

ORDINANCE NO. 98- 2

Ordinance establishing rules, regulations, restrictions, or requirements governing or relating to the installation, operation, maintenance, management, connection to, and use of the wastewater reclamation and reuse and sewerage collection systems owned or operated by the Mill Creek Water Reclamation District.

* * * *

WHEREAS, the Board of Trustees (the "Board of Trustees") of the Mill Creek Water Reclamation District, Kane County, Illinois (the "District") deems it necessary to enact an Ordinance to govern and establish additional rules, regulations, restrictions and requirements with respect to the installation, use, operation, maintenance, management, and connection to the complete wastewater reclamation and reuse and sewerage collection systems, including any Wastewater Reclamation and Reuse Facilities owned or operated by the District (collectively, the "Wastewater System");

WHEREAS, the District further desires to establish certain standards, requirements, conditions and fees or charges for the use, operation and maintenance of the Wastewater System and for plan review, inspection, and permits for connection to and use of the Wastewater System; and

WHEREAS, the District further desires to establish penalties for the violation of any provision of this Ordinance.

NOW, THEREFORE, be it and it is hereby ordained by the Board of Trustees of the Mill Creek Water Reclamation District, Kane County, Illinois, as follows:

SECTION 1. PREAMBLE AND PURPOSE

The provisions of the above preamble and the purposes set forth above are hereby adopted as though fully set forth herein. As expressed above, the purpose of this Ordinance is generally to establish rules and regulations controlling and governing, and charges and penalties with respect to the installation, use, operation, maintenance, management, connection to, and use of the Wastewater System.

SECTION 2. DEFINITIONS

The words and phrases as used in this Ordinance will have meanings as defined in the *Construction Design Standards* unless the context clearly indicates a different meaning.

SECTION 3. APPLICABILITY

This Ordinance shall apply to any person, owner, or Lot within the Development and compliance with the rules, regulations, restrictions, and requirements set forth herein shall be required at all times of all persons and property within the Development.

SECTION 4. PROHIBITED DISCHARGES AND ACTIVITIES

No person shall discharge any of the following substances into the Wastewater System. In particular, no person shall:

(a) place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the District or in any area under the jurisdiction of said District, any human or animal excrement, garbage, or other objectionable waste.

(b) discharge to any natural outlet within the District, or in any area under the jurisdiction of said District, any wastewater or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this Ordinance.

(c) construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

(d) occupy a premises or property used for human dwelling, employment, recreation, or other purposes situated within the District and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located any sanitary sewer of the District, without installing suitable toilet facilities therein (at such person's own expense and at no expense to the District), and connecting such toilet facilities directly with or to the Wastewater System in accordance with the provisions of this Ordinance, no later than ninety (90) days after the date of official notice to do so.

(e) discharge any stormwater or groundwater, roof runoff, subsurface drainage or any water from downspouts, roof drains, yard drains, fountains, ponds, or sump pumps into any sanitary sewer. Water from swimming pools, boiler drains, blowoff pipes, or cooling water from various equipment may be discharged into the sanitary sewer by an indirect connection where such discharge is cooled, if required, and flows into the sanitary sewer at a rate not to exceed the capacity of the sanitary sewer provided the wastewater does not contain materials or substances in suspension or solution in violation of the terms of this Ordinance and provided further that cooling water from any air conditioning unit or other cooling unit shall in no event exceed one-tenth of a gallon per minute per ton capacity of the air conditioner or cooling unit.

(f) discharge any of the following substances into any sanitary sewer:

- (1) Any liquid or vapor having a temperature higher than one hundred and fifty (150) degrees Fahrenheit or sixty-five (65) degrees Centigrade
- (2) Any water or waste which contains wax, grease, oil, plastic, or other substances that will solidify or become discernibly viscous at temperatures between thirty-two (32) degrees Fahrenheit and one hundred and fifty (150) degrees Fahrenheit or zero (0) degrees Centigrade and sixty-five (65) degrees Centigrade
- (3) Flammable or explosive liquids, solids, or gases
- (4) Solids or viscous substances in quantity capable of causing obstruction to the flow of sanitary sewers or of interfering with the operation of the wastewater reclamation and reuse facilities. Such substances include but are not limited to acids, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, whole blood, manure, hair, animal wastes, parts of bodies of animals, lime slurry, lime residue, paint residues, fiberglass, or bulk solids
- (5) Any garbage other than properly shredded garbage

