

# CHAPTER 20.1

## WASTEWATER HAULING

### Section 20.1-1. Definitions.

For the purposes of this article, the following definitions shall apply:

*“Commercial wastewater”* shall mean the liquid or liquid-borne wastes from commercial or non-residential establishments including, but not limited to, restaurants, dry cleaners, service stations, shopping centers, grocery stores, retail establishments, or public or private non-residential buildings; and shall include any grease, oil, sludge, septic waste, or any other material removed from and sewage disposal system or onsite wastewater treatment facility.

*“City of Laurel”* shall mean any employee of the City of Laurel or a representative of the City duly recognized and approved to carry out specific responsibilities on behalf of the City.

*“Domestic wastewater”* shall mean the liquid-borne waste resulting from normal residential activities including the disposal and/or discharge of human waste and associated materials.

*“Industrial wastewater”* shall mean the liquid or liquid-borne waste from industrial manufacturing processes, trades, or businesses. The waste may include what is otherwise deemed as domestic-type wastewater.

*“Sewage disposal system”* shall mean septic tanks, wastewater holding tanks, seepage pits, cesspools, privies, portable toilet facilities, grease traps, and other equipment facilities, or devices used to store, treat, or dispose of human waste or liquid-borne wastewater.

*“Tank”* shall mean any container when placed on a vehicle and used to transport wastewater.

*“Vehicle”* shall mean the device used to transport a tank.

*“Waste or wastewater”* shall mean commercial wastewater, domestic wastewater, industrial wastewater, or sewage disposal system.

*“Wastewater hauler”* shall mean any person who engages in the activity, service, business, or leasing of vehicles for the purpose of transporting domestic, commercial, industrial wastewater or sewage disposal system to another location for disposal.

### **Section 20.1-2. Wastewater Hauler Criteria.**

Any wastewater hauler whose legal business address is in the City of Laurel or any wastewater hauler whose legal business address is outside the City of Laurel but who engages in business in the City of Laurel must comply with the following provisions of this article. This applies to wastewater haulers approved to dispose of waste to the city's *Massey* wastewater treatment plant.

*Source: Ordinance No. 1510-2008; § 20.1-2, 2-5-2008*

### **Section 20.1-3. Registration and Licensing.**

- (1) Any wastewater hauler defined in Section 20-61, Chapter 20, "Sewers", of the Laurel Code of Ordinance Book, must register with the City of Laurel and receive permission to discharge waste at the city's treatment plant. There is an annual license required for each vendor. The cost of this license is one hundred dollars (\$100.00) and it must be renewed each year in order to use the City of Laurel authorized dump site.
- (2) Each wastewater hauler must complete an application as set forth by the City and shall include the following information:
  - a. Proof of ownership of each vehicle, including the owner's name and legal address.
  - b. Proof of insurance including at least one million dollars (\$1,000,000.) liability coverage and naming the City of Laurel and United Water as additional insured. A certificate of coverage shall be submitted to the City at the time of registration.
  - c. The hauler's legal address of premises and legal business address, type of business (domestic, industrial, commercial wastewater hauler).
  - d. The number of wastewater hauling vehicles, tank capacity in gallons, and vehicle identification numbers of all vehicles.
  - e. Any other information deemed by the City to be necessary to evaluate where approval is granted to a particular hauler.
- (3) Each vehicle shall be equipped with an entry port which allows sampling of the tank contents from top to bottom by city personnel. The port shall have a minimum diameter of six (6) inches and tightly secured to prevent leakage. In addition, each tank shall have a valve or similar structure located at the discharge point to allow for sampling of the wastewater.
- (4) After the application has been received and evaluated by the City, and has been determined to satisfy the conditions outlined above, the City will issue a license prescribing the conditions of the program. The conditions include, but not limited to:

- a. Approved charges and fees associated with the program.
- b. Limits on the characteristics of the wastewater.
- c. Restrictions on the times and days of discharge.
- d. Requirements to provide for the completion, submittal, and retention of customer receipts and other documents to verify the source of wastewater.
- e. Types of wastewater allowed to be hauled to the wastewater treatment facility.
- f. Location of the approved discharge site.
- g. Any other condition deemed appropriate by the City to properly regulate the discharge of hauled wastewater.
- h. An approved license.

(5) A hauler’s license is issued to a specific person for a specific location and does not constitute a property interest nor shall the license be assigned, conveyed, or sold to a new owner, different premises, or a new or changed operation.

(6) Hours of Operation: The standard hours of operation at the receiving station is Monday-Friday from 7:30 am until 3:00 pm. Any dumping outside of those times will be charge at the after hour fee rate. Any dumping outside of the standard hours need prior approval.

*Source: Ordinance No. 1510-2008, §20.1-3, 2-5-2008; Ordinance No. 1514-2008, §20.1-3, 7-8-2008*

**Section 20.1-4. Fees.**

Rate:

Restaurant Grease	\$40.00/1,000 Gal.
All other Septage	\$35.00/1,000 Gal.
Any After Hours Dumping	\$75.00/1,000 Gal.

Volume Measurement (aka Capacity):

The volume of each load discharge will be determined by plant personnel utilizing either a calibrated sight tube or calibrated sight-glass (“bubbles”) installed on the tank. If sight-glasses are used, the reported volume will be that indicated by the lowest sight-glass level that does not contain liquid. If the tank is not equipped with a sight tube or sight-glass, the disposal fee will be based on the total capacity of the tank.

