

TOWN OF WOODSTOCK
GRAFTON COUNTY, NEW HAMPSHIRE

SEWER ORDINANCE

WOODSTOCK MUNICIPAL SEWERAGE SYSTEM

PURPOSE AND AUTHORITY

This Sewer Ordinance is adopted by the Woodstock Board of Selectmen pursuant to RSA 149-I:6 to ensure the proper maintenance and operation of the municipal sewer system of the Town of Woodstock, and by the Woodstock Board of Selectmen and Health Officer pursuant to RSA 147:1 to ensure the health and safety of the public and the prevention and removal of nuisances.

ARTICLE I

DEFINITIONS

- 1.01 Unless the context specifically and clearly indicates otherwise, the meaning of terms and phrases used in this Ordinance shall be as follows:
- A. "Building Sewer" shall mean the extension from the sewer drainage system of any structure to the Lateral of a sewer.
 - B. "Town" shall mean the Town of Woodstock, Grafton County, New Hampshire, a municipality of the State of New Hampshire, acting by and through its Selectmen, or, in appropriate cases, acting by and through its authorized representatives, including Board of Sewer Commissioners if hereafter created.
 - C. "Improved Property" shall mean any property located within the Town of Woodstock upon which there is erected a structure intended for continuous or periodic habitation, occupancy or use by human beings or animals and from which structure sanitary sewage and/or industrial wastes shall be or may be discharged.
 - D. "Industrial Establishment" shall mean any room, group of rooms, building or other enclosure used or intended for use in the operation of one (1) business enterprise for manufacturing, processing, cleaning, laundering or assembling any product, commodity or article or from which any process waste, as distinct from sanitary sewage, shall be discharged.
 - E. "Industrial Wastes" shall mean any and all wastes discharged from any industrial establishment, other than sanitary sewage.
 - F. "Lateral" shall mean that part of the sewerage system extending from a sewer to the curb line or, if no such Lateral shall be provided, then "Lateral" shall mean that portion of, or place in, a sewer which is provided for connection of any building sewer.
 - G. "Owner" shall mean any person vested with ownership, legal or equitable, sole or partial, or possession of any improved property.

- H. "Person" shall mean individual, partnership, company, association, society, corporation or other legal entity.
- I. "Sanitary Sewage" shall mean normal water carried household and toilet wastes discharged from any improved property, excluding ground, surface or storm water.
- J. "Sewer" shall mean any pipe or conduit constituting a part of the sewerage system used or usable for sewage collection purposes.
- K. "Sewer System" shall mean all facilities, as of any particular time, for collecting, pumping, transporting, treating and disposing of sanitary sewage and industrial wastes, situated in the Town of Woodstock and owned, maintained and operated by the Town of Woodstock. It shall not include the system of storm sewers in use in the Town of Woodstock prior to 1970.
- L. "Natural Outlet" shall mean any outlet into a watercourse, pond, ditch, lake or other body of surface or groundwater.

ARTICLE II

USE OF PUBLIC SEWERS REQUIRED

- 2.01 Pursuant to the provisions of RSA 147 and RSA 149-I, and all other applicable laws, the owner of any improved property benefited, improved, served or accommodated by any sewer, or to which any sewer is available, shall connect such improved property therewith, in such manner as the Town of Woodstock may require, within forty-five (45) days after notice to such owner from the Town of Woodstock to make such connection, for the purpose of discharge of all sanitary sewage and industrial wastes from such improved property into the sewage system, subject to such limitations and restrictions as shall be established herein or otherwise shall be established by the Town of Woodstock from time to time. Each such owner shall, within the same time limit, cease and desist from all further discharge of sanitary sewage and/or industrial wastes into any other conduit or pre-existing system whether privately or publicly owned.
- 2.02 All sanitary sewage and industrial wastes from any improved property, after connection of such improved property with a sewer as required under Section 2.01, shall be conducted into a sewer, subject to such limitations and restrictions as shall be established herein or otherwise shall be established by the Town of Woodstock, from time to time.
- 2.03 No person shall place or deposit or permit to be placed or deposited upon public or private property within the Town of Woodstock any sanitary sewage or industrial wastes in violation of Section 2.01. No person shall discharge or permit to be discharged to any natural outlet within the Town of Woodstock any sanitary sewage or industrial wastes in violation of Section 2.01, except where suitable treatment has been provided which is satisfactory to the Town of Woodstock.
- 2.04 No privy vault, cesspool, sinkhole, septic tank or similar receptacle shall be used and maintained at any time upon any improved property which has been connected to a sewer or which shall be required under Section 2.01 to be connected to a sewer.
- 2.05 No privy vault, cesspool, sinkhole, septic tank or similar receptacle at any time shall be connected with a sewer.

