

162-51 Notification of requirements; change in status

Upon the promulgation of the Federal Categorical Pretreatment Standards for a particular industrial subcategory, the federal standard, if more stringent than limitations imposed under this Article for sources in that subcategory, is enforceable under this Article, per 40 CFR Section 402.12. The township shall be responsible for notifying the affected user of the applicable reporting requirements under this regulation. The township is responsible for notifying the affected user of the promulgation of categorical standards, even though local limits may be more stringent. Each user shall be responsible for notifying the township of changes to their status under the federal, state or local regulations.

162-52 Modification of Federal Categorical Pretreatment Standards

Where the Authority's wastewater collection system achieves consistent removal of pollutants limited by Federal Pretreatment Standards, the township may apply to the approval authority for modifications of specific limits in the Federal Pretreatment Standards. The township may then modify pollutant discharge limits in the Federal Pretreatment Standards if the requirements contained in 40 CFR Part 403, Section 403.7, are fulfilled and prior approval from the approval authority is obtained.

162-53 Specific Pollutant Limitations

A. No person shall discharge wastewater containing in excess of:

<u>Parameter</u>	<u>Max. Conc. from Industrial Connections to POTW (mg/l)</u>
Arsenic	1.63
Cadmium	0.75
Chromium (hexavalent)	N/A
Chromium (total)	16.68
Copper	1.93
Cyanide	Site Specific
Lead	7.43
Mercury	0.0007
Nickel	3.31
Oil and grease	100.0
pH	Not less than 5.0 S/U or greater than 10.0 S/U
Silver	0.42
Zinc	8.79

B. Pretreatment levels.

- (1) All wastewater entering the township's collection system shall be pretreated to normal domestic levels unless otherwise stated in writing by the township by way of the user permit. These levels shall be:

BOD - case by case basis
Suspended Solids - case by case basis
Ammonia Nitrogen - 25 mg/l as N
TKN - 25 mg/l as N

- (2) The township or its designated representative, may grant exceptions to the BOD and TSS limitations on its own authority or as requested in writing by any Class I industrial user (significant user) in the event the user is unable to adhere to the general limitations set forth herein. The granting of any exception to said limitation under this paragraph is solely within the discretion of the township through its designated representative and shall be granted subject to the general terms of the users permit. The township shall make its determination whether to grant an exception of the BOD and TSS limitations on a case by case basis taking into consideration the impact on the operation of the POTW treatment plant and its ability to operate within the standards established by the control Authority's NPDES permit. The basis for this determination shall be in accordance with the compatible pollutant local limits reallocation study prepared from time to time by the Control Authority's consulting engineers. Any party who is aggrieved from the decision regarding its request for an exception to the aforementioned limitations may avail themselves of the appeal procedure under Section 162-75 of this Article.

C. Where any user requires greater than five percent (5%) of the POTW capacity on an average daily mass basis, more stringent limitations shall be imposed.

162-54 Applicability of State Requirements

State requirements and limitations on discharges shall apply in any case where they are more stringent than federal requirements and limitations or those in this Article.

162-55 Modification to system

The township reserves the right to establish by ordinance more stringent limitations or requirements on discharges to the wastewater disposal system if deemed necessary to comply with the objectives presented in Section 162-46 of this Article.

162-56 Excessive Discharge

No user shall ever increase the use of process water or in any way attempt to dilute a discharge as partial or complete substitute for adequate treatment to achieve compliance with the limitations contained in the Federal Categorical Pretreatment Standard or with any other pollutant-specific limitation developed by the township, state or federal agencies.

