

Sewer Ordinance

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Ordinance

An Ordinance establishing a system of charges and regulating the use of public and private sewers, private sewage disposal, the installation and connection of building sewers, and the discharge of waters and wastes into the public sewer system:

Be it ordained and enacted by the Commissioners of the Algoma Sanitary District No. 1 of the Town of Algoma, Winnebago County of the State of Wisconsin, as follows:

ARTICLE I – Definitions

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

Section 1. "BOD" (denoting Biochemical Oxygen Demand shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20 degrees C., expressed in milligrams per liter.

Section 2. "Building Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five (5) feet outside the inner face of the building wall.

Section 3. "Building Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.

Section 4. "Commission" the duly acting governing body of the Algoma Sanitary District No. 1 of the Town of Algoma, Winnebago County, Wisconsin.

Section 5. "Garbage" shall mean solid wastes from the domestic and commercial preparation, cooking, and dispensing of food, and from the handling, storage, and sale of meat, fish, fowl, fruits, vegetables, and condemned food.

- Section 6. "Industrial Wastes" shall mean any solid, liquid, or gaseous substance discharged, permitted to flow or escaping from any industrial, manufacturing, commercial or business establishment or process or from the development, recovery or processing of natural resources. "Industrial Wastes" under the Ordinance shall include all Class D Manufacturers as identified in the Standard Industrial Classification Manual.
- Section 7. "Natural Outlet" shall mean any outlet into a watercourse, pond, ditch, lake, or other body of surface or groundwater.
- Section 8. "Normal Concentration" shall mean:
- (a) 5-day 20 degrees C., B.O.D. of not more than 200 mg/L.
 - (b) A suspended solids content of not more than 250 mg/L.
- Section 9. "Normal Sewage" shall mean sanitary sewage or other wastes in which B.O.D. or suspended solids concentrations do not exceed normal concentrations.
- Section 10. "Person" shall mean any individual, firm, company, municipal or private corporation, association, society, institution, enterprise, governmental agency or other entity.
- Section 11. "pH" shall mean the logarithm (base 10) of the reciprocal of the hydrogen ion concentration expressed in moles per liter as determined by "Standard Methods".
- Section 12. "Properly Ground Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half (1/2) inch in any dimension.
- Section 13. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.
- Section 14. "Quarter" any three consecutive months as determined by the Sewage Utility.
- Section 15. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and groundwaters are not intentionally admitted.
- Section 16. "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and storm waters as may be present.

- Section 17. "Sewage Treatment Plant" or "Wastewater Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.
- Section 18. "Sewage Utility or Utility" shall mean the Algoma Sanitary District No. 1.
- Section 19. "Sewage Works" shall mean all facilities for collecting, pumping, treating and disposing of sewage.
- Section 20. "Sewer" shall mean a pipe or conduit for carrying sewage.
- Section 21. "Shall" is mandatory; "May" is permissive.
- Section 22. "Slug" shall mean any discharge of water, sewage, or industrial waste which in concentration of any given constituent or in quantity of flow exceeds for any period longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.
- Section 23. "Storm Sewer" shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial wastes, other than unpolluted cooling water.
- Section 24. "Building Inspector" shall mean the Building Inspector of the Town of Algoma Sanitary District No. 1 or his authorized agent or representative.
- Section 25. "Superintendent" shall mean the Superintendent of the Sewage Utility of the Town of Algoma Sanitary District No. 1 or his appointed assistant, agent or representative.
- Section 26. "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.
- Section 27. "District" shall mean the Town of Algoma Sanitary District No. 1 of the Town of Algoma, Winnebago County, Wisconsin.
- Section 28. "Watercourse" shall mean a natural or artificial channel for passage of water.
- Section 29. "Residential Equivalent Unit" shall mean the unit of measurement which consists of the amount of Normal Sewage contributed to the system from a single family residence in an average amount not to exceed 250 gallons per day. Residential Equivalent Unit shall be the proportional unit of measurement used in this ordinance when establishing the distribution of costs for operation and maintenance of the collection and treatment systems.
- Section 30. "Operation and Maintenance Costs" shall mean the day-to-day expenses of the sewage works including cost of equipment, materials, energy, and manpower necessary for

continued operation and maintenance of the system. Included shall be all expenses of preventative maintenance, repair costs and non-lapsing depreciation (replacement) expenses necessary to guarantee continuous operation of the system within its design limits.

Section 31. "Revenue Account" shall mean an account in which all receipts and disbursements of the Commission shall be recorded. Revenues in the account shall be apportioned to the Sewer System Operation and Maintenance Fund, Sewer System Depreciation Fund and Sewerage System Bond and Interest Special Redemption Fund, as prescribed in an ordinance providing for the Issuance and Sale of Sewerage System Mortgage Revenue Bonds.

Section 32. "Contribution-In-Aid-Of-Construction" shall mean a lump sum payment due upon the availability of sewer and issuance of a connection permit, but no later than a date to be set by the Commission.

Section 33. "Sewer User Charge" shall mean a monthly charge assessed to all users of the system to pay for all Operation and Maintenance Costs. Such charge shall be payable as determined by the Commission in accordance with the terms of this Ordinance.

Section 34. "Connection Permit" shall mean a permit issued by the District after proper application and payment of the required permit fee which allows connection of a building sewer to the public sewer.

ARTICLE II - Contribution-In-Aid-Of-Construction

Section 1.

