

**Village of Oliver**  
**Chapter 200. Section 8. Sump Pump Discharge**

The Village Board of the Village of Oliver, Douglas County, Wisconsin, do ordain as follows:

Chapter 200. Section 8. of the Village of Oliver Municipal Code is hereby created to read as follows:

**A. Discharge of clear waters.**

1. Discharge. No person shall cause, allow, or permit any roof drain, surface drain, subsoil drain, gutter, ditch, pipe, conduit, or any other object or thing used to collect, conduct, transport, divert, drain, or discharge clear water from any part of any private premises owned or occupied by said person to discharge into a sanitary sewer.
2. Nuisance. The discharge into a sanitary sewer from any roof drain, surface drain, subsoil drain, gutter, ditch, pipe, conduit, or any other object or thing used to collect, conduct, transport, divert, drain, or discharge clear water from any part of any private premises is hereby declared to be a public nuisance and a hazard to the health, safety, and well-being of the residents of the Village of Oliver and the protection of the property.
3. Storm Water. All roof drains, surface drains, gutters, pipes, conduits, or any other objects or things used to collect, conduct, transport, divert, drain, or discharge storm waters shall be discharged either to a storm sewer, a dry well, an underground conduit leading to a drainage ditch or onto the ground surface in such other manner as will not constitute a nuisance as defined herein.
4. Conducting Tests. If a designated Village agent suspects an illegal clear water discharge as defined by this Chapter or by any other applicable provision of the Wisconsin Administrative Code as it may, from time to time, be amended, he/she may, upon reasonable notice and at reasonable times, enter the private premises where such illegal clear water discharge is suspected and conduct appropriate tests to determine whether such suspected illegal clear water discharge exists. In addition, Village inspectors may inspect for illegal clear water discharges as a part of a routine inspection without cause.

**B. Sump pump discharge regulated.**

1. Statement of Purpose. The Village Board finds that uncontrolled discharges of water from sump pumps, footing tiles, roofs, downspouts, eave troughs, yard drains, swimming pools, cistern overflows, and other means of transmitting natural precipitation and surface waters can overload the public sewerage system and contribute to flooding. Such overloading may result in sewage flowing into basements and/or residences and businesses, creating potentially hazardous public health and safety conditions and damage to properties. Such discharges into the public sewerage system increase system operating costs and maintenance.
2. Prohibitions. It shall be unlawful for any owner, occupant, or user of any premises to direct into or allow any stormwater, surface water, groundwater, well water, or other sources specified in Subsection (a) above to drain into or connect to the public sewerage system. No rain spout or other form of surface drainage, foundation drainage, or sump pump shall be connected to or discharged into the public sewerage system.
3. Sump pump discharge system required.

## **Village of Oliver**

### **Chapter 200. Section 8. Sump Pump Discharge**

- a. Requirement For. Dwellings and other buildings and structures that require, because of infiltration of water into basements, crawl spaces, etc., the use of a sump pump system shall have a permanently installed discharge line which shall not at any time discharge into a sanitary sewer system.
- b. Discharge Line Requirements.
  1. A "permanently installed discharge line" shall provide for uninterrupted year-round discharge capability to an appropriate drainage area outside of the dwelling, building, or structure.
  2. The permanently installed discharge line shall consist of a rigid discharge line, without valving or quick connections for altering the path of discharge. This line shall not be capable of connection or reconnection to the public sewerage system.
    - a. The discharge pipe shall be installed to the outside wall of the building with rigid pipe (plastic, copper, galvanized, or black pipe), one (1) inch inside diameter minimum.
    - b. The point of discharge shall be a minimum of two (2) feet from the basement foundation wall and ten (10) feet from the property line.
  3. Discharge water shall not create any icy conditions on any pedestrian walkways. The sump pump shall discharge to grade and must satisfy all the following provisions unless otherwise authorized by the Village Board:
    - a. The discharge pipe shall exit the building at one (1) foot above the finished grade.
    - b. The point of discharge shall be a minimum of two (2) feet from a basement foundation wall and ten (10) feet from a property line.
    - c. The discharge shall flow parallel to or away from the nearest property line.

