

**COUNCIL BILL NO. 2008-519**

**ORDINANCE NO. 2008-075**

**AN ORDINANCE** amending Section 118-89, Hauled Wastewater, of Article II, Sewers and Sewage Disposal, Division 3, Use of City's Wastewater Facilities, of Chapter 118, Utilities, of the Code of Ordinances of the City of Joplin to implement certain fee language changes.

WHEREAS, by Ordinance Number 2008-030, passed on February 14, 2008, the City amended Chapter 30, Businesses, to increase fees; and,

WHEREAS, many Sections of the Code make reference to Chapter 30 and its requirements; and,

WHEREAS, in order to bring consistency to the Code, the Council of the City of Joplin is desirous of amending those Sections of the affected Code Sections in relation to license fees and license processes.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Joplin, Missouri, as follows:

Section 1. That Section 118-89, Hauled Wastewater, of Article II, Sewers and Sewage Disposal, Division 3, Use of City's Wastewater Facilities, of Chapter 118, Utilities, be amended to read as follows:

**CHAPTER 118 UTILITIES**

**ARTICLE II. SEWERS AND SEWAGE DISPOSAL**

**DIVISION 3. USE OF CITY'S WASTEWATER FACILITIES**

Sec. 118-89. Hauled wastewater.

(a) Septic tank waste may be introduced into the POTW only at locations designated by the superintendent, and at such times as are established by the superintendent. Such waste shall not violate subdivision II of division 3 of this article or any other requirements established by the city. The superintendent may require septic waste haulers to obtain wastewater discharge permits.

(b) The superintendent shall require haulers of industrial waste to obtain wastewater discharge permits. The superintendent may require generators of hauled industrial waste to obtain wastewater discharge permits. The superintendent also may prohibit the disposal of hauled industrial waste. The discharge of hauled industrial waste is subject to all other requirements of this article.

- (c) Industrial waste haulers may discharge loads only at locations designated by the superintendent. No load may be discharged without prior consent of the superintendent. The superintendent may collect samples of each hauled load to ensure compliance with applicable standards. The superintendent may require the industrial waste hauler to provide a waste analysis of any load prior to discharge.
- (d) Industrial waste haulers must provide a waste tracking form for every load. This form shall include, at a minimum, the name and address of the industrial waste hauler, permit number, truck identification, names and addresses of sources of waste, and volume and characteristics of waste. The form shall identify the type of industry, known or suspected waste constituents, and whether any wastes are RCRA hazardous wastes.
- (e) Any person who shall engage in the city in the business of hauling waste without first having obtained a certificate of registration as required in this article, or without first having obtained a business license and paid the business license fee as set forth in 30-121, or who shall fail to report to the superintendent any changes in the data and information originally contained in the certificate of registration, or who shall park or leave standing his equipment on the public streets, alleys or public grounds of the city, or who shall violate any of the provisions of this article, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished as provided in section 1-5.
- (f) Every waste hauler, resident or nonresident, shall register with the superintendent such information concerning his business and equipment as shall be required by the superintendent, especially pertaining to:
  - (1) The name of the person;
  - (2) The form of management of the business;
  - (3) The business address and telephone number;
  - (4) The type, make and model of all equipment used in the business, together with the numbers of all state licenses on all motor vehicular equipment so employed; and,
  - (5) The place of discharge used and employed by such person in disposing of sewage obtained by such operations.
- (g) After obtaining the information as required by this section, the superintendent shall inspect or cause to be inspected by some competent and qualified employee of the department of public works the equipment of the waste hauler so registered for the purpose of determining if his equipment is in good operating condition and if the equipment can be operated in a sanitary and healthful manner. Such equipment shall be emptied only at those places designated by the superintendent of wastewater treatment.

- (h) The superintendent shall, from time to time, inspect the equipment of all persons registered and licensed under this article to determine if their equipment is properly maintained and in good operating condition and is in a sanitary and healthful condition.
- (i) Every person registered and licensed under this article shall report to the superintendent each and every change in the data registered with the department of public works as required by section 118-89.
- (j) Every person who shall engage in the City of Joplin in the business of hauling waste shall, before undertaking any portion of this business, obtain from the director of finance a business license as set forth in Article III of Chapter 30. The fee shall be paid in advance as set forth in section 30-121.

Section 2. That this ordinance shall become effective on June 1, 2008.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this 5<sup>th</sup> day of May, 2008.

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Gary L. Shaw, Mayor

ATTEST:

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Barbara L Hogelin, City Clerk

APPROVED AS TO FORM:

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Brian W Head, City Attorney