- (a) Contribution In Aid Of Construction (CAC): There is hereby levied and assessed upon each lot or parcel of land currently within the District and upon land subsequently attached to the District, a Contribution In Aid Of Construction charge (CAC). Such CAC charge shall be payable as herein provided and shall be on the basis of one CAC charge for each building connected to the Public Sewer. Said CAC charges shall be assessed and collected as determined by the Commission.
- (b) Existing and Future Buildings: For the purposes of this ordinance, buildings in the District shall be classified as existing buildings or future buildings. Existing buildings shall be those in existence and buildings for which a building permit has been issued and construction started as of midnight, March 29, 1978. Future buildings shall be those not in existence as of midnight, March 29, 1978.
- (c) Building Use: All buildings in the District shall be further classified as single family residential or commercial. Single family residential shall include only those buildings intended for habitation by a single-family unit. Commercial buildings shall include all buildings in the District other than single family residential, including multiple use buildings. Commercial buildings shall be divided into the following classes:
- Class A - Is a building which requires a six inch lateral sewer under this Ordinance, has an average daily sewage flow up to 500 gallons, is located in a commercially zoned or developed area and may contribute a waste which contains pollutants not a part of Normal Sewage.

Class B - Is a building which requires a six inch lateral sewer under this Ordinance, has an average daily sewage flow over 500 gallons, is located in a commercially zoned or developed area, may be located on a large lot, may contribute a waste which contains pollutants not part of normal sewage, and may contribute waste in such additional volumes that sewer sizes could be influenced.

Class C - Is a building which requires a six inch lateral sewer under this Ordinance, has a daily sewage flow averaging over 1,000 gallons at least fifteen days per calendar month, is located on a large lot and may require a metering and monitoring manhole under the State of Wisconsin Plumbing Code. This Class requires special consideration upon application for a Connection Permit taking into account such things as location, lot size, anticipated sewage flows, and waste characteristics.

The Commission upon application for a connection permit shall, in consultation with the District's Engineer, determine the building use and classification and shall set a CAC charge in accordance with that use and the schedule of charges in effect at the time.

(d) Payments:

1. Payment of the CAC charge for all existing buildings is due upon issuance of a Connection Permit but not later than October 1, 1978. An installment payment plan may be used if requested with payment over a five-year period at an annual interest rate of 8 per cent on the unpaid balance. If payment in full is not received by October 1, 1978, the Commission shall institute installment payment procedures against all such unpaid accounts.
2. Payment for the CAC charge for future buildings on lots which had a sewer lateral installed during the original construction shall be paid in full at the time of application

for a lateral installation, may be paid on the installment plan over a five year period at an annual interest rate of 8 per cent on the unpaid balance, or shall be paid in full when a connection permit is issued at the rate in effect at that time.

3. Payment of the CAC charge for future buildings on lots which do not have a sewer lateral installed shall be made in full upon issuance of a connection permit. When applying for a connection permit on a lot or parcel that does not have a lateral installed, the applicant shall make a deposit to cover the estimated total cost of such lateral installation. Upon completion of the lateral installation, final installation costs shall be determined and the difference between the deposit and actual cost shall be adjusted with the applicant.

(e) Schedule of Charges: (changed Oct. 1, 2001) The following schedule establishes current CAC charges for the various uses as listed and as described elsewhere in this ordinance:

<u>Building description</u>	<u>CAC Charge</u>
<u>Existing Building</u> is defined as a building completed within the sanitary district as of August 1, 1978	

Single Family Residence	\$800.00
Commercial -	
Class A	\$1100.00
Class B	\$1300.00
Class C	\$2000.00 (Min)

Future buildings on lots not requiring future sewer main extensions:

Single Family Residence	\$1850.00
Commercial -	
Class A	\$2200.00 (Min)
Class B	\$2750.00 (Min)

Future buildings on lots requiring future sewer main extensions.

Single Family Residence	\$1050.00
Commercial	
Class A	upon application
Class B	upon application
Class C	upon application

The above-indicated charges against future buildings may increase annually at the discretion of the commission. Any category of building not listed above shall be assigned a **CAC** charge by the Commission upon application and after recommendation by the District's Engineer. The Commission may, at any time hereafter, review and consider the above charges and, in unusual circumstances or upon proper evidence, make justifiable changes. The Commission shall set special charges for large commercial service or industrial users not defined above.

ARTICLE III - Sewer User Charges

Section 1.

- (a) Sewer User Charge: There is hereby levied and assessed upon each lot or parcel of land with a building having a lateral available to discharge normal sewage to the Public Sewer System, a sewer user charge based upon rates established by the Commission. Such sewer user charge shall be payable as herein provided and shall be on the basis of one unit for each single-family residential equivalent. Said residential equivalent charges shall be assessed and collected annually as determined by the Commission. Should the Superintendent determine that the minimum flat rate charge is less than the charge would be on a metered basis, he shall recommend that the Commission set a higher rate based on estimated total usage.
- (b) Assignment of Residential Equivalent Units: (changed Oct. 1, 2001) On or before August 1 of every year the Commission may review and recompute the assignment of residential equivalent units to all users connected to the system. Said assignment of the total residential equivalent units shall be divided into the projected annual budget adopted prior to November 1 of every year, to arrive at the annual charge per residential equivalent unit in accordance with standard governmental budgetary process.
- (c) Budget and Sewer User Charge Approval: Upon completion of preparation of the annual budget and determination of the annual sewer user charge per residential equivalent unit, the Commission shall, when in Session and following appropriate hearings, review and approve the annual budget, shall set the annual sewer user charge to be charged for each residential equivalent unit, shall set a tax rate so that the budget will be balanced and shall record such action in the official minutes.
- (d) Payments:*** (Changed February 24, 2011) Assessment of sewer user charges shall commence not later than 150 days from the date the permit for sewer connection is taken out. Payment of sewer user charges for the year or portion of the year in which a connection permit is issued for existing structures or in which actual connection is made to new construction shall be made directly to the district and shall be due upon billing by the district.
- (1) *** (Changed February 24, 2011) Thereafter said charge for property located within the confines of the Town of Algoma Sanitary District #1 and within the Town of Algoma shall be payable for each succeeding year in advance and shall be payable as a special

charge in the real estate tax bills to be collected by the Town Treasurer and shall be due on the date the first installment of real estate taxes is due.

