

COMMONWEALTH OF KENTUCKY  
CITY OF LONDON  
ORDINANCE NO. 2018-01

A SUMMARY OF CITY OF LONDON ORDINANCE NO. 2018-01  
AMENDING ORDINANCE NO. 2011-09

“AN ORDINANCE OF THE CITY OF LONDON CONCERNING THE USE OF THE MUNICIPAL SANITARY SEWAGE COLLECTION AND TREATMENT SYSTEM, SETTING FORTH POLICY, DEFINITIONS, RULES AND REGULATIONS, REGARDING THE USE OF SAID SYSTEM, CONTROLLING PRIVATE WASTEWATER DISPOSAL, GOVERNING THE BUILDING OF SEWERS AND CONNECTIONS. POLLUTANT DISCHARGE LIMITS, PRETREATMENT PROGRAM ADMINISTRATION, ESTABLISHING THE RIGHT OF THE CITY TO CHARGE FEES FOR ADMINISTERING THE CITY’S REASONABLY NECESSARY FUNCTIONS RELATED TO SEWER USE, AND DELINEATING POWERS AND AUTHORITY OF INSPECTORS AND SETTING FORTH THE METHODS AND PROCEDURES OF ENFORCEMENT OF THE ORDINANCE AND PENALTIES FOR VIOLATION OF SAME AND REPEALING PRIOR ORDINANCES”

This Summary is prepared pursuant to KRS 83A.060(4).

The following is intended to be a summary of Ordinance No. 2018-01 as herein above stated. This summary is prepared by Larry G. Bryson, the attorney for the City of London, Kentucky, who is authorized to practice law in the Commonwealth of Kentucky and who further states that this document is a true and correct summary of Ordinance No. 2018-01.

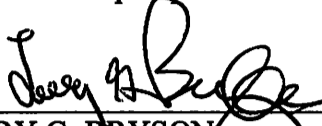
As required by the Kentucky Division of Water and U.S. EPA, the London Utility Commission implements a Pretreatment Program, on behalf of the City of London, to control discharges of industrial wastewater to the sanitary sewer system. This implementation includes the requirement that the City adopt and the Utility enforce effluent discharge limitations as part of the London Sewer Use Ordinance.

40 CFR 403, the federal pretreatment program regulations, require that the Utility periodically review the effluent discharge limitations and request that the City revise the Sewer Use Ordinance if necessary in order to continue in compliance with federal and state regulations. The Utility Commission has reviewed the current effluent limitations and determined that modifications are necessary, which is being done through this ordinance amendment. Only Article V entitled “Pollutant Discharge Limits”, section B. “Restricted Discharges”, and Sections 10 and 11 are changed by this amendment. Any changes in the maximum daily concentrations (mg/l) are lower with the exception of mercury which is changed from 0.0003 to 0.0018.

Any Ordinances or parts of Ordinances in conflict with this Ordinance are repealed and this Ordinance is effective on publication.

The full text of the Ordinance is on file in the Office of the City of London Clerk, 501 South Main Street, London, Kentucky where it may be inspected.

This summary is intended to comply with KRS 83A.060(4) as a true and accurate summary of this Ordinance. The Summary of this Ordinance is certified pursuant to KRS 83A.060(9), by Attorney Larry G. Bryson, an attorney licensed to practice law in the Commonwealth of Kentucky and will be effective upon publication of the Summary.



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LARRY G. BRYSON  
ATTORNEY FOR THE CITY OF LONDON

**COMMONWEALTH OF KENTUCKY  
CITY OF LONDON  
ORDINANCE NO: 2018-01**

AN ORDINANCE AMENDING ORDINANCE NO. 2011-09 ENTITLED:  
“AN ORDINANCE OF THE CITY OF LONDON CONCERNING THE USE OF THE  
MUNICIPAL SANITARY SEWAGE COLLECTION AND TREATMENT SYSTEM,  
SETTING FORTH POLICY, DEFINITIONS, RULES AND REGULATIONS, REGARDING  
THE USE OF SAID SYSTEM, CONTROLLING PRIVATE WASTEWATER DISPOSAL,  
GOVERNING THE BUILDING OF SEWERS AND CONNECTIONS. POLLUTANT  
DISCHARGE LIMITS, PRETREATMENT PROGRAM ADMINISTRATION,  
ESTABLISHING THE RIGHT OF THE CITY TO CHARGE FEES FOR ADMINISTERING  
THE CITY’S REASONABLY NECESSARY FUNCTIONS RELATED TO SEWER USE,  
AND DELINEATING POWERS AND AUTHORITY OF INSPECTORS AND SETTING  
FORTH THE METHODS AND PROCEDURES OF ENFORCEMENT OF THE ORDINANCE  
AND PENALTIES FOR VIOLATION OF SAME AND REPEALING PRIOR ORDINANCES”

