


**ORDINANCE 7228  
PAMPHLET**

**UPDATE OF ORDINANCES 50.010 – CONNECTION REQUIRED,  
50.027 – SUMP PUMP DOWNSPOUT AND OTHER STORMWATER  
DISCHARGES  
AND ADDITION OF  
50.034 – SEWER CONSTRUCTION WITHIN A COMBINED SEWER SYSTEM**



**PUBLISHED IN PAMPHLET FORM THIS 17<sup>th</sup> DAY OF JUNE, 2016, BY ORDER  
OF THE CORPORATE AUTHORITIES OF THE VILLAGE OF LOMBARD, DUPAGE  
COUNTY, ILLINOIS.**

  
Sharon Kuderna  
Village Clerk

**ORDINANCE NO. 7228**

**AN ORDINANCE AMENDING TITLE V, CHAPTER 50, ARTICLE II, OF THE LOMBARD VILLAGE CODE IN REGARDS TO CONNECTION REQUIRED; SUMP PUMP, DOWNSPOUT AND OTHER STORMWATER DISCHARGES; AND SEWER CONSTRUCTION WITHIN A COMBINED SEWER SYSTEM**

**BE IT ORDAINED** by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois as follows:

**SECTION 1:** That Title V, Chapter 50, Article II of the Lombard Village Code is amended in sections 50.010; 50.027; and 50.034 as follows:

**§ 50.010 – Connection Required**

- (A) The owner of any building for occupancy, employment, recreation, or other purpose situated within the corporate limits of the village, and abutting on any street, alley, right-of-way, or easement in which there is now located or may in the future be located any sanitary or combined sewer discharging into the POTW is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper sanitary or combined sewer in accordance with the provisions for this Chapter, within 90 days after date of official notice to do so, provided that said sanitary or combined sewer is within 250 feet (76.2 meters) of any property line.
- (B) In the event the proper sanitary or storm sewer is within 250 feet (76.2 meters) of any property line and said sewer is constructed as part of a special assessment, property owners of any pre-existing building as stated in division (A) above served by a private sanitary disposal system shall have 90 days from the date of the first due payment of any special assessment affecting the property to make the necessary connection unless the below occur:
- (1) Significant health reasons exist that the current sanitary disposal system is inadequate to handle the sewage from the building; or
  - (2) The property is sold, transferred or conveyed to another party. A connection shall be made concurrent or in close proximity to the date of sale and in no event more than 90 days after notice from the village to do so.
- (C) In the event the proper sanitary or combined sewer is located within 250 feet (76.2 meters) of any property line of an existing single family residence that is annexed to the village, the property owner(s) shall not be required to make the necessary connection to the sewer unless one of the following events occurs:
- (1) Significant health concerns exist because the current sanitary disposal system is inadequate to handle the sewage from the residence including, but not limited to, the failure of the private sanitary disposal system; or
  - (2) A right-of-way construction or reconstruction project causes the right-of-way abutting the residence to be opened up such that access to the sewer main is made available to the property owner without need for the property owner to open up the right-of-way at his/her own cost; or

- (3) The property is sold, transferred or conveyed to another party. In regard to subsection (3) above, the connection shall be made concurrent or in close proximity to the date of sale and in no event more than 90 days after notice from the village to do so. A notice setting forth the provisions of this subsection (C) shall be recorded at the time of the annexation of the property in question to the village.

('70 Code, § 13.08.005) (Ord. 2797, passed 11-14-85; Am. Ord. 3100, passed 9-15-88; Ord. 4822, passed 6/1/00)

§ 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 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 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 72 hours after a rainfall event or until the Glenbard Wastewater Authority CSO Facility has stopped discharging effluent to the East Branch of the DuPage River, whichever is longer;
- (3) The discharge point must be within 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 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 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.

('70 Code, § 13.08.075) (Ord. 2797, passed 11-14-85, Ord. 4190, passed 7/18/96; Ord. 6057, passed 06/21/07)

§ 50.034 – Sewer Construction Within a Combined Sewer System

- A) New Residential, or Non-residential building construction in areas served by combined sewers or areas whose storm water drainage or wastewater or both are tributary to areas served by combined sewers are subject to the following additional construction specifications:
- (1) Storm sewer connections to combined sewers shall be designed in such a way as to minimize and/or delay inflow contribution to the combined sewer system. This may be accomplished by constructing storage facilities or alternative drainage systems.
  - (2) New building construction shall be designed in such a way that the building wastewater and/or industrial waste collection system is distinct from the storm water discharges. The building sump pump, downspout and other storm water discharges shall be meet the requirements of Section 50.027. The storm sewers may connect in the public right-of-way to the combined sewer if no storm sewer is available.

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

Passed on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

First reading waived by action of the Board of Trustees this 16<sup>th</sup> day of June, 2016.

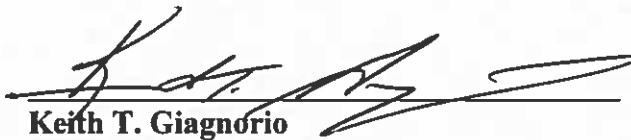
Passed on second reading this 16<sup>th</sup> day of June, 2016.

Ayes: Trustee Whittington, Fugiel, Foltyniewicz, Johnston, Pike and Ware

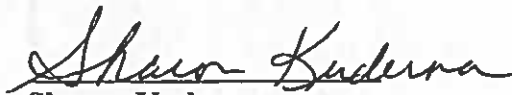
Nays: None

Absent: None

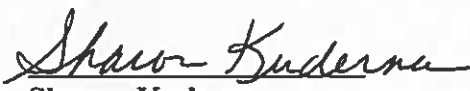
Approved this 16<sup>th</sup> day of June, 2016.

  
**Keith T. Giagnorio**  
**Village President**

ATTEST:

  
**Sharon Kuderna**  
**Village Clerk**

Published by me in pamphlet form on this 17<sup>th</sup> day of June, 2016.

  
**Sharon Kuderna**  
**Village Clerk**