162-57 Accidental or Slug Discharges

Each user shall provide protection from accidental or slug discharges of prohibited materials or other substances which have the potential to cause interference or pass-through at the POTW and are regulated by this Article. Slug discharges include any discharge of a non-routine, episodic nature, including but not limited to an accidental spill or a non-customary batch discharge. Facilities to prevent accidental discharge or slug discharge of prohibited materials shall be provided and maintained at the user's own cost and expense. Detailed plans showing facilities and operating procedures to provide this protection shall be submitted to the township for review, and shall be approved by the township before construction of the facility. The slug control plan shall contain a description of discharge practices (including nonroutine batch discharge); a description of stored chemicals; procedures for immediate notification to the POTW of slug discharges and written procedures to prevent adverse impacts from any accidental spill (i.e. operation and maintenance, general housekeeping and training). All existing users shall complete such a plan within ninety (90) days after notification by the MIP Coordinator of this requirement. No Users who commences contribution to the POTW after the effective date of this Article shall be permitted to introduce pollutants into the system until the accidental discharge and slug discharge procedures have been approved by the township. Review and approval of such plans and operating procedures shall not relieve the user from the responsibility to modify its facility, as necessary, to meet the requirements of this Article. In the case of an accidental discharge or slug discharge (either accidental or intentional), it is the responsibility of the user to immediately telephone and notify the POTW of the incident. The notification shall include location of discharge, type of waste, concentration and volume, and corrective actions.

162-57.1 Written Report

Within five (5) days following an accidental discharge, the user shall submit to the township and to the applicable POTW a detailed written report describing the cause of the discharge and the measures to be taken to mitigate any expense, loss, damage, or other liability which may be incurred as a result of damage to the POTW or aquatic life or any other damage to person or property. Such report shall not relieve the user of any fines, civil penalties, or other liability which may be imposed by this article or other applicable law.

162-57.2 Discharge of Hazardous Wastes

Each user must notify, in writing, the POTW, the state and the EPA of any substance, which if otherwise disposed of, would be considered a hazardous waste under 40 CFR, Part 261. The notification must include the name of the hazardous waste as set forth in 40 CFR, Part 261, the EPA hazardous waste number, and the type of discharge (continuous, batch, or other). If the industrial user discharges more than 100 kilograms of such waste per calendar month to the POTW, the notification should also contain the following information to the extent such information is known and readily available to the user; an identification of the hazardous constituents contained in the wastes and estimation of the mass of constituents in the waste stream expected to be discharged during the following twelve (12) months. All notifications must take place within one hundred eighty (180) days of the effective date of the rule or, for new discharges, within one hundred eighty (180) days after the discharge of the hazardous waste. If a new substance is classified as hazardous under the Resource Conservation Recovery Act (RCRA), the user must notify the POTW, the state, and EPA of the discharge of such substances within ninety (90) days of the effective date of the rule. In the case of notification made, the user shall have a PADER certified program in place to reduce the volume or toxicity of hazardous wastes generated to the degree it has determined to be economically practical.

162-58 Emergency Notification Procedures

A notice shall be permanently posted on the user bulletin board or other prominent place advising employees whom to call in the event of a dangerous discharge. Employers shall ensure that all employees who may cause or suffer such a dangerous discharge to occur are advised of the emergency notification procedures.

162-59 Schedule of Charges and Fees

- A. It is the purpose of this section to provide for the recovery of costs from users of the township's wastewater collection system for the implementation of the program established herein. The applicable charges or fees shall be set forth in the township's schedule of charges and fees.

B. Fees

(1) The township may adopt by resolution of the Board of Supervisors, as may be amended from time to time, charges and fees which may include:

(a) Fees for reimbursement of costs of setting up and operating the township's pretreatment program. These fees shall be established based on the following percentages, which relate to the time required to be devoted by the MIP Coordinator for each class of user:

[1] Class 1: ninety percent (90%)

[2] Class 2: eight percent (8%)

[3] Class 3: two percent (2%)

(b) Fees for monitoring, inspections, and surveillance procedures.

(c) Fees for reviewing accidental discharge procedures and construction.

(d) Fees for permit applications.

(e) Fees for filing appeals.

(f) Fees for consistent removal by the township of pollutants otherwise subject to federal pretreatment standards.

