

**CHAPTER 20: WATER AND SEWER ORDINANCE**

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**Section 20-101 Rate Schedule**

There is hereby adopted the following rate schedules for the Town of Braselton, Georgia:

**Residential Monthly Water Rates**

Inside Town Limits

$\frac{3}{4}$ inch Meter	First 2,000 gallons for \$12.00 (minimum)
	2,001-5,000 gallons for \$3.60 per 1,000 gallons
	5,001-10,000 gallons for \$4.10 per 1,000 gallons
	>10,000 gallons for \$4.30 per 1,000 gallons

Outside Town Limits

$\frac{3}{4}$ inch Meter	First 2,000 gallons for \$18.00 (Minimum)
	2,001-5,000 gallons for \$3.60 per 1,000 gallons
	5,001-10,000 gallons for \$4.10 per 1,000 gallons
	>10,000 gallons for \$4.30 per 1,000 gallons

## Commercial Monthly Water rates

### Inside Town Limits

¾ inch Meter	First 2,000 gallons for \$12.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
1 inch Meter	First 2,000 gallons for \$20.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
1 ¼ & 1 ½ Meter	First 2,000 gallons for \$40.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
2"	First 2,000 gallons for \$65.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
3"	First 2,000 gallons for \$125.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
4"	First 2,000 gallons for \$200.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
6"	First 2,000 gallons for \$400.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
8"	First 2,000 gallons for \$640.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons

## Outside Town Limits

¾"	First 2,000 gallons for \$18.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
1"	First 2,000 gallons for \$30.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
1 ¼ & 1 ½"	First 2,000 gallons for \$60.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
2"	First 2,000 gallons for \$97.50 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
3"	First 2,000 gallons for \$187.50 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
4"	First 2,000 gallons for \$300.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
6"	First 2,000 gallons for \$600.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons
8"	First 2,000 gallons for \$960.00 (minimum) 2,001-5,000 gallons for \$3.60 per 1,000 gallons 5,001-10,000 gallons for \$4.10 per 1,000 gallons >10,000 gallons for \$4.30 per 1,000 gallons

## Residential Monthly Sewer Rates

¾ inch Meter	First 2,000 gallons - \$11.00 minimum
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2,001 – 5,000 gallons - \$4.00 per 1,000 gallons  
5,001 and above - \$4.40 per 1,000 gallons

### **Commercial Monthly Sewer Rates**

¾” First 2,000 gallons for \$12.50 (minimum)  
2,001 – 5,000 gallons - \$4.50 per 1,000 gallons  
5,001 and above - \$4.95 per 1,000 gallons

1” First 2,000 gallons for \$17.00 (minimum)  
2,001 – 5,000 gallons - \$4.50 per 1,000 gallons  
5,001 and above - \$4.95 per 1,000 gallons

1 ¼ & 1 ½ ” First 2,000 gallons for \$25.00 (minimum)  
2,001 – 5,000 gallons - \$4.50 per 1,000 gallons  
5,001 and above - \$4.95 per 1,000 gallons

2” First 2,000 gallons for \$34.00 (minimum)  
2,001 – 5,000 gallons - \$4.50 per 1,000 gallons  
5,001 and above - \$4.95 per 1,000 gallons

3” First 2,000 gallons for \$50.00 (minimum)  
2,001 – 5,000 gallons - \$4.50 per 1,000 gallons  
5,001 and above - \$4.95 per 1,000 gallons

4” First 2,000 gallons for \$67.00 (minimum)  
2,001 – 5,000 gallons - \$4.50 per 1,000 gallons  
5,001 and above - \$4.95 per 1,000 gallons

6” First 2,000 gallons for \$100.00 (minimum)  
2,001 – 5,000 gallons - \$4.50 per 1,000 gallons  
5,001 and above - \$4.95 per 1,000 gallons

8” First 2,000 gallons for \$133.00 (minimum)  
2,001 – 5,000 gallons - \$4.50 per 1,000 gallons  
5,001 and above - \$4.95 per 1,000 gallons

### **Reuse Monthly Rates**

First 2,000 gallons for \$6 (minimum)  
Over 2,000 gallons - \$1 per 1,000 gallons

**Section 20-102****Extraordinary Rates**

The rate schedule set forth above contemplates a single user, such as a one-family dwelling, a one-farm dwelling with appurtenances, or a one-commercial operation. Any extraordinary circumstances shall be governed by special contract agreements made between the Town Manager and the user. Multi family dwellings, such as apartments, shall be required to provide separate meters and pay those associated fees for each dwelling unit.