- (2) *** (Changed February 24, 2011) Thereafter said charge for property located within the confines of the Town of Algoma Sanitary District #1 and outside the Town of Algoma shall be payable for each succeeding year as billed by the district.
 - (3) *** (Changed March 29, 1978) In the event of late payment after payment is due, a late charge of 1% per month of the total amount due shall be added to the sewer user charge and shall be collectible with the normal sewer user charge.
 - (4) *** (Changed Oct. 1, 2001) In the event service is initiated during a calendar year, the sewer service charge shall be prorated.
 - (5) *** (Changed May, 2006) In the event service is discontinued to a temporarily unoccupied single family residence for greater than 9 months, upon application and approval by the Commission, the sewer user charge assessed during such discontinuance may be reduced to 30 percent from the normal charge had the building remained occupied and in use. Such discount shall be credited against the following year's charge.
- (e) Disposition of Revenue: The amounts received from collection of the charges authorized by this Ordinance shall be credited to a sewer revenue account, which shall show all receipts and expenditures of the District. When appropriated and authorized by the District, credits to said account shall be available for payment of the costs of operation, maintenance, repairs and replacement of the sewer system. Any surplus in the account shall first be available for payment of principal and interest on revenue bonds issued and outstanding, or which may be issued, to provide funds for the sewer system or part thereof; and second for payment of principal and interest on general obligation bonds or notes issued and outstanding or which may be issued to provide funds for the sewer system; and third to the depreciation fund; and fourth for all or part of the expenses for additions and improvements and other necessary disbursements or indebtedness and the District may by resolution pledge such surplus or any part thereof for any such purposes.

(f) Residential Equivalent Units: *** (changed Oct. 1, 2001) The following table establishes the minimum Residential Equivalent Units for various types of buildings and uses which are expected to connect to the sewer system:

<u>User</u>	<u>Equivalent Units</u>
Single Family Residence (Including Mobile home)	1.0
Multiple Family Residences	
First Two Units (changed 3/29/78)	1.5
Each Additional Unit Over First Two	0.5
Service Station (Without Car Wash)	1.5
Automobile Sales and Service (Without Car Wash)	3.5
Automobile Service Centers (Without Car Wash or Gasoline Service)	1.5
Taverns –	
Up to 50 Seat Capacity	2.5
Up to 115 Seat Capacity	5.0
Over 115 Seat Capacity	Upon Application
Restaurants –	
Up to 25 Seat Capacity	2.9
Over 25 Seat Capacity	Upon Application
General Sales and Service (Up to 2000 Square Feet of Floor Area)	1.5
Government Buildings	1.5
Office Buildings - (Up to 10 Employees)	1.5
Retail Stores, Shops, Banks, and Warehouses - (Up to 10 Employees)	1.5
Car Washes	Upon Application
Laundromats	Upon Application
Churches	1.5
Schools	Upon Application

Any category of user not listed shall be assigned equivalent units by the Commission upon application. The Commission shall review and consider the above residential equivalent units at least annually and shall, upon proper evidence, make justifiable changes in the units. The Commission shall, when evidence warrants, require the installation of meters and monitoring devices, at the cost of the property owner, to assure the establishment of equitable commercial and industrial residential equivalent units.

(g) Special Rates: The rates set forth above for sewage service shall be for all types of service for collection of normal sewage. The Commission may at any time hereafter set special rates for large commercial service or industrial users.

Section 2.

(a) Industrial and Commercial Charges for Other Than Normal Sewage: Charges for sewage other than Normal Sewage shall be based on Flow, B.O.D., Suspended Solids, and such other constituents which affect the cost of collection and treatment. Charges shall be made in accordance with rates established by the Commission as set forth in Section 2(b).

(b) *** (Changed October 1, 2001) All persons discharging wastes into the public sewers may be subject to a surcharge, in addition to any other service charge, if their sewage has a concentration greater than "normal" concentrations. (See definition). The volume of flow used for computing waste surcharges shall be as estimated by the District, subject to adjustments as otherwise herein provided or the actual volume of waste as determined by a waste metering and monitoring installation. The amount of surcharge shall reflect the cost incurred by the sewage Utility in removing B.O.D., Suspended Solids, and other pertinent constituents.

(1) Rates of Surcharge. *** (Changed October 1, 2001) The rates of surcharge for each of the aforementioned constituents shall be at the same rate as included in an "Agreement between the City of Oshkosh and the Town of Algoma Sanitary District No. 1" dated December 15, 1977 and any subsequent agreements. In addition to the above surcharges, the Utility's costs of sampling and analyzing industrial wastes shall be charged to the applicable industry as provided in Article VII, Section 10. Where industrial wastes are of such a strength or magnitude or are delivered over such a

period of time that the above surcharges do not reflect the cost of treatment to the District, the District reserves the right to establish a special charge for handling the waste. The depreciation portion of the charge shall be based on the design capacity required for the particular waste. In no event shall the charges be less than those charges determined by applying the above surcharge.

Section 3. Industrial Waste Pretreatment: In the event the District provides pretreatment of industrial wastes, the entire cost of such pretreatment shall be charged to the person producing the industrial wastes. The costs shall include but are not limited to capital expenditures, operation and maintenance expenses, labor, chemicals, heat and power.

Section 4. Contract Basis: Nothing in this Ordinance shall prohibit the District from providing sewage services to persons outside the corporate limits of the District under mutually agreeable conditions.

Section 5.

(a) Remedies From Failure To Pay User Charges. Each sewer user charge levied by, or pursuant to this Ordinance, is hereby made a lien upon the corresponding lot, land, or premises served by a connection to the sanitary sewer system of the District and if the same is not paid within the period allotted for such payment, said charge shall constitute a lien on the property served and be inserted in the Town tax roll as provided in Section 66.069(1) of the Wisconsin Statutes as same has been, and from time to time may be amended or recreated, so far as applicable.

