

Approved:

**For Introduction**

\_\_\_\_\_  
Town Attorney  
Date:

Public Hearing:  
Board Action:  
Effective Date:  
Moved By:  
Seconded By:

***Bold Italics Text = Proposed changes or additions.***

**Proposed Deletions are in brackets [ ].**

BE IT ORDAINED AS FOLLOWS:

Chapter 146-10 of the Code of the Town of Cromwell is hereby amended by as follows:

§ 146-10 – PURPOSE

The purpose of this Article is to amend the ordinance for sewer fee changes.

- A. No dwelling, apartment house, hotel, motel or commercial building may be constructed unless the plans for the sewage disposal system have been approved by the local director or his authorized representative. No such structure shall be occupied until the final installation of such system is approved.
- B. All human and domestic sewage, including kitchen and laundry wastes, shall be disposed of in properly managed sewers, septic tank systems, privy vaults or by other means, in accordance with the State Public Health Code, Section 19-13-B20a through B20r (1969) and January 15, 1970, using the latest revision of said code at all times.
- C. Where public sewer lines are available in any given area, all dwellings, commercial buildings, hotels and motels, new and old, producing human wastes and soiled water and chemicals shall be connected to such sewer lines. All such dwellings, commercial buildings, hotels and motels must make necessary changes and connect their systems to these lines within a twelve-month period after such line is declared open and functioning. In case a private disposal system is malfunctioning and/or creating a nuisance, the connection to the public sewer line must be made within three months. Any deviation from standard connection shall only be done by special permission of the Director of Health or his authorized representative.
- D. Where public sewers are not available, individual sub-surface disposal systems must be installed on each lot in compliance with the State Public Health Code, using the latest revision of said code at all times.

- E. A permit must be obtained from the Sanitarian for all new disposal systems and for major repairs or changes in old ones that have become defective. ***The fee for the review of plans for all new disposal systems shall be \$100. The fee for the review of plans for repairs and changes to existing systems shall be \$75.*** [The fee shall be \$50 for a new or repair installation.] Services and fees shall be as follows:
- (1) Reviewing the plot plan that the builder or owner must submit showing the location of the house, well and disposal system, with distances to neighboring installations of like nature. The fee shall be **\$100 [\$50]**.
  - (2) Seepage tests made in test holes in the proposed area of seepage and at the proper depth, unless these are supplied by a licensed registered engineer employed by the applicant.
  - (3) Observations of a seven-foot-deep hole where other regulations request such in specific instances. The soil test fee shall be **\$100 [\$50]** per lot.
  - (4) Inspection of the completed system before backfill.
- F. No two-family, multiple-family or apartment building shall be constructed or renovated to such in any area unless public sewage is available.
- G. Any private sewage disposal treatment system which contemplates discharge of treated sewage into any stream or surface water must have the approval of the State Department of Health and Water Resources Commission before any construction of buildings is started.
- H. Trailer parks must conform to the above subsections in regard to all regulations set forth in the State Public Health Code, Section 19-13-B28 (1969).
- I. A house-connection sewer shall not pass within 75 feet of a well, unless the sewer is constructed of cast-iron pipe with leaded or equivalent joints. No sewer, however constructed, shall pass within 25 feet of a well.
- J. No sewer line may pass within 100 feet of a public water-supply well. If it must be placed between 100 feet and 200 feet from such a supply, it must be constructed of cast-iron pipe with leaded or equivalent joints.
- K. If private wells are unfavorably located with regard to sewers, it may be necessary to insist on abandonment of such wells and require tie-in with the public water supply, if available, or relocation of the well. The fee for reviewing new well installations shall be **\$75 [\$50]**.
- L. Approval of building conversions, additions or changes in use in areas without public sewers.
- (1) The Director of Health shall have the powers contained within § 19a-13-B100a of the Regulations of Connecticut State Agencies with respect to the approval of any proposed building conversion/change in use, building addition, attached or detached garage, accessory structure, below- or aboveground pool, or the preservation of any sewage disposal area, located in an area where public sewers are not available.

(2) The terms contained within this Subsection L shall be defined in accordance with § 19a-13-B100a(a) of the Regulations of Connecticut State Agencies.

(3) An application under this Subsection L shall be submitted to the Department of Health with a fee of \$50.

(4) A final decision by the Director of Health made pursuant to this Subsection L shall be made in writing and sent to the applicant. Any decision adverse to the applicant or which limits the application shall set forth the facts and conclusions upon which the decision is based. Such written decision shall be deemed equivalent to an order and may be appealed pursuant to § 19a-229 of the Connecticut General Statutes.

PURPOSE: To amend Chapter 146-10 to change certain fees.

PREPARED BY: John W. Bradley, Jr., Town Attorney

PROPOSED BY: John M. Flanders First Selectman

DATE: June \_\_, 2011

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