shall be accommodated or benefited, by reason of obtaining a permit to connect a lateral or branch sanitary sewer thereto, shall be assessed and pay to the Borough Secretary, for the Borough of Monroeville, such sum as shall be determined and fixed by Borough Council. That the said fee fixed for sewer connection shall be in addition to the license fees hereinafter set forth to be paid for a permit and the inspection service.

SECTION 6. That the use of said sanitary sewer shall be only for drainage and disposal of sewage or pollution, as those terms are defined by the Act of 1937 P.L. 1987, known as the "pure streams act", under the terms and provisions of this Ordinance and such rules and regulations, concerning sanitary sewage, as may be promulgated by Borough Council.

SECTION 7. No person, firm or corporation shall connect into or which the said sanitary sewer, except under the provisions of this Ordinance and the sanitary sewer specifications, established for the Borough, as prepared by the Borough Engineer and approved by Borough Council.

SECTION 8. No person, firm or corporation shall injure, break or remove any portion of any manhole, lamphole, flush tank, sewer pipe or any part of the said sanitary sewer, except as the same is permitted under the terms of this Ordinance or by the approval and authorization of Borough Council.

SECTION 9. Any person, firm or corporation desiring to make connection or connections with the said sanitary sewer shall make application upon the forms provided for that purpose. Upon receipt of such application, the Borough Secretary, Sewer Inspector or other official designated by Borough Council, shall first ascertain whether or not the application and the proposed connection complies with the terms of this Ordinance and the sanitary sewer specifications established for the Borough. If such application and proposed connection does comply with this Ordinance and the sanitary sewer specifications, then, upon the payment of the permit fee and inspection fee, hereinafter set forth, a permit shall be issued for the connection or tapping into the said sanitary sewer. If the said application does not so comply, it shall be rejected.

SECTION 10. At the time of making the said application, there shall be paid to the Borough Secretary, for the Borough, the sum of One (\$1.00) Dollar for the permit and Five (\$5.00) Dollars for the Inspection of said sewer connection. Separate applications shall be made for each proposed connection and each application shall be subject to and accompanied by the aforesaid fees. However, in new plan, lot developments, where multiple lateral branch sewers are being constructed, with multiple connections to such lateral branch sewers, which ultimately are joined and connected to the trunk sanitary sewer, Borough Council is authorized, upon consideration of a special application in such instance made to the Council, may direct the issuance of a blanket permit and at the same time fix the gross permit fee and the gross inspection fee thereunder. In event that it is necessary that any street, road, highway or alley in the Borough, need be opened in order to permit the sewer connection to be made, then the said applicant shall also make application and deposit the necessary fee and bond required for such street opening and comply in other respects as is required by the street opening Ordinance and regulations of the said Borough.

SECTION 11. The Sewer Inspector or such other officer as the Borough Council may designate, shall have the power and authority to stop and prevent the discharg-

ing of substances into the said sanitary sewer or drain, through which substances are discharged which may or are liable to injure the sewer or obstruct the flow of sewage.

SECTION 12. The Borough Engineer shall establish such rules and regulations in reference to the construction of house connections, not inconsistent with the terms of this Ordinance, as in his judgment may be proper and necessary, and the same shall be effective upon approval thereof by the Borough Council.

SECTION 13. Every person, firm or corporation who shall use the said sanitary sewer for purposes not specified herein or who shall injure, break or remove any part of any catch basin, manhole, cover, or any part of said sewer or appurtenances, or who shall obstruct in any manner, any inlet to the sewer, or who shall place in said sewer any substances, rain water or surface water, or who shall cause any substances, rain water or surface water to be drained into said sewer, or shall violate any of the other provisions or terms of this ordinance, shall upon conviction thereof, in summary proceedings, before the Burgess or any Justice of the Peace of the said Borough, be fined a sum not to exceed one hundred (\$100.00) Dollars, together with costs, and upon default of the payment of said fine and costs, may be committed to imprisonment in the Allegheny County Jail for a period of not exceeding thirty (30) days. Each day that such a violation is permitted to exist and continue, shall constitute and separate and individual offense, punishable as aforesaid.

SECTION 14. All ordinances or parts of Ordinances which are conflicting with the provisions of this Ordinance are hereby repealed to the extent that they are in conflict with this Ordinance.

ORDAINED AND ENACTED this 7th day of December, 1953.

ATTEST: BOROUGH OF MONROEVILLE
(Signed) Edyth J. Amalong By (Signed) Wm. J. Caughey
Borough Secretary President of Council

EXAMINED AND APPROVED by me this 7th day of December, 1953.

(Signed) Samuel Jenkins
Burgess