#### **C. Foundation Drain Tile Systems.**

1. For buildings and residences constructed after the effective date of this Section, groundwater from the foundation drain tile shall not discharge into the sanitary sewerage system. The building/residence shall have a drain tile placed around the inside or outside perimeter of the foundation connected to a sump pit. All baseboard seepage collection systems shall be discharged to the sump pit. The sump pit shall be located a minimum of ten (10) feet from an inside sanitary floor drain. Groundwater flowing through the tile and draining to a sump pit shall be discharged to the exterior of the structure with the use of a sump pump

#### **D. Sump Pump Connection Required.**

1. Sump Pump Connections.
2. The sump pump discharge shall drain onto the premises, not onto the roadway, curbing, or sidewalk.

## **Village of Oliver**

### **Chapter 200. Section 8. Sump Pump Discharge**

3. Compliance Responsibility. It shall be the responsibility of the party who is issued a building permit to ensure that the sump pump discharge system from the building constructed on the property is installed properly.

#### **E. Connection Orders; Inspections; Variances; Noncompliance.**

1. Connection Order. A connection order may be served, in person or by first class mail, upon either the owner of the property or its occupant. Within sixty (60) days after order issuance all prohibited connections must be discontinued unless a written waiver or time extension request has been filed with the Village Board or Building Inspector.
2. Inspections.
  - a. Within sixty (60) days after notice from the Village of Oliver, the property owner shall contact the Village to schedule an inspection by a Village inspector of each building and the utility service lines located on such property. The purpose of this inspection is to confirm that there is no sump pump or other prohibited discharges into the public sewerage system.
  - b. In lieu of having the Village inspect the property, the property owner may, at the owner's expense, furnish a certificate from a Wisconsin-licensed plumber, in a form acceptable to the Village, certifying that the property is in compliance with this Section.
  - c. The Village may periodically re-inspect any building or premises to determine compliance with this Section.
  - b. All new residences shall be required to have their sump pump system inspected and be in compliance with this Section prior to issuance of a certificate of occupancy.
3. Waiver.
  - a. The Village Board shall hear and decide requests for waivers or time extensions from the applicability of the provisions of this Section where strict enforcement would cause undue hardship because of circumstances unique to the individual property under consideration or which would cause a significant public health or safety problem. This may also include situations where it would not be practical, as determined by the Village, to correct an otherwise prohibited discharge to the public sewerage system.
  - b. Applications for a waiver or time extension shall be made within fifteen (15) days of receipt of a compliance order. Such an application shall be addressed in writing to the Village Board. Applications shall, at a minimum, identify the subject property, the name of the property owner/applicant, and describe in detail what characteristics of the subject property create an undue hardship. Within a reasonable time, the Village Board shall decide on the request, providing a copy of such decision to the applicant in writing. Upon approval of an application for a waiver or time extension, a property owner shall be allowed to discharge directly into the sewerage system for a limited time specified in the written determination and in accordance with other terms and conditions specified.

**Village of Oliver**  
**Chapter 200. Section 8. Sump Pump Discharge**

**F. Penalties.**

1. A penalty surcharge of Three Hundred Dollars (\$200.00) per month shall be imposed on every sewer service bill to a property owner who:
  - a. Is not in compliance with this Section.
  - b. Has not obtained an inspection required by this Section or refuses property inspections required under this Section.
  - c. Has not made necessary corrections within the time specified; or
  - d. Is otherwise not in compliance with this Section.
2. The surcharge shall be added every month thereafter for properties not in compliance with this Section until the property owner submits appropriate proof to the Village that the property has been brought into full compliance, with verification by Village inspection. Any property found during any re-inspection to violate this Section shall be subject to the surcharge for all months between the two (2) most recent inspections. If the surcharge is not paid, the Village reserves the right to assess the property the unpaid balance as a special charge under the Wisconsin Statutes.
3. In addition to the penalty surcharge, a citation may also be issued for violations, with all court costs payable by the property owner.

**G. Severability.**

If any provision of this Ordinance is invalid or unconstitutional or if the application of this Ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this Ordinance which can be given effect without invalid or unconstitutional provisions or applications.

**H. Conflicting Provisions Repealed.**

All Ordinances in conflict with any provision of this Ordinance are hereby repealed.

**I. Effective Date.**

This Ordinance shall take effect upon passage and publication as provided by law.

Passed and adopted July 30, 2024