

BOARD OF SUPERVISORS
COOKE TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA
COOKE TOWNSHIP SEWAGE SYSTEM PUMPING ORDINANCE
ORDINANCE No. 2014-1

AN ORDINANCE REQUIRING REGISTRATION OF
SEWAGE SERVICE PROVIDERS AND REQUIRING NOTIFICATION
TO COOKE TOWNSHIP WHEN SEPTAGE IS PUMPED.

Whereas, pursuant to statutory authority granted in the Pennsylvania Sewage Facilities Act, 35 P.S. 750.1, et seq., as implemented by and through the regulations issued by the Pennsylvania Department of Environmental Protection, Title 25, Chapters 71, 72 and 73, Cooke Township may take actions necessary to assure continued compliance of sewage facilities,

It is hereby ordained by the Supervisors of Cooke Township, Cumberland County, Pennsylvania, that the following regulations be adopted and established for said Township.

SECTION 1.

This Ordinance shall be known as and may be referred to as the **Cooke Township Sewage System Pumping Ordinance**.

SECTION 2.
DEFINITIONS

Owner - Any person, corporation, partnership, etc. holding deed or title to lands or buildings within Cooke Township.

On-lot System - An individual on-lot sewage system, or an individual sewerage system or a community sewage system described in PA Code, Title 25, Chapter 73.

Sewage service provider - Any entity engaging in cleaning any or all components of a community or individual on-lot septic system and evacuating and transporting the septage cleaned therefrom, whether for a fee or free of charge.

Septage - The residual scum, sludge and other materials pumped from septic or aerobic treatment tanks and the systems they serve.

Sewage - Any substance that contains any waste products, or excrement, or other discharge from the bodies of human beings or animals; a substance harmful to the public health, animal or aquatic life, or the use of water for domestic water supply or for recreation, or a substance which constitutes pollution to the waters of the Commonwealth of Pennsylvania under the Clean Streams Law (35 P.S. 691.1 -691.1001).

SECTION 3.

- A. Sewage service providers that remove and dispose of septage from on-lot systems in Cooke Township must register their name and address with Cooke Township before conducting business in the Township.

- B. Sewage service providers shall provide their state license number permitting them to collect and haul septage in the Commonwealth of Pennsylvania documentation that all septage pumped from properties in Cooke Township will be delivered to a site or facility approved by the Pennsylvania Department of Environmental Protection.

SECTION 4.

- A. Each owner of a building served by an on-lot system, which contains a septic tank or retaining tank, shall have the tank pumped by a sewage service provider within the time period necessary for proper maintenance of said system to prevent damage to the system, overflow and/or environmental contamination by uncontained sewage or septage.
- B. No on-lot system shall be used or loaded in a manner which is inconsistent with the permit that was issued to authorize that system's installation.
- C. Owners shall follow the operation and maintenance recommendations of the on-lot equipment manufacturer or system installer. Owners shall at all times operate and maintain the on-lot system in such condition as will permit it to function in the manner in which it was designed and to prevent the unlawful discharge of sewage and septage.
- D. Owners of seasonal-use structures ("cabins") regulated by the Department of Conservation and Natural Resources, shall follow all requirements of the Department in addition to the requirements of this Ordinance.

SECTION 5.

- A. Whenever a sewage service provider services a septic tank or holding tank in Cooke Township, the pumper/hauler company shall submit a written statement that must be received at the Municipal Office of Cooke Township within thirty (30) days of the date of pumping.
- B. The written statement shall contain at the minimum the following information:
- (1) Date of pumping.
 - (2) Name and address of system owner.
 - (3) Address of on-lot system, if different from owner's.
 - (4) Description and diagram of the location of the tank
 - (5) Condition of treatment tank baffles.
 - (6) Date the system was installed (estimate if necessary).
 - (7) Date of last pump-out (estimate if necessary).
 - (8) List of any other maintenance performed.
 - (9) Any indications of system malfunction observed.
 - (10) Amount of septage or other semi-solid or solid material removed.
 - (11) List of recommendations for repair and/or maintenance.
 - (12) Destination of the septage (name of facility, location of land application site).

SECTION 6: PROCEDURES AND FEES

The Board of Supervisors of Cooke Township may by Resolution adopt procedures and regulations to

implement this Ordinance and may by Resolution fix reasonable fees to be charged for municipal activities or services provided including but not limited to, filing fees for information submitted by sewage service provider businesses.

SECTION 7: VIOLATIONS AND PENALTIES

Any sewage service provider or owner of property who violates this Ordinance shall be subject to a penalty of up to \$1,000.00 per violation.

SECTION 8: SEVERABILITY AND CONFLICTS

- A. The provisions of this Ordinance shall be severable and, if any of the provisions hereof shall be held to be invalid or unenforceable, the remaining provisions of this Ordinance shall remain in effect.
- B. All Ordinances or parts of Ordinances conflicting with any of the provisions of this Ordinance are hereby repealed insofar as some affect this Ordinance.

SECTION 9: ENFORCEMENT

The Cooke Township Supervisors, code enforcement officer, or other designated official shall be responsible for enforcing the provisions of this Ordinance.

SECTION 10: EFFECTIVE DATE

This Ordinance shall become effective immediately.

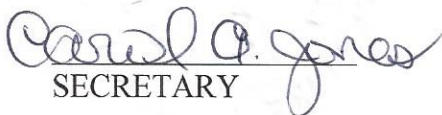
DULY ENACTED AND ORDAINED by the Board of Supervisors of Cooke Township, Cumberland County, Pennsylvania, this 3rd day of JUNE, 2014.

TOWNSHIP OF COOKE
CUMBERLAND COUNTY, PENNSYLVANIA

ATTEST:



CARL W. JONES III, CHAIRMAN



SECRETARY



DIANE BATT, VICE CHAIRMAN

MAYNARD E. BURKETT, SUPERVISOR