

Article V Regulation of Fats, Oils and Grease (FOG)

In an effort to curb sanitary sewer overflows (SSOs) from grease accumulation in its public sanitary sewer system, the CWPCA adopted, at its public meeting on January 11, 2010, a Fats, Oils, and Grease (FOG) Program. Any nonresidential (excluding industrial) facility connected to the public sanitary sewer system that is involved in the preparing or serving food will be subject to the conditions of this Article and must come into compliance within one (1) year of adoption. The review of this Article shall be completed by the CWPCA at a minimum of once every ten (10) years from the date of acceptance.

§ 193-14 Purpose

The purpose of this Article (also referred to herein as the “FOG Article”) is to protect the environment by preventing raw sewage overflows and backups into basements caused by grease hardening in sewer lines causing blockages.

§ 193-15 Definitions

A.

The following definitions shall apply to this Article:

Automatic Grease Recovery Unit, (AGRU)

Means an indoor grease trap (a trap may also be referred to as an interceptor) that separates grease from wastewater by active mechanical or electrical means. Such traps are typically compact under-the-sink units and should be as far away as possible from grease bearing (cleaning) equipment like dishwashers, before exiting the building. See definition of Grease Trap.

Best Management Practice, (BMP)

The practices and procedures of a facility designed to prevent or minimize environmental damage. BMPs include, but are not limited to, treatment requirements, operating procedures, practices to control spillage or leaks, grease disposal, or provide drainage from material storage.

Cromwell Water Pollution Control Authority (CWPCA)

The CWPCA of the Town of Cromwell as created by a Special Town Meeting on April 28, 1965, with all the powers, purposes and objectives as set forth in Chapter 103 of the General Statutes of Connecticut, Revision of 1958 and amendments thereto.

Administrator

Sewer Administrator of the Town of Cromwell or persons authorized by the CWPCA to approve FDPs, FHPs and grease trap requirements.

Fats, Oils, and Grease (FOG)

Any fats, oils and grease generated from the food preparation process. All are sometimes referred to as “grease” or “greases”.

Food Preparation Establishments (FPE)

Food Preparation Establishments are establishments that engage in cooking methods that have the potential to produce fats, oils and grease including: facilities that are

regulated by the local Health Department and are classified as a Class III or Class IV Food Service Establishment (FSE), as defined by the State Health Code; or are regulated by the Connecticut Department of Consumer Protection. These facilities include, but are not limited to, restaurants, hotel kitchens, hospitals, school kitchens, bars, factory cafeterias, clubs, prisons and commercial bakeries. Industrial food processing facilities are not regulated by this Article.

FOG Discharge Permit (FDP)

A permit issued by the CWPCA authorizing the discharge of wastewater to the public sanitary sewer system from a FPE.

Grease Trap

The term grease trap is used collectively to mean both AGRUs and outdoor grease traps.

Grease Disposal Facility (GDF)

A regional collection/transfer/disposal site approved in accordance with the law for the disposal of FOG. This means a Department of Environmental Protection (DEP) approved publicly/privately owned treatment works that is for the separation and disposal of FOG by incineration or other methods. Pursuant to Section 22a-174-33 of the Regulations of Connecticut State Agencies related to Title V source, an in-state regional incinerator must have an operating permit that lists FOG as a source of fuel.

Hauler

Any person that collects the contents of a grease trap and transports it to a grease disposal facility. A Hauler may also provide other services to Food Preparation Establishments related to trap maintenance.

Indoor Trap

Means an AGRU. See definition of Grease Trap.

Inspector

The person or persons duly authorized by the CWPCA to inspect and approve all grease traps and grease BMPs at Food Preparation Establishments discharging to the public sanitary sewer system.

Minimum Design Capability

The design features of a grease trap and its ability or capacity required to effectively intercept and retain grease from grease-laden wastewaters discharged into the public sanitary sewer system.

