

ORDINANCE NO. 1-2024

TOWNSHIP OF CUMBERLAND  
GREENE COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE TOWNSHIP OF CUMBERLAND, SUPPLEMENTING ORDINANCE NOS. 2-1975 AND 2-2018 TO REQUIRE EACH OWNER OF PROPERTY ACCESSIBLE TO A SANITARY SEWER IN THE DISTRICT I SEWER DISTRICT TO CONNECT THERETO; PROVIDE REMEDIES FOR AN OWNER'S NEGLIGENCE OR REFUSAL TO CONNECT WITH THE SEWER; PROVIDE FOR SEWER CONNECTION PERMITS AND THE ISSUANCE THEREOF; ESTABLISH CERTAIN RULES WITH RESPECT TO SEWER CONNECTIONS AND PROVIDE PENALTIES FOR VIOLATIONS THEREOF; AND PROVIDE FOR SMOKE AND DYE TESTING PROPERTIES TO IDENTIFY AND REMOVE SOURCES OF STORM WATER AND OTHER ILLEGAL DISCHARGES INTO THE SANITARY SEWAGE SYSTEM WITHIN THE TOWNSHIP.

WHEREAS, the Board of Supervisors adopted Ordinance No. 2-1975 on April 5, 1975 which requires owners of properties accessible to sanitary sewers owned and operated by the Carmichaels-Cumberland Joint Sewer Authority (the Authority) to connect thereto, for the issuance of permits for such connections and for the enforcement of that Ordinance; and

WHEREAS, the Board of Supervisors of the Township adopted Ordinance No. 2-2018 on 6-18, 2018, to require inspections of Township properties located within the Authority's service area prior to the sale or purchase thereof; and

WHEREAS, the Board of Supervisors of the Township wish to supplement those ordinances to provide for testing and inspection of Township properties within the Authority's service area to identify and remove sources of illegal discharges into the Authority's system.

**BE IT ORDAINED AND ENACTED** by the Board of Supervisors for the Township of Cumberland, Greene County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same as follows:

**SECTION 1.** It shall be unlawful for any person, firm or corporation connected to any public sanitary sewer to connect any roof or foundation drain thereto, permit any roof or foundation drain to remain connected thereto, or to permit, allow or cause to enter into said public sanitary sewer any storm water, foundation drain water, spring water, surface water, or any sewage or industrial waste from any property other than that for which a permit is issued. The Authority or the Township is authorized to enforce this ordinance and Ordinance Nos. ~~2-1975~~ and ~~2-2018~~ by conducting smoke and dye testing within the Authority's service area in accordance with procedures adopted by it, including by entering onto the surface of properties within the Authority's service area when it appears by visual inspection, smoke testing or other investigation that such an illegal connection may exist thereon. In the event that it appears that a property is discharging such storm or other water into its system, the Authority or the Township will notify the owner or the owner's authorized agent in writing of the illegal connection in accordance with its procedures and may enforce this ordinance if the connection is not removed as a result of that notice. Each day that an illegal connection remains after the expiration of the period specified in the notice to the owner or the owner's authorized representative shall be a separate violation hereof.

**SECTION 2.** No person, firm or corporation shall make or cause to be made any connection with any of the aforementioned public sanitary sewers until he, she or it has fulfilled all of the following conditions:

(a) The applicant shall make application to the Authority upon a permit form to be formulated and supplied by the Authority for permission to connect to the aforementioned public sanitary sewer. Among other things, the applicant must state the character and use of each structure located upon the property.

(b) The applicant shall pay the required Authority tap connection and inspection fee to the Authority at the time of making application for permission to make a connection.

(c) No work shall commence before the payment of the aforesaid tap connection and inspection fee and issuance of the aforementioned connection permit.

(d) The applicant shall give the designated inspector of the Authority at least twenty-four (24) hours' notice of the time when such connection shall be made in order that said inspector can be present to

inspect and approve the work of connection, and the service line will not be covered before it has been so inspected. The inspector shall signify his approval of the connection by endorsing his name and the date of approval on the aforementioned connection permit in the possession of the permittees.

(e) The service line and all work performed to connect it to the sanitary sewer will comply with the Authority's rules and regulations in effect at the time of the connection.

**SECTION 3.** The construction of all house or other building sewer service lines shall be done in accordance with the specifications, plans and procedures established by the Authority in its Sewage System Rules and Regulations, as the same may be from time to time published and amended, copies of which, upon adoption by the Authority, shall be maintained on file with the Township Secretary.

**SECTION 4.** If the owner or owners of any occupied houses, buildings or structures in the Township shall neglect or refuse to comply with the provisions of this Ordinance or the written notice as prescribed in Section 1 hereof, the Township or the Authority may perform or cause to be performed such work and labor and furnish or cause to be furnished such material as may be necessary to comply with the provisions of this Ordinance at the cost and expense of such owner or owners, together with ten (10%) per cent additional thereof and all charges and expenses incidental thereto; which sum shall be collected from said owner or owners for the use of the Township or the Authority as debts are by law collectible, or the Township or the Authority may, by its proper officer, file a municipal claim or lien therefor against said premises as provided by law.

**SECTION 5.** It is hereby declared as the legislative intent that the invalidity of any section, clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

**SECTION 6.** Except as supplemented hereby, Township Ordinance Nos. 2-1975 and 2-208, and all other Township ordinances, resolutions or parts of ordinances or resolutions which are not inconsistent with this Ordinance, remain in full force and effect.

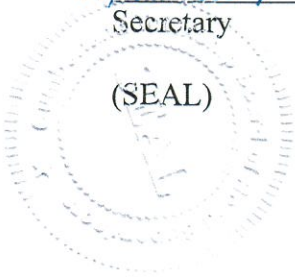
**ORDAINED AND ENACTED INTO LAW** by the Board of Supervisors of the Township

of Cumberland in lawful session assembled this 9<sup>th</sup> day of September, 2024.

**ATTEST:**

**TOWNSHIP OF CUMBERLAND**

Melanie Teasdale  
Secretary



(SEAL)

By: Samuel H. Hastings

By: James M. St. Pierre

By: Dillon N. Thibault