(b) The sewer user charges, including interest on any delinquencies, taxed or levied pursuant to this Ordinance shall be collected by the Town Treasurer at the time and place indicated on the annual real estate tax bill.

Section 6. Designation of Depository. The funds received from said sewage service charges shall be deposited at regular intervals in the depository elected by the Commission. Said funds shall be available for payment of the cost and expense of the management, maintenance, depreciation and repair of the sewage works and to provide funds for the retirement of bonds as they mature and interest thereon.

Section 7. Annual Audit An audit of the Utility's financial standing shall be made annually on a calendar year basis. This audit will be used to review the adequacy of the then existing rates

and said rates shall be adjusted if necessary to provide sufficient revenues to adequately finance the Utility's operation in accordance with the intent of the rate structure.

ARTICLE IV - Use of Public Sewers Required

Section 1. It shall be unlawful for any person to 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.

Section 2. It shall be unlawful to discharge to any natural outlet within the District, or in any area under the jurisdiction of said District, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this Ordinance.

Section 3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

Section 4. The owner of all houses, buildings, or properties used for human occupancy, 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 a public sanitary sewer of the District, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this Ordinance, within six (6) months after notice is published or given that the sewer main is operational and connections can be made.

ARTICLE V - Private Sewage Disposal

Section 1. Where a public sanitary sewer is not available under the provision of Article IV, Section 4, any existing building sewer shall be connected to a private sewage disposal system complying with the provisions of this Article.

Section 2. Before commencement of the construction of a private sewage disposal system or additions to an existing private sewage disposal system, the owner shall first obtain a sanitary sewer permit from the Office of the Winnebago County Zoning Administrator, County Court House Building, Oshkosh, Wisconsin as provided for in Chapters 144.03 and 144.04 of the Wisconsin Statutes.

Section 3. The type, capacity, location, and layout of a private sewage disposal system shall comply with all requirements of the Wisconsin State Board of Health.

Section 4. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the District.

Section 5. No statement contained in this Article shall be construed to interfere with any additional requirements that may be imposed by the Health Officer.

Section 6. At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Section 4 of Article IV, the building sewer shall be connected to said sewer within six (6) months and the private sewage disposal system shall be cleaned of sludge and filled with sand, gravel, or similar material.

ARTICLE VI - Building Sewers and Connections

Section 1. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written connection permit from the District.

Section 2. *** (Changed October 1994 and Oct. 1, 2001) There shall be two classes of building sewer connection permits: (a) for residential and commercial service, and (b) for service to establishment producing industrial waste. In either case, the owner or his agent shall make application, which shall be supplemented by any plans, specifications or other information considered pertinent in the judgment of the District. A connection permit and inspection fee as established by the commission shall be paid to the district at the time the application is filed.

Section 3. All costs and expense incident to the installation and connection of the building sewer shall be borne by the property owner. The property owner shall indemnify the District from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

Section 4. A separate and independent building sewer shall be provided for every building intended for human habitation or occupancy.

Section 5. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the District, to meet all requirements of this Ordinance.

Section 6. The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, backfilling the trench, and connecting to the District lateral shall all conform to the requirements of the District or other applicable rules and regulations pertinent to the installation. Service laterals for single family residences shall be four - (4) inch minimum. All other service laterals shall be six - (6) inch minimum.

Section 7. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer at the owner's expense.

Section 8. Roof-leaders, surface drains, groundwater drains, foundation drains, and other clear water drains shall not be connected to a building sewer, which discharges into a sanitary sewer or private sewage treatment facility. All such connections existing at the time of passage of this ordinance shall thereafter be illegal. If storm water or clear water is being discharged into a sanitary sewer, the District shall give the offending person fifteen (15) days notice to disconnect. Failure to disconnect after such notice shall authorize the District to cause disconnection of the service lateral and assessment of the costs of such disconnection against the property involved. The District may, in the alternative, institute action for violation of this subsection.

Section 9. The connection of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations.

Section 10. The applicant for the building sewer connection permit shall notify the District when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the District representative.

Section 11. All excavations for building sewer installation shall be adequately guarded by the property owner with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the District at the property owner's expense.

Section 12. *** (Changed Oct. 1, 2001) Before any permit for work, including but not limited to extensions of mains or addition of laterals, is issued, the person, contractor, or authorized representative of the entity who is to perform the work shall file with the District a certificate of liability insurance and performance bond to the district in such amount as may be established, subject to annual review and modification, indemnifying the District, its officers, agents and employees holding them harmless against all claims, damages, injuries and costs arising out of the work performed including restoration and replacement of the premises to as good a condition as they were in prior to the commencement of work and guaranteeing the faithful performance of all work with proper care and skill. Such bond shall remain in full force and effect until the final expiration of the period allowed for the initiation of claims arising as a result of the work performed, and until the final determination of claims brought.

Section 12 (a) *** (Created Oct. 1, 2001) Connections of lateral lines to the main sewer shall be done by or under the supervision of and approved in writing by a licensed plumber authorized by said license to perform connections of laterals into mains. Whether the connection is performed by or under the supervision of a licensed plumber, the plumber shall file with and provide to the district written verification of the connection as having been done in proper form. If the connection is not performed by the licensed plumber, the name of the individual actually performing the connection shall be provided along with any other such information as may be required by the district in the inspection form provided by the district.