Outdoor Grease Trap

A structure or device designed for the purpose of removing and preventing FOG from entering the public sanitary sewer system. These devices are often below-ground units built as two or three chamber baffled tanks. Traps shall have at least one inspection hatch at grade per chamber to facilitate inspection, cleaning and maintenance by a Hauler. See definition of Grease Trap.

Permittee

The Permittee represents the FPE and is authorized by the issuance of a FDP to initiate, create, originate or maintain a wastewater discharge from the FPE. The

Permittee shall be the same individual who holds the food service license for the facility.

Person

Any individual, firm, association, society, corporation or group.

Public Sanitary Sewer System

A sewer in which all owners of abutting properties have equal rights and which is controlled by a public authority. Includes the main pipe, manholes and other structures and equipment appurtenant thereto controlled and maintained by the CWPCA for the conveyance of sanitary sewage.

Renderable Grease

The uncontaminated fats, oils and grease from the food preparation process that can be used as a source of material that is free of impurities and can be recycled into products such as animal feed or cosmetics.

User

Any person, including those located outside the jurisdictional limits of the Town of Cromwell, who causes or permits the contribution or discharge of wastewater into sanitary sewers within the Town's boundaries, including entities that contribute such wastewater from mobile sources, such as those who discharge hauled wastewater.

§ 193-16 Objectives; Applicability

A. The objectives of this Article are:

(1)

To prevent the introduction of excessive amounts of grease into the Town of Cromwell's public sanitary sewer system.

(2)

To prevent clogging or blockage of the Town of Cromwell's public sanitary sewer system due to grease build-up causing sewage to backup and flood streets, residences and commercial buildings, resulting in potential liability to the CWPCA.

(3)

To implement a procedure to recover the cost incurred from cleaning and maintaining sewer lines due to improper grease removal.

(4)

To implement a procedure to recover costs for any liability incurred by the CWPCA for damage caused by grease blockages resulting in the flooding of streets, residences or commercial buildings.

(5)

To issue FOG Discharge Permits (FDPs) to Food Preparation Establishments (FPEs) requiring maintenance, monitoring, compliance, and enforcement activities.

(6)

To establish administrative procedures and reporting requirements.

(7)

To establish permit fees for the recovery of costs resulting from this FOG Article.

(8)

To establish enforcement procedures for violations of any part or requirement of this Article.

B. Applicability.

The provisions of this Article shall apply to all existing FPEs and future FPEs located within the Town of Cromwell and to all Haulers as defined in this Article.

§ 193-17

Food Preparation Establishment (FPE) Permitting Program

All licensed FPEs discharging wastewater to the public sanitary sewer system are subject to the following requirements.

A. Permitting:

All FPE's Permittees shall be required to apply for and obtain a "FOG Discharge Permit" (FDP) from the CWPCA. The CWPCA shall approve or deny all applications for the FDPs in accordance with the policies and regulations established in this Article. The FDP shall be in addition to any other permits, registrations, or occupational licenses, which may be required by Federal, State or local law. It shall be a violation of this Article for any FPE identified by the CWPCA to discharge wastewater containing fats, oils, and grease to the public sanitary sewer system without a current FDP.

Following the initial enactment of this FOG Article, any modification to this FOG Article shall become effective on January 1st of the year following enactment of such modification, but in no case shall a modification of the FOG become effective less than 60 days from adoption of such modification.

B. Application Form:

The CWPCA shall provide an application form for a FDP to all FPEs. All FPEs shall obtain a FDP. All existing FPEs shall submit a completed application form within 30 days (1) of receipt of the form or (2) prior to the expiration of their valid FDP. New FPEs shall obtain a FDP prior to issuance of a food service license. Each application form submitted shall include the following information.

(1)

Contact information.

(2)

A drawing in sufficient detail to show the location of all kitchen equipment, that produces or discharges wastewater including sinks, dishwashers, floor drains, grease traps, sanitary sewer connections and appurtenances in the user's premises if known or readily available.

(3)

Hours of facility operation.