ARTICLE III

BUILDING SEWERS AND CONNECTIONS

- 3.01 Except as otherwise provided in this Section 3.01, each improved property shall be connected, separately and independently with a sewer through a building sewer. Grouping of more than one (1) improved property on one (1) building sewer shall not be permitted, except under special circumstances and for good sanitary reasons or other good cause shown, but then only after special permission of the Town of Woodstock, in writing, shall have been secured and subject to such rules, regulations and conditions as may be prescribed by the Town of Woodstock.
- 3.02 The Town of Woodstock will at its expense initially construct each building sewer to the curb or property line (where the Lateral ends); and all costs and expenses of construction of the remainder of the building sewer, including connection to the property to be connected; and such owner shall indemnify and save harmless the Town of Woodstock, its officers and agents, from all loss or damage that may be occasioned, directly or indirectly, as its connection to the sewerage system. After the initial construction of the building sewer, the owner shall thereafter be obligated to pay all costs and expenses of operation, repair and maintenance and of reconstruction (if needed) of both building sewer and lateral sewers beginning at the street sewer and ending at the building.
- 3.03 A building sewer shall be connected to a lateral at the place designated by the Town of Woodstock and where the lateral is provided.

The invert of a building sewer at the point of connection shall be at the same or a higher elevation than the invert of the lateral. A smooth, neat joint shall be made and the connection of a building sewer to the lateral shall be made secure and water tight and acceptable to the Town of Woodstock.

- 3.04 If the owner of any improved property located within the Town of Woodstock and benefited, improved, served or accommodated by any sewer, or to which any sewer is available after forty-five (45) days notice from the Town of Woodstock in accordance with Section 2.01, shall fail to connect such improved property, as required, he shall be subject to the actions and penalties prescribed in RSA 149-I and RSA 147 and regulations issued pursuant thereto; or the Town of Woodstock may make such connection and may collect from such owner the costs and expenses thereof by such legal proceeding as may be permitted by law. The Town of Woodstock shall have full authority to enter on owner's property to do whatever is necessary to properly drain the improved property into the lateral sewer.
- 3.05 No person shall uncover, connect with, make any opening into, or use, alter or disturb in any manner any sewer or any part of the sewerage system without first obtaining a permit, in writing, from the Town, and paying to the Town any tapping fee charge and imposed by the Town against the owner of each improved property who connects such improved property to a sewer.

ARTICLE IV

RULES & REGULATIONS GOVERNING BUILDING SEWERS & CONNECTIONS TO SEWERS

- 4.01 No building sewer shall be covered until it has been inspected and approved by the Town of Woodstock. If any part of a building sewer is covered before being inspected and approved, it shall be uncovered for inspection at the cost and expense of the owner of the improved property to be connected to sewer.
- 4.02 The owner of such improved property shall maintain every building sewer of any improved property in a sanitary and safe operating condition.
- 4.03 Every excavation for a building sewer shall be guarded adequately with barricades and lights to protect all persons from damage and injury. Streets, sidewalks and other public property disturbed in the course of repair or maintenance of a building sewer shall be restored, at the cost and expense of the owner of the improved property being served, in a manner satisfactory to the Town.
- 4.04 If any person shall fail or refuse, upon receipt of a notice of the Town of Woodstock, in writing, to remedy any unsatisfactory condition with respect to a building sewer, within forty-five (45) days of receipt of such notice, the Town of Woodstock may remedy any unsatisfactory condition with respect to a building sewer and may collect from the owner the costs and expenses thereof by such legal proceedings as may be provided by law.
- 4.05 The Board of Selectmen and Health Officer may, from time to time, adopt additional provisions regarding connections with a sewer and the sewerage system, or other appropriate matters, which upon adoption shall become a part of the ordinance.

ARTICLE V

POWERS OF ASSESSMENT AND COLLECTION

- 5.01 The assessment and collection of the expense of constructing and maintaining the sewerage system shall be governed by the provisions of RSA 149-I:7-18, inclusive, and any other applicable general laws. The Selectmen of the Town shall have all the powers granted to boards of Mayor and Aldermen thereunder with reference to establishing and assessing sewer charges and/or rentals. If the Town of Woodstock votes to establish a Board of Sewer Commissioners, they shall have all the powers of the Selectmen hereunder as provided in RSA 149-I:19.

ARTICLE VI

SEWERED WASTE RESTRICTIONS

- 6.01 No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.
- 6.02 Stormwater and all other unpolluted drainage shall be discharged to storm sewers, if available, or to a natural outlet approved by the Town. Industrial cooling water or unpolluted process waters may be discharged, on approval of the Town, to a storm sewer, if available, or an approved natural outlet.
- 6.03 No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewers:
- A. Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.
 - B. Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewer treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard at the sewage treatment plant, including but not limited to cyanides in excess of two (2) mg/l as CN in the wastes as discharged to the public sewer.
 - C. Any waters or wastes having a pH lower than 5.5, or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewerage works.
 - D. Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, ungrounded garbage, whole blood, paunch manure, hair and fleshings, entrails, and paper dishes, cups, milk containers, etc., either whole or ground by garbage grinders.
- 6.04 No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Board of Selectmen, or designee, that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming such opinion as to the acceptability of these wastes, the Board of Selectmen, or designee, will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant, and other pertinent factors. The substances prohibited are:
- A. Any liquid or vapor having a temperature higher than one hundred fifty degrees (150° F) (65° C).
 - B. Any water or wastes containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two degrees (32° F) and one hundred fifty degrees (150° F), (0° to 65° C).

