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MUNICIPAL UTILITIES

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MUNICIPAL UTILITIES (GENERAL PROVISIONS) 13.01

SUBCHAPTER I: GENERAL PROVISIONS

**13.01 JOINT LIABILITY FOR UTILITY BILLS.** The owner of the premises, the occupant thereof and the user of the service shall be jointly and severally liable to pay for the service to such premises and the service is furnished to the premises by the Village only upon the condition that the owner of the premises, occupant and user of the services are jointly and severally liable therefor to the Village.

**13.02 COLLECTION OF UTILITY BILLS IN ARREARS.** (1) AUTHORITY. All water and sewer service charges unpaid and in arrears on October 1 of each year shall be collected in accordance with the procedure hereinafter provided pursuant to the authority granted in 66.069 and 66.076, Wis. Stats., respectively.

(2) PROCEDURE. (a) On October 15 of each year, the Clerk-Treasurer shall mail a notice of such arrearages by first class mail to the occupant and to the owner of the premises receiving such utility service.

(b) In the event any such utility bill is not paid by November 1 thereafter, the Clerk-Treasurer shall add a penalty of 10%.

(c) In the event any such utility bill is not paid on or before November 15 thereafter, the Clerk-Treasurer, on November 16, shall place the amount of such arrearages, together with penalty, on the tax roll as a tax against the lot or parcel of real estate for which water and sewer services were provided.

**13.03 OUTSIDE WATER AND SEWER SERVICE.** No water or sewer service shall be extended outside the Village limits.

**13.04 SEWER AND WATER MAIN EXTENSION.** (1) APPLICATION FOR. The owners of property which is not served by Village sewer or water may apply to the Village Board for sewer and water main extensions. The Village Board shall determine the feasibility of such proposed extensions.

(2) CONSTRUCTION. The Village shall construct all sewer and water main extensions.

(3) COST OF CONSTRUCTION. (a) The property owner or owners may pay the Village 50% of the estimated cost of the project prior to construction and final settlement shall be made immediately after construction is completed, or

(b) The Village shall levy special assessments for such extensions and shall provide for installment payments, together with interest.

MUNICIPAL UTILITIES (GENERAL PROVISIONS) 13.05

**13.05 SEWER AND WATER CONNECTIONS.** (1) **REQUIRED.** To assure the preservation of public health, comfort and safety, the Village Board, in accordance with 144.06, Wis. Stats., hereby requires that any building used for human habitation and located adjacent to the Village sewer or water main, or in a block through said sewer or water mains by means of direct laterals.

(2) **INSTALLATION AND MAINTENANCE OF LATERAL CONNECTION.** The charge for connection to the Village's sanitary sewer system shall be \$204.00. All work, costs and expenses incident to the installation, connection, maintenance and repair of the direct lateral to the sewer main shall be the responsibility of the property owner. The connection of the direct lateral to the public sewer main shall conform to the requirements of the State Plumbing Code. The property owner shall indemnify the Village from any loss or damage that may directly or indirectly be occasioned by the installation, maintenance, repair or failure to repair the direct lateral.

(3) **PENALTY.** Any person failing to comply for more than 10 days after notice in writing of their failure to make the appropriate connection shall be subject to a forfeiture of not less than \$10.00 nor more than \$200.00 for said violation. Each day of violation shall constitute a separate offense.

(4) **CONNECTION BY VILLAGE.** As an alternative to the penalty provided in sub. (2) above, the Village Board may cause the necessary connections to be made and the expense thereof shall be assessed as a special tax against the property in question. The owner may then, within 30 days after the completion of the work, file a written option with the Clerk-Treasurer stating that he cannot pay such amount in one sum and asking that it be levied in not to exceed 5 equal annual installments and that amount shall be so collected with interest at the current municipal rate per annum from the completion of the work, the unpaid balance to be a special tax lien.

MUNICIPAL UTILITIES (WATER UTILITY)

13.06 **SUBCHAPTER II: NORTH FREEDOM WATER UTILITY**

13.6 MANAGEMENT. The North Freedom Water Utility shall be managed by the Village Board.

13.7 RULES AND REGULATIONS. (1) GENERAL. The rates and rules and regulations governing the operation of the North Freedom Water Utility shall be those on file with and approved by the Wisconsin Public Service Commission. A violation of any such rules and regulations shall be a violation of this subchapter.

(2) OPERATING RULES. (a) All persons now receiving water service from the Utility or who may hereafter make application therefor shall be considered as having agreed to be bound by all rules and regulations as filed with the Public Service Commission.

(b) The applicable provisions of Wis. Adm. Code PSC 185 relating to water service are hereby adopted by reference and made a part of these rules as if set forth in full. A violation of such rules shall constitute a violation of this section and shall be punishable as provided in sec. 13.15 of this subchapter.

**13.08 CROSS-CONNECTIONS.** (1) DEFINITION. A cross-connection shall be defined as any physical connection or arrangement between 2 otherwise separate water systems, one of which contains potable water from the Village water system, and the other, water from a private source, water of unknown or questionable safety, or steam, gases or chemicals, whereby there may be a flow from one system to the other, the direction of flow depending on the pressure differential between the 2 systems.

(2) PROHIBITED. No person shall establish or permit to be established, or maintain or permit to be maintained any cross-connection. No interconnection shall be established whereby potable water from a private, auxiliary or emergency water supply other than the regular public water supply of the Village may enter the supply or distribution system of the Village.

(3) DUTY TO INSPECT. It shall be the duty of the Director of Public Works to cause inspections to be made of all properties served by the public water system where cross-connections with the public water system are deemed possible. The frequency of inspections and reinspections based on potential health hazards involved shall be as established by the Director and as approved by the Wisconsin Department of Natural Resources.

(4) ENTRY FOR INSPECTION. Upon presentation of credentials, the Director of Public Works or his representative shall have the right to request entry at any reasonable time to examine any property served by a connection to the public water system of the Village for cross-connections. If entry is refused, the Director

or such representative shall obtain a special inspection  
warrant MUNICIPAL UTILITIES (WATER UTILITY) 13.08(4;

under 66.122, Wis. Stats. On request, the owner, lessee or occupant of any property so served shall furnish to the Director or his representative any pertinent information regarding the piping system or systems on such property.

(5) DISCONNECTION OF WATER SERVICE. The Director of Public Works is hereby authorized and directed to discontinue water service of any property wherein any connection in violation of this section exists, and to take such other precautionary measures deemed necessary to eliminate any danger of contamination of the public water system. Water service shall be discontinued only after reasonable notice and opportunity for hearing under Ch. 68 Wis. Stats., except as provided in sub. (6) below. Water service to such property shall not be restored until the cross-connection has been eliminated in compliance with the provisions of this section.

(6) EMERGENCY DISCONNECTION. If it is determined by the Director of Public Works that any cross-connection constitutes an emergency endangering public health, safety or welfare and thereby requires immediate action, a written finding to that effect shall be filed with the Clerk-Treasurer and delivered to the customer's premises, and service shall be immediately discontinued. The customer shall have an opportunity for hearing under Ch. 68, Wis. Stats., within 10 days of such emergency discontinuance.

(7) STATE CODE ADOPTED BY REFERENCE. The Village adopts, by reference, the State Plumbing Code of Wisconsin, Wis. Adm. Code H 62

13.9 FLUORIDATION OF WATER SUPPLY. Approximately one to 1.1 parts of fluoride to every million parts of water, by distribution, shall be introduced into the Village's water supply. A minimum of .70 ppm is required.

