

**ORDINANCE NO. 6057**

**AN ORDINANCE AMENDING TITLE 5, CHAPTER 50, SECTION 50.027 OF THE LOMBARD VILLAGE CODE REGARDING SUMP PUMP DISCHARGES**

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF LOMBARD, DU PAGE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: That Title 5, Chapter 50, Section 50.027 of the Code of Lombard is amended to read in its entirety as follows:

**§ 50.027 SUMP PUMP, DOWNSPOUT AND OTHER STORMWATER DISCHARGES**

(A) For all habitable structures and business structures constructed after January 1, 1986, all building subsoil drain sump pump pipes that discharge outside of a building shall be connected to the separated storm sewer system wherever there is a separated storm sewer reasonably available for such connection as determined by the Director of Community Development.

(B) For all habitable structures and business structures, if a separated storm sewer is not reasonably available, all subsoil drain sump pump pipes that discharge outside of a building shall discharge:

- (1) on a grassed or landscaped area on the same property as the structure;
- (2) within fifteen (15) feet of the structure;
- (3) away from adjacent properties; and
- (4) in a manner so as to not cause a nuisance in the public right-of-way or to adjacent properties or in a manner as otherwise approved by the Director of Community Development.

(C) For all habitable structures and business structures, all downspouts shall discharge:

- (1) on a grassed or landscaped area on the same property as the structure; and
- (2) within fifteen (15) feet of the structure;
- (3) away from the adjacent properties; and
- (4) in a manner so as to not cause a nuisance in the public right-of-way or to adjacent properties or in a manner as otherwise approved by the Director of Community Development.

(D) Where a downspout or subsoil drain sump pump discharge pipe discharges above the grade level at the point of discharge, said discharge shall be onto splash blocks.

(E) Notwithstanding the requirements of 50.026, any person, but only one person from the area tributary to the common depressional storage area, may pump stormwater run-off from a common depressional storage area on private property toward a combined sewer subject to the following restrictions:

- (1) pumping may not commence or continue during a rainfall event;
- (2) pumping may not commence until seventy-two (72) hours after a rainfall event or until the Lombard Combined Sewage Treatment Facility has stopped discharging effluent to the East Branch of the DuPage River, whichever is longer;

- (3) the discharge point must be within fifteen (15) feet of the building structure, and in a manner so as to not cause a nuisance in the public right-of-way, or at the discretion of the Director of Community Development; and
- (4) no pumping rate can exceed 250 gallons per minute.

Notwithstanding the foregoing, pumping as described in this subsection (E) will be prohibited if combined sewer surcharges are induced from such pumping. In addition, the Village of Lombard reserves the right to further restrict the approved pumping rate in individual situations where it has been determined that the maximum rate will result in surcharging, sewer overflows, adverse health or environmental problems.

(F) In the event that any downspout(s) and/or subsoil drain sump pump discharge pipe(s) is/are found to not be in compliance with this Section, the owner of the property on which said downspout(s) and/or subsoil drain sump pump discharge pipe(s) is/are located shall, within one hundred eighty (180) days of receipt of a notice from the Village, advising said property owner of the noncompliance, bring said downspout(s) and/or subsoil drain sump pump discharge pipe(s) into compliance with this Section. Said one hundred eighty (180) day period may be shortened by the Director of Community Development, in the event the non-compliance with this Section presents an imminent threat to the health, safety and/or welfare of any person, or an imminent threat to the integrity of any building or structure, to such period of time as deemed reasonable to protect said person, building or structure.

SECTION 2: That this ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Passed on first reading this 7th day of June, 2007.

First reading waived by action of the Board of Trustees this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

Passed on second reading this 21st day of June, 2007.

Ayes: Trustees Gron, Tross, O'Brien, Moreau, Fitzpatrick & Soderstrom

Nays: None

Absent: None

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Approved by me this 21st, day of June, 2007.

  
William J. Mueller, Village President

ATTEST:

  
Brigitte O'Brien, Village Clerk

Published by me in pamphlet form this 9th, day of July, 2007.

  
Brigitte O'Brien, Village Clerk