

§ 220-25.2. Improper disposal of waste. [Added 12-14-2005 by Ord. No. 902-05]

- A. Purpose. The purpose of this section is to prohibit the spilling, dumping or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by the Township of Clinton, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.
- B. Definitions. For the purpose of this section, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this section 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.

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) — A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels or storm drains) that is owned or operated by the Township of Clinton or other public body and is designed and used for collecting and conveying stormwater. NOTE: In municipalities with combined sewer systems, add the following: "MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources."

PERSON — Any individual, corporation, company, partnership, firm, association or political subdivision of this state subject to municipal jurisdiction.

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.

- C. Prohibited conduct. The spilling, dumping or disposal of materials other than stormwater to the municipal separate storm sewer system operated by the Township of Clinton is prohibited. The spilling, dumping or disposal of materials other than stormwater in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system is also prohibited, including but not limited to: **[Amended 12-10-2008 by 975-08]**

- (1) Discharges from potable water sources;
 - (2) Air-conditioning condensate (excluding contact and noncontact cooling water) discharge; and
 - (3) Flows from rinsing the exterior, undercarriage, exposed parts, and the engines or other enclosed machinery of the following:
 - (a) Equipment used for the grooming and maintenance of a beach immediately following its use; and
 - (b) Equipment used in the application of salt and deicing materials immediately following salt and deicing material applications.
- D. Exceptions to prohibition. **[Amended 12-10-2008 by 975-08]**
- (1) Waterline flushing.
 - (2) Uncontaminated groundwater (e.g., infiltration, crawl space or basement sump pumps, foundation and footing drains, rising groundwaters), provided that water shall not discharge, either directly or indirectly, to a public right-of-way or easement if such water causes a hazardous condition, including but not limited to the accumulation of ice on a public right-of-way.
 - (3) Irrigation water (including landscape and lawn watering runoff).
 - (4) Naturally occurring flows from springs, riparian habitats and wetlands, water reservoir discharge and diverted stream flow.
 - (5) Residential car washing water and residential swimming pool discharge.
 - (6) Sidewalk, driveway and street wash water.
 - (7) Flows from fire-fighting activities.
- E. Enforcement. This section shall be enforced by the Zoning Officer of the Township of Clinton.
- F. Violations and penalties. Any person(s) who is found to be in violation of the provisions of this section shall be subject to a minimum fine of \$100, and a maximum fine of \$1,250, according to § 1-17 entitled "General penalty," of the Code of the Township of Clinton, 2003.