

**AN ORDINANCE AMENDING THE CITY CODE IN ORDER TO ESTABLISH ADDITIONAL REGULATIONS AND ENHANCE ENFORCEMENT PROVISIONS REGARDING THE PROHIBITION OF ILLICIT DISCHARGES TO THE STORM SEWER SYSTEM OF THE CITY OF ROLLING MEADOWS**

WHEREAS, the City of Rolling Meadows, Cook County, Illinois, (“City”) is a home rule unit of government and, pursuant to the provisions of Article VII, Section 6(a) of the Illinois Constitution may exercise any power and perform any function pertaining to its government and affairs, except as limited by Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, the regulation of non-storm water discharges to the storm drainage system of the City of Rolling Meadows promotes the health, safety, and general welfare of the citizens of the City of Rolling Meadows; and

WHEREAS, the City Council has determined that it is advisable, necessary and in the public interest to amend the Code of Ordinances of the City of Rolling Meadows to establish additional regulations prohibiting illicit discharges to the storm sewer system of the City of Rolling Meadows and to enhance the enforcement provisions regarding violations of the provisions of the City Code in this regard.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Rolling Meadows, Cook County, Illinois, as follows:

**Section 1:** Section 110-127 entitled “Prohibited acts”, of Division 3 entitled “Obstructions of Stormwater Conveyance Systems”, of Article III entitled “Sewers and Sewage Disposal”, of Chapter 110 entitled “Utilities”, of the Code of Ordinances of the City of Rolling Meadows is hereby amended by adding new paragraphs B.-D., as follows:

- B. Prohibition of Illicit Discharges. No person shall place, drain, or otherwise discharge, cause, or allow others under their control to place, drain, or otherwise discharge into the City’s storm sewer any pollutants or waters containing any pollutants other than normal stormwater unless specifically exempted in paragraph D of this section.
- C. The following discharges into the City’s storm sewer shall be prohibited:
  - 1. Discharges that are not a direct result of precipitation and/or snowmelt within the drainage area of the storm sewer.

2. Discharges from an illicit connection. For purposes of this section, illicit connection is defined as any drain or conveyance, whether on the surface or subsurface, which allows a prohibited discharge to enter the storm drain system.

D. The following discharges are exempt from the discharge prohibitions established herein provided they do not cause an adverse effect on water quality as determined by the City Engineer:

1. Discharges caused by governmental public works and stormwater management units as part of their standard operations in compliance with all applicable regulations;
2. Discharges required by law or authorized by permit, including any nonstormwater discharge permitted under an NPDES permit, waiver, or waste discharge order issued to the discharger and administered by the USEPA and/or IEPA;
3. Water line and fire hydrant flushing;
4. Landscape irrigation water;
5. Rising groundwaters;
6. Groundwater infiltration;
7. Pumped groundwater;
8. Discharges from potable water sources;
9. Foundation drains;
10. Air conditioning condensate;
11. Irrigation water (except for wastewater irrigation);
12. Springs;
13. Water from crawl space pumps;
14. Footing drains;
15. Storm sewer cleaning water;
16. Water from any outdoor residential, charitable, or automobile dealership premises car wash;
17. Routine external building washdown which does not use detergents;
18. Flows from riparian habitats and wetlands;
19. Dechlorinated pH neutral swimming pool discharges;
20. Residual street wash water;
21. Discharges or flows from firefighting activities;
22. Dechlorinated water reservoir discharges;
23. Pavement wash waters where spills or leaks of toxic or hazardous materials have not occurred (unless all spilled material has been removed);
24. Discharges associated with dye testing of water lines, sanitary sewers, storm sewers, private drains or septic systems; however, this activity shall not take place until the discharger, or tester, has provided notification to the City at least two (2) full business days prior to the

test date, unless an emergency situation does not allow time for such notification; and

25. Other discharges approved by the City as being substantially like any of the discharge types enumerated in this subsection D.

**Section 2:** Section 110-129 entitled “Penalties”, of Division 3 entitled “Obstructions of Stormwater Conveyance Systems”, of Article III entitled “Sewers and Sewage Disposal”, of Chapter 110 entitled “Utilities”, of the Code of Ordinances of the City of Rolling Meadows is hereby amended to read as follows:

- (a) If corrective action is available, the city may issue notice to Any any person found to be violating a section of this division shall be served by the city with written notice stating the nature of the violation and providing ten days for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations. If the offender fails to take the required corrective action within the time specified in the notice, the city may take corrective action, including environmental remediation, and the offender shall be responsible to reimburse the city for its reasonable and necessary costs in regard thereto, including costs associated with supplies, equipment, third-party experts and payment for the work time of fire and public works personnel associated with the city’s performance of corrective action.
- (b) Any person who shall continue any violation beyond the time limit provided for in this section shall be guilty of a misdemeanor and upon conviction thereof, shall be fined in accordance with the schedule of rates, fees, fines and penalties as adopted by the city council from time to time and found in appendix B to this Code.
- (c) Each person who violates, disobeys, omits, neglects, or refuses to comply with, or who resists enforcement of any provision of this article, shall be subject to a fine pursuant to appendix B to this code. Each calendar day a violation continues to exist shall constitute a separate offense.
- (d) The remedies listed in this article are not exclusive of any other remedy available under this article or under any applicable federal, state, or local law and do not supersede or limit any and all other penalties provided by law and the City may seek, at the discretion of the City Manager, cumulative remedies.

**Section 3:** Appendix B, entitled “Schedule of Rates, Fees, Fines and Penalties” shall be amended by amending Section XVI, entitled “Sewers”, of said Appendix B, to read as follows:

A. The Fine fine for violation of the regulations contained in Article III of Chapter 110 regarding Sewers and Sewage Disposal discharge of sewerage [sewage] into storm sewer (section 16-11(b) [110-65(b)]): Not less than \$50.00 nor more than \$1,000.00.

~~B. — Fine for violation of adopted rules (section 16-12(b) [110-66(e)]): Not less than \$50.00 nor more than \$1,000.00.~~

~~C. — Fee for insufficient checks: \$20.00 per returned check. (Ord. No. 98-63, § 6, 12-15-1998)~~

~~D. — Fine for obstructing sewer or watercourse (section 16-44(b) [110-129(b)]): Not less than \$50.00 or more than \$1,000.00 for each violation.~~

**Section 4:** This Ordinance shall be in full force and effect from its passage, approval and publication in pamphlet form as provided by law.

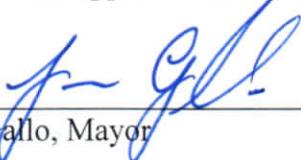
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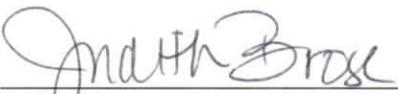
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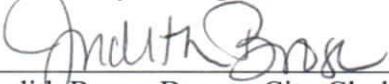
Passed and approved this 9<sup>th</sup> day of August, 2022.

  
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Joe Gallo, Mayor

ATTEST:

  
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Judith Brose, Deputy City Clerk

Published in pamphlet form by  
Authority of the Corporate  
Authorities of the City Rolling Meadows, Illinois  
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Judith Brose, Deputy City Clerk