

DIVISION 7. - STORM DRAINS AND CONNECTIONS

Sec. 78-381. - Permit.

- (a) *Required.* No unauthorized person shall uncover, make any connections with or opening into, use, repair, disconnect, alter or disturb any public storm drain, channel, ditch, or appurtenances thereof without first obtaining a written permit from the town. Such permit will be required for the connection of roof downspouts, foundation drains, sump pumps, areaway drains, or other sources of surface runoff or groundwater to the public storm drain system.
- (b) *Application.*
- (1) The owner of any house, building or property wishing to obtain a storm drain permit shall make application on the prescribed forms furnished by the town, supplemented by any plans, specifications, or other information considered pertinent in the judgement of the town. The appropriate storm drain permit and inspection fees, which shall be on file in the town clerk's office, shall be paid to the town at the time of application. Separate permit applications are required for main storm drain extensions and appurtenances, and for each individual building connection line proposed. Such storm drain permits are for the purposes described in subsection (a) of this section only; however, additional requirements as described within ordinance number chapter 587, zoning, appendix A to the Code of Ordinances may apply prior to the actual use of any storm drain by any user.
- (2) Accompanying each application for a permit required by this division shall be a location plan showing the lot lines and dimensions, location of water pipes and other underground utilities or structures, location of permanent buildings and location of building sewers and storm drains.

(Code 1986, §§ 20-341, 20-342)

Sec. 78-382. - Restrictions.

- (a) Only groundwater and unpolluted surface, process or cooling water, as defined in division 6 of this article, may be discharged to storm drains.
- (b) No obstruction, fill material or brush shall be deposited in any natural or artificial drainage channel without approval of the town. Where any new construction would interfere with the natural drainage pattern, a detailed plan showing the diversion contemplated shall be submitted to the town for approval, pursuant to ordinance number chapter 587, zoning, section 7.7, supplemental drainage requirements, appendix A to the Code of Ordinances. Where the natural drainage channel is not well defined, a proposed location for the drainage shall be submitted, together with the structures required to ensure adequate drainage.

(Code 1986, § 20-343)

Sec. 78-383. - Standards for installation and connections; generally.

- (a) The size, slope, alignment and materials and methods of construction for storm drains or related storm drainage facilities and appurtenances shall all conform to the latest edition of the "Standard Specifications for Road and Bridge Construction," as published by the state department of transportation, or other applicable town standards and regulations. In amplification thereof, the provisions of the "Highway Division General Specifications and Construction Installation Procedures" (January 1990; as amended), promulgated by the town engineering department, shall apply.
- (b) The design of storm drains, culverts, ditches, detention ponds, and related appurtenances shall conform to the requirements of ordinance number chapter 587, zoning, section 7.7, supplemental drainage requirements, appendix A to the Code of Ordinances.
- (c) Prior to commencing work in any public right-of-way or easement, the applicant shall secure the necessary road opening/road cut permits, or state department of transportation physical alterations permit, as applicable. Dig-Safe shall also be contacted, and any other utility companies shall also be notified by the installer. Backfilling and restoration operations shall conform to the standards of the agency having jurisdiction.
- (d) Storm drains and appurtenances, where approved in writing by the town engineer pursuant to chapter 587, zoning ordinance number, appendix A to the Code of Ordinances, may be extended or constructed by developers, property owners, or other private organizations or entities, provided that the design and construction criteria conform to the standards for same as developed by the town. The developers, property owners or other private organizations or entities, by written agreement, shall dedicate and deed such storm drains and appurtenances to the town without qualification or condition, in which case, the town council may vote to accept the same. All easements for such storm drains and appurtenances shall be obtained by the applicant at no cost to the town, and shall in turn be dedicated to the town in a form approved by the town solicitor, in which case the town council may vote to accept the same.

(Code 1986, § 20-344)

Sec. 78-384. - Inspections.

The applicant for the storm drain permit required under the provisions of this division shall notify the engineering department or provide other such notification as may be identified on the permit when the storm drainage system is ready for inspection, but at least prior to covering any work. Any work that has not been inspected by the town shall be subject to removal and reinstallation for inspection purposes at the owner's sole cost.

(Code 1986, § 20-345)

Sec. 78-385. - Barricades; replacement of excavations.

All excavations for storm drainage system installations shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the town, pursuant to the provisions of section 78-383 and chapter 66 of this Code of Ordinances, or to the state department of transportation, as applicable.

(Code 1986, § 20-346)

Sec. 78-386. - Costs and expenses of installation for storm drains.

All costs and expenses incidental to the installation and connection of the storm drainage system, including any costs related to the existence or location of any drain, shall be borne by the owner. The owner shall indemnify the town from any loss or damage that may directly or indirectly be occasioned by the installation of the storm drainage system.

(Code 1986, § 20-347)

Sec. 78-387. - Liability of property owners and developers.

Any settlement over the storm drain in any street or public way within one year after such drain is laid or repaired shall be repaired at the expense of the developer or owner of the property authorized to install or repair such drain. The developer or owner shall be held liable for any accident or damage which may occur in consequence of the laying or repairing of such drain during the time the trench is open and for such period of one year after the work has been completed.

(Code 1986, § 20-348)

Secs. 78-388—78-400. - Reserved.