Special contract agreement shall address extraordinary rates; consumer responsibility, including pollutant limitations; surcharges; and such other matters as are necessary to protect the Town's sewer system and to recover the Town's expenses related to the acceptance of industrial wastes into the Town's sewer system

**Section 20-103 Application for Water and Sewer Service**

The customer shall make application for water and sewer service at the Public Utility offices of the Town of Braselton, Georgia, and at the time said application is made shall make arrangements for payment of a cash security deposit as follows:

Meter Size	Inside Town Limits		Outside Town Limits	
	Water	Sewer	Water	Sewer
¾"	\$65.00	\$70.00	\$75.00	N/A
1"	\$120.00	\$140.00	\$130.00	N/A
Deposits for larger meters shall be the Utility Director's estimate of 2 months of actual projected usage for that particular customer.				

**Section 20-104 Connection Fees****Water**

Meter Size	Meter Fee	Connection Fee	Admin Fee	Total**	Tap Fee**
¾ Inch	\$185	\$1,430	\$35	\$1,650	\$595
1 Inch	\$245	\$2,390	\$35	\$2,670	\$685
2 Inch	\$480	\$7,620	\$35	\$8,135	\$1,815
3 Inch	*	\$15,260	\$35	*	*
4 Inch	*	\$23,840	\$35	*	*
6 Inch	*	\$47,660	\$35	*	*
8 Inch	*	\$76,260	\$35	*	*

\*Tap fee/meter (if installed by the Town) to be based on actual cost of materials, labor, etc. at the time of installation

\*\* Totals could vary depending upon the amount of services provided by the Town. Tap fees are added to the total if the Town actually performs the tap.

## **Sewer**

Each customer subscribing to use the sewer services of the Town pays a connection fee of \$3,550 per residential user or \$3,550 per “equivalent dwelling unit.” The term equivalent dwelling unit” means any user that uses 300 gallons per day, on a daily average, of sewer capacity.

## **Irrigation or Reuse Water\***

Meter Size	¾”	\$1,385
	1”	\$1,635

\*larger sizes pay fees as shown above in Water

## **Water Tank Fees**

Per residential unit	\$600
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## **Reuse Line Fee**

This fee is paid only in neighborhoods where designated by contract between the Town and the developer/customer. It is to be paid at time of Building Permit and is equal to \$15 per linear foot of road frontage.

## **Section 20-105**

### **Minimum Charges**

The minimum charge, as provided in the rate schedule, shall be made for such connection subscribed for. Water furnished for a given lot shall be used on that lot only and the Town of Braselton shall not under any circumstances furnish water free of charge to any person, firm or corporation.

## **Section 20-106**

### **Town’s Responsibility and Liability**

The Town of Braselton shall run a service line from its distribution line to the property line where the line exists or is to be constructed, and runs immediately adjacent and parallel to the property to be served.

1. The Town may, at its discretion, make connections to service other properties not adjacent to its lines upon payment of reasonable costs for the extensions of its water and/or sewer lines as may be required to render such service.

2. The Town may install its meter at or near the property line or at the Town's option, on the consumer's property within three (3) feet of the property line.
3. The Town reserves the right to refuse service unless the consumers lines or piping are installed in such a manner as to prevent cross-connections or back-flow.
4. Under normal conditions the consumer will be notified of any anticipated interruptions of service by the Town of Braselton.

## **Section 20-107**

### **Consumer's Responsibility and Liability**

Water furnished by the Town of Braselton shall be used for the consumption by the consumer, members of his household and employees only. The consumer shall not sell water to any person or permit any other person to use said water. Water shall not be for irrigation, fire protection, nor other purposes, except when water is in available quantity without interfering with the regular domestic consumption in the area served. Disregard for this rule shall be sufficient cause for refusal and/or discontinuance of service.