(4)

For existing FPEs, documentation of all grease trap maintenance within the past year.

(5)

A signed statement by the Permittee or by the duly authorized representative of the Permittee that the information or report is accurate, and that the applicant agrees to abide by the regulations contained in this Article, as well as all applicable Federal or State laws, including any applicable regulations.

C. Application Procedure:

Filing of a completed application form with fee will initiate the review process that consists of confirming the information supplied on the application and inspection of the facility to ensure compliance with this Article. Pre-Permit inspections shall occur not more than 45 days from the date of application. Re-inspections shall occur not more than 45 days from the date of the last inspection that the facility was found to be in non-compliance. A written report shall be supplied to the FPE detailing the compliance status and any required action. If more than two application inspections are required to bring a facility into compliance, an additional fee as provided for in § 193-21 and Attachment A shall be charged for each additional inspection. A FOG Discharge Permit shall be issued to the Permittee within 14 days of verification of compliance with this Article.

D. FOG Discharge Permit (FDP)

Each FDP shall be effective for a 1-year period and shall have an effective expiration and renewal date.

The FDP must be displayed in a prominent location where staff can see it and a copy kept in the records file.

A FDP shall not be transferred or sold to a new owner. A new owner is required to apply to the CWPCA for a new FDP.

An application for renewal of a FDP and the fees as provided for in § 193-21 shall be submitted at least 30 days prior to expiration of an existing FDP. Failure to maintain a valid FDP shall be a violation of this Article.

The terms and conditions of the permit are subject to modification by the CWPCA during the term of the permit. If due to changes in this Article, modifications to a facility are required in order to remain in compliance, the Permittee shall be informed at least 60 days prior to the effective date of the new requirement or 60 days prior to the expiration date of the existing permit.

E. Entry

Each FPE shall allow the Inspectors of the CWPCA, bearing proper identification, access at all reasonable times to all parts of the premises for the purpose of inspection, observation, records examination, measurements, sampling and testing in accordance with the provisions of this Article. The refusal of any FPE to allow the Inspector official entry for purposes of inspection or performing such other duties as shall be required shall constitute a Violation of this Article. The CWPCA may pursue legal action as provided for in § 193-23 as may be advisable and reasonably necessary for Inspectors to carry out their duties.

F.

Inspection. All FPEs shall be inspected as follows:

(1)

Pre-Permit Inspections. Shall be conducted by the Inspector as established in this Section.

(2)

Inspections. The Inspector shall inspect the FPE on an unscheduled basis after a FDP has been issued to confirm compliance with the requirements of this Article. All FPEs with a current FDP shall be inspected. Inspections shall include all equipment, food processing, clean-up and storage areas and shall include any area that produces wastewater discharge to the grease trap. The Inspector shall also inspect the grease trap maintenance logbook and file, other pertinent data to the grease trap and may check the level of the trap contents and/or take samples/measurements as necessary. The Inspector shall record all observations in a written report. Any deficiencies as provided in §193-20 of this Article shall be noted.

G.

Re-Inspections. The CWPCA will re-inspect the FPE, which receive deficiency notices a minimum of 30 days after original inspection and will provide written notice of compliance or non-compliance as the case may be. In the event of continuing non-compliance, successive re-inspections shall be scheduled and appropriate fees as established in §193-21 shall be charged to the FPE concerned.

H.

Violation Reporting. A Permittee shall immediately notify the CWPCA by telephone upon learning or having reason to believe that a discharge may cause a sewer blockage or adversely affect the public sanitary sewers and initiate corrective action to prevent further violations.

The Permittee shall report, in writing, such violation and corrective actions taken to the CWPCA within 5 days of the Permittee learning of such violation. Failure to report may result in a fine pursuant to §193-23.

§ 193-18 FOG Hauling Regulation Program

RESERVED FOR FUTURE USE

§ 193-19 Wastewater Discharge Limitations

A.