(g) Other fees the township may deem necessary to carry out the requirements contained herein.

(2) These fees relate solely to the matters covered by this Article and are separate from all other fees chargeable by the township.

162-60 Unlawful Discharge

It shall be unlawful to discharge to any sanitary sewer within the township, or in any area under the jurisdiction of said Township, or to the POTW any wastewater, except as authorized in writing by the township in accordance with the provisions of this Article.

162-61 User Connection Permit; information to be provided

A. All users proposing to connect to and contribute to the POTW shall obtain a user permit before connecting to or contributing to the POTW.

B. The Superintendent and/or the township shall require a user of sewer services to provide information needed to determine compliance with this Article or other applicable local, state, or federal laws, rules, or regulations. These requirements may include:

- (1) Wastewater discharge peak rate and volume records over a specified time period.
- (2) Information on raw materials, processes, and products affecting wastewater volume and quality.
- (3) Quantity and disposition of specific liquid, sludge, oil, solvent, or other materials important to sewer use control.
- (4) A plot plan of sewers on the user's property showing sewer facility locations and all proposed sewer connections to these facilities.
- (5) Details of systems to prevent and control storm water from entering municipal sewers.
- (6) Payment of all costs incurred for the information described in 162-60 through 162-71 shall be paid by the User of the sewer services in addition to other charges and sewer rentals.

C. All measurements, tests, and analyses of the characteristics of waters and wastewaters to which reference is made in this Article shall be determined in accordance with procedures established by the EPA pursuant 40 CFR, Part 136, as amended. Sampling methods, locations, times, durations, and frequencies are to be determined on an individual basis, subject to approval by the township.

D. The user shall be responsible for submitting all applicable county, regional, state, or federal permits or planning documents required for approval of sewer connection.

162-62 User Permit required; compliance required

A. All users proposing to connect to or contribute to the POTW shall obtain a user permit before connecting to or contributing to the POTW. All existing users connected to or contributing to the POTW shall apply for a user permit within thirty (30) days after the effective date of this Article.

- B. The user, where applicable, must also comply with the requirements of the Federal Categorical Pretreatment Standards for a particular industrial subcategory. Where a user becomes subject to a new National Categorical Pretreatment Standard but has not previously submitted an application for a user permit as required by this section, the user shall apply for a user permit within one hundred eighty (180) days after the promulgation of the applicable National Categorical Pretreatment Standard.

162-63 Permit Application

- A. All users required to obtain a permit shall complete and file with the township an application in the form prescribed by the township and be accompanied by the required fee. In support of the application, the user shall submit in units and terms appropriate for evaluation the following information:
- (1) Name, address, and location (if different from the address).
 - (2) SIC number, according to the Standard Industrial Classification Manual, Bureau of the Budget 1972 as amended.
 - (3) Wastewater constituents and characteristics, including but not limited to those mentioned in 162-50 through 162-58, as determined by a laboratory certified by the Pennsylvania Department of Environmental Resources; sampling and analyses shall be performed in accordance with procedures established by the EPA pursuant to Section 304(g) of the Act, and contained in 40 CFR, Part 136, as amended.
 - (4) Time and duration of contribution.
 - (5) Average daily and 3-minute peak wastewater flow rates, including daily, monthly, and seasonal variation, if any.
 - (6) Site plans, floor plans, mechanical and plumbing plans and details to show all sewers, sewer connections, and appurtenances by the size, location and elevation.
 - (7) Description of activities, facilities, and plant processes on the premises, including all materials which are or could be discharged.

