



CITY OF GREENVILLE

“Danish Festival City”

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City of Greenville

Sewer Use and Pretreatment Ordinance

Division 17. Septage Waste

Sec. 44-217. Disposal of Septage Waste

All septage waste collected within the city shall be disposed of at the Greenville Wastewater Plant Septage Receiving Facility, except as provided below. Further, all septage waste collected in the portion of the service area not within the boundaries of the city may be accepted for disposal at the city wastewater plant septage receiving facility and septage outside of those boundaries may be on a case by case basis. The city wastewater plant septage receiving facility is an “available” receiving facility for the purpose of receiving septage wastes from the service area, as provided by NREPA section 11701(r).

A person shall not dispose of septage at the city wastewater plant septage receiving facility if the:

- (i) DEQ has issued an order prohibiting the operation of the city wastewater plant septage receiving facility, or
- (ii) city wastewater plant septage receiving facility has no capacity to accept additional septage. In addition, no load of septage waste may be accepted by the city wastewater plant unless:
 - (1) Such septage waste has been made available for inspection by personnel of the city wastewater plant;
 - (2) Disposal of such septage waste is consistent with the requirements of NREPA, the license of the city wastewater plant under NREPA, the DEQ-approved septage receiving operational plan for the city wastewater plant, and the ordinance; and
 - (3) All rates, fees, charges, or other costs for septage waste disposal and treatment that are established as described in Section 44-219 of this chapter are paid simultaneously with, or in advance of, delivery of that load of septage waste to the city wastewater treatment plant septage receiving facility.

The city wastewater plant may reject any load of septage waste that is not in conformance with this division. Nothing in this ordinance precludes the lawful disposal of septage waste outside the state.

Sec. 44-218. Disposal of Additional Waste at the Septage Receiving Facility

As to any waste that is a fluid mixture of untreated and partially treated sewage solids, liquids, or sludge that is removed from a wastewater system and that does not meet the definition of a septage waste, shall not be disposed of at the city wastewater treatment plant septage receiving facility unless, **(a)** prior to disposal,

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each load has been inspected, **(b)** sampled, **(c)** tested, **(d)** documented as required by the city staff at the wastewater treatment plant and **(e)** disposal of each load has been approved in advance by POTW Superintendent.

Sec. 44-219. Rates, Fees, Charges, or Other Costs

Rates, fees, charges, or other costs of disposal of septage waste at the city wastewater plant shall be those established by resolution of the city council from time to time. At the reasonable discretion of the City, a person or business seeking to dispose of septage waste at the City's septage receiving facility may be required to establish and maintain financial assurance for payment of rates, fees, charges, or other costs of such disposal in an amount not to exceed twenty-five thousand dollars (\$25,000), consisting of a performance bond, cash in escrow, or a third-party guarantee satisfactory to the City. To the extent a person or business prepays any rates, fees, charges, or other costs for disposal of septage waste at the city wastewater plant septage receiving facility, and the **(i)** DEQ issues an order prohibiting the operation of the city wastewater plant septage receiving facility, for any reason, or **(ii)** the city wastewater plant septage receiving facility has no capacity to accept additional septage, the City shall reimburse any user who has prepaid for septage disposal services a pro rata amount of unused septage disposal credit that a user has at the City's septage receiving facility.

Sec. 44-220. Violations and Penalties

Any person who violates any provisions of this division shall be fined an amount not to exceed one thousand dollars (\$1,000) for each violation (or such lower limit as may exist by virtue of state law limitations). Fines may be obtained as city administrative fines, or through the procedure for municipal civil infractions, or through proceedings in a court of law. If a violation is of a continuing nature, each day the violation occurs is a separate offense. The penalties for violation of this division shall be in addition to any penalties, fines, forfeiture, injunctions and/or license sanctions that may be imposed by sections 44-222, 44-223 and 44-224

or any other laws or regulations of the state or federal government. Nothing in this division shall be construed to relieve any person from any licensing requirements imposed by any other local, state or federal ordinance, regulation, or law.

Sec. 44-221. Recovery of Additional Costs Incurred by the City

In addition to any other rates, fees, charges, fines, penalties or other costs, a person who has disposed of any material at the city wastewater plant septage receiving facility or violated any provision of this division shall be responsible for any additional costs incurred by the City as a result of such activity, including

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without limitation expenses for any additional monitoring, sampling or analysis, expenses for additional investigation, costs for additional reports, costs for storing, dumping or treating material, costs for damages to or loss of the treatment process, or natural resources, or fines or penalties incurred by the City. Any such person shall be notified of all such charges and shall pay them within thirty (30) days of notification.
