

INFLOW AND INFILTRATION ORDINANCE NO. 07-19-2001-1
An Ordinance Establishing
Inflow and Infiltration Reduction Program

WHEREAS, the Town of Cicero Wastewater Department (“Wastewater Department”) is a collection and treatment utility for wastewater and sanitary sewage and has compliance responsibility under the National Pollutant Discharge Emission System (NPDES) and other environmental laws of the United States and State of Indiana; and,

WHEREAS, the Wastewater Department by establishing an Inflow and Infiltration Reduction Program with inspection, certification and enforcement procedures desires to prevent the discharge of clean water into the sanitary sewer and reduce the costs of negative environmental impact such discharges create; and,

WHEREAS, the Wastewater Department desires to implement a program that is the least intrusive to private property owners.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Cicero, as follows:

Section 1. Inflow and Infiltration Reduction Program

The implementation and operation of this program shall be as defined in the “**Policy and Program Information Document to Reduce Inflow and Infiltration (I/I) from the Sanitary Sewer Collection and Treatment System**” (((*What exact title do you want to use?*))) as approved by the Town Council of the Town of Cicero.

Section 2. Existing Ordinances

This Ordinance shall be deemed supplemental to all other Ordinances and provisions thereof for enforcement and compliance purposes only and shall not be deemed to be amendatory or recessionary with respect to same and further, any charges, fees, fines or penalties hereinafter imposed or levied shall be in addition to any charges, fees, fines or penalties heretofore in effect or which may hereafter be imposed.

Section 3. Applicable Fees, Surcharges and Fines

Each initial inspection shall be without charge. A fee shall be assessed to cover the cost of re-inspection if necessary. Such charge is due and payable at the time the inspection is scheduled. The following charge shall be applicable:

\$	0.0	for initial I/I inspection
\$	0.00	for each I/I re-inspection
\$	50.00	inspections at property sale

For residential customers (non-rentals), a \$20.00 per month sewer surcharge shall be imposed beginning sixty (60) days after the sale of the property, change of ownership or notification of violation (if not sold) if the I/I certification of compliance is not on file with the

Wastewater Department. For all residential rentals, commercial, and industrial properties, a \$20.00 per month sewer surcharge shall be imposed beginning sixty (60) days after the sale of the property, change of ownership or notification of violation (if not sold) if the I/I certification of compliance is not on file with the Wastewater Department. A notification of violation after the date of issuance of a certification of compliance will render the certification on file null and void until deficiencies are corrected.

Such sewer surcharge shall be in addition to any and all other fines levied under existing ordinances.

Section 4. Severability

The invalidity of any section, clause, sentence, or provision of this Ordinance shall not affect the validity of any part of this Ordinance which can be given effect without such invalid part or parts.

Section 5. Effective Date

This Ordinance shall be in full force and effect from July 19, 2011.

PASSED AND ADOPTED by the Town Council of the Town of Cicero on this 7th day of July, 2011.

**TOWN COUNCIL OF THE TOWN OF
CICERO, INDIANA**

Eric C. Hayden, President

Jerry G. Cook, Vice-President

Brett S. Foster

Sylvia K. Hartley

Dennis D. Schrupf

ATTESTED TO:

Janice L. Unger, Clerk-Treasurer