No User shall allow wastewater discharge concentration from a grease trap, or alternative pretreatment technology to exceed 100 milligrams per liter. All analyses shall be conducted according to the current method as listed in Title 40 CFR 136 or as approved in writing by the CWPCA. All costs associated with testing are the responsibility of the FPE.

B.

Traps must remove an average of 90 percent of grease and other extractable matter.

§ 193-20 Outdoor Grease Trap Requirements

Requirements: All FPEs are required to have an outdoor grease trap or inside AGRU. The requirements in this Article are in addition to any applicable requirements of the Department of Environmental Protection (DEP) *General Permit for the Discharge of Wastewater Associated with Food Preparation Establishments*, International Plumbing Code and the Plumbing and Drainage Institute (PDI) as adopted by the office of the State Building Inspector.

A.

New Establishments. On or after the effective date of this Article, FPEs, which are newly proposed or constructed, or existing facilities, which will be expanded or renovated to include a FPE, shall be required to install, operate and maintain an outdoor grease trap according to the requirements established in § 193-20 D. With the exception, of those establishments where inadequate space is available for the installation of an outdoor grease trap or who receive a variance of such requirement from the CWPCA, in its sole discretion.

B.

Existing Establishments. All FPEs existing within the Town of Cromwell prior to the effective date of this Article shall submit an application and obtain a permit to operate and maintain existing outdoor grease traps provided they meet the requirements. Indoor passive grease traps shall be replaced with an outdoor grease trap or AGRU as

determined by the CWPCA. The requirements for outdoor grease traps and AGRUs shall meet the requirements as established in § 193-17 and § 193-20.

On or after the effective date of this Article, the CWPCA may require an existing FPE to install, operate and maintain a new grease trap that complies with the requirements of this Article or to modify any non-compliant plumbing or existing trap within 30 days of written notification by the CWPCA when any of the following conditions exist.

(1)

The establishment is found to be contributing grease, in quantities to cause line stoppages, or increasing maintenance on the public sanitary sewer system.

(2)

The establishment does not have a grease trap.

(3)

The establishment has an undersized, irreparable, or defective grease trap

(4)

Existing establishment is sold or undergoes a change of ownership.

(5)

Remodeling of a kitchen, which requires a plumbing permit to be issued by the Town of Cromwell.

(6)

The establishment has not operated as a FPE for 1 year prior to receiving the FDP application form.

C. Variance from Outdoor Grease Trap Requirements:

An AGRU may only be installed when authorized by the CWPCA, in its sole discretion, after the FPE has sufficiently demonstrated to the CWPCA that the installation of an outdoor grease trap would not be feasible due to space constraints or other relevant considerations. The FPE shall request a variance in writing, which shall contain the following information: contact information, location of sewer main and easement; and existing plumbing drawing, reason or circumstance that the variance is being requested.

D.

Outdoor Grease Trap. Outdoor grease traps shall be installed in all FPEs except where a variance was approved by the CWPCA as described in § 193-20 C. All new and existing outdoor grease traps shall meet the following criteria.

(1)

Trap Design and Location. Outdoor grease traps shall have a minimum of two compartments and shall be capable of separation and retention of grease and storage of settled solids. Access manholes with a minimum diameter of 24" shall be provided over each trap chamber and sanitary tee. The manhole shall also have readily removable covers to facilitate inspection, grease removal, and wastewater sampling activities. The invert elevation of the inlet shall be between 3" and 6" above the invert elevation of the outlet. The trap shall be designed, constructed and installed for adequate load-bearing capacity. Flow control devices shall be installed where flow through the trap may exceed the manufacturer's flow ratings.

(2)

Trap Capacity. Minimum capacity of any one unit shall be 1,000 gallons as required and a maximum of 1,500 gallons. Where sufficient capacity cannot be achieved with a single unit, installation of grease traps in series is required. The CWPCA shall approve the grease trap based on manufacturer's maximum flow capacity.