1. Where the meter or meter box is placed on the premises of consumers, a suitable place shall be provided by the consumer, unobstructed and accessible at all times to the meter reader.
2. Damages to the Town's infrastructure shall be billed to the consumer at a set rate as determined by the Public Utility Director.
3. No Building Permit shall be issued by the Town of Braselton until such time as the property has applied for all applicable utilities from the Town of Braselton.
4. The consumer shall furnish and maintain a private cut-off valve on the consumer's side of the meter.
5. The consumer's piping and apparatus shall be installed and maintained by the consumer at the consumer's expense, in a safe and efficient manner, and in accordance with the sanitary regulations of the State Health Department.
6. Any and all on site and off site infrastructure necessary to connect to the Town's system is the Consumer's responsibility
7. Any consumer with an automatic irrigation system shall be required to install a rain sensor shut off switch.
8. In order to be received as a consumer and entitled to receive water from the Town's water system, all applicants must offer proof that any private wells located on their property are not physically connected to the lines of the Town's water system and all applicants by becoming consumers of the Town attest they

will not permit the connection of any private wells on their property to the Town's water system. The consumer shall additionally not discharge any wastewater to the sewer system not generated by the potable water furnished by the Town of Braselton's water system or another public water system approved by the Town of Braselton.

9. No private wastewater system shall be allowed in the Town of Braselton except by special agreement with the Mayor and Council.
10. New construction located inside the Town Limits and within 200 feet of a Town of Braselton gravity sewer line shall be prohibited from permitting and constructing a septic tank unless expressly approved under extenuating and special circumstances.
11. Unless otherwise provided by special contract with the Town, the consumer agrees to limit its discharge into the sewer system of that strength of sewage defined as "domestic sewage." Domestic sewage is limited to water and water carried wastes normally discharged into the sanitary sewers from dwellings, including single family homes, multi-family homes and hotels, from office buildings, and factories, and institutions but not including storm water drainage or surface water drainage and not including industrial wastes. Industrial wastes include all water, water carried solids, liquid and gas wastes resulting from any industrial, manufacturing, or food processing operation or process or from the development of any natural resource or any mixture of these fluids and domestic sewage or any mixture of these fluids with any other water or with any other liquid. The discharge of industrial wastes may be authorized under the special contract agreements provided under Section 20-102. Dilution of any waste discharged into the sanitary sewer system is prohibited whether accomplished by combining two or more waste streams or adding other liquids for the purpose of diluting the discharge.

#### **Section 20-108            Rules for Outdoor Water Use**

The "Rules for Outdoor Water Use" as set forth at Chapter 391-3-30 of the Georgia Department of Natural Resources Environmental Protection Division, as amended from time to time, are hereby adopted and incorporated by reference as a local ordinance of the Town of Braselton. Any amendment of said rules or declaration of drought and respective response level is hereby automatically adopted by the Town without the necessity of any further action .

#### **Section 20-109**

#### **Procedure for Violations**

1. Users of the Town of Braselton wastewater system are subject to regular sampling of their wastewater discharge at the discretion of the Public Utility Director for the Town of Braselton. The purpose of said sampling shall be to determine if the user is in compliance with the terms of this Ordinance. In the case of any pretreatment permit issued to a user by the State of Georgia or the Town of Braselton, duly authorized officials of the Town shall have all rights of inspection and monitoring as may be provided for State officials under the terms of any such pretreatment permit or as otherwise provided by State law. If there are any changes in the operation or operational procedures of any industrial user at any time during the year causing any significant changes in flow rate, BOD, COD, or suspended solids or any other characteristic of the industrial wastes, the user shall report all such changes to the Town within ten (10) days of the change. It is the users responsibility to perform such tests from time to time as are necessary to comply with the terms of this section.
2. Upon any violation of any provision regarding BOD, COD, suspended solids, oil, grease, or any provision of Section 20-107, the Town may take any or all of the following actions:
  - A. Discontinue sewer service and water service to the offending premises;
  - B. Apply for appropriate court action;
  - C. Require pre-treatment facilities or other action to end the violation forthwith;
  - D. Require the user to pay a surcharge equal to the costs to the Town of dealing with the offending matter; or
  - E. Levy a penalty for the violation of this Ordinance.
3. Upon evidence that any applicant for water and sewer service is not likely to be able to meet or comply with the provisions and limitations of this Ordinance, such applicant shall be denied tap-on to the sewer system.

