



ORDINANCE NO. 807

AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW  
MUNICIPAL CODE SAID MUNICIPAL CODE BEING  
ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO  
PROVIDE AMENDMENTS RELATING TO SUMP PUMP AND  
GROUNDWATER STANDARDS

Published in pamphlet form by authority of the Village  
President and Board of Trustees of the Village of  
Mackinaw

May 24, 2010

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AN ORDINANCE AMENDING THE VILLAGE OF MACKINAW MUNICIPAL CODE SAID MUNICIPAL CODE BEING ORDINANCE NO. 513 OF THE VILLAGE OF MACKINAW TO PROVIDE AMENDMENTS RELATING TO SUMP PUMP AND GROUNDWATER STANDARDS

WHEREAS, the Village of Mackinaw owns and operates a wastewater-treatment system, and;

WHEREAS, the Village of Mackinaw must ensure sound and safe operations of its wastewater treatment system, and;

WHEREAS, the Village of Mackinaw finds that the discharge of any clean surface water including water from roof or cellar drains and basement sump pumps contributes to the flooding and overloading of the Village of Mackinaw's wastewater treatment system. Such overloading has the potential of creating hazardous public health conditions and significant damage to properties, and;

WHEREAS, the Illinois Environmental Protection Agency has mandated villages, including the Village of Mackinaw, to take certain affirmative steps to curb and reduce infiltration of clean surface water into the Village wastewater treatment system.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF MACKINAW AS FOLLOWS:

SECTION 1: Chapter 51 of the Village Code of the Village of Mackinaw is hereby amended by adding a new subchapter and new sections which shall be as follows:

CHAPTER 51: COMBINED WATERWORKS AND SEWERAGE SYSTEM  
*SUMP PUMP AND GROUNDWATER STANDARDS*

**§ 51.074 CONNECTION OF DOWNSPOUTS, DRAINS, AND THE LIKE PROHIBITED.**

No person shall make connection of roof downspouts, exterior foundation drains, areaway drains, or other sources of surface runoff or groundwater to a building sewer, or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

**§ 51.075 METHOD OF INSTALLATION OF SUMP PUMP OR SIMILAR DRAINAGE SYSTEM**

- (A) Sump pumps or other similar drainage systems must be permanently installed in conformance with this Code in order to satisfy its requirements. A permanent installation shall be one that provides for year-round discharge capability to either the outside of the dwelling, building, or structure, or is connected to a storm sewer, shall consist of a

rigid discharge line without valving or quick connections for altering the path of the discharge with an in line check valve and an air gap.

- (B) A discharge pipe for any sump pump or similar drainage system shall be installed through the outside foundation wall of the building with rigid pipe (plastic, copper, or galvanized) one (1") inch inside diameter minimum without valves or quick couplings that would alter the path of discharge. The discharge from any sump pump or similar drainage system shall be directed away from the foundation wall.
- (C) No discharge shall be directed so as to impact neighboring properties. Discharge shall be made not less than ten (10) feet from any neighboring properties and not less than fifteen (15) feet from any sidewalk. Notwithstanding the foregoing, sump pump may be properly discharged at the curb or to the storm sewer.
- (D) Where a sump pit exists in any building, it shall have a pump installed with rigid piping as specified in this section.
- (E) Where a sump pit exists and the property owner decides not to utilize a pump, the pit shall be permanently filled with concrete or otherwise permanently disconnected or disabled.
- (F) Any plumber registered with the State of Illinois who knowingly installs a sump pump or piping that is not in conformance with this ordinance shall be subject to a fine for violation of this ordinance pursuant to §51.999 of this Code.

#### **§ 51.076 INSPECTIONS**

Property owners shall allow a Village employee or a designated representative to inspect the buildings to confirm that there is no sump pump or other prohibited discharge into the Village wastewater treatment system. The Village may periodically re-inspect any building or premises to determine compliance with the requirements of this ordinance.