**WHEREAS**, the Council of the City of London has previously enacted Ordinance No. 2011-09 establishing a Pretreatment Program to establish requirements for direct and indirect contributors into the waste water collection and treatment system of the City of London and to enable the City to comply with all applicable state and federal laws and regulations; and,

**WHEREAS**, the City of London, Kentucky, adopted Ordinance No. 2011-09 and said Ordinance now needs to be amended to include revisions and additions to the pollutant discharge limitations in order to continue in compliance with state and federal regulations regarding the Pretreatment Program;

**NOW, THEREFORE, BE IT ORDAINED** by the City of London, that Ordinance No. 2011-09, Article V, Section B, Paragraphs 10 and 11 shall be amended to read as follows:

**ARTICLE V – POLLUTANT DISCHARGE LIMITS**

**B. Restricted Discharges**

10. Any water or wastes which have characteristics based on a 24-hour composite sample, grab or a shorter period composite sample, if more representative, that exceed the following normal maximum domestic wastewater parameter concentrations:

<u>Parameter</u>	Maximum Allowable Concentration Without <u>Surcharges</u>
BOD	300 mg/l
COD	900 mg/l
TSS	350 mg/l
<u>Phosphorus, Total as P</u>	<u>10 mg/l</u>
<u>NH3-N (Ammonia-nitrogen)</u>	20 mg/l
Oil & Grease (Total)	100 mg/l

Any person discharging wastewater exceeding the maximum allowable concentration as noted above, will be subject to a surcharge fee for each pound loading over and above the set limit. Any other amenable constituents requiring the addition of specific chemicals for proper treatment will also be subject to surcharge as noted on the Industrial User Permit. Exceedance of the effluent limits specified above shall not be deemed to constitute a violation of a permit condition or this ordinance if the appropriate surcharge fee is paid and the discharge does not cause interference of pass through of the POTW.

11. The Superintendent is authorized to establish Local Limits pursuant to 40 CFR 403.5(c). The following limitations are established for characteristics of any wastewaters to be discharged into the municipal sewer system, subject to any compliance schedule as established in the Industrial User Permit. All significant industrial users must comply with these limitations where they are more stringent

than applicable State and/or Federal Regulations. Based upon the sampling program at the London Wastewater Treatment Plant, the limitations may be adjusted to reflect the POTW's needs.

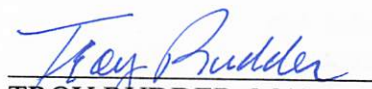
<u>Parameter</u>	<u>Maximum Daily Concentration (mg/l)</u>	
Arsenic	0.22	
Cadmium	<del>[0.05]</del>	<u>0.03</u>
Chromium, Total	<del>[2.31]</del>	<u>1.71</u>
Chromium, Hexavalent	<del>[1.24]</del>	<u>0.66</u>
Copper	<del>[1.47]</del>	<u>1.18</u>
Cyanide, <u>Amenable</u>	0.43	
Lead	<del>[0.25]</del>	<u>0.10</u>
Mercury	<del>[0.0003]</del>	<u>0.0018</u>
Molybdenum	0.75	
Nickel	<del>[1.57]</del>	<u>1.31</u>
<del>[Phosphorus, Total]</del>	<del>[10]</del>	
Selenium	<del>[0.66]</del>	<u>0.14</u>
Silver	<del>[0.43]</del>	<u>0.17</u>
Zinc	1.48	
<del>[Total Toxic Organics]</del>	<del>[2.13]</del>	

EXCEPT, as herein provided and amended, said Ordinance No. 2011-09 shall remain in full force and effect as originally enacted.

THIS AMENDMENT, to said Ordinance, shall be in full force and effect from and after its passage, approval, and publication as required by law.

If any section, clause, sentence, or phrase of the Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall not affect the validity of the Ordinance as a whole, or any portion thereof, other than the section so declared to be unconstitutional or invalid.

This Ordinance shall be effective immediately upon publication in accordance with the applicable provisions of Kentucky law. Any Ordinances or part of Ordinances in conflict herewith are hereby repealed.

  
 TROY RUDDER, MAYOR

ATTEST:   
 CAROLYN ADAMS, CITY CLERK

FIRST READING: March 5, 2018  
 SECOND READING: April 2, 2018  
 PUBLICATION: April 11, 2018