- (8) The nature and concentration of any pollutants in the discharge which are limited by any township, state or federal pretreatment standards and a statement regarding whether or not the pretreatment standards are being met on a consistent basis and, if not, whether additional operation and maintenance (O&M) and/or additional pretreatment is required for the User to meet applicable pretreatment standards.
- (9) If additional pretreatment and/or O&M will be required to meet the pretreatment standards, the shortest schedule by which the Use will provide such additional pretreatment. The completion date in this schedule shall not be later than the compliance date established for the applicable pretreatment standard. The following conditions shall apply to this schedule:
- (a) The schedule shall contain increments of progress in the form of dates for the commencement and completion of major events leading to the construction and operation of additional pretreatment required for the use to meet the applicable pretreatment standards (e.g., hiring an engineer, completing preliminary plans, completing final plans, executing contract for major components, commencing construction, completing construction, etc.).
 - (b) No increment referred to in Subsection A(9)(a) shall exceed nine months.
 - (c) No later than 14 days following each date in the schedule and the final date for compliance, the user shall submit a progress report to the township, including, as a minimum, whether or not it complied with the increment of progress to be met on such date and, if not, the date on which it expects to comply with this increment of progress; the reason for delay, and the steps being taken by the user to return the construction to the schedule established. In no event shall more than nine months elapse between such progress reports to the township.
- (10) Each product produced by type, amount, process, or processes, and the rate of production.
- (11) Type and amount of raw materials processed (average and maximum per day).

(12) Number and type of employees, and hours of operation of plant, and proposed or actual hours of operation of pretreatment system.

(13) Any other information including baseline monitoring reports (BMR's) from categorical users, as may be deemed by the township to be necessary to evaluate the permit and application.

(14) All other environmental permits held by a user.

B. The township will evaluate the data furnished by the user and may require additional information. After evaluation and acceptance of the data furnished, the township will issue a user permit subject to terms and conditions provided herein. The township may also deny or condition new or increased discharges when they do not meet applicable pretreatment standards and requirements, or when they would cause the POTW to violate its NPDES permit.

162-64 Permit Modifications

Upon the promulgation of a National Categorical Pretreatment Standard, the user permit shall be subject to such standards as revised to require compliance with such standard within the time frame prescribed by such standard.

162-65 Conditions of Permit

User permits shall be expressly subject to all provisions of this Article and all other applicable regulations, user charges and fees established by the township by way of separate resolutions. The permit may contain the following:

- A. The unit charge or Schedule of User Charges and Fees for the wastewater to be discharged to a community sewer.
- B. Limits on the average and maximum wastewater constituents and characteristics.
- C. Limits on average and maximum rate and time of discharge or requirements for flow regulations and equalization.
- D. Requirements for installation and maintenance of inspection and sampling facilities.
- E. Specifications for monitoring programs which may include sampling locations, frequency of sampling, number, types and standards for tests and reporting schedule.
- F. Compliance schedules.

- G. Requirements for submission of technical reports or discharge reports.
- H. Requirements for maintaining and retaining plant records relating to wastewater discharge for a minimum of three (3) years and affording the township access thereto. This retention period may be extended in the case of unresolved litigation, or when requested by the Approval Authority.
- I. Requirements for notification of the township of any new introduction of wastewater constituents or any substantial change in the volume or character of the wastewater constituents must be made one hundred eighty (180) days prior to being introduced into the wastewater treatment system. The township reserves the right to deny or condition new discharges when they do not meet applicable pretreatment standards and requirements, or when they would cause the POTW to violate its NPDES permit.
- J. Requirements for notification of sludge discharges as per Section 162-57.
- K. Requirements for accidental discharges.
- L. Other conditions as deemed necessary by the township to ensure compliance with this Article.

162-66 Duration of permit; notification of changes

Permits shall be issued for a specified time period, not to exceed five (5) years. The user shall apply for permit reissuance a minimum of one hundred eighty (180) days prior to the expiration of the users existing permit. The terms and conditions of the permit may be subject to modification by the township during the term of the permit, as limitations or requirements as identified in 162-50 through 162-58 are modified or other just cause exists. The user shall be informed of any proposed changes in his permit at least thirty (30) days prior to the effective date of change, except in the case of a violation of a permit or as an emergency situations may necessitate. Any changes or new conditions in the permit shall include a reasonable time schedule for compliance.

