

Chapter 695. Water and Sewer

Article IV. Sewer Department

§ 695-42. Improper disposal of waste to storm sewers.

[Added by Ord. No. 2005-42]

- A. Purpose. The purpose of this section is to prohibit the spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by the Borough of Red Bank, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.
- B. Definitions. As used in this section, the following terms shall have the meanings indicated:

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)

A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by the Borough of Red Bank or other public body, and is designed and used for collecting and conveying stormwater.

PERSON

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

STORMWATER

Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow-removal equipment.

- C. Prohibited conduct. The spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system operated by the Borough of Red Bank is prohibited. The spilling, dumping, or disposal of materials other than stormwater in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system is also prohibited.
- D. Exceptions to prohibition.
 - (1) Water-line flushing and discharges from potable water sources;
 - (2) Uncontaminated groundwater (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising groundwaters);
 - (3) Air-conditioning condensate (excluding contact and noncontact cooling water);
 - (4) Irrigation water (including landscape and lawn watering runoff);
 - (5) Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows;

- (6) Residential car washing water and residential swimming pool discharges;
- (7) Sidewalk, driveway and street wash water;
- (8) Flows from firefighting activities, including the washing of firefighting vehicles;
- (9) Vehicle and equipment wash water from municipal operations pursuant to Part I, Section F.8.e, of the Borough's Tier A Municipal Stormwater General Permit;
- (10) Flows from rinsing of the following equipment with clean water:
 - (a) Beach maintenance equipment immediately following their use for their intended purposes; and
 - (b) Equipment used in the application of salt and deicing materials immediately following salt and deicing material applications. Prior to rinsing with clean water, all residual salt and deicing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded.

E. Enforcement. This section shall be enforced by the Police Department, the Code Enforcement Department and the Board of Health of the Borough of Red Bank.

F. Penalties. Any person(s) who continues to be in violation of the provisions of this section, after being duly notified, shall be subject to a fine or penalty as set forth in Article **V** of this chapter.