Section 13. *** (Created January 1982 and changed Oct. 1, 2001) Before any building connected to a sanitary sewer is raised or removed to another location, a permit shall be obtained by a licensed plumber from the District to disconnect and seal all sewer and water services serving the premises. The plumber shall disconnect such service at the property line or as near thereto as practicable and seal them as specified for new, unused services. Disconnection and sealing thereof shall be approved by the District upon inspection before the work is covered. Upon inspection and approval by the District, and after all pertinent equipment such as meters and regulators belonging to the District are returned to the District, the District shall issue a release stating that said disconnection and sealing are approved, that equipment belonging to the District has been returned to the District, and that service connections have been removed or sealed and plugged in a safe manner. All costs and expense incident to the disconnection and sealing of the building sewer shall be borne by the property owner. The property owner shall indemnify the District from any loss or damage that may directly or indirectly be occasioned by the disconnection of the building sewer.

Section 14: *** (Created Oct 5, 1994 and changed Oct 1, 2001) Final inspection of new sewer installation in addition to the final clean up of the sewer line by the sewer contractor according to specifications there shall be a final televising of the entire line after the road building has been completed. Any manhole dislocated as the result of the road building shall be reset under the direction of the District and at the expense of the developer. Any rock, stone, or debris in the new sewer line occurring as a result of the road building shall be

removed by jetting and vacuuming of the sewer line. A final tape of the televising may be retained by the District. All televising and clean out shall be under the directions of the district. If accomplished by the district, all televising and clean out costs shall be billed at cost plus a 3% administration fee to developer and it shall be payable upon receipt by the developer. No sewer connection shall be allowed until the final clean up and televising.

Section 15: *** (Created Oct 5, 1994) Aggregate slurry backfill shall consist of fine and coarse aggregate conforming to the requirement of ASTM C-33. Coarse aggregate shall be size number 67 and size number 4. The material shall be mixed with water to provide an appropriate three-inch slump. The mix shall be deposited in the trench directly from the ready mix concrete transit mix trucks and shall be consolidated using concrete vibrators or vibratory plate compactors. When specified in the Special Provisions or called for by the engineer, approximately one bag of Portland cement concrete shall be added per cubic yard. Backfill material at sanitary sewer main and service lateral installations shall be aggregate slurry backfill conforming to the above. Bedding stone shall be placed 1 foot above pipe. Aggregate slurry backfill shall be placed from bedding stone elevation to street subgrade elevation and extend 5 feet beyond the edge of pavement.

Section 16: *** (Created October, 1994) Any reconnection, repair or demolition of a lateral located on private property which lateral connects to the system of the Algoma Sanitary District shall be subject to the connection permit as set forth in this Article. The District's inspector shall be on site during actual digging and repair.

ARTICLE VII - Use of the Public Sewers

Section 1. No person shall discharge or cause to be discharged any storm water, surface water, groundwater, roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.

Section 2. Storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designed as storm sewers, or to a natural outlet approved by the District. Industrial cooling water or unpolluted process waters may be discharged, on approval of the District, to a storm sewer or natural outlet.

Section 3. No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewers:

- (a) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.
- (b) Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant.
- (c) Any waters or wastes having a pH lower than 5.5, or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
- (d) *** (Changed Oct 1, 2001) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to ashes, cinders, sand, mud, rock, stone, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, sanitary napkins, disposable diapers, etc., either whole or ground by garbage grinders.

Section 4. No persons shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the District that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property

or constitute a nuisance. In forming an opinion as to the acceptability of these wastes, the District will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant, and other pertinent factors. The substances prohibited are:

- (a) Any liquid or vapor having a temperature higher than one hundred fifty (150') F. (65' C.).
- (b) Any water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two (32') and one hundred fifty (150') F.
- (c) Any garbage that has not been properly ground. The installation and operation of any garbage grinder equipped with a motor of three-fourths (3/4) horsepower or greater shall be subject to the review and approval of the District.
- (d) Any waters or wastes containing strong acid iron, pickling wastes, or concentrated plating solutions whether neutralized or not.
- (e) Any waters or wastes containing iron, chromium, cadmium, nickel, copper, zinc, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that any such material received in the composite sewage at the sewage treatment plant exceeds the limits established by the Superintendent for such materials.
- (f) Any waters or wastes containing phenols or other taste or odor-producing substances, in such concentrations exceeding limits which may be established by the District as necessary, after treatment of the composite sewage, to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.
- (g) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the District in compliance with applicable State or Federal regulations.
- (h) Any waters or wastes having a pH in excess of 9.5.
- (i) Materials which exert or cause:

- (1) Unusual concentrations of inert suspended solids (such as but not limited to, Fullers earth, lime slurries, lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).
 - (2) Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).
 - (3) BOD, chemical oxygen demand, phosphorus, nitrogen, or chlorine requirements in such quantities as to constitute a significant load on the wastewater treatment facility.
 - (4) Unusual volume of flow or concentration of wastes constituting "slugs" as defined herein.
- (j) Waters or wastes containing substances which are not amenable to treatment or reduction by the wastewater treatment processes employed, or are amenable to treatment only to such degree that the wastewater treatment plant effluent cannot meet the requirements of the agencies having jurisdiction over discharge to the receiving waters.

Section 5. If any waters or wastes are discharged, or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Section 4 of this Article, and which in the judgment of the District, may have a deleterious effect upon the sewage works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the District shall:

- (a) Reject the wastes.
- (b) Require pre-treatment to an acceptable condition for discharge to the public sewers.
- (c) Require control over the quantities and rates of discharge, and/or
- (d) Require payment to cover the added cost of handling and treating the wastes not covered by existing sewage service charges or charges under the provision of Section 13 of this Article. If the District permits the pre-treatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the District's Engineer and subject to the requirements of all applicable codes, ordinances, and laws.

Section 6. Grease, oil and sand interceptors shall be provided as required by the State Plumbing Code for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand, or other harmful ingredients; except that such interceptors shall

not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the District and shall be located as to be readily and easily accessible for cleaning and inspection.

