

**CAPITOL COUNTY**

**POLICY AND PROCEDURE No. \_\_\_\_ (DRAFT)**

**SUBJECT:** Improper Disposal of Waste Into Storm Sewers at County Highways

**Effective Date:** \_\_\_\_\_, 200\_

**Approved By:** \_\_\_\_\_

*Note: In the Highway Permit, the requirement to prohibit improper disposal of waste is limited to MS4s at certain highways and other thoroughfares. However, a county or other Highway Agency may choose to prohibit improper disposal of waste to all MS4s operated by the Highway Agency, including those located at county operated Public Complexes and other county operated facilities. Also, if an agency obtains both the Highway Permit and the Public Complex Permit, the agency could adopt a single policy and procedure to meet requirements in both permits.*

**I. Purpose**

A policy and procedure to prohibit the spilling, dumping, or disposal, by Capitol County and its employees, of materials other than stormwater to the municipal separate storm sewer system (MS4) at county highways, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**II. Definitions**

For the purpose of this policy and procedure, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use for the purpose of this policy and procedure clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

- a. County highway – any highway or other thoroughfare operated by Capitol County (including a maintenance facility or rest area for such a thoroughfare). For purposes of this policy and procedure, a “highway or other thoroughfare” does not include:
  - 1. Any thoroughfare confined to the grounds of one or more buildings; or
  - 2. Any thoroughfare confined to a park or recreational area operated by Capitol County.

*(Note: This draft definition omits highway service areas because Capitol County does not operate or plan to operate any highway service areas.)*

- b. Municipal separate storm sewer system (MS4)– a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by Capitol County or other public body, and is designed and used for collecting and conveying stormwater.

*(Note: For counties or other highway agencies that operate combined sewer systems, add the following: “MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.”)*

- c. Stormwater – water resulting from precipitation (including rain and snow) that runs off the land’s surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

### **III. Prohibited Conduct**

Capitol County and its employees are prohibited from:

- a. spilling, dumping, or disposing of materials other than stormwater to the municipal separate storm sewer system located at county highways.
- b. spilling, dumping, or disposing of materials other than stormwater in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system located at county highways.

### **IV. Exceptions to Prohibition**

- a. Water line flushing and discharges from potable water sources
- b. Uncontaminated ground water (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising ground waters)
- c. Air conditioning condensate (excluding contact and non-contact cooling water)
- d. Irrigation water (including landscape and lawn watering runoff)
- e. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows
- f. Residential car washing water, and residential swimming pool discharges
- g. Sidewalk, driveway and street wash water
- h. Flows from fire fighting activities
- i. Flows from rinsing of the following equipment with clean water:

1. Beach maintenance equipment immediately following their use for their intended purposes; and
  2. Equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded.
- Rinsing of equipment in the above situations is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

## **V. Penalties**

Any Capitol County officer or employee who continues to be in violation of the provisions of this policy and procedure, after being duly notified, shall be subject to removal, suspension, demotion, or other disciplinary action.