(6) Any noxious or malodorous substance which can form a gas, which, singly or by interaction with other wastes in the Wastewater System, is capable of causing objectionable odors or hazards to health, life or property or which can by itself or in combination with other substances in the Wastewater System form solids and concentrations exceeding the limits established in this Ordinance or any substance which creates any other condition harmful to the structure or treatment processes of the Wastewater System

(g) discharge any substance exceeding the following concentrations into the sanitary sewers:

(1) Free or emulsified oil and grease exceeding an average of one hundred (100) mg/l or eight hundred thirty-four (834) pounds per million gallons of either oil or grease or any combination of oil and grease if it appears that the amounts of oil and grease can do any of the following: deposit grease or oil on the sanitary sewer lines in such a manner as to clog or interfere with the flow of sewage, overload the grease handling equipment of the Wastewater System, will not be capable of being treated by wastewater reclamation and reuse processes of the District, or will have any harmful effect on the treatment process or the treatment equipment due to the nature and quantity of the substances

(2) Acids or alkalis having a pH value lower than 6.0 or higher than 9.0

(3) Salts of heavy metals in solution or suspension in concentration toxic to biological wastewater reclamation processes or in concentrations sufficient to adversely affect sludge digestion or any other biochemical, biological or other wastewater reclamation process or detrimental to the reuse of the reclaimed water, or exceeding any of the following limits:

Toxic Substance	mg/l
Cadmium	1
Chromium	3
Copper	3
Lead	0.10
Mercury	0.002
Nickel	3
Zinc	3

(4) Any other elements which will damage collection facilities or be detrimental to the reclamation processes or detrimental to the reuse of the reclaimed water. In enforcing this Ordinance the volume of a particular industrial user shall be considered not only by itself but also in connection with other industrial discharges within the Development or contributing to the District's wastewater reclamation and reuse facilities

(5) Cyanide or cyanogen compounds capable of liberating hydrocyanic gas or acidification in excess of two (2) mg/l as Cx

(6) Radioactive materials defined as hazardous materials under federal laws and applicable regulations, including any substance required by the United States Department of

Transportation to have Type A packaging or type B packaging under regulations found in 49 CFR 173.426

- (7) Materials which cause unusual concentrations of inert solids such as fuller's earth or other solids such as sodium chloride, calcium chloride or sodium sulphate, materials which cause excessive discoloration, materials which cause unusual biochemical oxygen demand or an immediate oxygen demand, materials with a high hydrogen sulfide content, materials with unusual flow and concentration
- (8) Any toxic substances which are not amenable to treatment and reuse by the Wastewater System

(h) connect to discharge or dispose any sewage or wastes into the Wastewater System in any manner that does not comply with federal, state, county, or other governmental rules, regulations, codes, laws, standards, or ordinances

(i) discharge or cause to be discharged any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquids, solids, or gases or any radioactive wastes or materials

(j) discharge or cause to be discharged into the system any waters, wastes, materials, or other substances that could injure, harm, endanger, or have an adverse effect on the Wastewater System, life, limb, or public or private property

SECTION 5. USER FEES

The District has established a schedule of fees ("user fees") for the connection to and use and service of the Wastewater System. Such user fees shall be based upon the cost of operating, maintaining, repairing, and replacing the Wastewater System, including contingencies and capital reserves. The user fees, which shall include tap-on or connection fees, are established and set forth in another ordinance previously adopted by the District (the "User Fee Rate Ordinance"). Any owner of a Lot may review the User Fee Rate Ordinance for details on the charges and fees established by the District. All users of the Wastewater System shall be billed monthly or quarterly based upon the amount of water used during the period as indicated by the water meter readings or water use estimates made by the Director and as more particularly set out in the User Fee Rate Ordinance. Adjustments in billing rates to nonresidential users may be made in accordance with the permit requirements agreed upon by the District and the owner or representative of the nonresidential property. The user fees shall be levied on all properties located in the Development.

SECTION 6. COMPLIANCE WITH STANDARDS

All sanitary sewer pipes, appurtenances, and connections shall comply with and be installed in accordance with the provisions of the *Illinois Plumbing Code*, current edition, published by the Illinois Department of Public Health, Springfield, Illinois, and the *Standard Specifications for Water and Sewer Main Construction in Illinois*, current edition, published by The Illinois Society of Professional Engineers, et al., Springfield, Illinois.