162-67 Reassignment or Transfer of permit

The user permits are issued to a specific user for a specific operation. A user permit shall not be reassigned or transferred or sold to a new owner, new user, different premises, or a new or changed operation without the written approval of the township. Any succeeding owner shall also comply with the terms and conditions of the existing permit.

162-68 Compliance Report

A. Within ninety (90) days following the date for final compliance with applicable pretreatment standards or, in the case of a new source, following commencement of the introduction of wastewater into the POTW, any user subject to pretreatment standards and requirements shall submit to the township a report indicating the nature and concentration of all pollutants in the discharge from the regulated process which are limited by pretreatment standards or requirements. The report shall also include the certification statement as specified in 40 CFR, 403.6 (d) (2) (ii) that the applicable subcategory of the pretreatment standards is being followed. The report shall state whether the applicable pretreatment standards or requirements are being met on a consistent basis, and if not, what additional O&M and/or pretreatment is necessary to bring the user into compliance with the applicable pretreatment standards or requirements. This statement shall be signed by an authorized representative of the user and certified by a licensed professional engineer.

B. Periodic Compliance Reports

(1) All users shall submit to the township during the months of June and December, unless required more frequently by the township, a baseline monitoring report (BMR) or periodic compliance report indicating the nature and concentration of pollutants in the effluent which are limited by such pretreatment standards. In addition, this report shall include a record of all daily flow which, during the reporting period, exceeded the average daily flow allowed in the permit. At the discretion of the township and in consideration of such factors as local high or low flow rates, holiday, budget cycles, etc., the township may agree to alter the months during which the above reports are to be submitted. This report must also contain a statement reviewed by an authorized representative of the user and certified to by a qualified professional indicating whether pretreatment standards are being met and, if not, what additional operation, maintenance, or pretreatment is required to meet the applicable standards and requirements.

- (2) The township may impose mass limitations on the users which are using dilution to meet applicable pretreatment standards or requirements, or in other cases where the imposition of mass limitations are appropriate. In such cases, the report required by subsection B(1) of this section shall indicate the mass of pollutants regulated by pretreatment standards in the effluent of the user. These reports shall contain the results of sampling and analysis of the discharge, including the flow and the nature and concentration or production and mass of pollutants contained therein which are limited by the applicable pretreatment standards. The frequency of monitoring shall be prescribed in the applicable pretreatment standard. All analysis shall be performed in accordance with procedures established pursuant to Section 304(g) of the Act, and contained in 40 CFR Part 136 and amendments thereto, or with any other approved test procedures. Sampling shall be performed in accordance with the approved techniques. These reports shall be signed by an authorized representative of the user.
- (3) Record retention. All records and reports referred to in this Article shall be retained for a period of (3) years, or, in the event of unresolved litigation, relevant records and reports shall be retained for a period of three (3) years after a final unappealable order is entered or a final written settlement is reached.

162-69 Inspections

- A. The township shall inspect the facilities pursuant to 40 CFR 403.8(f)(1)(V) of a user to ascertain whether the purpose of the Article is being met and all requirements are being complied with. Persons or occupants of premises where wastewater is created or discharged shall allow the township or its representative ready access during all working hours to all parts of the premises for the purposes of inspection, sampling, records copying and examination or in the performance of any of their duties.
- B. The township and the EPA shall have the right to set up on the user's property such devices as are necessary to conduct sampling inspection, compliance monitoring, and/or metering operations. Where a user has security measures in force which would require proper identification and clearance before entry into their premise, the user shall make necessary arrangements with their security guards so that, upon presentation of suitable identification, personnel from the township and the EPA will be permitted to enter without delay, for the purposes of performing their specific responsibilities.