**13.10 DISCONNECTION AND REFUSAL OF SERVICE.** The Director of Public Works is hereby authorized to disconnect water service for nonpayment of water service charges, pursuant to Wis. Adm. Code PSC 185.37.

13.11 PRIVATE WELL ABANDONMENT. (1) PURPOSE. The purpose of this section is to prevent unused and/or improperly constructed well from serving as a passage for contaminated surface or near-surface waters or other materials to reach the usable ground water. These wells must be properly filled and sealed.

(2) COVERAGE. All private wells located on any premises which is served by the public water system of the Village shall be properly filled by December 31, 1989. Only those wells for which a well operation permit has been granted by the Clerk-Treasurer may be exempted from this requirement, subject to conditions of proper maintenance and operation. Those areas outside the corporate boundaries of the Village which are connected to the Village distribution system shall adopt their own ordinance to comply with

MUNICIPAL UTILITIES (WATER UTILITY) 13.33(2)

Wis. Adm. Code NR 112 and this section.

(3) WELL OPERATION PERMITS. A permit may be granted to a well owner to operate a well for a period not to exceed 2 years if the following requirements are met. Application shall be made on forms furnished by the Clerk-Treasurer.

(a) The well and pump installation meet the requirements of Wis. Adm. Code NR 112 and a well constructor's report is on file with the Department of Natural Resources, or certification of the acceptability of the well has been granted by the Private Water Supply Section of the Department of Natural Resources.

(b) The well has a history of producing safe water and presently produces bacteriologically safe water as evidenced by 3 samplings 2 weeks apart.

(c) The proposed use of the well can be justified as being necessary in addition to water provided by the public water system.

(d) No physical connection shall exist between the piping of the public water system and the private well.

(4) METHOD OF ABANDONMENT. Wells to be abandoned shall be filled and sealed according to the procedures outlined in Wis. Adm. Code NR 112. The pump and piping must be removed and the well checked for obstructions prior to the plugging. Any obstruction or well liner must be removed. All costs of required work and materials shall be paid for by the property owner.

(5) REPORTS AND INSPECTION. A well abandonment report must be submitted by the well owner to the Department of Natural Resources on forms provided by the agency which are available at the office of the Clerk-Treasurer. The report shall be submitted immediately upon completion of the filling and sealing of the well. The well filling and sealing must be observed by an authorized representative of the Utility Commission.

(6) PENALTY. Any person violating any provision of this section shall, upon conviction, be punished by a forfeiture of not less than \$200 or more than \$1,000, together with the costs of prosecution. Each 24 hour period during which a violation exists shall be deemed and constitute a separate offense.

**13.12 to 13.14 (Reserved)**

**13.15 PENALTY.** Any person who shall violate any provision of this subchapter or any order, rule or regulation thereunder shall be subject to a penalty as provided in sec. 25.04 of this Code.

P.O.T.W. AND COLLECTION SYSTEM  
CODES 13.16-27

An Ordinance establishing a sewer use and user charge system in the Village of North Freedom, County of Sauk, State of Wisconsin, to provide procedures safeguards and funds to operate and maintain and meet W.P.D.E.S. permit limits at the North Freedom wastewater collection system and pay for wastewater treatment costs; and  
Whereas , the Village of North Freedom, Wisconsin, owns and operates a wastewater treatment works; and  
Whereas, the North Freedom wastewater collection system must pay all the operation and maintenance expenses associated with said treatment works and charge the users of said treatment works accordingly; and  
Whereas, the North Freedom wastewater collection system by accepting wastewater and septage assumes all risk for treatment and meeting their W.P.D.E.S. permit but reserve the right to immediately discontinue acceptance of wastewater or septage for operation and permit reasons; and  
Now, therefore, be it ordained by the Village Board of North Freedom that the following user charge system be established:

CHAPTER 13 SUB-CHAPTER 16

INTRODUCTION AND GENERAL PROVISIONS

This Ordinance regulates the use of public and private sewers and drains, discharge of septage into the public sewerage system, and the discharge of waters and wastes into the public sewerage systems within the Village of North Freedom. It provides for and explains the method used for levying and collecting discharges into the wastewater collection and treatment system and enables the Village of North Freedom to comply with administrative provisions, and other discharge criteria which are required or authorized by the State of Wisconsin or Federal law. Its intent is to derive the maximum public benefit by regulating the characteristics of wastewater discharge into the North Freedom waste water collection system.

This Ordinance provides a means for determining wastewater and septage volumes, constituents and characteristics, the setting of charges and fees and the issuing of permits to certain users. Revenues derived from the application of this ordinance shall be used to defray the costs of operating and maintaining adequate wastewater collection and treatment systems and to provide sufficient funds for capital outlay, debt service costs and capital improvements. The charges and fees herein have been established pursuant to requirements of the Wisconsin Statutes. This ordinance shall supersede any previous Ordinance, Rules or Regulations; and shall repeal all parts thereof that may be inconsistent with this Ordinance. If there is any conflict between this Ordinance and any applicable Statute, the State Statute shall be controlling.

wp\b:sewer

**P.O.T.W. AND COLLECTION SYSTEM  
CODES 13  
SUB-CHAPTER 17**

DEFINITIONS

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

APPROVING AUTHORITY shall mean the Village Board of North Freedom, or its duly authorized committee, agent, or representative.

AMMONIA NITROGEN (NH<sub>3</sub>-N) shall mean one on the oxidation states of nitrogen in which nitrogen is combined with hydrogen in molecular form as NH<sub>3</sub> or ionized form as NH<sub>4</sub>. Quantitative determination of ammonia nitrogen shall made in accordance with procedures set forth in "standard methods" or Chap NR 149 of the Wisconsin Administrative Code.

BIOCHEMICAL OXYGEN DEMAND (BOD) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter in five (5) days at 20 degrees Centigrade, expressed as milligrams per liter. Quantitative determination of BOD shall be made in accordance with procedures set forth in the most recent edition of "Standard Methods."

BUILDING DRAIN shall mean that part of the lowest horizontal piping of a drainage system which receive the discharge from soil, waste, and ot drainage pipes inside the wall of the building and conveys it to the building sewer.

BUILDING SEWER shall mean the extension from the public sewer or other place of disposal beginning outside the inner face of the building wall.

CHEMICAL ELEMENTS AND COMPOUNDS that are typically found in wastewater may be regulated by this ordinance: These are as follows:

|                              |                               |
|------------------------------|-------------------------------|
| Aldrin.....                  | C12 H8 C16                    |
| Ammonia Nitrogen .....       | NH3                           |
| Arsenic.....                 | As                            |
| Benzene.....                 | C6 H6                         |
| Benzo (a) Anthracene . . . . | C6 H4 (CH2) C6 H4 (CH2) C6 H4 |
| Benzo (a) pyrene.....        | C20 H12                       |
| Beryllium.....               | Be                            |
| BIS (2-Ethylhexyl) Phthalate | (C3H7 (C2H5) CHCH2 OCO) 2C6H4 |
| Cadmium.....                 | Cd                            |
| Carbon Tetrachloride . . . . | CCl 4                         |
| Chlordane.....               | C10 H6 Cl5                    |
| Chloroform.....              | CHCl3                         |
| Copper.....                  | Cu                            |
| Chromium.....                | Cr                            |
| Cyanide.....                 | Cn                            |
| DDT.....                     | (C1C6 H4) 2CHCC13             |
| DDD.....                     | (C1C6 H4) 2 CHCHC12           |
| DDE.....                     | (Cl C6 H42) CCC12             |