(3)

Trap Sizing. At a minimum, the trap shall hold discharges equivalent to maximum flows over a 24-hour period. The minimum volume trap shall be based on the following calculations:

a. Patron-Based Method

Fixed Number of Meals Served Water Usage¹

Facility	Volume
Schools, per pupil	3 gallons per day
Residential camps ² , per person	15 gallons per day
Hospital, Nursing Home, per bed	15 gallons per day

¹Adopted from the Connecticut Health Code:

²Residential camps: semi permanent overnight accommodations.

$$IV = MS \times GM$$

Where; IV = Interceptor Volume (Outdoor Grease Trap)
MS = Number of Meals Served (maximum occupancy)
GM = Gallons used per Meal from table above

b. Patron-Based Method

Varied Number of Meals Served per Day¹

Facility	Volume
Churches, per person	5 Gallons per meal
Restaurants and Bars	5 Gallons per meal

¹Adopted from the Connecticut Health Code:

$$IV = MS \times GM = (S \times LF \times H/2) \times GM$$

Where; IV = Interceptor Volume (Outdoor Grease Trap)
MS = Number of Meals Served

GM = Gallons per Meal from table above
 S = Seating Capacity
 LF = Loading Factor
 = 1.25 meal/seat hour for interstate highways
 = 1.0 meal/seat hour for freeways, recreation areas and fixed
 number of meals
 = 0.8 meal/seat hour for main highways
 = 0.5 meal/seat hour for other highways and side streets
 H = Hours in Operation

(4) Pumping and maintenance.

Each FPE shall be responsible for the cost of installing, inspecting, pumping, cleaning and maintaining its outdoor grease trap. Outdoor grease trap cleaning shall include complete removal of all contents including scraping of excessive solids from the walls, floors, baffles and all pipe work. It shall be the responsibility of each FPE to inspect its outdoor grease trap during the pumping operation to ensure proper cleaning and that all fittings and fixtures are functioning properly.

(5) Outdoor trap pumping frequency.

Each FPE shall have its outdoor grease trap(s) pumped whenever 25% of the operating depth of the outdoor grease trap is occupied by grease and settled solids or a minimum of once every 3 months, whichever is more frequent.

(6) Variance procedure.

Written requests for pumping variances may be requested by the FPE from the CWPCA, in writing. The FPE must provide documentation demonstrating sufficient operating depth is available after 3-months usage.

(7) Inspections.

The Inspector shall inspect grease traps as necessary to ensure compliance with this Article.

(8) Disposal.

Renderable grease shall not be disposed of in any sewer, septic tank, or grease trap. All renderable grease shall be stored in a separate, covered, leak proof, renderable grease container, stored out of reach of vermin and collected by a Renderer/Hauler.

Wastes removed from outdoor grease traps shall be disposed of at a Grease Disposal Facility permitted by DEP.

(9) Recordkeeping.

Each FPE shall maintain a logbook in which a record of all grease trap maintenance is entered, including the date and time of the maintenance, repairs required, a copy of the FOG Discharge Permit, records of inspection and log of pumping activities. The file shall be available at all times for inspection and review by the Inspector.

E.

Alternative Grease Removal Devices. The CWPCA, in its sole discretion, may approve these types of devices depending on manufacturer's specifications and verified operations on a case-by-case basis. Alternative devices such as AGRUs shall be subject to written approval based on a demonstration prior to installation.

(1)

Indoor AGRU. AGRUs shall be prohibited for new FPEs, except for those establishments where inadequate space is available for the installation of an outdoor grease trap or at the discretion of the CWPCA. Wastewater in excess of 140°F shall not be discharged into any grease trap.

(2)

AGRUs design. All AGRUs shall be designed and installed in accordance with the manufacturer's specifications and sized to properly pre-treat the measured or calculated flows for all connected fixtures or drains. Traps shall have a removable lid on the top surface to facilitate inspection, cleaning and maintenance.

(3)

Flow control device. AGRUs shall be equipped with a device to control the rate of flow through the unit and shall not exceed the manufacturer's rated capacity.