162-70 Compliance required; publication of noncompliance

- A. Users shall provide necessary wastewater treatment as required to comply with this Article and shall achieve compliance with all Federal Categorical Pretreatment Standards within the time limitations as specified by the Federal Pretreatment Regulations. Any facilities required to pretreat wastewater to a level acceptable to the township shall be provided, operated and maintained at the user's expense. Detailed plans showing the pretreatment facilities and operating procedures shall be submitted to the township for review and shall be acceptable to the township before construction of the facility. The review of such plans and operating procedures will in no way relieve the user from the responsibility of modifying the facility as necessary to produce an effluent acceptable to the township under the provisions of this Article. Any subsequent changes in the pretreatment facilities or method of operation shall be reported to and be accepted by the township prior to the use initiation of the changes.
- B. The township shall annually publish in a newspaper of general circulation a list of the users which were not in compliance with any pretreatment requirements or standards at least once during the previous twelve (12) months. The notification also shall summarize any enforcement actions taken against the Users during the same twelve (12) months. [See 40 CFR 403.8(f)(2)(VII).]
- C. All records relating to compliance with pretreatment standards shall be made available to officials of the EPA or approval authority upon request.

162-71 Confidential Information

- A. Information and data on a user obtained from reports, questionnaires, permit applications, permits and monitoring programs, and from inspections shall be available to the public or other governmental agency without restriction unless the user specifically requests and is able to demonstrate to the satisfaction of the township that the release of such information would divulge information, processes or methods of production entitled to protection as trade secrets as of the user.

- B. When requested by the person furnishing a report, the portions of a report which might disclose trade secrets or secret processes shall not be made available for inspection by the public but shall be made available upon written request to governmental agencies for uses related to this Article, the National Pollutant Discharge Elimination System (NPDES) Permit, state disposal permit, and/or the pretreatment programs; provided, however, that such portions of a report shall be available for use by the state or any state agency in judicial review or enforcement proceedings involving the person furnishing the report. Wastewater constituents and characteristics will not be recognized as confidential information.
- C. Information accepted by the township as confidential shall not be transmitted to the general public by the township until, and unless, a ten-day notification is given to the user. Transmission of confidential information from the township to the E is not governed by the ten-day notification requirement, since the EPA is also required to keep this information confidential under Section 308 of the Clean Water Act.
- D. The township may also deny or condition new or increase discharges when they do not meet applicable pretreatment standards and requirements or when they would cause the POTW to violate its NPDES permit.

162-72 Notice of Violation

Whenever the township finds that any user has violated or is violating this Article, a permit issued pursuant thereto or any prohibition, limitation of requirements contained herein or contained within the Enforcement Response Guide, the township shall serve upon such person a written notice, which shall be certified or registered to the last known address of the user, stating the nature of the violation and requesting, within thirty (30) days of the date of the notice, a plan for the satisfactory correction thereof shall be submitted to the township by the user.

162-73 Suspension of permit; reinstatement

- A. The township may immediately suspend a user permit when such suspension is necessary in the opinion of the township in order to stop an actual or threatened discharge which presents, or may present, an imminent or substantial endangerment to the health or welfare of persons, to the environment, causes interference to the POTW, or causes the Control Authority to violate any condition of its NPDES permit.

- B. Any person notified of a suspension of a permit shall immediately stop or eliminate the discharge. In the event of a failure of the person to comply voluntarily with the suspension order, the Township shall take steps as deemed necessary to prevent or minimize damage to the POTW system or endangerment to any individuals. The township may reinstate the permit upon proof of the elimination of the noncomplying discharge by user, payment of any damages, fines, penalties or costs associated with the discharge, and the submission of a detailed written statement describing the causes of the harmful contribution and the measures taken to prevent any future occurrence.

162-74 Revocation of Permit

Any user is subject to revocation of a permit granted hereunder for violation of applicable state and federal regulations or by reason of the commission of any of the following acts:

- A. Failure to report factually on discharge wastewater constituents and characteristics.
- B. Failure to report significant changes in operations or wastewater constituents and characteristics.
- C. Refusal to permit reasonable access to the premises for inspection and monitoring.
- D. Violation of the conditions of the permit or this Article.

