

ORDINANCE NO. 2010-_____

AN ORDINANCE AMENDING SECTION 303.073 OF THE CITY CODE
AS IT RELATES TO GREASE TRAPS

The City Council of the City of Mendota hereby ordains:

Section 1. That Section 204.10 of the City Code is hereby deleted and moved to Section §303.073; which is amended to read as follows:

SECTION 303.073
GREASE TRAPS - REQUIEMENTS

SEC. 303.073 – INTERCEPTORS AND GREASE TRAPS.

- (a) Grease, oil, and sand interceptors shall be provided when they are necessary for the proper handling of any liquid waste containing grease in excessive amounts or any flammable waste, sand or other harmful ingredients; but such interceptors shall not be required for private living quarters or dwelling units. Interceptors shall be located so as to be easily accessible for cleaning and inspection.
- (b) The use of grease traps is beneficial to the orderly and efficient use of the Mendota Sanitary Sewer System. A grease trap is defined a device designed to remove grease located within the kitchen of a restaurant.
- (c) In order to maintain the Sanitary Sewer System and to insure that the system is clean and operates effectively, it is necessary to ensure that all restaurants and other business that use or produce grease have installed a grease trap and that the grease traps are maintained.
 - (1) Any business that maintains a grease trap as required by the City of Mendota must clean said grease trap at a minimum on a monthly basis and provide proof of cleaning to an appropriate City Official when requested. If the owner of an establishment in which a grease trap is installed and or required can demonstrate to the reasonable satisfaction of the City Council or a designated representative that cleaning does not need to be monthly, the council or its designated person may grant an exception allowing such owner to clean less frequently, but not less than on a quarterly basis.
- (d) Charges for remedial maintenance or repair of sanitary sewer system.
 - (1) In the event that the owner is found to have contributed to the partial or complete obstruction of the sewer system resulting from the discharge of waste containing grease and that the city is required to act immediately to control a public health hazard because of such blockage,

such owner shall be required to reimburse the city for all costs of abating such condition. In situations where there are multiple owners identified as contributing to the obstruction, the city will apportion the cost of the clean up, maintenance or repair costs on a prorated basis, based on each owner's percentage share of the average total sanitary sewer charges for all such owners. Further should inspection, testing or other sampling activity by the city or its representative confirm that any user is contributing excessive grease (including other harmful ingredients) and is causing the repair or extraordinary maintenance activity to maintain the sanitary sewer system the council may require further remedial actions necessary to correct the problem.

(2) In the event that the owner is found to have failed to comply with the provisions of this Ordinance, the following penalties or assessments or both may be applied:

(a) Failure to clean said traps as required or failure to provide proof of cleaning as required is a misdemeanor for each offense, and a separate offense shall be deemed committed on each day during on or which a violation occurs or continues.

(b) The City may disconnect water and sewer service to the establishment and to the structure in which the grease trap is located.


(c) The City may impose a fine of not more than \$1,000 per month until such owner demonstrates that they are in compliance with the requirements of this Ordinance.


(d) For failure to maintain records as required by this Ordinance, or failing or refusing to timely comply with any request for records required to be provided to the Council or its designated representative, a fine of up to \$250.00 per day until such records are provided.

Passed and adopted this 13 day of April, 2010.

This ordinance shall be effective upon passage and publication

Attest:


Jennifer Bruestle, City Clerk

Mayor:

Steve Golias