SECTION 7. SERVICE CONNECTION APPLICATIONS

A service connection application must be submitted to and approved by the District, and a tap-on or connection fee must be paid to the District before any sewer connection or any other connection to the Wastewater

System is commenced and before any wastes may be discharged into the Wastewater System. The application shall be filed with the Director at least one (1) week before such connection is made. The name, address, and telephone number of the Lot owner to be billed for any user fees shall be included on the application. A tap-on or connection fee shall be charged for making a service connection for all properties served by the District.

SECTION 8. PERMIT REQUIRED

(a) No construction work, including excavation, shall be commenced within or without the District on any improvements, structures, building, projects, sewer lines, sewer extensions, or any pipes, mains, or other conduits which will discharge directly or indirectly into the Wastewater System or be a tributary to the Wastewater System unless and until a permit application for construction has been approved, a construction permit has been issued upon the payment of the applicable plan review fees, and all other fees and documentation required by the District have been submitted to the District. The construction, maintenance, and repair of all sanitary sewer mains, lines, pipes, and conduits shall be subject to the approval of the District Engineer and/or Director, and no such sanitary sewer mains, lines, pipes, or conduits can be constructed or placed in service that do not meet the construction and design standards of the Ordinance.

(b) No person shall discharge any waste into the Wastewater System or any sanitary sewer which flows to the District's Wastewater System without first obtaining a permit therefor and paying any user fees in connection therewith and otherwise complying with the terms of this Ordinance, including Section 7 above and Section 9 below. Permits shall be issued by the Director after determination that all of the requirements of this Ordinance have been or where applicable will be met or otherwise satisfied by the proposed connection.

(c) The renewal of this permit is not automatic. In the event that the Director determines that the permitted flow rates, BOD, or suspended solid concentrations have increased or that the owner has not otherwise complied with the provisions of this Ordinance, the renewal application may be denied.

(d) If the District determines that the permitted flow rates, BOD, or suspended solid concentrations have increased or that any owner or user has otherwise violated a provision of this Ordinance and the owner or user has not proceeded to correct the violation within fourteen (14) days after the District has delivered a written notice that such a violation exists, then, in addition to any other remedies available to the District hereunder or at law, the District may elect either to revoke the permit for discharging into the Wastewater System or to fine the owner/user in the amount of not less than one hundred dollars (\$100.00) for each day the violation exists after the fourteen (14) day notice expires.

SECTION 9. PERMIT REQUIREMENTS

Permits shall be issued after application to the Director, provided the applicant meets the following conditions:

(a) New construction. Permits for new construction will be issued only after the following conditions have been met:

- (1) A formal written application is fully and accurately completed and filed with and approved by the District on a form provided by the Director and in accordance with subsection (b) below.

- (2) Where necessary to comply with the terms of this Ordinance or the requirements of the Director, the Director shall inspect and approve the installation of any pretreatment facilities, flow regulating devices, cooling or heating devices, or inspection chambers.
- (3) The estimated amounts and concentrations of industrial wastes have been determined by the Director to be acceptable and such amounts and concentrations or other limitations or restrictions imposed by the Director have been agreed to by the applicant. When any user proposes to or actually does discharge twenty thousand (20,000) gallons or more daily, actual samples will be taken after operations commence to determine the actual concentrations.

The applicant or permittee shall arrange for a written report of the sampling test results by an independent, qualified Illinois laboratory and submit it for approval by the Director, or authorize the Director to take said samples and arrange for a laboratory to perform said tests, and reimburse the District for any and all costs incurred in obtaining the information necessary to enable the Director to approve and issue a permit.

- (4) The applicant must sign an agreement to pay any surcharges or user fees required by the terms of this Ordinance or the User Fee Rate Ordinance; agree to operate and maintain at the applicant's cost any pretreatment and/or conveyance facilities required to comply with the terms of this Ordinance; agree to any and all inspections, observations, measurements, sampling, testing, and corrective actions as may be required by the Director during the entire period when a permit is in force; agree to reimburse the District for any and all costs which it incurs to ensure that the facilities are properly operated and maintained; and further agree to provide utility easements and other forms of access to allow the Director access to and from the Lots served by the District for the purpose of operating, maintaining, inspecting, replacing, improving, or monitoring any and all of the Wastewater System including the service pipe, any control chambers or inspection chambers, any grease, oil, and sand interceptors, any other pretreatment facilities, any flow regulating devices, and any cooling or heating devices on the Lot.
- (5) No construction shall commence on any buildings, improvements, or facilities without written prior approval of the application by the Director.