#### **Section 20-110**

#### **Access to Premises and Extensions of System**

1. Duly authorized agents of the Town of Braselton shall have access at all hours to the premises of the consumer for the purpose of installing or removing Town property, inspecting piping, reading and testing meters, or for any other purpose in connection with the water service and its facilities, and the sewer service and its facilities.

2. Extensions to the system shall be made only when the consumer shall grant or convey, or shall cause to be granted or conveyed, to the Town of Braselton a permanent easement of right-of-way across any property traversed by the water or sewer lines and the Town of Braselton has accepted such easement.

### **Section 20-111**

### **Change of Occupancy**

Not less than three (3) days notice must be given, in person or in writing, at the Public Utility offices of the Town of Braselton to discontinue water and sewer service or to change occupancy. The outgoing party shall be responsible for all water consumed and sewer discharged up to the time of departure or the time specified for departure, whichever period is longer. The new occupant shall apply for utility service within forty eight (48) hours after occupying the premises and failure to do so will make him liable for paying for the water consumed and sewer discharged since the last meter reading.

### **Section 20-112**

### **Meter Reading – Billings – Collecting**

Bills to customers for water and sewer service shall be mailed out on such day or days each month as may be determined as desirable by the Town. The failure of water and/or sewer users to pay charges duly imposed shall result in the automatic imposition of the following penalties:

- A. Nonpayment on the due date will be subject to a penalty of ten percent (10%) of the delinquent account.
- B. Nonpayment within thirty (30) days from the date due will result in the water being shut off from the water user's property. The consumer's current (as well as the past due) water and/or sewer bill becomes due and payable on that date, and thus ALL water/sewer bills, including any charges, must be paid in full before the consumer's water meter will be reconnected.

The Town may, at its sole discretion, require additional deposit amounts in order to protect its interests and insure proper payment of water and sewer charges.

Failure to make payment of all charges within thirty (30) days of shut off will allow the Town, in addition to all other rights and remedies, to terminate service, and in such event, the water user shall not be entitled to receive, nor the Town obligated to supply, any water under this agreement.

- C. Vacant or unoccupied property owners may continue to be entitled to receive water and sewer service. However, minimum bills and charges for

gallons used must continue to be paid. Once service is terminated, any vacant or unoccupied properties shall be treated as new users and shall apply for service and pay fees and deposits as above outlined.

As provided for in Section 20-112(B) above, water and sewer shall not be reconnected until the customer's delinquent bill, including penalty and disconnection charges, has been paid in full. Should such customer thereafter desire to be reconnected to the water and sewer system, reconnection charge of \$50 must be paid before service will be restored.

Bills shall be paid at the Town's specified place of collection, and failure to receive bills or notices shall not prevent such bills from becoming delinquent nor relieve the consumer from payment of same. Disputed bills shall be paid in full, and a request for adjustment shall be filed with the Utility Billing Clerk as provided for in section 20-114.

### **Section 20-113**

### **Suspension of Service**

When water and sewer service is discontinued and all bills paid, the security deposit shall be refunded to the consumer by the Town.

- A. Upon discontinuance of service for non-payment of bills, the security deposit will be applied by the Town of Braselton toward the settlement of the account. Any balance will be refunded to the consumer; however if the security deposit is insufficient to cover the bill, the Town may proceed to collect the balance in the usual way provided by law for collection of debts.
- B. Services disconnected for nonpayment of bills will be restored only after bills are paid in full, such security deposits as may be required by the Utility Director, and a service charge as quoted in Section 20-112 for each meter reconnected. Any customer who enters the meter box and turns on their own service shall be guilty of a violation of this Chapter and subject to the penalties located in Section 20-116.
- C. The Town reserves the right to discontinue its service without notice for the following additional reasons:
  1. To prevent fraud or abuse.
  2. Consumer's willful disregard of the Town's rules.
  3. Emergency repairs.
  4. Insufficiency of water supply due to circumstances beyond the Town's control.