Section 7. Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

Section 8. When required by the District, the owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable control manhole together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the District's Engineer. The manhole shall be installed by the property owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

Section 8 a *** (Created November 9, 1989) Pretreatment of Wastewater

- 1) Ordinance Provisions Adopted. "The provisions of Chapter 24 of the Code of Ordinances of the City of Oshkosh relating to pretreatment of Wastewater, be, and hereby are, adopted by reference, the same as if fully set forth herein.
- 2) Penalties and costs
 - a) Civil Penalties. *** (Changed Oct. 1, 2001) Any industrial user who is found to have violated an order of the Commission or who willfully or negligently failed to comply with any Provisions of this article or any orders, rules, regulations and permits issued hereunder, shall forfeit not more than \$1,000 for each offense. Each day on which a violation shall occur or continue shall be deemed a separate and distinct offense. In addition to the forfeitures provided herein, the Town of Algoma Sanitary District #1 may recover reasonable attorneys' fees, court costs, court reporters' fees and other costs and expenses of litigation. In default of payment of such forfeiture and costs of prosecution, said user shall be imprisoned for a period not to exceed 30 days.
 - b) Costs of Damages. Any industrial user violating any of the provision of this section which causes a deposit, obstruction, damage or other impairment to the Oshkosh POTW shall become liable to the Town of Algoma Sanitary District #1 and/or the Utility for any

expenses, losses, or damages caused by such violation. The Town of Algoma Sanitary District #1 and/or the Utility may add to the industrial user's charges and fees the costs assessed for any cleaning, repair, or replacement work caused by the violation. Any refusal to pay the assessed costs shall constitute a violation of this section.

- c) Falsifying Information. Any person who knowingly makes any false statements, representation or certification on any application, record, report, plan or other document filed or required to be maintained pursuant to this section or the wastewater discharge permit, or who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required under this section, shall, upon conviction, be subject to a forfeiture of not more than \$1,000. In default of payment of such forfeiture and costs of prosecution, said person shall be imprisoned for a period not to exceed 30 days."

Section 9. Waste Meters. Devices for metering the volume of waste discharged may be required by the District if these volumes cannot otherwise be determined by estimating or by the use of water meters. Metering devices for determining the volume of waste shall be purchased, installed, owned and maintained by the property owner. The type of meter and metering arrangement shall be approved by the District's Engineer before installation and it shall be installed in accordance with approved methods. Following approval and installation, such meters may not be removed without the consent of the District.

Section 10. Waste Sampling. Industrial wastes discharged into the public sewers shall be subject to periodic inspection and a determination of character and concentration. A determination shall be made as often as deemed necessary. Where samples are taken often enough to produce meaningful averages, charges will be determined based on the average values determined during the billing period after due allowances for values not believed to be representative. Any person may request the District to make new tests, such tests to be at the expense of the person discharging the waste as hereinafter stated, and such tests to be a minimum of 24 hours duration unless otherwise approved. If the District is satisfied that such test was made when the plant was operating under normal conditions, the results of these tests shall be used in computing the subsequent billing in the manner previously described. All costs in connection with waste sampling and analyses shall be paid for by the applicable industry in addition to their normal sewage service charge.

Section 11. *** (Changed Oct. 1, 2001) All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this Ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater", published by the Water Environment Federation.

Section 12. Accidental Discharges. The accidental discharge of any prohibited waste into any sewer shall be reported to the District by the person responsible for the discharge, or by the owner or occupant of the premises where the discharge occurs, immediately upon obtaining knowledge of the fact of such discharge so that steps may be taken to minimize its effect on the treatment plant.

Section 13. No statement contained in this Article shall be construed as preventing any special agreement or arrangement between the District and any customer where such agreement is in accordance with this Ordinance and the rate structure herein.

ARTICLE VIII - Protection from Damage

Section 1. No unauthorized person shall maliciously, willfully, or intentionally break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the sewage works. Any person violating this provision shall be subject to arrest and all prosecution pursuant to Wisconsin Statutes Sec. 943.01.

ARTICLE IX - Powers and Authority of Inspectors

Section 1. Duly authorized employees of the District bearing proper credentials and identification shall be permitted to enter all properties for the purpose of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this Ordinance. Duly authorized employees shall have no authority to inquire into any processes including metallurgical, chemical, oil, refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.

Section 2. While performing the necessary work on private properties referred to in Article IX, Section 1 above, the duly authorized employees or agents of the District shall observe all safety rules applicable to the premises established by the Owner or Company and the Owner or Company shall be held harmless for injury or death to the District Employees and the District shall indemnify the Owner or Company against loss or damage to its property by District Employees and against liability claims and demands for personal injury or property damage asserted against the Owner or Company and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the Owner or Company to maintain safe conditions as required in Article VII, Section 8.

Section 3. Duly authorized employees of the District bearing proper credentials and identification shall be permitted to enter all private properties through which the District holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the sewage works laying within said easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

ARTICLE X - Future Sewer Main Extensions

Section 1. All future sanitary sewer extensions, whether required by annexations to the District, by future subdivisions or for existing land parcels, shall be designed, planned, constructed and installed by the District.

Section 2. All costs including, without limitation by enumeration, construction, rights of way, land, engineering, inspection, legal, administrative, fees, interest and other items of cost in connection with future sewer main extensions shall be paid for by the District and shall be charged to the individuals or firm requesting such sanitary sewer main.

Section 3. If greater than eight (8) inch diameter sewers are required to handle the contemplated sewage flows from the design tributary area, the cost of such larger sewers shall be prorated in proportion to the ratio which the total area of the proposed subdivision or land being serviced by said sewer main is to the total design tributary area to be served by such larger sewer. The excess cost shall either be borne by the District or assessed against the total design tributary area, as the Commission shall determine.

Section 4. All public sewage pumping stations required for the provision of proper sanitary sewer service shall be designed, constructed and maintained by the District. The total capital cost for installation of sewage pumping stations shall be prorated over the design tributary area and shall be assessed to benefiting property, as the Commission shall determine after due consideration of the evidence and facts.

