

ORDINANCE NO. 2016-05

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CROWELL, TEXAS, REQUIRING THE USE OF GREASE INTERCEPTORS IN CERTAIN SITUATIONS TO PROTECT THE CITY OF CROWELL WATER SYSTEM; PROVIDING A PENALTY; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council finds it in the best interest of the citizens of the City of Crowell to regulate the operation of grease interceptors within the City; **NOW THEREFORE**,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CROWELL, TEXAS AS FOLLOWS:**

**Part 1. ENACTED**

THAT, the following is enacted as grease interceptor regulations within the City:

Section 1. Grease Interceptor Requirements

- A. Grease interceptors and sampling portals shall be installed and properly operated in all food service establishments where preparation of food occurs on the premises. This Ordinance shall not apply to establishments that only sell and serve beverages. The design and construction of any grease interceptor and sampling portal shall be approved by the City Public Work Director or his designee. The City Public Works Director or his designee shall determine the minimum acceptable capacity and size of any grease interceptor and location of any sampling portal. All grease interceptors shall be made of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, watertight, and equipped with easily removable covers which, when bolted in place, shall be gas-tight and watertight.
- B. The City Public Work Director or his designee shall issue a permit for the operation of the grease interceptor and sampling portal. The permit does not relieve the food service establishment from its obligation to install, operate, maintain and modify the grease interceptor so that discharge is in compliance with this Ordinance and other applicable laws.
- C. The grease interceptors shall be maintained and serviced on a regular basis to prevent grease and oil clogging the City water treatment works, which includes sewer lines, and to prevent the food service establishment's grease interceptors from being overloaded. Use of hot water, chemicals, other agents or devices, unless approved by the Public Works Director or his designee, for the purpose of causing the oil, grease or sand to pass through the food service establishment to the water treatment works is prohibited.

- D. Right of Entry: Public Works Director or his designee shall be permitted to gain access to such properties as may be necessary for the purpose of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this Ordinance. The food service establishment shall compensate the City for all costs of sampling and laboratory analysis required under this Ordinance. Said cost shall be charged in addition to the monthly sewer service charge.
- E. The Public Works Director or his designee shall suspend the food establishment's permit under this Ordinance, if the Public Works Director or his designee shall find any grease interceptor to be in such a condition as to constitute a potential hazard to public health. Such suspension shall exist until such time as the grease interceptor's deficiency has been corrected and approved by the Public Works Director or his designee. During the suspension of the permit, the food service establishment shall cease all operations that require the use of the grease interceptor.
- F. The food service establishment shall notify the Public Works Director or his designee of any change in the conditions of the food service establishment's operation. The Public Works Director or his designee shall determine if the grease interceptor must be changed to meet the changed conditions of food establishment's operation.

## Section 2. Prohibited Discharges

No food service establishment shall contribute or cause to be contributed, directly or indirectly, any pollutant or wastewater which will interfere with the operation or performance of the City of Crowell water treatment works. These general prohibitions apply to all such users of a water treatment works whether the user is subject to national categorical pretreatment standards or any other national, state or local pretreatment standards or requirements. A user may not contribute the following substances to the water treatment works:

- A. Concentrations exceeding one hundred (100) milligrams per liter of wax, fats, grease, oil, plastic or other substances which will solidify or become discernible viscous at any temperature between thirty-two (32) degrees Fahrenheit and one hundred fifty (150) degrees Fahrenheit;
- B. Solid or viscous substances which may cause obstruction to the flow in a sewer or other interference with the operation of the wastewater treatment facilities such as, but not limited to: grease, garbage with particles greater than one-half inch (1/2") in any dimension, entrails or tissues, paunch manure, bones, hair, hides or fleshing, whole blood, feathers, ashes, cinders, sand, spent lime, stone or marble dust, metal, glass, straw, shavings, grass clippings, rags, spent grains, spent hops, waste paper, wood, plastics, gas, tar, asphalt residues, residues from refining or processing of fuel or lubricating oil, mud, or glass grinding or polishing wastes.

**PART 2. PENALTY**

The failure or refusal of any person to comply with any of the provisions of this Ordinance and the violation of any provisions of the Ordinance by any person shall constitute a misdemeanor. Any person, firm or individual who shall violate any of the provisions of this Ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined in a sum not exceeding Two Thousand Dollars (\$2,000.00). Each and every day the violation continues shall constitute a separate and distinct offense.

**PART 3. REPEAL**

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

**PART 4. OPEN MEETINGS.**

That it is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Texas Government Code.

**PART 5. PUBLICATION.**

The City Secretary is hereby authorized and directed to cause publication of this Ordinance in accordance with law.

**PART 6. EFFECTIVE DATE.**

This Ordinance shall be in force and effect from and after its publication as required by law.

PASSID and ADOPTED this 20 day of September, 2016.

**CITY OF CROWELL, TEXAS**

Attest:

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Ionya Hoer, City Secretary