

## **Summary of Utility Ordinance Amendments**

### **Water Service Taps**

13.10.100 Allows for contractors to make service taps under the supervision of City inspectors.

### **Obstruction of Fire Hydrants**

13.10.420 Clarifies existing language to prohibit any obstruction including fencing and landscaping within 36" radius of the hydrant.

### **Rendering of Bills**

13. 10.490 Clarifies that bills are rendered monthly not bimonthly. Clearly states that estimated bills are permitted when reading is prevented by inclement weather or meter failure or defect. Initial and final bills will have a prorated base charge.

### **Industrial Pretreatment**

13.05.050 (d) (1) - Allow for suspension of surcharge increase when an industry needs to bypass their pretreatment facility for maintenance or equipment failure if bypass is less than seven days.

Have added new definitions or substantially revised definitions for the following:

- Act, Clean Water Act,
- Administrative Order,
- Authorized or duly authorized representative of the user,
- Biochemical oxygen demand (BOD),
- Categorical Pretreatment Standards or Categorical Standard,
- Consent Order (CO),
- FOG,
- Industrial wastes,
- Local Limit,
- Paint Filter test,
- Pretreatment Requirements,
- Pretreatment standard,
- Prohibited Discharge Standards or Prohibited Standards,

- Publicly owned treatment works (POTW),
- Show Cause Order, Silver associated process,
- Slug Discharge and Slug Load,
- Standard industrial classification or SIC and
- Total suspended solids.

Have removed definitions for the following:

- National Categorical Pretreatment Standard,
- National Prohibitive Discharge Standard and
- Superintendent.

13.15.100 (c) Allows Utility Director to take action on noncompliant users including the use of an enforcement response plan.

13.15.120 and 13.20.140 - Clarified that the Utilities Director may pursue multiple enforcement measures for example—administrative orders, administrative monetary penalties, injunctive relief. Also gives the ability to publish in the newspaper a list of users in significant non-compliance.

13.20.282 Revised Unlawful waste discharges in sanitary sewer to include Interference or Pass Through of the POTW. (*Interference is a discharge that interferes with the operation of our POTW or causes non-compliance with our NPDES Permit. Pass Through is discharge that passes through our POTW and causes violation of our NPDES permit*). Revised pH limits allowed for discharge. Also Utility Director may adopt an Enforcement Response Plan.

13.20.300 – Limitations, allows Utility Director to implement local limits on pollutants that could cause interference or pass through and develop BMPs in individual wastewater discharge permits. Redefined temperature limitations at the treatment plant.

13.20.370 - Dilution of discharges, redefined to include mass limitations.

13.20.410 - Wastewater discharge permit, redefined the requirements of a discharge permit.

13.20.445 – Clarifies that any Appeals shall be in accordance with the uniform Appeals Procedure set forth in 2.145 TMC

13.20.450 - Wastewater discharge permits contents were amended to more closely mirror the current NPDES Permits.

13.20.475 - Wastewater discharge permit; Director now has the authority to revoke a permit.

13.20.520 - Reporting requirements of discharge permits were amended to include that reports need to be signed by the authorized representative. The Monitoring and Sampling Requirements were revised to track with the EPA's model ordinance language.

13.20.525 - Certification of Permit Applications and User Reports was added.

13.20.530 - Notice of hazardous waste discharge was amended to read the same as the language in 40 CFR Part 261.

13.20.540 – Significant noncompliance was amended to exclude the technical review criteria definition for pH and include the use of the Enforcement Response plan when needed.

13.20.545 – Upset was added for pretreatment plants. (*Upset is a temporary noncompliance caused by factors beyond control of user—ie loss of power to a facility*)

13.20.550 – Recordkeeping was strengthened by using EPA's model ordinance language including a three year retention period as well as the ability to inspect and copy records.

13.20.570 - Liquid waste hauler discharge permit application was amended to include the word hauler.

13.20.580, 13.20.590, 13.20.600 and 13.20.660 Liquid waste hauler and regulations were amended to include the words hauler or hauled liquid.