(b) **Permit Issuance.** A permit for connection issued under authority of this Ordinance shall not become effective until the installation of all required facilities is completed to the satisfaction of the Director. The Director shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the District when the work is ready for final inspection and before any underground portions are covered. The inspection shall be made within seventy-two (72) hours of the receipt of written notice by the District. No wastewater may be discharged until the Director has completed the inspection, approved of the improvements, and issued the permit.

(c) **Violations--Stop Order.** Any sewer constructor or plumber licensed by the State of Illinois or any sewer builder who has obtained a permit under this Ordinance shall be subject, at the election of the District, to have his certificate of approval revoked or a Stop Order issued with respect to any project, work, or improvements. Upon revocation of such certificate or the issuance of a Stop Order, said sewer constructor, plumber, or sewer builder shall be required to reapply to the District for a certificate of approval or be further prevented from performing any construction, maintenance, or other work on facilities in the Development.

(d) Procedure for Renewal of Permits. The renewal of the permit is not automatic. Each nonresidential user shall be required to apply for a renewal of an annual permit. Under this Ordinance, the renewal application shall be accompanied by a laboratory report issued either by an independent testing laboratory or by the discharger's laboratory, if the discharger's laboratory is approved by the Director, either indicating that there have been no changes in flow rates, BOD, and suspended solid concentrations, or if there have been any changes, furnishing detailed information as to the changes and the current status. A permit renewal shall not become effective until the Director is satisfied that all conditions described herein have been met, at the applicant's cost, and has issued a signed renewal permit form.

(e) Any legal fees incurred by the District for preparation of review or documents required in conjunction with any plan review, inspection or connection, maintenance or repair obligations, or annexation or other agreement between the District and the applicant shall be paid by the applicant prior to connection.

SECTION 10. METHODS OF DETERMINING VOLUME AND CONCENTRATIONS

The volume of wastes may be determined in the manner used to calculate the sewer service charge. For users discharging less than twenty thousand (20,000) gallons per day, the BOD determination and suspended solid concentrations may be determined by the Director in accordance with standards applicable to the various industries involved. If the user is not satisfied with the results obtained by the Director under the method, the user may install at the user's expense a control chamber or inspection chamber, subject to inspection and approval by the Director, to make determinations by means of actual samples. Any user discharging more than twenty thousand (20,000) gallons per day shall, within one year of the effective date of this Ordinance, provide and maintain an accessible inspection chamber near the outlet of the building sanitary sewer. Each such inspection chamber shall be of such design and construction as to prevent infiltration by ground and surface waters or introduction of any liquids or solids. The inspection chamber shall contain the necessary access for obtaining samples and necessary flow measuring devices required to measure compliance with this Ordinance.

SECTION 11. POWER OF DIRECTOR

All of the power granted under this Ordinance to the Director may be exercised by any employee, agent, representative, or Trustee of the District. The Director shall carry credentials at all times that the Director is in the field enforcing the terms of this Ordinance. The Director shall be permitted access to any part of any property where access is necessary for the purpose of inspecting, observing, measuring, sampling, or testing to determine compliance with the provisions of this Ordinance.

SECTION 12. ADDITIONAL RIGHTS OF DISTRICT

If any waters, wastes, sewage, or other substances are discharged or proposed to be discharged into the Wastewater System which do or would violate any provision hereof or any applicable law, regulation, code, ordinance, or standard or would have a deleterious effect upon the Wastewater System or any portion thereof, or the life, health, or welfare of the public, the District may:

- (a) reject such wastes, waters, sewage, or other substances;
- (b) require pretreatment as provided for in Section 13 below as a condition for discharge;
- (c) require control over the quantities discharged or the rates of discharge;

- (d) require additional payments to cover additional costs of treating or monitoring the wastes; and/or
- (e) pursue any other remedies available to it under this Ordinance or under applicable law.

