
TITLE 4 — WATER AND SEWERAGE

SECTION 1.0 WATER AND SEWERAGE: GENERAL PROVISIONS

1.1 STATEMENT OF PURPOSE

The purpose of this Ordinance is to promote public health, safety and general welfare through the orderly extension, design and construction of public potable water and sanitary sewerage facilities and private sewage disposal systems.

1.2 CONFLICTING ORDINANCES

The provisions of this Ordinance shall be deemed as additional requirements to minimum standards required by other ordinances of the County. In the case of conflicting requirements, the most restrictive shall apply.

1.3 COMPLIANCE WITH OTHER ORDINANCES

In addition to the requirements of this Ordinance, compliance with the requirements set forth in other applicable ordinances with respect to submission and approval of Primary and Secondary Subdivision Plats, improvement plans, Building and Zoning Permits, construction inspections, appeals and similar matters and compliance with applicable State of Indiana statutes and regulations shall be required.

1.4 DISCLAIMER OF LIABILITY

The degree of protection required by this Ordinance is considered reasonable for regulatory purposes and is based on historical records, engineering and scientific methods of study. This Ordinance shall not create liability on the part of Henry County or any officer or employee thereof for any damage that may result from reliance on this Ordinance or on any administrative decision lawfully made thereunder.

1.5 CORRECTIVE ACTION

Nothing herein contained shall prevent Henry County from taking such other lawful action as may be necessary to prevent or remedy any violation. All costs connected therewith shall accrue to the person or persons responsible.

1.6 REPEALER

All ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed.

1.7 WHEN EFFECTIVE

This Ordinance shall become effective after its final adoption, approval and publication as required by law.

1.8 EXEMPT PROJECTS

Any residential (major or minor), commercial or industrial Subdivision or construction project thereon that has had its Drainage Plan approved by the Planning Commission prior to the effective date of this Ordinance shall be exempt from all the requirements of this Ordinance.

SECTION 2.0 WATER AND SEWERAGE: POTABLE WATER DISTRIBUTION SYSTEM

2.1 POLICY

- A. If access to a public water system is available, a complete water main supply system that connects to the public water system shall be installed to the specifications of the water utility that will serve the Subdivision and/or with all other applicable Indiana statutes, rules, regulations, orders and specifications. The water system shall include any required hydrants.
- B. If access to a public water system is not available, the Subdivider shall require on each lot, as a condition of sale, the installation of a private water system in accordance with all minimum standards and requirements of the Indiana State Board of Health or other State or County agency.
- C. All water systems installed to serve the Subdivision or any lot thereon must be inspected and approved by the officially designated State, County or municipal agency and by any water utility concerned.
- D. If sufficient water flow is available, fire hydrants shall be provided at intervals recommended by the local fire department. Generally, hydrant spacing may range from three hundred fifty (350) to six hundred (600) feet, depending upon the nature of the area being served.
- E. If the subdivided area is planned or scheduled to be served by a public or community water system in the future, the Planning Commission may require the Applicant to provide facilities for future connection.
- F. Water lines shall be located within road, street or alley rights-of-way unless topography dictates otherwise. When located in easements on private property, access into the easements shall be provided.
- G. Private water systems on non-residential properties shall be designed to the standards specified within the Indiana State Department of Health Bulletin SE 13, On-site Water Supply and Wastewater Disposal for Public and Commercial Establishments, as amended.
- H. Wells on parcels containing residential uses shall be located a minimum of seventy-five (75) feet from any property line adjoining agricultural uses to contain any buffers around wells required by the application of herbicides, pesticides and fertilizers on the agricultural use within the residential lot.
- I. The plans for the installation of a water main supply system shall be provided by the Applicant and approved by the Planning Commission. Upon the completion of the water supply installation and one week prior to acceptance, record drawings for such system shall be filed with the Planning Commission staff.

2.2 STANDARD SPECIFICATIONS

Specifications for the construction and installation of potable water systems are governed by the local service providers to which the development will connect.

SECTION 3.0 WATER AND SEWERAGE: PUBLIC SANITARY SEWER SYSTEM

3.1 POLICY

- A. If access to a public sanitary sewer system is available, a complete sanitary sewer system that connects to the public sanitary sewer system shall be installed to the specifications of the sewage disposal utility that will serve the Subdivision and/or with all other applicable Indiana statutes, regulations, orders and specifications.
- B. Sanitary sewers shall be located within road, street or alley rights-of way unless topography dictates otherwise. When located in easements on private property, access shall be provided to all manholes.
- C. The plans for the installation of a sanitary sewer system shall be provided by the Applicant and approved by the Planning Commission.
- D. Mandatory connection to the sewer system is required if the edge of the property to be developed is within three hundred (300) feet of the sewer line unless the connection is declined by the sewer service provider.
- E. An approval letter that the sewer service provider can accept the additional flow or a septic permit for each proposed lot is required with the submission of the Primary Plats of Subdivisions or Site Plans of projects not requiring subdivision.
- F. Upon the completion of the sanitary sewer installation and one week prior to acceptance, the plans for such system as built shall be filed with the Planning Commission staff.

3.2 STANDARD SPECIFICATIONS

Specifications for the construction and installation of sanitary sewer systems are governed by the local service providers to which the Development will connect. Private sewage disposal systems (septic systems) shall meet the standards of the State of Indiana and the Henry County Health Department.

SECTION 4.0 WATER AND SEWERAGE: PRIVATE SEWAGE DISPOSAL SYSTEM

4.1 POLICY

- A. If access to a public sanitary sewer system is not available, the Subdivider shall require on each lot, as a condition of sale, the installation of a private sewage disposal system in accordance with all minimum standards and requirements of the Indiana State Board of Health or other State or County agency.
- B. All sewage disposal systems installed to serve the Subdivision or any lot thereon must be inspected and approved by the officially designated State, County or municipal agency and by any sewage disposal utility concerned.
- C. If access to a public sanitary sewer system is not available and private sewage disposal systems are proposed, minimum lot areas shall conform to the requirements of the Zoning Ordinance or of any other county ordinance establishing lot areas for private sewage disposal systems.

4.2 STANDARD SPECIFICATIONS

Private sewage disposal systems shall be designed to the standards specified within the Indiana State Department of Health Rule 410, Residential Sewage Disposal Systems, as amended, and Bulletin SE 13, On-site Water Supply and Wastewater Disposal for Public and Commercial Establishments, as amended.