#### **§ 51.077 REMOVAL OF ILLEGAL CONNECTIONS**

Any property owner who previously made any connection or installation in violation of this ordinance shall immediately remove such connection or correct such installation. If not removed or corrected within thirty (30) calendar days after notice of the violation has been delivered personally or by mail to the owner, the Village of Mackinaw shall impose a surcharge in the amount provided in §51.078. Such surcharge shall also be imposed upon any property owner after a thirty (30) calendar day notice has been delivered, if the owner refuses to allow the property to be inspected. The owner of a building or premises found to be not in conformance with this ordinance during periodic re-inspections shall be subjected to a surcharge as provided in §51.078 starting from the previous date of

inspection. Furthermore, the Village of Mackinaw hereby reserves the right to discontinue water service without further notice to the homeowner in lieu of imposing a surcharge.

**§ 51.078 SURCHARGE**

(A) A surcharge of One Hundred (\$100.00) Dollars per month is hereby imposed on every sewer bill to property owners for the following conditions:

- (1) A failure to comply with the provisions of this subchapter
- (2) Refusal to grant access to the Village of Mackinaw or its designated agents or officials for property inspection

SECTION 3: If any section or part of this Ordinance is held invalid, it shall not affect the validity of the remainder of this Ordinance.

SECTION 4: This Ordinance shall take effect 10 days after publication thereof as provided by law.

SECTION 5: Ordinance No. 513 of the Village of Mackinaw, as amended by this Ordinance, shall remain in full force and effect and all previous amendments to Ordinance No. 513 shall remain in force and effect except as modified by this Ordinance.

PASSED in due form on a roll call vote by the Board of Trustees of the Village of Mackinaw at a duly held meeting on the 24<sup>th</sup> day of MAY, 2010.

APPROVED:



President of the Board of Trustees of  
The Village of Mackinaw

ATTEST:



Village Clerk

AYES: 6  
NAYS: 0  
ABSENT: 0

STATE OF ILLINOIS )  
COUNTY OF TAZEWELL ) SS  
VILLAGE OF MACKINAW )

**CERTIFICATE OF ORDINANCE**

I, the undersigned, do hereby certify that I am the duly appointed, qualified and acting Village Clerk of the Village of Mackinaw, Tazewell County, Illinois (the “**Issuer**”), and as such official I am the keeper of the records and files of its President and Board of Trustees (the “**Corporate Authorities**”).

I do further certify the foregoing constitutes a full, true and complete excerpt from the proceedings of the regular meeting of the Corporate Authorities held on the 24<sup>th</sup> day of May, 2010, insofar as same relates to the adoption of Ordinance No. 807, entitled:

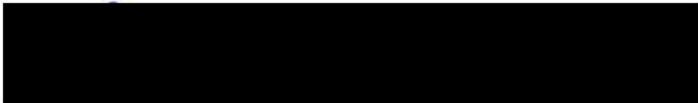
**“An Ordinance amending the Village of Mackinaw municipal code said municipal code being Ordinance No. 513 of the Village of Mackinaw to provide amendments relating to sump pump and groundwater standards”**

a true, correct and complete copy of which ordinance (the “**Preliminary Ordinance**” or “**ordinance**”) as adopted at such meeting appears in the transcript of the minutes of such meeting. The Preliminary Ordinance was adopted and approved by the vote and on the date therein set forth.

I do further certify the deliberations of the Corporate Authorities on the adoption of such Preliminary Ordinance were taken openly and was on the agenda at least 48 hours before the meeting at which it was adopted, that the adoption of such ordinance was duly moved and seconded, that the vote on the adoption of such ordinance was taken openly and was preceded by a public recital of the nature of the matter being considered and such other information as would inform the public of the business being conducted, that such meeting was held at a specified time and place convenient to the public, that notice of such meeting was duly given to all of the news media requesting such notice, that such meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and the Illinois Municipal Code, as amended, and that the Corporate Authorities have complied with all of the applicable provisions of such Act and such Code and their procedural rules in the adoption of such ordinance.

The pamphlet form of Ordinance No.807, including the ordinance and a cover sheet thereof, was prepared and a copy of such Ordinance was posted for public inspection in the municipal building, the Mackinaw United States Post Office, and the Mackinaw Library commencing on June 3, 2010 and continuing for at least ten days thereafter. The original ordinance was adopted by the Board of Trustees of the Village of Mackinaw at a regular meeting, attended by six members of the Board, and approved by the President, as said Ordinance appears on file in my office and as the same is recorded in the Book of Ordinances of said Village.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the official seal of said Village of Mackinaw, Illinois, this 16th day of June, 2010.



Village Clerk