SECTION 13. PRETREATMENT REQUIREMENTS

With respect to any industrial wastes which, in the District's opinion, will, if not pretreated, be harmful to the structure, process or operation of the wastewater reclamation and reuse facilities, or detrimental to the reuse of the reclaimed water for irrigation purposes, the owner or user shall provide preliminary treatment or processing facilities, at such owner or user's expense, to render the wastes acceptable for admission to the Wastewater System, subject to inspection and approval by the Director. Industrial wastes which have excessive BOD or suspended solids in excess of normal domestic sewage shall be pretreated to meet the requirements of normal domestic sewage, provided that such wastes may be accepted without pretreatment if in the District's sole discretion the user can show to the District's satisfaction that the waste will not cause damage to any portion of the Wastewater System, the waste will not impair the operation of the wastewater reclamation process, the waste will not damage any of the wastewater reclamation and reuse facilities, the waste is acceptable for reuse purposes, and the precise limits to be accepted, if any, are covered by an agreement in writing between the District and the user.

SECTION 14. GREASE, OIL, AND SAND INTERCEPTORS

Traps or interceptors for oil, grease, and sand shall be provided for any liquid wastes containing grease or flammable wastes, sand, and other harmful ingredients. Such interceptors shall not be required for private living quarters or dwellings. All such interceptors shall be subject to inspection by the Director, and shall be located so as to be readily accessible for easy cleaning and inspection. Grease and oil interceptors shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, watertight, and equipped with easily removable covers which, when bolted in place, shall be gas tight and water tight. Where installed, all grease, oil and sand interceptors shall be maintained by and at the expense of the owner and shall be operated in a continuously efficient manner at all times. Materials removed from these facilities shall be either recycled by the user or disposed of in accordance with all applicable laws and ordinances and at the user's expense.

SECTION 15. PLANS AND SPECIFICATIONS FOR PRETREATMENT FACILITIES AND INTERCEPTORS

No pretreatment facility shall be accepted and no interceptor shall be accepted under the terms of this Ordinance until written plans, specifications, and information required to show compliance with the terms of this Ordinance have been submitted to and approved by the Director.

SECTION 16. REPAIRS

(a) All repairs for sanitary service pipe(s) and plumbing systems of buildings shall be made by, and at the expense of, the owner of the premises served. The owner's responsibility shall extend from the premises served out to but not including the sanitary manhole in the case of a direct connection to a sanitary manhole or out to the forty-five (45) degree elbow located near the top of the wye, tee, or riser in the case of a direct connection to a sanitary sewer. The District may, in case of an emergency, repair any service pipe(s) and is hereby granted access to the premises for the purpose of completing such repairs. The cost of such repair work shall be

the owner's responsibility and shall be paid or repaid (as the case may be) to the District by the owner of the premises served promptly upon receipt of an invoice or statement therefor.

(b) Any leaks or defects in the sanitary service pipe(s) shall be promptly repaired by the owner of the premises served thereby in compliance with the terms of the Ordinance. If leaks or defects develop on any existing pipes, mains, or conduits that do not comply with the requirements of the Ordinance, such items shall be replaced with pipes, sewers, mains, or conduits that do meet the requirements hereof. In the event that the owner of any property fails to maintain such pipes, sewers, mains, or conduits, or to repair any leaks or defects promptly upon notice from the District to do so, then in addition to any other remedies available to the District, service to such premises (including water supply service) may be shut off by the District and not turned on again until such leak or defect has been repaired and any expense incurred by the District in connection therewith has been paid by the owner, occupant, or user.

(c) The District shall not be liable for any damage caused by a leak or break in any service pipe or for any other damage caused by a failure to repair the same promptly. Similarly, the District shall not be liable for any damage caused by or in connection with the repair or installation of such pipes.

SECTION 17. NONPAYMENT

(a) In conjunction with the adoption of this Ordinance, the District is adopting ordinances relating to the District's stormwater drainage and detention system ("Stormwater Drainage System"), water supply and distribution system ("Water Supply System"), and the User Fee Rate Ordinance relating thereto. The District shall operate the Stormwater Drainage System and Water Supply System in addition to, and in conjunction with, the Wastewater System.

(b) Since the operation of each system is related to the operation of the other systems and since the User Fee Rate Ordinance establishes combined user fees to cover the District's operation of all such systems, failure to pay any charge, assessment, or fee due under the User Fee Rate Ordinance shall be a violation of this Ordinance. In the event that any combination water, sanitary sewer, and stormwater management bill remains unpaid for a period of ninety (90) days after the bill is rendered and mailed, in addition to any other rights or remedies available to the District hereunder or under applicable law, the District shall have the right to shut off the water supply to any such premises. The water supply also may be shut off from any premises for which a reimbursement for inspections, sampling, testing, or correcting deficiencies made by the District (or any other charges due under this Ordinance or the User Fee Rate Ordinance) remains unpaid for a period of ninety (90) days after a bill for said reimbursement is rendered and mailed to the last known owner. When shut off, water shall not be turned on except upon the payment of the unpaid bill plus penalty charges, if any.