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|                               |                         |
|-------------------------------|-------------------------|
| Dieldrin.....                 | C12 H10 OCL4            |
| 3,3-Dichlorobenzidine . . . . | C6 H3 C1NH2 C6 H3 C1NH2 |
| Dichloromethane.....          | CH2 CL2                 |
| 2,4-D.....                    | C6 H3 (OCH2(OOH) C12    |
| Dimethyl Nitrosoamine . . . . | (CHS) 2NNO              |
| Endrin.....                   | C12 H10 OC16            |
| Heptachlor.....               | CIO H7C17               |
| Hexachlorobenzene.....        | C6 C16                  |
| Hexachlorobutadiene . . . . . | C4 C16                  |
| Lead.....                     | Pb                      |
| Lindane.....                  | C6 H6 C16               |
| Kalathion.....                | CIO H19 O6 PS2          |
| Mercury.....                  | Hg                      |
| Molybdenum.....               | Mo                      |
| Nickel.....                   | Ni                      |
| Nitrogen.....                 | N                       |
| PCB's.....                    | C12 H10                 |
| ".....                        | C12 H9 C1               |
| ".....                        | C12 H8 C12              |
| ".....                        | C12 H7 C13              |
| ".....                        | C12 H6 C14              |
| ".....                        | C12 H5 CIS              |
| ".....                        | C12 H4 C16              |
| ".....                        | C12 H3 C17              |
| ".....                        | C12 H2 CIS              |
| ".....                        | C12 HI C19              |
| PCB's.....                    | C12 C110                |
| Pentachlorophenol.....        | C6 CIS OH               |
| Phenanthrene.....             | C14 H10                 |
| Phenol.....                   | C6 H5 OH                |
| Phosphorous . . . . .         | P                       |
| Phosphate.....                | PO4                     |
| Radium.....                   | Ra                      |
| Selenium.....                 | Se                      |
| Trachloroethylene.....        | CC12 CC12               |
| Toxaphene.....                | CIO H10 CIS             |
| Trichloroethylene . . . . .   | CHC1CC12                |
| 2,4,6-trichlorophenol . . . . | C6 H2 C13 OH            |
| Vinyl Chloride.....           | CH2 CHCl                |
| Zinc.....                     | Zn                      |

COMPATIBLE POLLUTANTS shall mean biochemical oxygen demand, suspended solids, phosphorus, ammonia, or ph, plus additional pollutants identified in the W.P.D.E.S. permit for the publicly owned treatment works receiving the pollutant if such works were designed to treat such additional pollutant a substantial degree.

**P.O.T.W. AND COLLECTION SYSTEM CODES  
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FLOATABLE OIL shall mean oil, fat, or grease in a physical state such that it will separate by gravity from wastewater by treatment in an approved pretreatment facility. A wastewater or septage shall be considered free of floatable fat if it is properly pretreated and the wastewater does not interfere with the collection of treatment system.

GARBAGE shall mean the residue from the preparation, cooking, and dispensing of food, and from the handling, storage, and sale of food products and produce.

GROUND GARBAGE shall mean the residue from the preparation, cooking, and dispensing of food that has been shredded to such degree that all particulate will no greater than one-half (1/2) inch in any dimension and will be carried freely in suspension under normal flow conditions in sewers.

HOLDING TANK SERVICE AREA shall mean the area outside the P.O.T.W.'s sewer service area, but inside or equal to the P.O.T.W.'s planning area where a contract has been developed for holding tank wastewater to be treated at the Wastewater Treatment Facility.

INCOMPATIBLE POLLUTANTS OR WASTEWATER shall mean wastewater or septage with pollutants or of such a strength that will adversely affect or disrupt the wastewater treatment processes or effluent quality or sludge quality if discharged to the sewerage system facility.

INDUSTRIAL WASTE shall mean the wastewater from industrial process, trade, or business, as distinct from sanitary sewage, including cooling water and the discharge from sewage pretreatment facilities.

LICENSED DISPOSER shall mean a person or business holding a valid license to do septage servicing under NR 113.

MUNICIPAL WASTEWATER shall mean the wastewater of a community. From the standpoint of source, it may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants and institution, together with any groundwater, surface water, and storm-water that may have entered inadvertently the sewerage system.

NATURAL OUTLET shall mean any outlet, including storm sewers, into a water course, pond, ditch, lake or other body of surface water or groundwater.

PARTS PER MILLION shall mean a weight-to-weight ratio; the parts per million value multiplied by the factor 8.34 shall be equivalent to pounds per million gallons of water.

PERSON shall mean any and all persons, including any individual, firm, company, municipal or private corporations, association, society, institution, enterprise, government agency, or other entity.

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pH shall mean the logarithm of the reciprocal of hydrogen ion concentration. The concentration is the weight of hydrogen ions, in grams per liter of solution. Neutral water, for example, has a pH value of 7 and a hydrogen ion concentration of  $10^{-7}$ .

PUBLIC SEWER shall mean any sewer provided by or subject to the jurisdiction of the Village Board of North Freedom. It shall also include sewers within or outside the corporate boundaries that serve one or more persons ultimately discharge into the Village of North Freedom sanitary sewer system even though those sewers may not have been constructed with Village funds.

SANITARY SEWAGE shall mean a combination of liquid and water-carried waste discharged from toilets and/or sanitary plumbing facilities, together with such ground, surface, and storm waters as may have inadvertently entered the sewerage system.

SANITARY SEWER shall mean a sewer that carries liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions, together with small quantities of ground, storm, and surface waters that are not admitted intentionally.

SEPTAGE shall mean the wastewater or contents of septic or holding tanks dosing chambers, grease interceptors, seepage beds, seepage pits, seepage trenches, privies or portable rest-rooms.

SEWAGE is the spent water of a community. The preferred term is "municipal wastewater".

SEWER SERVICE AREAS are the areas presently served and anticipated to be served by a municipal wastewater collection system. State regulations (NR 121.05) require that water quality management plans delineate sewer service areas of urban areas with a population of over 10,000. Approved facility plans contain less detailed sewer service areas for communities under 10,000 population.

SEWER SERVICE CHARGE is a service charge levied on users of the wastewater collection and treatment facilities for payment of use-related capital expenses as well as the operation and maintenance cost, including replacement of said facilities.

SEWER SYSTEM means the common sanitary sewers within a sewerage system which are primarily installed to receive waste-waters directly from facilities which convey wastewater from individual structures or from private property and which include service connection "Y" fittings designed for connection with those facilities. The facilities which convey wastewater from individual structures, from private property to the public sanitary sewer, or its equivalent, are specifically excluded from the definition of "sewerage collection system"; except that pumping units and pressurized lines of individual structures or groups of structures may be included as part of "sewer system" when such units are cost effective and are owned and maintained by the sewerage owner.

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SEWERAGE SYSTEM means all structures, conduits and pipes, by which sewage is collected, treated, and disposed of, except plumbing inside and in connection with buildings served, and service pipes, from building to street main.

SLUG LOAD shall mean any substance release at a discharge rate and/or concentration which cause interference to wastewater treatment process or plugging or surcharging of the sewer system.

STANDARD METHODS shall mean the examination and analytical procedure set forth in the most recent edition of "Standard Methods for the Examination of Water, Sewage, and Industrial Wastes" published jointly by the American Public Health Association, the American Water Works Association and the Pollution Control Federation.

STORM DRAIN (sometimes termed "storm sewer") shall mean drain or sewer for conveying surface water, groundwater, subsurface water of unpolluted water from any source.

STORM-WATER RUNOFF shall mean that portion of the rainfall that is collected and drained into the storm sewers.