Section 5. All requests for extension of future sewer mains shall be in writing to the Commission. Such requests shall include a topographic map with two (2) foot contour interval delineating the area where sewer main is being requested, shall include lot lines, proposed streets and street grades, and such other information as the District's Engineer may require.

Section 6. Property owners requesting the installation of sewer mains shall provide all perpetual easements and rights of way considered necessary by the Commission for the installation of the system requested at no cost to the District. Perpetual easements and rights-of-way shall be in the name of the District.

Section 7. When application is made to the Commission for future sewer main extension, the Commission shall attempt to reach agreement with the individuals or firm requesting such

extension on the method of payment for the extension pursuant to procedures as adopted by the Commission from time to time. If no mutually agreement payment method can be agreed upon, the Commission may refuse to design and construct such extension. If the Commission deems a future sewer main extension in the best public interest, it may assess the costs of such extensions against benefiting property owners in accordance with Section 60.309 of the Wisconsin Statutes.

Section 8. The Commission shall, as the need requires, establish standards, design criteria, procedures and miscellaneous requirements for the installation of future sewer mains. All fees determined to be payable by the Commission shall be collected at the times and places so set by the Commission.

ARTICLE XI - Penalties

Section 1. *** (Changed March 9, 1995 and Oct. 1, 2001) Any user found to be violating any provision of this Ordinance shall be guilty of forfeiture and on conviction thereof shall be fined in an amount not exceeding \$1,000.00 for each violation. Each day in which such violation shall continue shall be deemed a separate offense.

Section 2. *** (Changed March 9, 1995) Any person violating any of the provisions of this Ordinance shall become liable to the District and others, as their interests may appear, for any expense, loss or damage occasioned the District or others by reason of such violation, including any costs in connection with repairing damages to the sewage works or any downstream user or facilities damaged as a result of a prohibited discharge or any other violation of this Ordinance.

Section 3. Any person violating any of the provisions of this Ordinance shall become liable to the District and others, as their interests may appear, for any expense, loss, or damage occasioned the District or others by reason of such violation, including any costs in connection with repairing damages to the sewage works or any downstream user or facilities damaged as a result of a prohibited discharge or any other violation of this Ordinance.

Section 4 *** (Created July, 1980 and changed Oct. 1, 2001) Violations of this ordinance are punishable by a civil forfeiture in the amount of not less than \$100.00 or not more than \$1000.00 plus costs equivalent to those payable in a civil forfeiture action in the circuit courts of the state of Wisconsin. These costs include but are not limited to court costs, penalty assessments, court service fees, circuit court fees, CCAP, justice information fees, jail assessment fees and lab fees.

Section 4 (a) *** (created October, 1999) All fees and costs charged to and payable by the Sanitary district as a result of the issuance of any instrument, including but not limited to checks, drafts or money orders, shall be payable by the individual or entity issuing the instrument. In addition to the aforementioned costs, the person or entity issuing the instrument shall pay to the district an administrative fee for the processing of the instrument a sum equivalent to the current cost for one hour of time for the office manager. Failure of any person or entity issuing an instrument, requiring payment of costs and fees as described herein, to pay the costs within 15 days of notice, may at the discretion of the Commissioners

or their designee, result in the District refusing to issue necessary permits, conduct inspections or provide other services.

Section 5 *** (Created July, 1980) Any authorized inspector or any commissioner of the district may issue a citation for the violation of this ordinance.

ARTICLE XII - Validity

Section 1. All ordinances or parts of ordinances in conflict here-with are hereby repealed.

Section 2. 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.

ARTICLE XIII - Ordinance in Force

Section 1. This Ordinance shall be in full force and effect from and after its passage, approval, and publication as provided by law.

Section 2. Passed and adopted by the Commission of the Algoma Sanitary District No. 1 of the Town of Algoma, Winnebago County, State of Wisconsin, on the day of 29th day of March, 1978, by the following vote:

Ayes 3; Namely – Miller, Maroh, Krumenauer.

Nays 0;

Approved this 6th day of April, 1978.

Signed:

Bernard M. Miller

Commission President

Attest:

Eugene J. Krumenauer

Commission Secretary

Policy #1-79 of Policies and procedures of the Algoma Sanitary District #1
of the Town of Algoma, Winnebago County, State of Wisconsin
relating to future sewer main extensions.

Policy

The policy of the Commission as established in its Sewer ordinance, that all design, planning and construction of future sewer main extensions be done by the District is affirmed. This affirmation is based on a recognition of the Commission's responsibilities in taking into consideration the best interest of the public and all of the potential users of the sewer system. The Commission must develop and maintain a system, which is compatible within all of its existing or potential parts. Comprehensive basic engineering and planning data and thorough records will become increasingly important as the District develops and expands. All future sewer main extensions will be owned and maintained by the District. The Commission has the powers and the responsibility to insure that all of the public affected be treated fairly, and it is for that reason that the planning, design, construction and installation of all future sewer extensions be done by the District.

Procedures

1. Any person requesting an extension of a future sewer main shall make such request on application forms to be provided by the District. The application shall be accompanied by the following:
 - A. A preliminary plat substantially in compliance with the requirements of Wis. Stat. Chapter 236 and reasonably anticipated to be approved by the appropriate governmental authorities, or its equivalent in approvable form. It may be desirable from the developer's standpoint to submit a preliminary sketch plan of the proposed development prior to proceeding with the preliminary plat. This will permit early comment by the Sanitary District and could result in cost savings to the developer.
 - B. A topographic map of the area affected with two (2) foot contour interval.

