

LEGAL NOTICE

CITY OF TORRINGTON

ORDINANCE CHANGE

Be it Ordained by the Board of Councilmen of the City of Torrington that the following has been added to the Code of Ordinances Chapter 170, Sewers:

Chapter 170-3(A) has been amended to include the following new definition:

Non-Jurisdictional User: Any person who contributes, causes or permits the contribution of sewage into the City of Torrington's sewer system from a municipality or sewer district other than the City of Torrington and its WPCA.

Chapter 170-13 has been amended to include the following subsection:

Q. Prior to entering into an agreement with any municipality or sewer district for use of the City of Torrington's sewer system, the Board of Councilmen and WPCA shall consider whether the agreement should require that:

1. Non-Jurisdictional Users shall pay a proportionate share of operation and maintenance expenditures for the WPCA;
2. Non-Jurisdictional Users shall pay a proportionate share of prior and future capital investments for facilities to be used by Non-Torrington Users;
3. Non-Jurisdictional Users shall pay a proportionate share for use of prior and future land or asset contributions by the City of Torrington or WPCA;
4. The contracting municipality or sewer district shall maintain Environmental Pollution Liability Insurance that names the City of Torrington and WPCA as an additional insured and is sufficient to cover the cost of cleanup and any other liability or damages arising out of a sewage spill related to that municipality's or sewer district's or their respective users' use of the City of Torrington sewer system;
5. An interim review every five (5) years of the terms of the agreement to assess whether changes in practices can be conducted by professional staff for each municipality or sewer district to improve the contractual relationship and to assess the need for mid-term amendments to the agreement;
6. The term of the agreement shall be at least twenty (20) years, but shall not exceed twenty-five (25) years; and
7. Such other factors as the Board of Councilman and WPCA deem appropriate.

Copies of the Ordinance change are available on the City's website and in the Office of the City Clerk.

Passed: November 19, 2018

Published: November 21, 2018

Effective: December 21, 2018

Elinor Carbone
Mayor

Carol L. Anderson, MMC
City Clerk