

STATE OF NEW YORK
DEPARTMENT OF STATE
ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001
WWW.DOS.NY.GOV

ANDREW M. CUOMO
GOVERNOR

ROSSANA ROSADO
SECRETARY OF STATE

January 12, 2018

Cindy Urtz
Clerk
138 N Court St.
PO Box 635
Wampsville NY 13163

RE: County of Madison, Local Law 7 2017, filed on December 26, 2017

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.ny.gov.

Sincerely,
State Records and Law Bureau
(518) 473-2492



Department
of State



MADISON COUNTY BOARD OF SUPERVISORS

John M. Becker, Chairman
Mark Scimone, County Administrator
Cindy Urtz, Clerk

138 N. Court St., PO Box 635
Wampsville, NY 13163
Phone: 315/366-2201
Fax: 315/366-2502

December 19, 2017

State Records and Law Bureau
One Commerce Plaza
99 Washington Ave.
Albany, New York 12231

RE: Local Law No. 7 of 2017 – A Local Law Amending Madison County Local Law No. 8 of 2013, "Madison County Sewer District Rules and Regulations to add a New Provision Requiring Single Point Discharge Locations for Certain High Strength Industrial Users."


Dear Sir/Madam:

Enclosed please find the original of Local Law No. 7 of 2017 for filing, which was adopted by the Madison County Board of Supervisors on December 19, 2017.

If you have any questions regarding this local law, please call me at (315) 366-2201.

Thank you in advance for your assistance.

Very truly yours,


Cindy Urtz, Clerk

cu/
enclosure

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

X County

- City of Madison
- Town _____
- Village _____

Local Law No. 7 of the year 2017

A Local Law Amending Madison County Local Law No. 8 of 2013, "Madison County
(Insert Title)
Sewer District Rules and Regulations to add a New Provision Requiring Single
Point Discharge Locations for Certain High Strength Industrial Users."

Be it enacted by the Board of Supervisors of the
(Name of Legislative Body)

X County

- City of Madison as follows:
- Town _____
- Village _____

See Attached Pages

(If additional space is needed, attach pages the same size as this sheet, and number each.)

PROPOSED LOCAL LAW

**A LOCAL LAW AMENDING MADISON COUNTY LOCAL LAW NO. 8 OF 2013,
"MADISON COUNTY SEWER DISTRICT RULES AND REGULATIONS"
TO ADD A NEW PROVISION REQUIRING SINGLE POINT DISCHARGE
LOCATIONS FOR CERTAIN HIGH STRENGTH INDUSTRIAL USERS**

Be it enacted by the Madison County Board of Supervisors as follows:

SECTION 1. LEGISLATIVE PURPOSE AND INTENT.

The Madison County Board of Supervisors enacts this Local Law for purposes of requiring single point discharge locations for certain high strength industrial users in order to protect the Sewer District's facilities and improve discharge monitoring.

SECTION 2. AUTHORITY.

This local law is enacted pursuant to the New York State Constitution and New York Municipal Home Rule Law § 10.

**SECTION 3. AMENDMENT OF SECTION 1007 OF LOCAL LAW NO. 8-2013 TO
ADD A NEW PROVISION GOVERNING SINGLE POINT DISCHARGES**

Section 1007 "Monitoring Stations (Control Manholes)" of Local Law No. 8-2013 (Madison County Sewer District Rules and Regulations) is hereby amended to add a new subsection 3 so that Section 1007 shall read as follows:

"SECTION 1007 - MONITORING STATIONS (CONTROL MANHOLES)

- (1) All Significant Industrial Users and other Industrial Users whose industrial waste discharge has caused or may cause Interference or Pass-Through shall install and maintain a suitable monitoring station, on their premises at their expense, to facilitate the observation, sampling and measurement of their industrial wastewater discharge.
- (2) If there is more than one street lateral serving an Industrial User, the Chief Operator may require the installation of a control manhole on each lateral.
- (3) All high strength industrial wastewater with BOD values above 500 mg/l that carry out various practices, such as, a distillery, brewery, winery, apple cider processor, food processor, dairy processor, etc., combined with a restaurant, or make use of taste-testing rooms shall be sampled and monitored at a single point location, within manholes or other approved structures to allow the monitoring of all combined discharges in one location. The single point monitoring facility shall be sized large enough and sufficiently for the installation of an open channel flow meter and composite sampler. This approved monitoring location point will provide analytical data for the purposes of billing and permit regulation. The jurisdictional codes enforcement officer and applicable municipal board shall be provided with construction drawings that will need to be approved prior to the construction of the single point monitoring facility.

The municipal board reserves the right to install such monitoring stations and manage such facilities for their own use as needed.

- (4) The Chief Operator may require that such monitoring station(s) include equipment for the continuous measurement and recording of wastewater flow rate and for the sampling of the wastewater. Such station(s) shall be easily accessible and safely located and the Industrial User shall allow immediate access, without prior notice, to the station by the Chief Operator, or his designated representative."

SECTION 4. SEVERABILITY

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this local law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this local law.

SECTION 5. EFFECTIVE DATE

This Local Law shall be effective upon filing with the office of the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 7 of 20 17 of the (County)(City)(Town)(Village) of Madison was duly passed by the Board of Supervisors on Dec. 19, 20 17 in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____ and was (approved)(not approved) (repassed after disapproval) by the _____ and was deemed duly adopted on _____ 2 _____ in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____ and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 2 _____

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general) (special)(annual) election held on _____ 20 _____ in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____ and was (approved)(not approved) (repassed after disapproval) by the _____ on _____ 20 _____ Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20 _____ in accordance with the applicable provisions of law.

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.) _____

I hereby certify that the local law annexed hereto, designated as local law No _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20_____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20_____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

(Seal)

Date: December 19, 2017