5. Legal processes.
6. Direction of public authorities.
7. Strike, riot, fire, flood, unavoidable accident.

#### **Section 20-114**

#### **Complaints – Adjustments**

If the consumer believes his bill to be in error, he shall present his claim, in person, at the utility billing offices of the Town of Braselton before the bill becomes delinquent. Such claim, if made after the bill has become delinquent, shall not be effective in preventing discontinuance of service as heretofore provided. The consumer may pay such bill under protest and said payment shall not prejudice his claim.

- A. The Town will make a special water meter reading at the request of a consumer for a fee of twenty five dollars (\$25.00) provided, however, that if such special reading discloses that the meter was over-read, no charge will be made.
- B. Water meters will be tested at the request of the consumer upon payment to the Town of a fee of fifty dollars (\$50.00)), provided, however, that if the meter is found to over-register beyond three percent (3%) of the correct volume, no charge will be made.
- C. If the seal of a meter is broken by other than the Town's representative or if the meter fails to register correctly or is stopped for any cause, the consumer shall pay an amount estimated from the record of his previous bills and/or from other proper data.
- D. Disputed bills shall be paid in full, and a request for adjustment shall be filed with the Utility Billing Clerk. The Town Manager shall make decisions regarding the granting of adjustments on Utility Bills. Appeals of the Town Manager's decisions may be made to the Mayor and Council at their regularly scheduled Town Council meeting.

#### **Section 20-115**

#### **Wastewater Allocation & Capacity Certification Procedures**

The Town has established the following requirements for securing a position on the Town's sewer service waiting list and the following factors and procedures for the allocation available sewage treatment capacity.

**A. The Waiting List.** Any person who desires to become a new sewer customer, whether on behalf of such person or as a developer, shall make application for sewer service to the Town Manager. This provision shall also apply to any existing customer who desires to increase its sewage rate of flow by more than ten (10) percent or substantially increase or alter the pollutant characteristics of its sewage. Provided however, a single family dwelling using 350 gallons per day or less shall be exempt from such application and Waiting List procedures.

Such persons shall specify the amount of sewer service capacity requested, the date upon which such service is desired, the type of wastewater proposed to be discharged and such other information as may be requested by the Town Manager to further evaluate the criteria set forth in (B) below; however, an applicant shall only be allowed to secure a position on the sewer service waiting list if all of the following requirements are met:

- 1) The property to be developed is located within the Town limits.
- 2) The property to be developed is properly zoned for the anticipated use.
- 3) The applicant has an ownership interest in the property to be developed.
- 4) The property to be developed is now, or will be in the future, a Town water customer unless otherwise provided by Town Council or altered by Court Order.
- 5) The applicant agrees to pay one-half of the projected sewer tap fee upon allocation of capacity.

**B. Capacity Allocation Determinations.** At the time when the Mayor and Town Council can reasonably project available or soon-to-be available sewage treatment capacity, the Mayor and Town Council shall offer the available or soon-to-be available capacity to those qualified applicants on the current waiting list, in such amounts as determined to be appropriate, the Mayor and Town Council's allocation of available or soon to be available sewage treatment capacity among the pending requests for such capacity shall take into account the following factors:

- The length of time that the applicant has been on the waiting list.
- Whether the applicant is willing to enter into an agreement with the Town for the purchase of sewage treatment capacity which provides for the applicant's receipt of re-use quality water. If so, what amount of re-use quality water the applicant is willing and able to accept?
- By what date and to what degree the applicant can commit to use, on a continual basis, the capacity requested.
- The extent to which the applicant is able to accept portions of the requested capacity in phases over a period of time.

- The waste loading of the projected sewage, i.e., its projected characteristics, volume and impact on the wastewater treatment capacity of the Town's treatment facility.
- Whether the applicant has a prior history of violations of applicable ordinance, laws, rules and regulations with regard to water quality and/or wastewater issues.
- The applicant's financial ability to meet its obligations to the Town and its credit worthiness.
- The extent to which the applicant is currently taking re-use water.
- The current amount of unutilized allocation which the applicant has remaining.
- The location in the Town's system where the applicant intends to connect to discharge.

