

**CITY OF WEST ST. PAUL
DAKOTA COUNTY, MINNESOTA**

ORDINANCE NO. 19-02

**AN ORDINANCE AMENDING SECTION 50.05 AND 50.06 OF THE WEST ST. PAUL
CITY CODE REGARDING PROHIBITED SUBSTANCES DISCHARGED INTO THE
SANITARY SEWER AND ESTABLISHING REQUIREMENTS FOR WASTE TRAP
INTERCEPTORS AND SEPARATORS**

The City of West Saint Paul does ordain:

SECTION 1. West St. Paul City Code Section 50.05 relating to Public Works, Certain Uses Prohibited is hereby amended as follows:

50.05 CERTAIN ~~USES-SUBSTANCES~~ PROHIBITED.

(A) The following substances (which shall hereinafter be referred to in this section as “Prohibited Substance” or “Prohibited Substances”) threaten the sanitary sewer system and shall not be ~~allowed to be~~ discharged, ~~directly or indirectly~~, into any public sanitary sewer:

(1) Steam exhaust or blow off;

(2) ~~Waste~~ Any substance, liquid, dissolvable solid, refuse or waste containing naphtha, gasoline or other ~~in~~flammable liquids;

(3) Refuse or waste from butcher shops, rendering establishments, packing houses and other industrial establishments. ~~Some~~ All such establishments are required to have a form of catch basin or grated shop basin ~~must to~~ catch the refuse or waste;

(4) Sand and inflammable waste from car washes, vehicle service facilities or other such uses. All such uses are required to have a sand waste trap interceptor;

(5) Fats, oils and greases of animal or vegetable origin; or

~~(4)~~(6) Refuse, solid or liquid, of any character, quality or nature that will unreasonably interfere with the ordinary treatment processes of any sewage treatment plant used by the city.

(B) The use of chemical or biological agents, physical methods or any other means to dissolve, liquefy, suspend, disperse, emulsify or otherwise cause any Prohibited Substance to be discharged, directly or indirectly, into the sanitary sewer system is prohibited.

(C) No refuse or solids of any sort obstructive to the flow of wastewater may be placed, thrown or allowed to enter any public sewer, or allowed to remain on or in any trap or catch basin so as to obstruct the sewer. No person may injure, break or remove any portion of any catch

basin, covering flag, gully grating, flush tank or manhole, or any part of any sewer, or do any act obstructing or in any way interfering with the use of any sewer or the flow of waste water through any sewer.

- (D) A violation of this section is a public nuisance, subject to abatement and assessment, as provided in City Code Chapter 94. The city may also issue an administrative citation pursuant to City Code § 10.98.

SECTION 2. West St. Paul City Code Section 50.06 relating to Public Works, Obstruction Prohibited is hereby amended as follows:

50.06 OBSTRUCTION—PROHIBITED WASTE TRAP INTERCEPTORS AND SEPARATORS REQUIRED.

~~No refuse or solids of any sort obstructive to the flow of wastewater may be placed, thrown or allowed to enter any public sewer, or allowed to remain on or in any trap or catch basin so as to obstruct the sewer. No person may injure, break or remove any portion of any catch basin, covering flag, gully grating, flush tank or manhole, or any part of any sewer, or do any act obstructing or in any way interfering with the use of any sewer or the flow of waste water through any sewer.~~

(A) Waste trap interceptors and separators.

- (1) Required. All businesses manufacturing, generating, producing, utilizing, or otherwise discharging any Prohibited Substance must have a waste trap interceptor or separator. In businesses where there is no fats, oil, grease, and/or sand waste trap interceptor or separator, the owner is required to install such system for the proper discharge of wastewater containing Prohibited Substances when required by and pursuant to the Minnesota Plumbing Code, Minnesota Rules, Chapter 4714, the Uniform Plumbing Code, the Regional Administrator of the Metropolitan Council, or when the city determines such traps or separators are necessary.
- (2) Maintain. Owners shall be required to maintain all waste trap interceptors and separators in an efficient operating condition at the owner's expense and periodically remove any accumulated residue.
- (3) Report. Owners shall be required to submit an inspection maintenance report on a form provided by the city to the city engineer on a quarterly basis to document when waste traps and separators are cleaned.
- (4) Inspection. The city shall be permitted to enter and inspect all premises with businesses that may generate Prohibited Substances upon adoption of this ordinance, and then as often as may be necessary to determine compliance with this section, provided the city gives 24 hours' advanced notice. However, in cases of emergency, the city shall be given immediate access.

- (a) Owners shall allow the city access to the parts of the premises for the purposes of inspection.
- (b) Unreasonable delays or refusal to allow the city access to a premise is a violation of this section.
- (c) If the city has been refused access to any part of the premises and is able to demonstrate cause to believe that there may be a violation of this section, or that there is a need to inspect, or to protect the overall public health, safety and welfare of the community, then the city may seek issuance of an administrative search warrant.
- (5) A person is considered to be in violation of this section if the owner fails to comply with any provision of this section, including but not limited to inspections, submission of inspection maintenance report forms, and maintenance.
- (B) Enforcement. A violation of this section is a public nuisance subject to abatement and assessment, as provided in City Code Chapter 94. The city may also issue an administrative citation pursuant to City Code § 10.98.

SECTION 3. SUMMARY PUBLICATION. Pursuant to Minnesota Statutes Section 412.191, in the case of a lengthy ordinance, a summary may be published. While a copy of the entire ordinance is available without cost at the office of the City Clerk, the following summary is approved by the City Council and shall be published in lieu of publishing the entire ordinance:

The ordinance amendment prohibits fats, oils and greases to be discharged into the sanitary sewer. Waste trap interceptors and separators must be installed and maintained. If the city is not granted access when needed for inspection it has the right to issue an administrative citation or pursue abatement.

SECTION 4. EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed by the City Council of the City of West St. Paul, Minnesota, this 11th day of February 2019.

Attest:

David J. Napier, Mayor

Shirley R Buecksler, City Clerk