SUSPENDED SOLIDS shall mean solids that either float on the surface of, or are in suspension in, water, wastewater, septage, or other liquids, and that is removable by laboratory filtering as prescribed in "Standard Method" and is referred to as nonfilterable residue.

WASTEWATER FACILITIES shall mean the structures, equipment, and processes required to collect, carry away, store, and treat domestic and industrial waste and septage and dispose of the effluent and sludge.

WASTEWATER TREATMENT WORKS shall mean an arrangement of devices and structures for treating wastewater, septage, industrial waste, and sludge. Sometimes use as synonymous with waste treatment.

WATERCOURSE shall mean a natural or artificial channel for the passage of water, either continuously or intermittently.

**SUB-CHAPTER 18**

MANAGEMENT, OPERATION. AND CONTROL

The management, operation and control of the sewer system for the North Freedom waste-water collection system vested in the Village of North Freedom; all records, minutes and all written proceedings thereof shall be kept by the Village Clerk; the Village clerk shall keep all the financial records.

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CONSTRUCTION. The Village Board of North Freedom shall have the power to construct sewer lines for public use, and shall have the power to lay sewer pipes in and through the alleys, streets, and public grounds of the Village; and generally, to do all such work as may be found necessary or convenient in the management of the sewer system. The Village Board shall have power by themselves, their officers, agents and servants, to enter upon any land for the purpose of making examination or supervise in the performance of their duties under this ordinance, without liability therefore; and the Village Board shall have power to purchase and acquire for the North Freedom wastewater collection system, all real and personal property which may be necessary for construction of the sewer system, or for any repair, remodeling, or additions thereto.

MAINTENANCE OF SERVICES. The Owner shall maintain sewer service from the street main to the house and including all controls between the same, without expense to the North Freedom waste water collection, except when they are damaged as a result of negligence or carelessness on the part of Village of North Freedom. All sewer services must be maintained free of defective conditions, by and at the expense of the Owner or occupant of the property. When any sewer service is to be relayed and there are two or more buildings on such service, each building shall be disconnected from such service and a new sewer service shall be installed for each building.

CONDEMNATION OF REAL ESTATE. Whenever any real estate or any easement therein, or use thereof, shall in the judgement of the Village Board be necessary to the sewer system, and whenever, for any cause, an agreement for the purchase thereof, cannot be made with the Owner thereof, the Village Board shall proceed with all necessary steps to take such real estate easement, or use of condemnation in accordance with the Wisconsin Statutes and the Uniform Relocation and Real Property Acquisition Policy Act of 1970, if Federal Funds are used.

TITLE TO REAL ESTATE AND PERSONALTY. All property, real, personal and mixed, acquired for the construction of the sewer system, and all plans, specifications, diagrams, papers, books and records connected therewith said sewer system, and all buildings, machinery, and fixtures pertaining thereto, shall be the property of the Village of North Freedom.

SUB-CHAPTER 19

USER RULES AND REGULATIONS

GENERAL. The rules, regulations, and sewer rates of North Freedom Wastewater Collection System, here in after set forth shall be considered a part of the contract with every person, company or corporation who is connected to or uses the Village of North Freedom sewer system or wastewater treatment facility and every such person,

wn\h:sewer

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company or corporation by connecting with the sewer system or wastewater treatment facility shall be considered as expressing their assent to be bound thereby. Whenever any of said rules and regulations, or such others as the North Freedom Wastewater Collection System after adopt, are violated, the use or service shall be shut off from the building or place of such violation (even though two or more parties are receiving service through the same connection) and shall not be re-established except by order of the Village Board of North Freedom and on payment of all arrears, the expense and established charges of shutting off and putting on, and such other terms as the Village of North Freedom may determine, and a satisfactory understanding with the party that no further cause for complaint shall arise. In case of such violation, the Village of North Freedom, furthermore, may declare any payment made for the service by the party or parties committing such violation, to be forfeited, and the same shall thereupon be forfeited. The right is reserved to the Village of North Freedom to change these said rules, regulations, and sewer rates from time to time as they may deem advisable and make special rates and contracts in all proper cases.

The following rules and regulations for the government of licensed plumbers, sewer users and others, are hereby adopted and established. PLUMBERS. No plumber, pipe fitter, or other person will be permitted to do any plumbing or pipe fitting work in connection with the sewer system without first receiving a license from the State of Wisconsin and obtain permission from the Village Board of North Freedom. All service connections to the sewer main shall comply with State plumbing code.

USERS.

(1) MANDATORY HOOK-UP. The owner of each parcel of land adjacent to a sewer main on which there exists a building usable for human habitation or in a block through which such system is extended, shall connect to such system within 160 days of notice in writing from the Village Board of North Freedom. Failure to do so the Village Board of North Freedom may cause such connection to be made and bill the property owner for such costs. If such costs are not paid within thirty (30) days, such notice shall be assessed as a special tax lien against the property, however, that the owner may within thirty (30) days after the completion of the work, file a written option with the Village Board of North Freedom stating that he or she cannot pay such amount in one sum and ask that there be levied in not to exceed ten (10) equal installments and that the amount shall be so collected with interest at the rate of percent per annum as charge by Sauk County for taxes from the completion of the work, the unpaid balance being a special tax lien, all pursuant to section 144.06, Wisconsin Statutes.

In lieu of the above, the Village Board of North Freedom at its option may impose a penalty for the period that the violation continues, after ten (10) days written notice to any owner failing to make a connection to the sewer system of a fine in the amount of \$100.00. Upon failure to make such payment said charge shall be assessed as a special tax lien against the property. all pursuant to section 144.06.

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This ordinance ordains that the failure to connect to the sewer system is contrary to the minimum health standards of the Village of North Freedom and fails to assure preservation of public health, comfort, and safety of the Village of North Freedom.

SEPTIC TANK PROHIBITED. The maintenance and use of septic tanks, holding tanks and other private sewage disposal systems within the area of the Village of North Freedom serviced by its sewer system are hereby declared to be a public nuisance and a health hazard. From and after January 11, 1993 the use of septic tanks, holding tanks or any private sewage disposal system within the area of the Village of North Freedom serviced by the sewerage system shall be prohibited.

APPLICATION FOR SEWER SERVICE. Every person desiring to connect to the sewer system shall file an application in writing to the Village Board of North Freedom on such forms as is prescribed for that purpose. Blanks for such applications will be furnished at the office of the Village clerk. The application must state fully and truthfully all the wastes which will be discharged. If the applicant is not the owner of the premises, the written consent of the owner must accompany the application. Person connected to the sewer system of the Village of North Freedom are referred to here "Users"

If it appears that the service applied for will not provide adequate service for the contemplated use, the Village Board of North Freedom may reject the application. If the Village Board of North Freedom approves application, it shall issue a permit for services as shown on the application.

APPLICATION FOR SEPTAGE DISPOSAL. Between August 1 and September 1 of each year every licensed disposer wishing to discharge septage to the Village of North Freedom sewerage system shall file a non-refundable filing fee and an application in writing to the Village Board of North Freedom on such a form as is prescribed for that purpose. During the months of July and August, forms for such application will be furnished at the office of the Village Clerk. The application must state fully and truly the type, frequency, quantity, quality, and location of generated septage to be disposed in Village of North Freedom sewerage system.

During the month of September, the Village Board of North Freedom will evaluate the applications and make a determination as to the amount and conditions of septage disposal in the Village of North Freedom sewerage system. The Village Board of North Freedom shall approve or reject all applications by October 1 of each year. If the North Freedom Wastewater Collection System cannot accept all the proposed septage disposal then consideration shall be given first to those generators of septage that are within the sewer service or holding tank service areas. (see NR 205.07(2)k(h)).



