

Resolution No. 06-49

RESOLUTION AUTHORIZING THE ADOPTION OF
POLICY AND PROCEDURE TO PROHIBIT ILLICIT
CONNECTIONS TO STORM SEWERS ON COUNTY HIGHWAYS

Freeholder CLIFTON offered the following Resolution and

moved its adoption:

I. Purpose:

A policy and procedure to prohibit any and all illicit connections by Monmouth County to all MS4s of the municipal separate storm sewer system(s) operated by Monmouth County, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply. This policy and procedure does not apply to any illicit connection which emanates from an entity other than Monmouth County.

II. Definitions:

For the purpose of this policy and procedure, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this policy and procedure clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory. Most of the definitions below are the same as or based on corresponding definitions in the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A-1.2.

- a. County Highway – any highway or other thoroughfare operated by Monmouth County (including a maintenance facility or rest area for such a thoroughfare). For purposes of this policy and procedure a "highway or other thoroughfare" does not include:

- 1. Any thoroughfare confined to the grounds of one or more buildings; or

2. Any thoroughfare confined to a park or recreational area operated by Monmouth County.
- b. Domestic sewage - waste and wastewater from humans or household operations.
 - c. Illicit connection - any physical or non-physical connection that discharges domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater) to the municipal separate storm sewer system operated by Monmouth County, unless that discharge is authorized under a NJPDES permit other than the Public Complex Stormwater General Permit (NJPDES Permit Number NJ0141879). Non-physical connections may include, but are not limited to, leaks, flows, or overflows into the municipal separate storm sewer system.
 - d. Industrial waste - non-domestic waste, including, but not limited to, those pollutants regulated under Section 307(a), (b), or (c) of the Federal Clean Water Act (33 U.S.C. §1317(a), (b), or (c)).
 - e. Municipal separate storm sewer system (MS4) - a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by Monmouth County or other public body, and is designed and used for collecting and conveying stormwater.
 - f. NJPDES permit - a permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A
 - g. Non-contact cooling water - water used to reduce temperature for the purpose of cooling. Such waters do not come into direct contact with any raw material, intermediate product (other than heat) or finished product. Non-contact cooling water may however contain algaecides, or biocides to control fouling of equipment such as heat exchangers, and/or corrosion inhibitors.
 - h. Process wastewater - any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct, or waste product. Process wastewater includes, but is not limited to, leachate and cooling water other than non-contact cooling water.
 - i. 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.

III. Prohibited Conduct:

Monmouth County and its officers, staff, agents, other employees, contractors, and students shall not discharge or cause to be discharged, through an illicit connection to the municipal separate

storm sewer system operated by Monmouth County, any domestic sewage, non-contact cooling water, process wastewater, or other industrial waste (other than stormwater).

IV. Penalties:

Any Monmouth County officer or employee who continues to be in violation of the provisions of this policy and procedure, after being duly notified, shall be subject to removal, suspension, demotion or other disciplinary action.

BE IT FURTHER RESOLVED that the Clerk of the Monmouth County Board of Chosen Freeholders forward a certified true copy of this Resolution to New Jersey Department of Environmental Protection.

Seconded by Freeholder BURRY and adopted on roll call by the following vote:

	<u>YES</u>	NO	ABSTAIN	ABSENT
Mrs. Burry	X			
Mrs. Handlin	X			
Mr. Narozeanick	X			
Mr. Clifton	X			
Mr. Barham	X			