*Source: Ordinance No. 1510-2008, § 20.1-4, 2-5-2008; Ordinance No. 1514-2008, § 20-1.4, 7-8-2008*

### **Section 20.1-5. Discharging Procedures.**

- (1) All discharging of wastewater from the hauler's tanks must be done at a site designated and approved by the City. The City retains the right to limit the hours of the day and days of the week during which discharging shall be allowed.
- (2) Any unlicensed, discharging of waste into the city's treatment facilities at any location under the jurisdiction of the City is prohibited unless approved by the City prior to discharging.
- (3) The wastewater hauler shall be responsible for the cleanup to the satisfaction of the City for any spills or leakage on City streets, right-of-ways, and property. Any defective equipment which has resulted or may result in the leaking or spilling of wastewater from the vehicle shall be repaired before the hauler is allowed to discharge at the designated point.
- (4) The disposal of each tank of wastewater must receive approval from treatment plant personnel prior to discharge. Approval shall be contingent on the completion of a waste ticket specifying the contents and characteristics of the wastewater.

*Source: Ordinance No. 1510-2008, §20.1-5, 2-5-2008*

### **Section 20.1-6. Testing Requirements.**

- (1) The contents of all vehicles are subject to preliminary sampling and testing by the City of plant personnel before discharging at the designated approved site. The test results must be within a specified range for any test parameters established by the City to protect the wastewater treatment plant processes and performance.
- (2) Any tank contents that are found unsuitable for discharge or fail the preliminary test procedures will be subject to additional testing to determine the nature of the tank contents. If the City determines the wastewater cannot be discharged, it will be the responsibility of the hauler to arrange for the proper disposal of the waste. In addition, the hauler must submit proof of proper disposal in the form of affidavits and/or receipt from a facility accepting the wastewater. Until the City has determined that the conditions have been satisfied, the hauler is prohibited from using the designated disposal site.
- (3) The City may refuse to accept any wastewater it deems unsatisfactory for discharge into the treatment facility.
- (4) The licensed hauler shall be responsible for all costs associate with disposal, treatment, and testing of any approved or prohibited waste.

**Section 20.1-7. Administration Procedures.**

- (1) All licensed wastewater haulers shall maintain accurate business records pertaining to their wastewater hauling activities and shall make these records available to the City upon request. The records shall include the names, addresses, and telephone numbers of wastewater generators, the origin, type of waste, volume of waste, and customer receipts. All records required under this section shall be retained for a minimum of three (3) years.
- (2) The driver of each vehicle delivering waste to the treatment facility for discharge shall have dated customer receipts for each source of wastewater showing the names and addresses of each customer, the nature of the wastewater (grease, oil, sludge, etc.), amount of wastewater in gallons, the hauler's name and address, and the driver's name.
- (3) Prior to discharge, the hauler shall complete a discharge ticket on a form designated by the City and containing the information required in Section 20-65(b), Chapter 20, "Sewers", of the Laurel Code of Ordinance Book, as well as any additional information deemed necessary by the City. The ticket shall be signed by the hauler and a city representative prior to discharge.
- (4) The hauler shall compensate the City for the full cost of sampling, analysis, and treatment costs associated with discharge of wastewater. Fees shall be based on a fee schedule published by the City.
- (5) Whenever required to carry out the objectives of this article relating to the regulation and control of wastewater or the collection of discharge fees, the City or its representative shall have the right of entry to, upon, or through any premises for the purposes of inspection, sampling, or measuring. This right of entry shall include, but not limited to, any equipment necessary to conduct such inspections. It shall be the duty of the hauler to provide all necessary clearance before entry and to not unnecessarily delay or hinder the City in carrying out its duties. The right to inspect shall exist at any time.

**Section 20.1-8. Enforcement.**

- (1) Any person who fails to comply with any provision of this article may be fined an amount not to exceed the maximum allowed by city regulations for each offense. A violation of any provision or of any license requirement issued under authority of this article shall constitute a violation of this article. Each violation shall constitute a separate offense. In addition, the City shall be entitled to all reasonable expenses including court costs and attorney fees.

- (2) Nothing in this article shall restrict the City from any right which may be provided by statute or common law to bring other actions, at law or in equity, including injunctive relief.

*Source: Ordinance No. 1510-2008, §20.1-8, 2-5-2008*

### **Section 20.1-9. License Revocation.**

- (1) The City may revoke, suspend, or modify the license of any hauler for any of the following reasons:
  - a. A violation of any provision of this article or of any applicable State or Federal statute or regulation related to wastewater hauling;
  - b. Failure to report the characteristics of any load, including the furnishing of false information or misrepresentation of any material fact related to wastewater hauling;
  - c. Refusal of reasonable access to the wastewater hauler's premises for the purpose of inspecting records, inspection, sampling, and monitoring, and,
  - d. Noncompliance with any condition of the license entered into under the authority of this article.
  
- (2) The City shall serve written notice to the hauler of the facts underlying the license revocation either by personal service, by certified U. S. Mail, postage prepaid, return receipt requested, or by any other method consistent with the Mississippi Rules of Civil Procedure. Said written notice to the hauler shall contain notice to the hauler of his or her right to appeal the revocation to the Building Board of Adjustments within thirty (30) days of service upon filing a written notice of appeal with the City Clerk at City Hall, Laurel, Mississippi. Upon written notice of appeal being filed, a hearing shall be granted to the hauler under the provisions outlined in the International Building Code, 2018 Edition, as amended, or most recent edition adopted, and described in Section 112 of the "Board of Appeals" process, to present any evidence relevant to the issues associated with the revocation of discharge privileges. Not later than seven (7) days following the hearing, the Building Board of Adjustments shall make a final determination either revoking, suspending, modifying, or re-instating the license, and the final determination shall be served upon the hauler within five (5) days thereafter.
  
- (3) Notwithstanding the above, the City shall have the right to immediately revoke the discharge approval of any hauler to prevent the potential harm associated with a discharge.

*Source: Ordinance No. 1510-2008, §20.1-9, 2-5-2008; Ordinance No. 1705-2021, §1, 3-16-21*

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