- C. Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipped with a motor of three-fourth (3/4) horsepower (0.76 hp metric) or greater shall be subject to the review and approval of the Board of Selectmen or designee.
- D. Any waters or wastes containing strong acid iron pickling wastes, or concentrated plating solutions whether neutralized or not.
- E. Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the Board of Selectmen, or designee, for such materials.
- F. Any waters or wastes containing phenols or other taste or odor producing substances, in such concentrations exceeding limits which may be established by the Board of Selectmen, or designee, as necessary, after treatment of the composite sewage, to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.
- G. Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Board of Selectmen, or designee, in compliance with applicable State or Federal regulations.
- H. Any waters or wastes having a pH in excess of 9.5.
- I. Material which exert or cause:
 - 1. Unusual concentration of inert solids (such as, but not limited to, fullers earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).
 - 2. Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).
 - 3. Unusual BOD, chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works.
 - 4. Unusual volume of flow or concentration of wastes or both constituting slugs widely variant from the normal or average.
- J. Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

6.05 If any waters or wastes are discharged, or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Section 6.04 of the Article, and which in the judgment of the Board of Selectmen, or designee, may have a deleterious effect upon the sewerage works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the Board of Selectmen, or designee, may:

- A. Reject the waste
- B. Require pretreatment to an acceptable condition for discharge, and/or

- C. Require control over the quantities and rates of discharge, and/or
- D. Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges.

If the Board of Selectmen, or designee, permits the pretreatment of equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the Board of Selectmen, or designee, and subject to the requirements of all applicable codes, ordinances, and laws.

- 6.06 Grease, oil and sand interceptors shall be provided when, in the opinion of the Board of Selectmen, or designee, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Board of Selectmen, or designee, and shall be located as to be readily and easily accessible for cleaning and inspection.
- 6.07 Where preliminary treatment of flow equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.
- 6.08 When required by the Board of Selectmen, or designee, the owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable control manhole together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling. And measurement of the wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the Board of Selectmen or designee. The manhole shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.
- 6.09 All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater", published by the American Public Health Association, and shall be determined at the control manhole provided, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Customarily accepted methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards to life, limb, and property shall carry out sampling. (The particular analyses involved will determine whether a twelve (12) hour composite of all outfalls of a premise is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from twelve (12) hour composites of all outfalls whereas pHs are determined from periodic grab samples).
- 6.10 No statement contained in this Article shall be construed as precluding any special agreements or arrangement between the Town and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Town for treatment, subject to extra payment therefor, by the industrial concern.
- 6.11 A. Any person proposing a new discharge into the Municipal Sewer System or a substantial change in the volume or character of pollutants that are being discharged into the system shall notify the Board of Selectmen at least forty-five (45) days prior to the proposed change or connection.

- B. All industries discharging into the Municipal Sewer System shall perform such monitoring of their discharges as the Board of Selectmen may reasonably require, including installation, use, and maintenance of monitoring equipment, keeping record and reporting the results of such monitoring to the Board of Selectmen. The Board of Selectmen shall make such records available upon request to other agencies having jurisdiction over discharges to the receiving waters.

ARTICLE VII

FINES AND PENALTIES

- 7.01 Any person who violates any provision of this ordinance intended to insure the proper maintenance and operation of the Municipal Sewer System shall be subject to a civil penalty not to exceed \$10,000 per day, pursuant to RSA 149-I:6.
- 7.02 Any person who violates any provision of this ordinance adopted under the authority of RSA 147 shall be subject to the penalties and remedies provided by that law, which are incorporated herein by reference.

ARTICLE VIII

REPEAL OF PRIOR RULES

- 8.01 The adoption of this ordinance shall act as a repeal of the RULES AND REGULATIONS governing the Woodstock Municipal Sewerage System, as amended, which were adopted on or about October 18, 1971. Said repeal shall take effect at the same time this ordinance becomes effective.

APPROVAL

Having first held a duly noticed public hearing, the Health Officer and Board of Selectmen of the town of Woodstock hereby approve and adopt the foregoing Sewer Ordinance. The ordinance shall be effective when the duly recorded by the Town Clerk and posted in 2 or more public places within the Town.

IN WITNESS WHEREOF, the Health Officer and Board of Selectmen have hereunder set their hands this 15th day of November, 1994.

HEALTH OFFICER

Susan M. Williams

BOARD OF SELECTMEN

EVERETT E HOWLAND
J. STANTON HILLIARD
FRANCIS P MCCARRON

CERTIFICATION OF EFFECTIVE DATE

The foregoing Sewer Ordinance, having been duly recorded by me in the official records of the Town of Woodstock, and having been posted in two or more public places within the Town, is hereby certified to have become effective on the Fifteenth day of November, 1994.

IN WITNESS WHEREOF, I have hereunder set my hand this Fifteenth day of November, 1994

Deanna MacKay
Town Clerk

Original signatures of file