(4)

Cleaning and maintenance. Each FPE shall be solely responsible for the cost of the AGRU installation, cleaning and maintenance. The AGRU shall include a skimming device, automatic draw-off, or other mechanical means to automatically separate fats and oils from the wastewater, using a timer or level controller. This AGRU shall be connected to the electrical circuit by either hardwire, or cord and plug. The AGRU shall operate no less than once per day. Enzymes, solvents or emulsifiers shall not be used.

F.

Other Approved Unit. If the Permittee requests the use of a unit other than an outdoor grease trap or an AGRU, the Permittee must demonstrate to the CWPCA that the proposed unit can reliably meet the effluent limitations established in this Article. Only after receiving approval by the CWPCA will the Permittee be authorized to install the proposed unit.

G.

De Minimis Discharges. At the request of the Permittee, the CWPCA may grant a variance of the treatment requirements of this Article, if, in the judgment of the CWPCA, there is limited potential for grease in the discharge. This judgment shall be based on: the frequency of operation; the volume of flow; and the potential for grease, based upon the

menu; and similar items. Any change to the conditions of the variance must be reported to the CWPCA for review within 30 days.

§ 193-21 Fees and Billing

A.

The fees provided for in this Article are separate and distinct from all other fees chargeable by the CWPCA. All invoiced fees pursuant to this Article shall become immediately due and owed upon receipt of invoice, and shall become delinquent if not fully paid within 30 days after receipt. Any delinquent amount shall be subject to the late fee of \$25 per month.

B.

A copy of the CWPCA's current fees applicable to all applications, permits, re-inspections, and administrative orders pursuant to this Article shall be kept on file and available for public inspection at the office of the CWPCA.

§ 193-22 Appeal of Permit Denial or Revocation.

Any denial or revocation of a permit pursuant to this Article may be appealed to the CWPCA. The permit applicant or Permittee shall have 15 days from date of notification of the permit denial or revocation to submit a written request for a hearing before the CWPCA. Failure to file an appeal constitutes acceptance of the decision to deny or revoke the permit and any conditions thereof. The CWPCA shall conduct a public hearing and decide within 60 days from receipt of appeal, whether or not to grant the permit. The decision of the CWPCA shall be final.

§ 193-23 Legal Proceedings.

A.

Search Warrant. The CWPCA, through the Town Attorney, may seek to obtain a search warrant from the appropriate authority to gain access to a FPE's facility for the purposes of verification of compliance inspection and monitoring as provided for under §193-17 E if such lawful entry has previously been denied by the FPE.

B.

Citation to Superior Court. Notwithstanding any of the above, the CWPCA may cite any user to Superior Court for violation of any provision of this Article. A violation of any condition or requirement of a FDP or FHP, or failure to obtain such a permit shall be deemed to be a violation of this Article.

C.

Injunction and Other Relief. The First Selectman, through the Town Attorney, may file a petition in the name of the Town in Superior Court or such other courts as may have jurisdiction seeking the issuance of an injunction, damages, or other applicable law or

regulation. Suit may be brought to recover any and all damages suffered by the CWPCA as a result of any action or inaction of any person that causes or suffers damage to occur to the CWPCA sanitary sewer system.

D.

Violations. Any person found to have violated any provision of this Article, or any condition of a permit issued pursuant to this Article, shall be liable for civil fine or penalty provided by § 22a-430 of the Connecticut General Statutes, as amended. Each separate violation shall constitute a separate offense, and for continuing violations, each day's continuance of a violation shall constitute a separate and distinct violation. In addition to the penalties provided herein, the Town may recover attorney's fees, court costs, court reporter's fees and other expenses of litigation by appropriate suit at law against the person found to have violated this Article or the orders, rules, regulations and permits issued hereunder.

§ 193-24 Administrative Enforcement and Abatement

FOG Discharge Permit Enforcement. Enforcement actions against FPEs in violation of this Article shall be according to the following process:

A.