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All permits approvals for septage disposal shall have the conditions that any time the sewerage system has operational problems, maintenance problems or threat of W.P.D.E.S. permit violations that are indirectly or directly related to septage disposal, the Village Board of North Freedom may immediately restrict septage disposal until such time as corrective action or mitigative measures have been taken.

CONNECTION CHARGE. Persons attaching to a sewer main shall have lateral from the sewer main installed at their own expense.

TAP PERMITS. After sewer connections have been introduced into a building or upon any premises, no plumber shall make any alterations, extensions, or attachments, unless the party ordering such tapping or other work exhibits the proper permit for the same from the Village of North Freedom

USER TO KEEP IN REPAIR. All users shall keep their own service pipes in good repair and protected from frost, at their own expense, and shall prevent any unnecessary overburdening of the sewer system.

BACK-FLOW PREVENTOR. All floor drains shall have a back-flow prevention valve installed at the owners expense.

USER USE ONLY. No user shall allow other persons or other services to connect to the sewer system through their lateral.

VACATING OF PREMISES AND DISCONTINUANCE OF SERVICE. Whenever premises served by the system are to be vacated, or whenever any person desires to discontinue service from the system, the Village Board of North Freedom must be notified in writing. The owner of the premise shall be liable for any damages to the property of the system other than the through the fault of the system or its employees, representatives, or agents.

USER TO PERMIT INSPECTION. Every user shall permit the Village Board of North Freedom or its duly authorized agent, at all reasonable hours of the day, to enter their premises or building to examine the pipes and fixtures, and the manner in which the drains, and sewer connections operate and they must at all times, frankly and without concealment, answer all questions put to them relative to its use, all in accordance with this Ordinance and Section 196.171, Wisconsin Statutes.

UTILITY RESPONSIBILITY. It is expressly stipulated that no claim shall be made against the Village of North Freedom or acting representative of the breaking, clogging, stoppage, or freezing of any service pipes; nor from any damage arising from repairing mains, making connections, extensions or any other work that may be deemed necessary. The right is hereby reserved to cut off the service at any time for the purpose of repairs of any other necessary purpose, any permit granted or regulations to the contrary notwithstanding. wp\b:sewerP.O.T.W. AND COLLECTION SYSTEM CODES 13  
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Whenever it shall become necessary to shut off the sewer within any district of the Village, the Village clerk shall, if practicable, give notice to each and every consumer within the Village, of the time when such service will be shut off.

#### EXCAVATIONS

In making excavations in streets or highways for laying service pipe or making repairs, the paving and the earth removed must be deposited in manner that will result in the least inconvenience to the public.

No person shall leave any such excavation made in any street or highway open at any time without barricades; and during the night, warning lights must be maintained at such excavations.

In refilling the opening, after the service pipes are laid, the earth must be laid in layers of not more than nine inches in depth and each layer thoroughly compacted to prevent settling. This work together with the replacing of sidewalks, ballast and paving, must be done so as to make the street as good, at least, as before it was disturbed, and satisfactory to the Village. No opening of the streets for tapping the pipes will be permitted when the ground is frozen.

#### TAPPING THE MAINS

No persons, except those having special permission from the Village Board of North Freedom or persons in their service and approved by them, will be permitted, under any circumstances to tap the mains or collection pipes. The kind and size of the connection with the pipe shall be that specified in the permits or order from the Village Board to ensure that new sewers and connections to the sewer system are properly designed and constructed.

Pipes should always be tapped on top, and not within six inches (15 cm) of the joint, or within 24 inches (60 cm) of another lateral connection. All service connections to mains must comply with State plumbing code. Lateral connections to existing sewers shall be made with saddles and by coring the existing sewer or by inserting (cutting-in) a wye or tee into the existing sewer. The wye or tee shall be of the same pipe material as the existing sewer. The lateral/tee connection shall be made with approved adapters or couplings.

#### INSTALLATION OF HOUSE LATERALS

All service pipes (laterals) on private property will be installed in accordance with State of Wisconsin Administrative Code Chapter ILHR 82. "Design, construction, Installation, Supervision, and Inspection of Plumbing", especially, Section ILHR 82.04, "Building Sewers".



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&s required by Section ILHR 82.04(5), all laterals shall be inspected: "The building sewer and/or private interceptor main sewer shall be inspected upon completion of placement of the pipe and before back filling and tested before of after back filling."

EXTENSIONS. The Village of North Freedom shall extend sewer mains to a new person(s) in accordance with the following charges and the following conditions:

When an extension of a sewer main is required by the prospective user, said person shall make an application on such a form as is prescribed for that purpose for such an extension in writing to the Village Board of North Freedom by filing of such an application, the Village Board shall first determine the logical location of the next manhole or manholes. Next, the Village Board shall determine the length and location of the extension, taking into consideration the prospective demands for service, the capacity of downstream facilities, and the orderly development of the particular area. No extension shall be made for a distance less than to the next manhole, all sewer extensions shall be constructed in compliance with local and state laws, ordinances, and regulations.

The person who requests the extension shall pay the entire cost of said extension including the manhole or manholes that are part of the extension. If more than one user is involved, the entire cost shall be divided among these users.

After making the decision as to the length and location of the extension and prior to the time of making the charge to the person(s), the Village Board of North Freedom shall determine the benefits to be received by any parcel that can be served by said extension. Before making a determination as benefits received, the Village Board of North Freedom shall first divide the area to be served into logical building lots. Such Village Board of North Freedom may consider the recommendations of the landowner in determining said building lots if the landowner as part of his or her application accompanies said application with a proposed division of said land into lots for sale or use. In determining the amount to be paid by the original user, if more than one user is involved, the division of the charge shall be made by considering each building lot as a separate user.

Payments are to be considered contributions to construction and after the original contribution in any future connection by reason other than to a lot owned by a party making a previous contribution, such user shall be required to pay to the Village of North Freedom their pro-rate share of the lot or lots owned by the new attaching user in the entire extension cost as if said user had been one of the original contributors.

In addition to the charge made as above provided to each lot, each user shall pay the full cost of the lateral from the main to their building.

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SEPTAGE ACCEPTANCE LOCATION

Septage shall only be discharged to the Village's sewerage system by Village's approved and State of Wisconsin licensed disposers and at location, times and conditions as specified by the Village Board of North Freedom.

Septage discharges to specified manholes may, under special circumstances, be allowed provided discharge rates are restricted as necessary to facilitate mixing, prevent a backup in the receiving sewer and prevent a slug load to the waste-water treatment facility. Discharges may be limited to the normal working hours of the Village Director of Public Works and require written documentation of the discharge to be submitted to the Village Board of North Freedom within one working day of the discharge of the North Freedom Wastewater Collection System. Septage discharge to the Village of North Freedom septage holding facility at the waste-water treatment facility may be limited to the posted normal working hours of the facility. As with discharges to a manhole, documentation of the discharge shall be submitted to the Village Board of North Freedom within one working day of the discharge to the Village of North Freedom septage holding facility.

Forms are prescribed for the purpose of documentation of the discharge will be furnished at the Village office and will include the following information:

- 1) Name, address and telephone number of the hauler
- 2) License number
- 3) Type of septage
- 4) Quantity of septage
- 5) Estimated quality of septage
- 6) Location, date, time and feed rate of discharge to the sewerage system
- 7) Source of septage
- B) Name and address of septage generator
- 9) Other information as required by Village Board of North Freedom

ADDITIONAL AUTHORITY. The Village Board of North Freedom may at any time establish specific connection and lateral charges for any main not covered by other provisions in this Ordinance or when the Village Board of North Freedom has made an extension and the Village Board of North Freedom has failed to provide lateral or connection charges. It is further provided that Village Board of North Freedom may amend or alter any connection or lateral charge after its establishment under the terms of this ordinance or previous ordinance or resolutions.