**C. The Allocation Process.** After the Mayor and Town Council have made their allocation determination, any applicant offered any amount of sewage treatment capacity, except for those applicants requesting less than 350 gallons per day of sewage capacity, shall be required to:

- (1) Enter into a binding agreement with the Town for the provision of sewer services and/or the receipt of re-use water; and
- (2) Pay one-half of the projected sewer fee (the other one-half of the projected sewer tap fee will be due when the capacity is actually made available)

Any applicant unable to complete either of the above requirements within thirty (30) days of the allocation, or, within such later date established by the Town Manager provided that good faith negotiations are proceeding in a diligent manner, shall forfeit the allocation offered to them and shall forfeit their position on the waiting list. Should an applicant fail to pay the second one-half payment within thirty (30) days of receipt of the Town's invoice, they shall forfeit one-half of their allocation.

**D. Failure to Use Allocation.** Any applicant who has failed to commence using their allocation within eighteen (18) months after said allocation has become available shall pay a monthly service charge which equals ten percent (10%) of the monthly charge which would apply if one hundred percent (100%) of the allocation was being utilized.

Any person who shall violate any of the provisions of this Ordinance shall be deemed guilty of a crime against the Mayor and Council of the Town of Braselton, and upon conviction thereof in the municipal court of said Town, shall be fined up to five hundred dollars (\$500.00) or sentenced up to six (6) months imprisonment or both. Each day's violation shall be deemed a separate violation.

**Section 20-117 Severability**

If the provisions of any section, subsection, paragraph, subdivision or clause of this ordinance shall be adjudged invalid by a court of competent jurisdiction, such judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision or clause of this ordinance.

**Section 20-118 Effective Date**

This ordinance shall take effect from and after the date of its passage and ratification by the Mayor and Town Council of the Town of Braselton, Georgia.

**Section 20-119 Conflicting Ordinances**

All ordinances and parts of ordinances in conflict herewith are hereby repealed.

ORDAINED AND ENACTED into an Ordinance at a meeting of the Town Council of the Town of Braselton this 27<sup>th</sup> day of November, 2006.

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Mayor Pat Graham

Attest:

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Jennifer Scott, Manager and Clerk

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE  
TOWN OF BRASELTON TO ADOPT CERTAIN REGULATIONS, PROTOCOLS  
AND PROMULGAGE A FATS, OILS, AND GREASE MANAGEMENT PROGRAM;  
AND OTHER PURPOSES

WHEREAS, the Town of Braselton is desirous of regulating and managing the discharge of certain fats, oils and grease in recognition of their impact on the environment and prevailing state law;

NOW, THEREFORE THE MAYOR AND COUNCIL OF THE TOWN OF BRASELTON HEREBY ORDAIN AND RESOLVE AS FOLLOWS: That the Town of Braselton Code of Ordinances be amended by adopting a new section, to be numbered Chapter 20, Section 122 which is presented as follows:

**20-122 Grease Management Program: Sand and Oil/Grease Interceptors.**

- (a) Requirement for:
- (1) Except where more complete pretreatment may be required, all users involved in the preparation of food for commercial purposes, including but not limited to restaurants, commercial kitchens, schools where meals are prepared, hospitals and nursing homes shall provide oil/grease and/or sand interceptors or traps. Grease traps shall be designed as appropriate for the size of the facility as specified in subsection (b), below.
  - (2) Additionally, any user who generates a wastewater which contains greater than 100 mg/l of fats, oils and grease, and provided that the excess fats, oil and grease is floatable and can be effectively removed in an oil/grease interceptor or trap, then said user will be required to install a grease/oil interceptor or trap. All interceptors or traps shall be designed as specified in subsection (b).
  - (3) Other users including but not limited to service stations, car washes, laundries, and any facility where oily or flammable waste are produced, and all other users covered by the Town's duly adopted Plumbing Code, and/ shall install oil separators and other such devices as provided in said Plumbing Code or the Town's Standard Specifications for the Construction of Water and Sewer. All installed devices shall be designed as specified with subsection (b).