Notice of Violation. A notice of violation (NOV) shall be issued to a FPE for any one or more of the following violations.

(1)

Failure to properly maintain the grease trap in accordance with the provisions of the Article.

(2)

Failure to report changes in operations per § 193-20 A and B.

(3)

Failure to report an unauthorized grease discharge per § 193-17-H.

(4)

Failure to maintain grease records including documentation of pumping activities, keep copies of manifest forms or receipts on site at all times.

(5)

Failure to provide access for trap cleaning, inspection or monitoring activities.

(6)

Failure to obtain or renew a FDP in a timely manner.

(7)

Any other failure to comply with the requirements of this Article or conditions of any permit issued pursuant to this Article.

B.

Notice of Violation Response. If the Inspector records any deficiencies during an inspection, the Inspector will provide a written notice to the FPE with instructions to correct the deficiency within 30 days of such notice, and a tentative date for re-inspection.

Any FPE issued a NOV shall respond to the CWPCA in writing within 15 days of receipt of the NOV describing how the non-compliance occurred and what steps will be taken to prevent the re-occurrence of the non-compliance. If a FPE violates or continues to violate the provisions set forth in this Article or fails to initiate/complete corrective action in response to a NOV, the CWPCA may pursue one or more of the following options:

(1)

Contract with a Hauler to pump the grease trap and bill the appropriate charge to the FPE concerned.

(2)

Impose an Administrative Order fee as per § 193-21 and Attachment A.

(3)

Referred to other appropriate enforcement agencies for further action.

C.

Permit Revocation. Any FDP issued under the provisions of this Article is subject to be modified, suspended or revoked in whole or in part during its term for cause shown including, but not limited to any one of the following:

(1)

Falsification of any information submitted as part of the application for the FDP.

(2)

Failure to comply with the requirements or regulations concerning discharges to the CWPCA sanitary sewer system.

(3)

Failure to comply with the requirements or regulations concerning grease traps in this Article.

(4)

Failure to pay required fees, or penalties in a timely manner.

(5)

Failure to attend required BMP training courses if required by CWPCA.

(6)

When necessary to protect the public health, safety and welfare of the Town of Cromwell.

D.

Best Management Practice Training. All FPEs that receive Notices of Violation or Administrative Orders may be required to send both managerial and other staff to an approved training session regarding FOG BMPs. All costs associated with the training are the responsibility of the FPE.

E.

Administrative Order. The CWPCA may enter into consent agreements, compliance agreements, assurances of voluntary compliance, or other similar documents establishing an agreement with any User, or other person responsible for non-compliance. Such documents will include specific actions to be taken to correct the non-compliance within a time period specified by the document. Such documents shall be judicially enforceable. They include, but shall not be limited to:

(1)

Required corrective actions including, but not limited to, submittal of records for trap maintenance, immediate pump-out of the trap, or establishment of an ongoing contract with a Hauler.

(2)

Requirements for submittal of plans or upgrade of grease traps, including time frames for preparation of plans, acquisitions of necessary equipment, initiation of construction (including time for permit approval, where required), completion of construction, and date for achievement of final compliance with the provisions of the Administrative Order and of this Article.

(3)

Payment of the Administrative Order fee.

F.

Recovery of Costs. When a discharge causes any obstruction, damage or any other impairment to the public sanitary sewer system or any expense of whatever character or nature to the CWPCA, the CWPCA shall assess the expenses incurred to clear the obstruction, repair damage to the system, and any other expenses or damage of any kind or nature suffered by the Town as a result thereof. The CWPCA may file a claim with the

User or other person that caused the obstruction, damage or other impairment for recovery of such cost including any collection costs. If the claim is ignored or denied, the CWPCA shall notify the Town Attorney to take such measures as shall be appropriate to recover any expense or to correct other damages suffered by the Town.

G. Remedies Nonexclusive.

The remedies for this Article are not exclusive. The CWPCA may take any, all, or any combination of these actions against any person violating this Article.

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