REGULATIONS

GENERAL DISCHARGE PROHIBITIONS

No Discharger shall contribute or cause to be discharged, directly or indirectly, any of the following described substances into the wastewater disposal system or otherwise to the facilities of the Authority:

a) Any liquids, solids or gases which by reason of their nature or quantity are, or may be, sufficient either alone or by interaction to cause fire or explosion or be injurious in any other way to the operation of the Village of North Freedom wastewater facilities or wastewater treatment works.

b) Solid or viscous substances which will or may cause obstruction to the flow in a sewer or other interference with the operation of the wastewater system.

c) Any wastewater having a pH less than 5.0 or higher than 9.0ph or having any other corrosive property capable of causing damage or hazard to structures, equipment, or personnel of the system (unless the system is specifically designed to accommodate such wastewater).\*

d) Any wastewater containing toxic pollutants in sufficient quantity either singly or by interaction to injure or interfere with any wastewater treatment process, constitute a hazard to humans or animals, or to exceed the limitation set forth in State or Federal Categorical Pretreatment Standards.

e) Any noxious or malodorous liquids, gases, or solids which either singly or by interaction are capable of creating a public nuisance or hazard to life or are sufficient to prevent entry into the sewers for their maintenance and repair.

f) Any substance which may cause the Village of North Freedom effluent or treatment residues, sludge, or scum, to be unsuitable for reclamation and reuse or to interfere with the reclamation process.

g) Any substance which will cause the Village of North Freedom to violate its W.P.D.E.S. and/or other Disposal System Permits.

h) Any substance with objectionable color not removed in the treatment process, such as, but not limited to, dye wastes and vegetable tanning solutions.

i) Any waste-water having a temperature which will inhibit biological activity in the Village of North Freedom treatment works resulting in interference; but in no case, wastewater with a temperature at the introduction into the Publicly Owned Treatment Works which exceeds 40 degrees C (104 degrees F) (unless the P.O.T.W. treatment plant is designed accommodate such temperature).

j) Any slug-load, which shall mean any pollutant, including oxygen demanding pollutants (BOD, etc.), released in a single extraordinary discharge episode of such volume or strength as to cause interference to the Publicly Owned Treatment Works.

k) Any unpolluted water including, but not limited to non-contract cooling water.

l) Any wastewater containing any radioactive wastes or isotopes of such half-life or concentration as exceed limits established by the Authority in compliance with applicable State or Federal regulations.

m) Any wastewater which causes a hazard to human life or creates a public nuisance.

n) Any storm-water, surface water, groundwater, roof run-off or surface drainage or any other connections from inflow sources to the sanitary sewer. Such waters may be discharged to a storm sewer or other waterway with permission of the Village Board of North Freedom.

#### LIMITATIONS ON WASTEWATER STRENGTH

a) National Categorical Pretreatment Standards

National categorical pretreatment standards as promulgated by the U.S. Environmental Protection Agency shall be met by all Dischargers of the regulated industrial categories.

b) State Requirements

State requirements and Limitations on discharges to the Publicly Owned Treatment Works shall be met by all Dischargers which are subject to such standards in any instance in which they are more stringent than federal requirements and Limitations or those in this or any other applicable ordinance.

c) Right of Revision

The Authority reserves the right to amend this Ordinance to provide for more stringent limitations or requirements on discharges to the publicly owned Treatment Works where deemed necessary to comply with the objectives set forth in this Ordinance.

d) Dilution

No Discharger shall increase the use of potable or process water in any way, nor mix separate waste streams for the purpose of diluting a discharge as a partial or complete substitute for adequate treatment to achieve compliance with the standards set forth in this Ordinance.

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e) Supplementary Limitations

No Discharger shall discharge wastewater containing concentrations [and/or mass limitations] of the following enumerated materials, exceeding the following values:

| <u>Material</u>    | <u>Concentration (mg/l)</u> | <u>[Mass</u> |
|--------------------|-----------------------------|--------------|
| <u>Limitation!</u> |                             |              |

The Authority may impose mass limitations on Dischargers which are using dilution to meet the Pretreatment Standards or Requirements of this Ordinance, or in other cases where the imposition of mass limitations deemed appropriate by the Authority.

f) Accidental Discharges

Each Discharger shall provide protection from accidental discharge prohibited or regulated materials or substances established by this Ordinance. Where necessary, facilities to prevent accidental discharge of prohibited materials shall be provided and maintained at the Discharger's cost and expense. Detailed plans showing facilities and operating procedures to provide this protection shall be submitted to the Authority for review, and shall be approved by the Authority before construction of the facility. Review and approval of such plans and operating procedures by the Authority shall not relieve the Discharger from the responsibility to modify its facility as necessary to meet the requirements of this Ordinance.

Dischargers shall notify the Authority immediately upon the occurrence of "slug-load" or accidental discharge of substances prohibited by this Ordinance. The notification shall include location of discharge, date and time thereof, type of waste, concentration and volume, and corrective actions. Any Discharger who discharges a slug-load of prohibited materials shall be liable for any expense, loss or damage to the Village of North Freedom wastewater facilities on wastewater treatment works, in addition the amount of any fines imposed on the Authority on account thereof under State or Federal law.

Signs shall be permanently posted in conspicuous places on Discharger's premises, advising employees whom to call in the event of a slug or accidental discharge. Employers shall instruct all employees who may cause or discover such a discharge with respect to emergency notification procedure.



SEWER USER CHARGE SYSTEM

DEFINITIONS. The following terms shall have the following meaning under this Ordinance:

DEBT SERVICE CHARGES shall include all costs associated with repayment of debts incurred for the construction and/or rehabilitation of wastewater collection system and treatment facility.

NORMAL DOMESTIC STRENGTH WASTEWATER shall mean wastewater with concentrations of Beds and suspended solid no greater than 200 and 250 milligrams per liter (mg/l) respectively.

NORMAL USER shall be a user whose contributions to the sewerage system consist only of normal domestic strength waste water originating from house, apartment, flat, or other living quarters occupied by a person or person constituting a distinct household, business or commercial enterprise

OPERATION AND MAINTENANCE COST shall include all costs associated with the operation and maintenance of the wastewater collection and treatment facilities. These cost, clear water flows (I/I) may be distributed 1) in the same manner as O & M, 2) Land area of users 3) number of hookups and 4) actual or estimated water usage shall be divided proportionately among the various sewer users.

REPLACEMENT COSTS shall include all costs necessary to accumulate the resources to replace equipment as required to maintain capacity and performance during the (design life of the facility)\*. A separate segregated distinct replacement fund shall be established and used for only replacement of equipment.

SEWER SERVICE CHARGE is a service charge levied on users of the sewerage system for payment of capital expenses as well as the operation and maintenance costs, including replacement of said facilities.

POLICY. It shall be the policy of the Village of North Freedom to obtain sufficient revenues to pay the costs of the operation and maintenance of the sewerage facilities, including a replacement fund (i.e. a cash account to be used for future expenditures for obtaining or installing equipment accessories or appurtenances which are necessary to maintain the capacity and performance of the sewerage system during the service life for which such facilities were designed and constructed), through a system of sewer service (charges as defined in this Section. The system shall assure that each user of the sewerage system pays their proportionate share of the cost of such facilities.