SECTION 18. ABANDONED FACILITIES

Whenever any sanitary sewer, pipe, or pretreatment facility is abandoned because the building which the facilities served have been abandoned, destroyed, or removed, the Director may remove the said facilities and any pipe or connections in the right-of-way or easement, and cap, plug, or otherwise seal the pipe. Before taking any such steps, the Director shall notify the owner of the property. Such notice shall be made by mail to the last known address of the owner, at least thirty (30) days before any action is taken under this section.

SECTION 19. REMEDIES AVAILABLE TO DISTRICT

(a) Any person found to be violating any provision of this Ordinance shall become liable to the District by reason of such violation. At its option, the District may serve the offending person or owner with

written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease and/or correct all violations. In addition to any other rights and remedies available to the District under this Ordinance or under applicable law, and in addition to any penalties set forth herein, the District may revoke any permit or may otherwise prevent such owner from using the Wastewater System as a result of any violation of any provision of this Ordinance, which is not corrected within the time period set forth in the District's notice as provided above.

(b) Any person who shall continue any violation beyond the time limits provided for herein shall be guilty of a misdemeanor, and on conviction thereof, shall be fined in the amount not exceeding one thousand dollars (\$1,000.00) for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

(c) Any person found to be discharging substances prohibited to be discharged under this Ordinance or any other ordinances of the District shall, in addition to any penalties set forth herein, be fined three (3) times the cost of removal of the prohibited discharges from the Wastewater System and the cost of any repair, if any.

(d) Any person who shall continue work in violation of a Stop Order issued by the District shall upon conviction be fined not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00) for each such offense, and a separate offense shall be deemed committed on each day during or on which a violation of a Stop Order occurs or continues.

(e) Any person who shall occupy any building within the Development prior to the issuance of a permit by the District shall upon conviction be fined not less than one hundred dollars (\$100.00) nor more than one thousand dollars (\$1,000.00) for each such offense, and a separate offense shall be deemed committed on each day during or on which the premises are occupied in violation of this Ordinance.

(f) Any person who shall have violated any of the provisions of this Ordinance, shall be liable for, in addition to any other fines, charges, or obligations set forth herein, any and all legal fees incurred by the District in connection with the prosecution of such claim or the collection of any amounts due as a result thereof.

(g) The District may prosecute any person who is apprehended in the violation of any of the provisions of this Ordinance or other ordinance of the District. The foregoing penalties and prosecutions therefor shall not be held or construed as constituting a bar, release, or waiver by the District to the prosecution by the District for any civil damages that it may sustain because of any violation by any person of the provisions hereof where it shall appear that such violation has occasioned damages to the appurtenances, machinery, equipment, sewers, and buildings under the jurisdiction of the District.

SECTION 20. CONFLICT

All ordinances or parts of ordinances or other rules and regulations of the District, which are in conflict herewith, are hereby repealed.

SECTION 21. SEVERABILITY

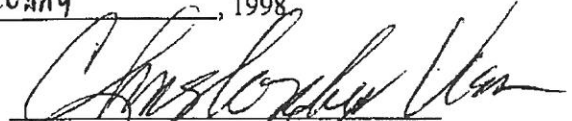
The invalidity of any section, clause, sentence, or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts. In the event that any part of this Ordinance shall be deemed to be illegal, invalid, or unenforceable, such portion of this Ordinance

shall be deemed severed from this Ordinance and shall not affect the remaining portions of the Ordinance which shall be given their full force and effect.

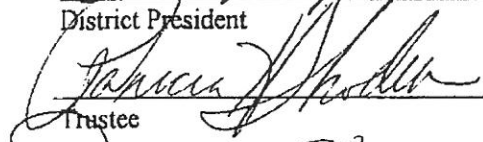
SECTION 22. ORDINANCE IN FORCE

This Ordinance shall be effective and in full force and effect from and after its passage, approval, and publication as provided by law.

Passed and adopted by the Board of Trustees of the Mill Creek Water Reclamation District of the County of Kane, State of Illinois on the 4th day of FEBRUARY, 1998



District President



Trustee



Trustee