

AN ORDINANCE TO ESTABLISH A CONNECTION POLICY
FOR
SANITARY DISTRICT NO. 3
JAMES CITY COUNTY, VIRGINIA

SECTION 1

DEFINITIONS

1-0 DEFINITIONS

Unless the context specifically indicates otherwise, the meaning of of terms used herein shall be as follows:

- 1-1 "Administrator" shall mean the Director of Public Works or his duly appointed agent.
- 1-2 "County" shall mean James City County, Virginia.
- 1-3 "Board" shall mean Board of Supervisors, the governing body of James City County, Virginia.
- 1-4 "District" shall mean Sanitary District No. 3, James City County, Virginia.
- 1-5 "Facilities of the District" shall mean any and all component and pertinent parts of the entire systems of the Sanitary Sewer Utilities under jurisdiction of the District, including these items and others now constructed, installed, operated or maintained by the District, or any which may be approved and accepted in the future as additions or extensions of the systems.
- 1-6 "Person" shall mean any individual, firm, corporation, association, society or group.
- 1-7 "Owner or Developer" shall mean any person, firm, corporation or association having an interest, whether legal or equitable, sole or partial, in any premise which is, or may in the future be served by the facilities of the District and which is, or may in the future be responsible for design and construction of facilities to be under the jurisdiction of the Administrator and to become a part of the public utilities system of the District.
- 1-8 "Hampton Roads Sanitation District Commission" is the designation for the Regional Agency which will provide regional sewage transmission and treatment facilities for the Sanitary District.
- 1-9 "Sewage Works System" shall mean all facilities for sewage collection and transmission.
- 1-10 "Sanitary Sewage" shall mean that water carried waste which derives principally from dwellings, business buildings, institutions, industrial establishments and the like, exclusive of any storm and surface waters.

- 1-11 "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by the Sanitary District.
- 1-12 "Shall" is mandatory; "May" is permissive.
- 1-13 "Tenant" shall mean any person, firm, corporation or association who holds or possesses any premises by any kind of right or title whether in fee, for life, for years, at will or otherwise.

SECTION 2
CONNECTION POLICY

2-1 INDIVIDUALLY OWNED STRUCTURES

The owners or tenants of all structures used for human occupancy employment, recreation, or other purposes, constructed subsequent to the passage of these Rules and Regulations and situated within the District at a distance not greater than 250 feet from any street, alley or right-of-way in which there is located a District-owned sanitary sewer, shall be required to install suitable toilet facilities therein, and to connect such facilities to the public sewer.

Structures within the District at a distance not greater than 250 feet from any street, alley or right-of-way in which there is located a District-owned sanitary sewer and completed before the passage of these regulations must comply with the requirements of this Section within one year after service is available.

2-2 SUBDIVISION, COMMERCIAL AND INDUSTRIAL DEVELOPMENTS

Owners/developers shall connect these facilities to the District sewer facilities in accordance with Section 1-4 of the Operating Policy.

2-3 No person shall make connection to the facilities of the Hampton Roads Sanitation Commission without the written approval of the Board. The regulations of the Hampton Roads Sanitation District Commission shall supersede any conflicting provisions of this Ordinance.

SECTION 3
MISCELLANEOUS

3-1 PENALTY FOR VIOLATIONS


Any person failing to comply with the provisions of Section 2-1 or 2-2 shall be guilty of a misdemeanor and shall be subject to a fine not to exceed \$50.00 for each such offense. Each day of such failure shall constitute a separate offense.

3-2 SEVERABILITY


Should any section or provision of this Ordinance be decided by the courts to be unconstitutional or invalid, such decisions shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part so held to be unconstitutional or invalid.

3-3 EFFECTIVE DATE

The effective date of this Ordinance shall be January 10, 1977.


John E. Donaldson, Chairman
Board of Supervisors

ATTEST:


James B. Oliver, Jr.
Clerk to the Board