BASIS FOR SERVICE CHARGE. The minimum quarterly billing shall be sufficient to pay the billing and customer related administration expenses.

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The unit price per volume shall be sufficient to pay the remaining annual cost of operation and maintenance, including any replacement fund, of the sewerage facilities. The method for determining the user charges is given in the User Charge System. The Village auditor has provided the initial estimates of number of users, costs, etc., to calculate the first year's user charges.

The rates in this ordinance, shall be reviewed not less than biennial. Such review shall be performed by the Village Board of North Freedom. Rates shall be adjusted as required, to reflect actual number and size of users and actual costs. Users will be notified annually of the portion of service charges attributable to operation and maintenance.

SEWER SERVICE CHARGES. A sewer service charge is hereby imposed upon each lot, parcel of land, building, or premise served by the public sewer and wastewater facilities or otherwise discharging sewage, including industrial wastes, into the public sewerage system. Such sewer service charge shall payable as hereinafter provided and in amount determinable as follows:

(1) CATEGORY A is defined as normal or domestic strength wastewater having organic concentrations of biochemical oxygen demand (BOD5) no greater than 200 milligrams per liter (mg/l) and suspended solids no greater than 250 milligrams (mg/l). The sewer service charge for Category A wastewater is as follows:

For the year 1993,

Customer sewer Service Charge per Year with One Customer on Each Meter

V.C. == C.V. x V.

V.C. == Total volumetric charge

V. == Total volume of water used during billing; period in units of  
1000 gallons .

CV. == Volume unit price - \$ 1.71 per 1000 gallons

\$ 18,150.00 is for operation and maintenance  
\$ 2,300.00 is for replacement costs.

\$ 17,630.00 is for debt retirement costs.  
(Quarterly fixed charge 16.80)

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Customer sewer Service Charge Per Year With One Customer on Each Meter  
For year 1994

V.C. == C.V. x V.

V.C. == Total volumetric charge

V. == Total volume of water used during billing  
period in units of 1000 gallons .

CV. == Volume unit price \$2.51 per 1000 gallons

\$ 18,876.00 is for operation and maintenance.

\$ 2,300.00 is for replacement costs. \$

34,062.00 is for debt retirement costs.

(Quarterly fixed charge \$ 23.00)

(2) CATEGORY B is defined as wastewater having organic concentrations of Biochemical Oxygen Demand (BOD5) greater than 200 milligrams per liter (mg/l) and/or suspended solids (SS) greater than 250 milligrams per liter (mg/l). There are no users in this category at the present time. If any user require this rate in the future, a rate will be determined at that time.

SUB-CHAPTER 22

CONTROL OF INDUSTRIAL AND SEPTAGE WASTES

INDUSTRIAL DISCHARGES. If any waters, wastes or septage are discharged, or proposed to be discharge, to the public sewerage system contain substances or possess the characteristics enumerated in sub-chapter 20 and which, in the judgment of the Village Board of North Freedom may be detrimental to the sewerage system, the Village Board of North Freedom may:

- (1) Reject the wastes
- (2) Require pretreatment to an acceptable condition for discharge to the sewerage system.
- (3) Require a control over the quantities and rates of discharge.
- (4) Require payment to cover the added cost of handling and treating the waste not covered by existing taxes or sewer charges under charges under the provisions of Section IV(C).

**P.O.T.W. AND COLLECTION SYSTEM**  
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**SUB-CHAPTER 22**

CONTROL MANHOLES

(1) Each person discharging industrial wastes into a public sewer shall construct and maintain one or more control manholes or access points to facilitate observation, measurement, and sampling their waste, including domestic sewage.

(2) Control manholes or access facilities shall be located and built in manner acceptable to the Village Board of North Freedom. If measuring devices are to be permanently installed, they shall be of a type acceptable to the Village Board of North Freedom.

(3) Control manholes, access facilities, and related equipment shall be installed by the person discharging the industrial waste, their expense, and shall be maintained by the person discharging the waste so as to be in safe condition, assessable and in proper operating condition at all times.

Plans for installation of the control manholes or access facilities and related equipment shall be approved by the Village Board of North Freedom prior to the beginning of construction.

MEASUREMENT OF FLOW. The volume of flow used for computing the sewer service and the cost recovery charges for non-septage disposal shall be based upon the water consumption of the person as shown in the records of meter reading maintained by the Village of North Freedom Water Utility.

PROVISION FOR DEDUCTIONS. In the event that a person discharging industrial waste into the public sewers produces evidence satisfactory to the Village Board of North Freedom that more than 10 Percent of the total annual volume of water used for all purposes does not reach the public sewer, then the determination of the water consumption to be used in computing the waste volume discharged into the public sewer may be made a matter of agreement between the Village Board of North Freedom and the industrial waste discharger.

METERING OF WASTE. Devices for measuring the volume of waste discharged may be required by the Village Board of North Freedom if this volume cannot otherwise be determined from the metered water consumption records. Metering devices for determining the volume of water shall be installed, owned and maintained by the person discharging the wastewater. Following approval and installation, such meters may not be removed without the consent of the Village Board of North Freedom.

**P.O.T.W. AND COLLECTION SYSTEM  
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WASTE SAMPLING

(1) Industrial wastes and septage discharge into the public sewers shall be subject to periodic inspection and a determination of character and concentration of said waste at least quarterly. The determinations shall be required by the Village Board of North Freedom.

(2) Samples shall be collected in such a manner as to be representative of the composition of the wastes. The sampling may be accomplished either manually or by the use of mechanical equipment acceptable to the Village Board of North Freedom. A minimum of at least quarterly sampling shall be necessary to determine sewer service charges.

(3) Testing facilities shall be the responsibility of the person discharging the waste or septage and shall be subject to the approval of the Village Board of North Freedom or its duly authorized representatives at all times. Every care shall be exercised in the collection of samples to ensure their preservation in a state comparable to that at the time the sample was taken

PRETREATMENT. When required, in the opinion of the Village Board of North Freedom, to modify or eliminate waste that are harmful to the structures processes, or operation of the sewerage system, the discharger shall provide at their expense such preliminary treatment or processing facilities as may be required to render this waste acceptable for admission to the public sewers.

GREASE AND/OR SAND INTERCEPTORS. Grease, oil, and sand interceptors shall be provided by the industrial discharger and shall be located as to be readily and easily accessible for cleaning and inspection. In the maintaining of these interceptors, the discharger shall be responsible for the proper removal and disposal by appropriate means of the captured material and shall maintain yearly records of the dates and means of disposal which are subject to review by the Village Board of North Freedom. Any removal and hauling of the collected materials not performed by the discharger(s) personnel, must be performed by currently licensed disposal firms

ANALYSES

(1) All measurements, tests, and analyses of the characteristics of water waste and septage to which reference is made in the Ordinances 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 "Guidelines Establishing Test Procedures for Analysis of pollutants," (1978, 40 CFR 136). Sampling methods, locations, time; durations, and frequencies are to be determined on an individual basis subject to approval by the Village Board of North Freedom.

(2) Determination of the character and concentration of the industrial waste shall be made by the person discharging them or their agent, as designated and required by the Village Board of North Freedom. The Village Board of North Freedom may also make its own analyses of the wastes and these determinations shall be used as a basis for charges.

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If the person discharging the waste contests the determination, the Village Board of North Freedom may elect to have an independent laboratory determine the character and concentration of the waste. Said independent laboratory shall be certified under NR 149 and be acceptable to both the Village Board of North Freedom and the person discharging the waste. All costs incurred by the independent laboratory in making the determination shall be assumed by the discharger.