162-75 Appeal

A user, upon receipt of notification of suspension or revocation of a user permit, may appeal the decision in writing to the East Norriton Township Board of Supervisors with a statement of reasons therefor within ten (10) days of the notice. The East Norriton Township Board of Supervisors shall hold the hearing within thirty (30) days upon receipt of the written appeal.

162-75.1 Show-cause hearing

Upon an appeal being filed pursuant to 162-75, the township shall hold a show-cause hearing not more than thirty (30) days from the date of filing an appeal for the purpose of determining whether such action shall be final. Within thirty (30) days of the show-cause hearing, the township shall advise in writing to the user its decision.

162-76 Notice of Hearing;filing fee

- A. Thereafter, upon notice in writing given in the user or any agent or officer thereof, at least five (5) days prior to the time fixed therefor, the Board of Supervisors shall convene and conduct a hearing on whether to uphold the decision to suspend or revoke the user's permit.
- B. The cost of the stenographic transcript of such a proceeding shall be borne by the Appellant. The filing fee shall be set by resolution.

162-77 Notification of findings and determination

The findings and determinations of the township shall be in writing and shall be mailed certified or registered to the user to his duly authorized representative within thirty (30) days of the hearing, with a certified copy thereof to be filed with the township official who originally served the notice of suspension or revocation, which determination shall be binding both upon the township official and all parties in interest.

162-77.1 Action following Appeal Decision

If the decision of the township sustains the notice of suspension or revocation of permit, the user shall be given ten (10) days notice of the new date of suspension or revocation by the township official.

162-78 Legal Action

If any user discharges sewage, industrial wastes, or other wastes into the township's wastewater disposal system contrary to the provisions of this Article, federal or state pretreatment requirements, or a permit issued by township under this Article, or commits nondischarge violations (such as failure to submit a required report, reporting of erroneous information or failure to allow Township personnel access to an industrial facility), the Township Solicitor may commence an action for appropriate civil legal and/or equitable relief in the Court of Common Pleas of Montgomery County.

162-79 Violations and penalties

Any user alleged to have willfully or negligently failed to comply with any provision of this Article or the orders, rules regulations and permits issued hereunder shall be prosecuted before a District Justice and upon conviction thereof, can be subject to one thousand dollars (\$1,000.00) per day for each violation. Each day on which a violation shall occur or continue to occur shall be deemed to be a separate and distinct offense.

162-80 Civil penalties

The Township Attorney may commence an action for appropriate legal and/or equitable relief in the Court of Common Pleas of Montgomery County to recover civil damages, costs, reasonable solicitor's fees, Court costs, and costs of court reporters' transcripts, as well as other expenses of litigation made necessary as the result of violations of this Article or the orders, rules, regulations, and permits issued hereunder, to be recovered in an action at law instituted by the township against the user alleged to have been responsible therefor.

162-81 Falsifying Information

Any person who knowingly makes any false statements, representations or certification in any application, record, report, plan, or other document filed or required to be maintained pursuant to this Article or a wastewater contribution permit, or who falsifies, tampers with or knowingly renders inaccurate any monitoring device or method required under this Article shall be punished as provided by law.

162-82 Severability

If any provision, paragraph, word, section, or article of this Article is invalidated by any court of competent jurisdiction, the remaining provisions, paragraphs, words, sections, and chapters shall not be affected and shall continue in full force and effect.

162-83 Repealer

All other ordinances and parts of other ordinances inconsistent or conflicting with any part of this Article are hereby repealed to the extent of such inconsistency or conflict.

ADOPTED this 20th day of December, 1994 by the
EAST NORRITON TOWNSHIP BOARD OF SUPERVISORS.

1. Kenneth J. Barwood
Attest
Township Secretary

John B. Hawley
Chairman of the Board of Supervisors