ORDINANCE NO. ___088-019___

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING

CHAPTER 18. UTILITIES, OF THE CODE OF ORDINANCES   TOWN

OF ADDISON, TEXAS PROVIDING FOR RESPONSIBILITIES OF

LIQUID WASTE TRANSPORTER: PROVIDING FOR RESPONSIBILITY

OF LIQUID WASTE PRODUCER; PROVIDING FOR REPEAL;

PROVIDING FOR SEVERABILITY; PROVIDING FOR PENALTIES;

AND DECLARING AN EMERGENCY.

SECTION 1.   That Chapter 18 of the Code of Ordinances, Town of Addison, Texas, is hereby amended to amend Sec. 18-184 to read as follows:

Sec. 18-184.   Responsibilities of a liquid waste transporter.

(a)   Before accepting a load of Liquid Waste for transportation, a Liquid Waste transporter shall determine the nature of the material to be transported and that his equipment is sufficient to properly handle the job without spillage, leaks or release of toxic or harmful gases, fumes, liquids or other substances. Upon delivery of the waste to the Disposer, the transporter shall inform the Disposer of the waste.

(b)   A transporter with a City Liquid Waste transporter permit shall not transport Materials that are Hazardous in Waste Vehicles permitted by the City for transporting Liquid Waste.

(c)   A transporter holding a City permit must use a disposal site permitted or approved by the State of Texas.

(d)   A manifest system consisting of a four-part trip ticket, is used to control the transporting and disposal of all applicable Liquid Waste generated in the City and shall be used as follows:

(1)   The trip ticket books, which shall be used exclusively for a single Waste Vehicle, are

purchased by the transporter from the City for ten dollars ($10.00).

   (2)   A transporter will complete one trip ticket for each location serviced, with the exception of chemical toilet companies servicing their own units who will complete one trip ticket for each load transported;

   (3)   First copy of manifest form signed by transporter and Producer at time of waste collection shall be left with Producer for their files;

   (4)   Second copy of manifest form (which has the transporter and Producer's signatures) signed by Disposer at time of disposal shall be maintained by Disposer;

   (5)   Third copy of manifest form (which has the signatures of transporter, Producer and Disposer) shall be maintained by transporter;

   (6)   All completed trip ticket books containing the original manifest form with all signatures will be sent monthly by the transporter to the City;

   (7)   A copy of all manifests shall be maintained for a period of three (3) years; and

   (8)   All records required shall be made available for inspection by the Approving Authority at any reasonable time.

   (e)   A transporter shall completely evacuate all materials and water from Grease Interceptor each time they are serviced to eliminate drain blockage, sewer overflows and insure that the concentration of Wastewater does not exceed City requirements.

SECTION 2.   That the Code of Ordinances, Town of Addison, Texas, is hereby amended to amend Sec. 18-192 to read as follows:

   Sec. 18.192.   Responsibility of liquid waste producer.

   (a)   A Producer of Liquid Waste shall have all Liquid Waste material transported by a transporter who holds a valid permit from the City and transports to an approved site for disposal.

(b)   A Producer of Liquid Waste shall determine if the Liquid Waste is in combination with Hazardous Waste removed from his premises by a Liquid Waster transporter operating under a City permit.

(c)   A Producer shall sign the manifest from the transporter when a load is picked up by the transporter and shall keep a copy of all trip tickets for a period of three (3) years. The Approving Authority may inspect these records at any time.

(d)   A Producer:

(1)   shall install or provide Grease Interceptor of a size and design in a location specified by Approving Authority;

(2)   shall have Grease Interceptor serviced by a City-permitted Liquid Waste transporter at a frequency to eliminate drain blockages and subsequent sewer overflows and to keep the Interceptor in proper working order at all times;

(3)   Shall supervise proper cleaning of Grease Interceptor;

(4)   shall report Spills and accidents immediately and have material disposed of by a permitted transporter utilizing approved means;

(5)   shall clean up all Spills and accidents immediately and have material disposed of by a permitted transporter utilizing approved means;

(6)   shall not install or utilize any system, process or pretreatment involving the use of enzymes, bacteria or other additives, nor alter the design or function of the Grease Interceptor without specific written approval of the Town of Addison.

SECTION 3.   That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.
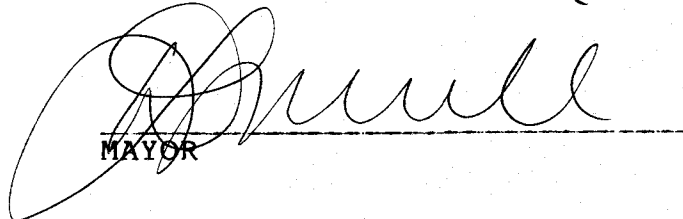
SECTION 4. That should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional.

SECTION 5. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a penalty of fine only not to exceed the sum of Two Thousand and no/100 Dollars ($2,000.00) for each offense, and each and every day such offense is continued shall constitute a new and separate offense.

SECTION 6. The fact that the present code of Ordinances does not provide for responsibilites of liquid waster transporter and producers, and therefore is inadequate to properly safeguard the general public health and safety, creates an emergency and an imperative public necessity, and the ordinance shall take effect and be in force from and after its adoption.

DULY PASSED by the City Council of the Town of Addison, Texas, this the 12th day of ___April___, 1988.

APPROVED:

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MAYOR

ATTEST:

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CITY SECRETARY

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