



## **CITY OF WASHINGTON, ILLINOIS**

### **Public Works Committee Agenda Communication**

**Meeting Date:** May 3, 2021

**Prepared By:** Dennis Carr, City Engineer

**Agenda Item:** Private Stormwater Disconnection from Sanitary Sewer

**Explanation:** The City has previously established an SSA to partially fund a project on Lawndale and Holland to disconnect any sump pumps and/or footing tiles from the City's Sanitary Sewer. Due to the cost of these projects, several council members have commented on the need to move in a different direction.

#### **EP**

Any person who violates, neglects or refuses to comply with, or who resists or opposes the enforcement of, any provision of this chapter shall, upon conviction thereof, be fined not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00), and for each subsequent offense such person shall be fined not less than one hundred dollars (\$100.00) nor more than seven hundred fifty dollars (\$750.00); and such person shall be deemed guilty of a separate offense for each and every day during which said violation, neglect or refusal to comply with the provisions of this chapter shall continue.

Developers must install sump drain line and have a stub to each property.

No drains can drain across Sidewalk.

#### **Morton**

Public Works Superintendent performs "smoke tests", "dye tests", "TV monitor tests".

Inform residents of the issue and require disconnection in a specific time period. City will pay lesser of 500 or the reasonable cost of disconnection. City also offers 500 or lesser cost of repair if homeowner replaces entire sanitary lateral.

**INELIGIBILITY FOR GRANT:** An owner shall be ineligible to receive a grant if he or she or the occupant (in those cases where an owner does not reside in the premises) have done any of the following:

- (A) Failed to provide access or remove any obstruction to access as defined in Section 3 of this Chapter.
- (B) Failed to consent and allow inspection of the premises within the time period set forth in Section 5 of this Chapter. Failure to allow inspection includes withholding of consent by an occupant of the premises in those cases where an owner does not reside in the premises.
- (C) Failed to complete all corrective action within the time period set forth in Section 6 of this Chapter.
- (D) Failed to comply with any other provisions of this ordinance.

**MONETARY PENALTY FOR VIOLATION:** Any person who violates, neglects, or refuses to comply with, or who resists or opposes the enforcement of any provision of this Ordinance shall, upon conviction thereof, be subject to a fine of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00), and such person shall be deemed guilty of a separate offense for each and every day during which said violation, neglect, or refusal to comply with the provisions of this Ordinance shall continue.

**SERVICE DISCONNECTION:** In the event an owner and an occupant (in those cases where an owner does not reside in the premises) refuse to agree to the inspection of the premises, or otherwise fail to comply with any of the provisions of this Ordinance, then the Village of Morton shall have the right to terminate the sewer service to the premises. In the event the Village elects to terminate the sewer service, the procedures set forth in Title 8, Chapter 3, Section 12 (C), (D), and (E) of this Code shall apply.

**Normal**

90 Days to come into compliance

**PENALTY.** Any person violating any provision of this Chapter or permitting a violation to remain beyond the period of time provided for voluntary correction or elimination thereof, shall upon conviction, be fined not less than One Hundred (\$100.00) dollars or more than Five Hundred (\$500.00) dollars for each violation. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

From the council members who have talked to me about this topic, a path similar to Morton seems preferable with both offering a carrot to those who come into compliance but also the stick for those who do not.

**Fiscal Impact:**

**Recommendation/**

**Committee Discussion Summary:** Discussion on path forward.

**Action Requested:** Discussion