

BOROUGH OF CRESSKILL

ORDINANCE NO. 12-14-1436

AMEND CHAPTER 210, ARTICLE II  
SEWER TREATMENT

BE IT ORDAINED by the Mayor and Council of the Borough of Cresskill in the County of Bergen and State of New Jersey, as follows:

SECTION I Insert NEW

**§ 210-32. Legislative Intent.**

The Borough hereby declares its intent to regulate and control the flow of any ground-waters or surface waters except sanitary sewer waters into its sanitary sewer system. It is the intent of this section to prevent ground-waters, surface waters, and any other waters from entering the Borough of Cresskill Sanitary Sewer System by means of sump pumps, storm drains or any other devices and to provide penalties for the violation of same.

**§ 210-33. Connections Prohibited.**

A. No person shall connect a sump pump, drain or any other mechanical or non-mechanical device which shall discharge non-sanitary sewage waters into the sanitary sewer system of the Borough of Cresskill.

B. Any property owner whose property contains any sump pumps or drains or other mechanical or non-mechanical devices which are discharging any waters into the sanitary sewer system shall cause such condition to be removed and/or abated.

C. Whenever a property owner intends to reroof or install a new roof which is 1,500 square feet in area or greater, all new roof drains must be connected directly to a storm drain system or a dry well, and all roof drains on the property that are presently connected to the sanitary sewer system must be disconnected and connected to either a dry well and/or the storm drain system of the municipality. Prior to reroofing or installing a new roof greater than 1,500 square feet in area, the owner or his representative shall make application to the Borough for a roof permit in regard to same.

(1) Any permit for reroofing or a new roof issued in regard to a roof which is 1,500 square feet in area or greater shall require all roof leaders to be connected to either a storm drain or dry well. If any roof leaders then in existence are connected to any sanitary sewer system, they shall be disconnected from any sewer that they are connected to and reconnected to either a storm drain or dry well. In no event shall any roof leader continue to be connected to the sanitary sewer system of the Borough of Cresskill.

(2) The fee for said permit shall be pursuant to Chapter 101-3.

(3)The Construction Official or his designee shall review the application and make an inspection to ascertain whether or not any roof drains are presently connected to the sanitary sewer system of Cresskill or will be connected as a result of said construction.

(4)No roof permit shall be issued unless the Construction Official, or his designee, is satisfied that no drains will be connected to said system and furthermore any drains presently connected shall be disconnected.

(5)The Construction Official shall issue a permit for said repair or reconstruction upon the applicant satisfying the provisions of this section.

(6) Upon completion of any work contemplated by this section, the Construction Official, or his designee, shall re-inspect the work in order to determine whether or not the conditions of this section have been fulfilled.

#### **§ 210-34. Duties of Construction Official.**

Whenever it is necessary for a property owner to obtain a certificate of occupancy, a continued certificate of occupancy, or any permit from the Construction Department, and/or there is a transfer of any ownership of any residence or commercial building, the Construction Official shall be required to perform and/or direct the performance of the following duties and acts:

A. Upon application for a certificate of occupancy, continued certificate of occupancy or permit, the Construction Official shall inspect, within 10 days, excluding weekends and holidays, the subject premises in order to determine whether any sump pumps or drains or other mechanical devices are discharging any waters into the sanitary sewer system.

B. In the event that he determines that there is such discharge, no certificate of occupancy, continued certificate of occupancy or permit shall be issued to the possessor of said property until said condition is removed.

C. Upon the inspection of such dwelling, the Construction Official shall file an appropriate affidavit indicating that said inspection has been made and shall file same with the Borough Clerk.

#### **§ 210-35. Violations.**

In the event that the owner of real property in the Borough of Cresskill violates any provision of this chapter, the Construction Official shall be empowered to give notice to the property owner of the violation of same and the same shall be corrected within 30 days thereof. In the event that the property owner fails to comply with the order of the Construction Official, the owner shall be determined to be in violation of this section and subject to the penalties set forth below.

#### **§ 210-36. Right to Enter Upon Lands.**

For the purpose of administering and enforcing this section, the Borough Construction Official, or his designee, shall have the right to enter into and upon any lands for which an application has been filed and may examine and inspect such lands.

**§ 210-37. Enforcement Officer.**

The Construction Official or his designee is hereby designated as the enforcement officer.

**§ 210-38. Penalties.**

Any person violating any of the provisions of this section shall, upon conviction thereof, be subject to the penalties provided in §1-15.

SECTION II Renumber the following:

**§ 210-39. Compliance with county utility regulations.**

**§ 210-40. Acceptance of standards by Borough.**

**§ 210-41. Copies on file.**

**§ 210-42. Copies available from authority.**

SECTION III

All other Ordinances of the Borough, or parts thereof, which are in conflict with this Ordinance, are hereby repealed to the extent of such conflict.

SECTION IV

If any section, subsection, paragraph, subdivision, or sentence of this Ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, such decision shall apply only to the section, subsection, paragraph, subdivision, sentence, clause, phrase or provision so adjudged, and the remainder of this Ordinance shall be deemed valid and effective.

SECTION V

This Ordinance shall take effect immediately upon final passage and publication according to law.