

**CHAPTER 7**  
**SEWERAGE SYSTEM**

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**7.01           DEFINITIONS**

Terms used in this chapter are defined in Appendix A.

**7.02           USE OF PUBLIC SEWERS**

A. It shall be unlawful for any person to place, deposit or permit to be deposited in an unsanitary manner upon public or private property within the Village, or in any area under the jurisdiction of the Village, any human or animal excrement, garbage or other objectionable waste.

B. It shall be unlawful to discharge to any natural outlet within the Village, or in any area under the jurisdiction of the Village, any sanitary sewage, industrial wastes or other polluted waters, except where suitable treatment has been provided in accordance with provisions of this chapter.

C. Except as here in after provided, it shall be unlawful to construct or maintain any privy vault, septic tank, cesspool, temporary holding tank or other facility intended or used for the disposal of sewage.

D. The owner of any house, building or property used for human occupancy, employment, recreation or other purpose situated within the Village abutting on any street, alley or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the Sanitary District, is required, at his or her expense, to install suitable toilet facilities therein, and to connect such facilities directly with the proper sewer in accordance with the provisions of this Chapter 7 and the Illinois State Plumbing Code, within 90 days after date of official notice to do so, provided that the public sewer is within 200 feet of the owner's nearest property line.

**7.03           PRIVATE SEWAGE DISPOSAL**

A. Where a public sanitary or combined sewer is not available under the provisions of Section 7.02 herein the building

sewer shall be connected in a private sewage disposal system complying with the provisions of this Chapter 7.

B. Before commencement of construction of a private sewage disposal system the owner shall first obtain a written permit from the McHenry County Health Department.

C. At such time as a public sewer becomes available to a property served by a private sewage disposal system, a direct connection shall be made to the public sewer in compliance with this Chapter 7, and any septic tanks, cesspools and similar private sewage disposal facilities shall be eliminated in accordance with the ordinances of McHenry County.

D. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the Village.

E. No statement contained in this Section 7.03 shall be construed to contravene any additional requirements that may be imposed by the McHenry County Health Department.

#### **7.04 EXTENSION OF PUBLIC SANITARY SEWERS**

A. No unauthorized person shall uncover, make any connection with or opening into, use, alter or disturb any public sewer or appurtenance for the purpose of extending or making additions to the Sanitary District sewer system without first submitting detailed sewer plans, profiles and specifications prepared by a registered professional engineer of the State of Illinois to the Board of Trustees of the Sanitary District for approval and then to the Illinois Environmental Protection Agency for applicable permits.

B. Public sewers shall be designed in accordance with the standards adopted by the Illinois Pollution Control Board, the Sanitary District and the Village of Lake in the Hills Subdivision Control Ordinance.

#### **7.05 BUILDING SEWERS AND CONNECTIONS**

As a guarantee for the proper restoration of the public streets, sidewalks and other public properties disturbed by the building sewer construction, there shall be deposited with the Village such sum of money as specified in Chapter 6.09B of the Lake in the Hills Municipal Code.

#### **7.06 DAMAGE TO PROPERTY**

No authorized person shall maliciously, willfully or negligently break, damage, destroy, uncover, deface or tamper with any

structure, appurtenance or equipment which is a part of the municipal sewage works.

**7.07 ENTRY ONTO PREMISES**

The Sanitary District Superintendent or Director of Community Development or designee and other authorized employee of the Village, bearing proper credentials and identification, shall be permitted to enter upon all properties for the purposes of inspection, observation, measurement, sampling and testing.

**7.08 ENFORCEMENT; PENALTIES**

Any person who violates, disobeys, omits, neglects or refuses to comply with, or who resists the enforcement of, any of the provisions of this Chapter 7, shall be subject to immediate arrest and upon conviction shall be fined not less than \$25.00 nor more than \$500.00 for each separate offense. Each day the violation is permitted to exist or continues to exist shall constitute a separate offense.

In case of any construction, alteration, addition, repair, building or general use of the sewage works or any sewer violation in this Chapter 7, proper authorities of the Village, or any person whose property is or may be adversely affected by such violation, in addition to other remedies, may institute any appropriate action or proceedings in equity to prevent such unlawful construction, alteration, addition, repair, building or general use of the sewage works or any sewer, to restrain correct or abate such violation, to prevent the occupancy of any building, structure or land affected thereby, or involved therewith, or to prevent any illegal act, conduct or other action.

*Recodified August 23, 2001*