- (4) All users whose wastewater stream is associated with unusually large quantities or grit, sand or gravel shall be required to install a sand trap. All car/truck wash systems shall be required to install a sand trap and design and installation shall be approved by the Town.
  - (5) The requirements of this ordinance section shall not apply to private living quarters or dwelling units.
- (b) Design Criteria:
- (1) For restaurants and other eating establishments.  
  
All oil/grease interceptors used in conjunction with restaurants, commercial kitchens, schools, hospitals, nursing homes and the like shall comply with detail S24 and S25 of the Town's Standard Specifications and Details for the Construction of Water and Sewer Mains.
  - (2) For facilities other than eating establishments:  
  
All sand and oil/grease interceptors and oil separators shall be sized, located and constructed in accordance with the provisions of the duly adopted Town Plumbing Code where such parameters have not been otherwise set forth herein or in the Standard Specifications for Construction of Water and Sewer Mains.
- (c) Maintenance.
- (1) All grease, oil and sand interceptors or traps shall be maintained by the user at his/her expense, in continuously efficient operation at all times.
  - 2) In the maintaining of these interceptors, the owner shall be responsible for the proper removal and disposal by appropriate means of the captured material, and shall maintain records of the dates, and means of disposal which are subject to review by the Town. All manifests or other records of removal shall be provided to the Town on a monthly basis, and shall be provided to the Utilities Director. The frequency of removal shall be such as to ensure that no overflows of oil, grease or sand into the wastewater system ever results. The frequency for maintaining these interceptors shall at the minimum be as follows based on the classifications listed, or as often as needed to maintain a detention capacity of the unit of at least seventy-five percent (75%).

Class	Description of User	Grease Trap Pumping Frequency*
I	Food establishments with an under-the-counter grease trap.	Monthly
II	Food establishments with an inground grease trap of at least one thousand five hundred (1,500) gallons and serving less than one hundred (100) customers in a twenty-four-hour day.	Four (4) times/year
III	Food establishments with an inground grease trap of at least one thousand five hundred (1,500) gallons and serving one hundred (100) customers to two hundred fifty (250) customers in a twenty-four-hour day.	Four (4) times/year
IV	Food establishments with an inground grease trap of at least one thousand five hundred (1,500) gallons and serving more than two hundred fifty (250) customers in a twenty-four-hour day.	Monthly
*The utilities director may in writing or verbally increase or decrease a user's grease trap pumping frequency on a case-by-case basis based on actual observation of material buildup in the grease trap.		

(d) Proper Disposal of Collected Materials.

Any removal and hauling of the collected materials not performed by the owner's employees must be performed by currently licensed waste disposal firms. Under no circumstances shall the collected materials ever be returned to the wastewater system. Pumping requires the complete removal of the entire contents of the trap with no reintroduction of any portion of the waste into the trap. The city may seek additional enforcement action under O.C.G.A. § 12-8-2.

- (E) Program Manual - The Utilities Department is authorized to develop polices, forms, applications, prodecures, fees not to exceed those necessary to recover program costs, best management practices, and any other documents necessary for the implementation, administration and enforcement of the grease management program. All documents shall be included in that certain document entitled "Town of Braselton Grease Control Program Manual" dated February, 2007, and is hereby incorporated by reference as if fully set forth herein. Said program and its requirements shall be considered a part of this ordinance and shall govern applicable businesses and establishments within the corporate limits of the Town. A violator may be issued a citation to appear in the Municipal Court of the Town of Braselton although such citation shall not be the exclusive remedy of the Town and the Town may seek enforcement through other means. Any existing ordinance in conflict herewith is hereby repealed.

This \_\_\_\_ day of February, 2006.

Town of Braselton, A Georgia  
Municipal  
Corporation

\_\_\_\_\_  
By: Pat Graham, Mayor

Attest:

\_\_\_\_\_  
Jennifer Scott, Town Manager/Clerk

Approved as to form:

\_\_\_\_\_  
Gregory D. Jay, Town Attorney