SUBMISSION OF INFORMATION. Plans, specifications, and any other pertinent information relating to proposed flow equalization, pretreatment, or processing facilities shall be submitted for review of the Village Board of North Freedom prior to the start of their construction if the effluent from such facilities is to be discharged into the public sewers.

SUBMISSION OF BASIC DATA. Within three (3) months after passage of this Ordinance, each person who discharges industrial wastes to a public sewer shall prepare and file with the Village Board of North Freedom a report that shall include pertinent data relating to the quantity and characteristics of the waste discharged to the sewerage system.

Similarly, each person desiring to make a new connection to a public sewer for the purpose of discharging industrial wastes shall prepare and file with the Village Board of North Freedom a report that shall include actual or predicted data relating to the quantity and characteristics of the waste to be discharged.

EXTENSION OF TIME. When it can be demonstrated that circumstances exist which would create an unreasonable burden on the person proposing to discharge a waste, to comply with the time schedule imposed herein, a request for extension of the time may be presented for consideration to the Village Board of North Freedom.

**SUB-CHAPTER 23**

PAYMENT FOR CHARGES

PAYMENT AND PENALTY. The sewerage service charge shall be for the corresponding period of the water bills, and shall be payable to the Village of North Freedom not later than 20 days after the end of each period. A penalty of 3 percent per month shall be added to all bills not paid by the date fixed for final payment.

CHARGES A LIEN. All sewage charges shall be a lien upon the property serviced pursuant to Section 66.076(7), Wisconsin Statutes, and shall be collected in the manner therein provided.

DISPOSITION OF REVENUE. The amounts received from the collection of charges authorized by this Ordinance shall be credited to a sanitary sewerage account which shall show all receipts and expenditures of the sewerage system. Charges collected for replacement expenses shall be credited to a segregated, replacement.

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When appropriated by the Village Board of North Freedom, the credits to the sanitary sewerage account shall be available for the payment of the requirements for operation, maintenance, repairs, and depreciation of the sewerage system consistent with NR162. Any surplus outside the preview of NR162, in said account, shall be available for the payment of principal and interest of loans issued and outstanding, or which may be issued, to provide funds for said sewerage system, or part thereof, and all or a part of the expenses for additions and improvements and other necessary disbursements or indebtedness, and the Village Board of North Freedom may Resolve to pledge each surplus or any part thereof for any such purpose. All present outstanding sewer system general obligation bonds, including the refunding bonds, shall be paid from this fund as to both principal and interest.

**ADDITIONAL CHARGES.** Additional charges shall be imposed upon each lot, parcel of land, building, or premises served by public sewer and wastewater facilities located outside the boundaries of the Village of North Freedom to equalize local capital costs. Such additional charges shall result in a minimum charge for each user according to the schedule for debt repayment from utility revenues.

Such additional charges shall be added to the sewer bill for each billing period.

**EXCESS REVENUES.** Excess revenues collected from a user class will be applied to operation and maintenance costs attributable to that class for the next year.

**SUB-CHAPTER 24**

AUDIT

**ANNUAL AUDIT.** The Village Board of North Freedom shall have conducted an independent Annual Audit, the purpose of which shall be to maintain the proportionately between users and user classes of the user charge system and to ensure that adequate revenues are available relative to increasing operation, maintenance and replacement costs and debt retirement. The findings and recommendations of this audit shall be published in the Village's official newspaper.

**SUB-CHAPTER 25**

VIOLATIONS AND PENALTIES

**DAMAGES.** No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure of pertinence of equipment which is a part of the sewerage system. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

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WRITTEN NOTICE OF VIOLATION. Any person connected to the sewerage system found to be violating a provision of this Ordinance shall be served by the Village Board of North Freedom with a written notice stating the nature of the violation and providing a reasonable time for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

Any licensed disposer discharging to the sewerage system, found to be violating a provision of this ordinance or of any conditions of the Village Board of North Freedom approval for septage disposal, may have their approve immediately revoked. This revocation shall be done in writing and state the reasons for revoking the septage disposal approval.

ACCIDENTAL DISCHARGE. Any person found to be responsible for accidental allowing a deleterious discharge into the sewerage system which cause damage to the sewerage system and/or receiving water body shall, in addition to a fine, pay the amount to cover all damages, both of which will be established by the Village Board of North Freedom.

ACCIDENTAL DISCHARGE REPORTING. Any person responsible for an accidental discharge, that may have a detrimental impact on the sewerage system, shall immediately report the nature and amount of the discharge to Village Office.

CONTINUED VIOLATIONS. Any person, partnership, or corporation, or any officer, agent, or employee thereof, who shall continue any violation beyond the aforesaid notice time limit provided shall, upon conviction thereof, forfeit not less than hundred dollars, (\$100.00) , together with the costs of prosecution. In default of payment of such forfeiture and costs, said violator shall be imprisoned in the County Jail for a period not to exceed five (5) days. Each day in which any violation is continued beyond the aforesaid notice time limit shall be deemed a separate offense.

LIABILITY TO VILLAGE OF NORTH FREEDOM FOR LOSSES. Any person violating any provision of this Ordinance shall become liable to the Village of North Freedom for any expense, loss, or damage occasioned by reason of such violation which the Village of North Freedom may suffer as a result thereof.

DAMAGE RECOVERY. The system shall have the right of recovery from all persons, any expense incurred by said system for the repair or replacement of any part of the sewerage system damaged in any manner by any person by the performance of any work under their control, or by any negligent acts.

PENALTIES. Any person who shall violate any of the provisions of this Ordinance or rules or regulations of the Village of North Freedom or who shall connect a service pipe or discharge without first having obtained a permit therefor or who shall violate any provisions of the Wisconsin Statutes, Wisconsin Administrative Code, or any other materials which are incorporated by reference, shall upon conviction thereof forfeit not less than 20 dollars nor more than 100 dollars and the costs of prosecution. This, however, shall not bar the Village of North Freedom from enforcing the connection duties set out in Section III (C) for mandatory hookup.



**P.O.T.W. AND COLLECTION SYSTEM  
CODES 13  
SUB-CHAPTER 25**

APPEAL PROCEDURES. Any user, affected by any decision, action, or determination, including cease and desist orders, made by the interpreting, implementing provisions of this Ordinance may file with the Village Board a written request for reconsideration within ten (10) days of the date of such decision, action, or determination, setting forth in detail the facts supporting the user's request for reconsideration. The Village Board upon receiving the request for reconsideration shall publish the request in the official newspaper. The Village Board of North Freedom shall render a decision on the receipt of request. If the ruling on the request for reconsideration made by the Village Board of North Freedom is unsatisfactory, the person requesting reconsideration may, within ten days after notification of the action, file a written appeal with the Village Board of North Freedom

**SUB-CHAPTER 26**

VALIDITY

REPEAL OF CONFLICTING ORDINANCES. All ordinances, resolutions, orders or parts thereof heretofore adopted, enacted or entered in conflict with Ordinance shall be and the same are hereby repealed.

SAVINGS CLAUSE. If any provision of this Ordinance is found invalid or unconstitutional or if the application of this Ordinance to any person or circumstances is found to be invalid or unconstitutional, such invalidity unconstitutionality shall not affect the other provisions or application of this Ordinance which can be given effect without the invalid or unconstitutional provision of application.

AMENDMENTS. The Village Board of North Freedom, through its duly qualified governing body, may amend this Ordinance in part or in whole whenever it may deem necessary.

**SUB-CHAPTER 27**

EFFECTIVE DATE

This Ordinance shall take effect and be in force from and after its passage, approval, and publication as provided by law.