

ORDINANCE NUMBER 98-3

AN ORDINANCE TO AMEND CHAPTER 23, ARTICLE V IN ITS ENTIRETY OF THE ALLEN PARK CODE OF ORDINANCES TO ADOPT THE NEW WAYNE COUNTY SEWER USE ORDINANCE

THE CITY OF ALLEN PARK ORDAINS:

Section 1. Amendment to Code

Chapter 23, Article V of the Allen Park Code of Ordinances is hereby amended as follows:

Section 23-131 Purpose

This ordinance has as its purpose the protection of the public health and safety by abating and preventing pollution through the regulation and control of the quantity and quality of industrial and/or commercial water admitted to or discharged into the sewerage collection system of the City of Allen Park for transportation and treatment by the County of Wayne publicly owned treatment works. Its further purpose is to allow the City of Allen Park and the County of Wayne to comply with all applicable State and Federal laws as required by the Federal Clean Water Act of 1977 as amended and General Pretreatment Regulation for existing and new sources of pollution (40 CFR 403) and the requirements of the Wayne County Sewer Use Ordinance.

Section 23-132 Authority

This ordinance is enacted in accordance with the authority and requirements of the CWA (and any applicable federal regulations promulgated pursuant thereto), Part 31 of the Michigan Natural Resources and Environmental Protection Act, entitled Water Resources Protection, MCLA 324.3101 et seq., the County Department and Board of Public Works Act, MCLA 123.731 et seq. and/or the County Public Improvement Act, MCLA 46.171 et seq., and Article 16 of the Allen Park City Charter and Chapter 23 of the Allen Park Code of Ordinances.

Section 23-133 Adoption of Wayne County Sewer Use Ordinance by Reference

A certain document, copies of which are on file in the Office of the City Clerk, being marked and designated Wayne County Sewer Use Ordinance (Wayne County Enrolled Ordinance No. 95-225), is hereby adopted, incorporated herein and made a part of this ordinance, the following Articles and Sections of the Wayne County Sewer Use Ordinance (Wayne County Enrolled Ordinance No. 95-225, enacted and published herewith:

Article I	Definitions
Article II	Permit Requirements

Article III	Design and Construction Requirements for Wastewater Transmission Facilities
Article IV	Design and Construction Requirements for Stormwater Facilities
Article V	Discharge of Wastewater Into Public Sewers
Article VI	Authority and Duties of Inspectors and Protection of Owners
Article VII	Appeal Procedures
Article VIII	Severability and Repealer Clause
Appendix A	Local Discharge Limitations - Wyandotte

Section 2. Repeal.

All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed only to the extent necessary to give this Ordinance full force and effect, specifically Chapter 23, Article V of the Allen Park Code of Ordinances.

Section 3. Saving Clause.

Nothing in this Ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or Ordinance hereby repealed pursuant to Section 2 of the Ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 4. Severability.

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

Section 5. Immediate Effect.

To preserve the public peace, health, welfare and safety, it is necessary that this Ordinance become immediately operative. It is, therefore, declared to be an emergency measure to take effect immediately.

Section 6. Adoption.

This Ordinance is hereby declared to have been adopted by the City Council of the City of Allen Park, County of Wayne, State of Michigan, at a regular meeting, called and

held on the 27th day of October, 1998, and ordered to be given publication in the manner described by law.

KENNETH E. FORD, Mayor
City of Allen Park

BEVERLY J. KELLEY, City Clerk
City of Allen Park