- C. An application fee based on the number of lots to be serviced by the extension in accordance with the following schedule:
 - (1) 25 or less lots or parcels. \$1,000.00
 - (2) 26 - 50 lots or parcels. \$2,000.00
 - (3) 51 or more lots or parcels - As set by the commission.
 - D. The agreement of the applicant to pay all costs for the preliminary design of the sewer main extension including engineering, legal, administrative, soil boring, survey, testing, or any other costs incurred in obtaining information required by the District's engineer and in the preliminary design of the sewer main extension regardless of whether or not it is ever constructed. The application fee shall be a credit against the total costs for preliminary design, and the balance shall be due and payable in full at the time of submission of the preliminary design to the applicant.
 - E. A complete and accurate legal description of the entire area to be included in the design and the names and addresses of all owners of any parcel within the confines of the area effected.
 - F. An area map reasonably locating the proposed service area in relationship to the sanitary district and adjoining landowners.
 - G. A statement of the proposed uses and zoning of the premises.
 - H. Such other information as may be required.
2. Upon receipt of a copy of the application and accompanying materials, the district engineer shall proceed to gather whatever further information may be required for preliminary design. The District's engineers shall bill the Commission separately for such services as to each application and the Commission shall pay for said services out of the application fee of applicant or shall advance the costs as the appropriate case might be.
- A. Upon completion of the preliminary design, the plans shall be submitted to the Commission together with recommendations as to considerations to be made by the Commission, problems to be encountered, and feasibility of the extension.
 - B. The engineer shall compute and include in his recommendations to the Commissioners the anticipated total costs of the project, which costs shall include a computation for the CAC Charge for each lot based on the then current CAC Charges.

3. Upon receipt of the preliminary plans, report and recommendations of the District engineer, the Commission shall prepare a proposed contract with the applicant which shall set forth the rights and obligations of the Commission and the applicant based on the recommendations of the District engineer and the District's attorney, and which proposed contract shall specifically include the following:
 - A. The agreement of the applicant to pay all costs determined allocable to applicant by the Commission. It is anticipated that there may be extensions, which will be for the benefit of more property than that included in applicant's application and that some of the costs would therefore be borne by other persons or the Commission. The estimated total cost to applicant as determined by the District's engineer shall be inserted, which amount shall be increased or reduced when actual costs are finally determined.
 - B. The agreement of applicant to provide, without cost to the Commission, on forms acceptable to the Commission, all easements or other land rights required for the construction of the extension on lands owned by applicant.
 - C. The agreement of applicant to execute appropriate documents granting the commission a lien against all lots in the affected area to guarantee payment of the costs of the sewer extension.
 - D. Payment of an initial deposit and agreement for payment of further deposits required by the commission and the balance due as set forth herein.
 - E. Upon execution of the contract and payment of the preliminary deposit the District shall proceed with whatever procedures may be necessary under Wisconsin Statutes to procure any land rights required which cannot be provided by applicant, to prepare final plans and specifications, to advertise for bids, to obtain bids, to award the construction contracts, and to construct the sewer extension.
 - F. The Commission shall keep accurate and complete records of payments of all monies relating to the project which costs shall be paid out of the required deposits until said sums have been exhausted.
 - G. When the required deposits have been exhausted the District shall advance monies for the completion of the project as said costs become due and payable and District's interest costs shall be added to the total cost of the project.

- H. When the District notifies applicant that the sewer main is operational and connections can be made, the District shall compute the actual total costs of the project and shall give notice thereof to applicant. Deposits paid by applicant shall be subtracted from the total costs to determine the actual balance due.
- I. Thereafter, applicant shall pay interest accrued at the agreed upon rate plus 1/5th of the unpaid balance at the end of each calendar year. A credit shall be given to applicant for any amounts paid during the year by virtue of applicant's sale of lots as set forth in these procedures.
- J. The total number of lots in the project shall be divided by two and the result shall be rounded to the next whole number. The difference between the total project cost and the deposits shall next be ascertained and the result shall be divided by the whole number as determined in the preceding sentence. The result shall be the amount payable as each lot is sold. Said payment shall be a credit against the annual payments of interest and principal required. Upon receipt of each such payment the District shall execute a release of its lien as to the parcel conveyed.

Adopted this 1st day of March, 1979.

Policy 2 – 1994
Final Inspections (Created July, 1994)

In addition to the final clean up of the sewer line by the sewer contractor according to specifications there shall be a final televising of the entire line after the road building has been completed.

Any manholes dislocated as the result of road building shall be reset under the direction of the District and at the expense of the developer.

Any rock, stone or debris in the new sewer line occurring as a result of the road building shall be removed by jetting and vacuuming the sewer line.

A final tape of the televising shall be retained by the District. All televising and clean out shall be under the direction of the district. Such work shall be billed at cost plus 3% administration fee payable on receipt.

No sewer connection permit shall be issued until the final clean up and televising.

Policy 3-94
Aggregate Slurry Backfill (Changed July 14, 1994)

The Commission determines that the need requires the following standards, procedures and miscellaneous requirements for future sewer mains be set in place pursuant to Article X, Section 8 of the Town of Algoma Sanitary District #1 Sewer Use Ordinance.

- 1) The existing policy requiring gravel backfill shall be replaced with the following policy requiring aggregate slurry backfill:
 - a) Backfill used on road openings for sewer and lateral construction shall consist of fine and coarse, aggregate conforming to the requirements of ASTM C-33. Coarse aggregate shall be size number 67 and size number 4. The material shall be mixed with water to provide an approximate three-inch slump. The mix shall be deposited in the trench directly from ready mix concrete transit mix trucks and shall be consolidated using concrete vibrators or vibratory plate compactors. When specified in the **SPECIAL PROVISIONS** or called for by the Engineer, approximately one bag of Portland cement concrete shall be added per cubic yard.
- 2) Backfill material at sanitary sewer main and service lateral installations shall be aggregate slurry backfill conforming to the definition in paragraph 1. Bedding stone shall be placed 1 foot above pipe. Aggregate slurry backfill shall be placed from bedding stone elevation to street subgrade elevation and extend 5 feet beyond edge of payment.