

1st READING

PROPOSED ORDINANCE NO. 2025-09

AMENDMENT OF THE ORDINANCES OF THE TOWN OF BRISTOL REGARDING SEWERS AND SEWER DISPOSAL

IT IS HEREBY ORDAINED by the Town Council of the Town of Bristol, Rhode Island, that Section 22-109, 22-235, 22-236, AND 22-316 of the Town Code be amended as follows:

Sec. 22-109. Operation and maintenance.

- (b) Every owner and resident of the town shall be entitled to a partial reimbursement for biannual pumpings or cleanings of such residential private sewage disposal system. Reimbursement will be:
- (1) Upon application to the town treasurer;
 - (2) No more than twice a year;
 - (3) No more than the actual cost to the resident; and
 - (4) No more than a maximum of ~~\$5075~~.00 for each pumping.

Sec. 22-235. National categorical pretreatment standards.

- (b) National categorical pretreatment standard for a particular industrial subcategory shall immediately ~~superecede~~supersede the applicable limitation imposed under sections 22-236 and 22-237 if more stringent than the limitation imposed under these sections.

Sec. 22-236. Local limits.

- (a) No user shall discharge or cause or allow to be discharged, either directly or indirectly into the POTW any substance, water, or wastewater which has concentrations of substances listed below in excess of the assigned daily maximum discharge limitations and/or which has concentrations of substances listed below in excess of the assigned monthly average discharge limitations. These limitations specifically apply where wastewater is discharged to any part of the POTW, there will be no waivers or exceptions granted with respect to compliance with any of the limits listed below, and the POTW has the authority to establish individual user local limits, pursuant to 40 CFR 403.5(c), if the user is at high risk of violation, pass-through, or interference.

Constituent	<u>Daily Maximum Concentration (Milligrams per liter)</u>	<u>Monthly Average Concentration (Milligrams per liter)</u>
Biological oxygen demands	4,000 <u>2,025</u>	<u>1,520</u>
Total suspended solids	4,000 <u>2,000</u>	<u>1,500</u>
<u>Arsenic</u>	<u>0.40</u>	<u>---</u>
<u>Cadmium</u>	<u>0.11</u>	<u>---</u>
Chromium (total)	2.77	<u>1.71</u>
Copper (total)	3.38	<u>2.07</u>

Cyanide (total)	1.20	<u>0.65</u>
<u>Mercury</u>	<u>0.24</u>	---
Lead (total)	0.69	<u>0.43</u>
Nickel (total)	<u>3.981.41</u>	---
<u>Selenium</u>	<u>0.51</u>	---
Silver (total)	0.43	<u>0.24</u>
Zinc (total)	<u>1.052.61</u>	<u>1.48</u>
<u>pH*</u>	<u>5.5 - 9.5 S.U.</u>	<u>5.5 - 9.5 S.U.</u>
<u>Oil & Grease</u>	<u>100</u>	---
Total toxic organics (TTO) summation of all quantifiable values greater than 1.00 milligram per liter for any single toxic organic listed in EPA methods 608, 624 and 625.	2.13	---
Total toxic organics (TTO) any single parameter	1.00	---

* pH Levels shall be within the acceptable range of 5.5 to 9.5 S.U.

- (b) Persons subject to state or federal categorical pretreatment standards may, as a condition of their wastewater discharge permit, be required to meet more stringent standards than those listed in subsection (a) of this section.
- (c) The Pretreatment coordinator may approve persons classified under SIC code 2082 (Malt Beverages), 2084 (Wines, Brandy and Brandy Spirits), and/or 2085 (Distilled and Blended Liquors) to adhere to mass-based loading limitations. This approval shall be conducted on a case-by-case basis. In such approved cases, the report required by 22-233(d)(1) should indicate the mass of pollutants regulated by pretreatment standards in the effluent of the industrial user. These reports shall contain the results of sampling and analysis of the discharge, including the flow and nature, and concentration or production and mass where requested by the pretreatment coordinator, of pollutants contained therein which are limited by the applicable pretreatment standards. The frequency of monitoring shall be prescribed in the applicable pretreatment standard. All analysis shall be performed in accordance with the procedures established by the director pursuant to section 304(G) of the act and contained in 40 CFR 136 and amendments thereto, or with any other tests or procedures approved by the administrator. Sampling shall be performed in accordance with the techniques in accordance with section 22-243(c). Of the total maximum available industrial load, 106 lb/day of BOD and 105 lb/day of TSS are allocated for use within these SIC codes. 50% of this allocation is reserved for future growth within these SIC codes. Mass load allocations for persons in these SIC codes will be distributed according to their percentage of the flow from all persons in these SIC codes.
- (ed) When the pretreatment coordinator finds that a user has exceeded a daily monthly average surcharge limit of 1,250-1,000 milligrams per liter (mg/L) of either biological oxygen demand (BOD) or total suspended solids (TSS), the pretreatment coordinator shall assess a surcharge to such user based on the mass of pollutants discharged above that associated surcharge limit. Surcharges shall be assessed on the per pound cost of treatment for each pollutant (\$0.50 per pound), and be a minimum of \$50 per quarter, per pollutant in excess of the surcharge limit equivalent to the yearly permit fee for each instance of BOD or TSS discharged, which is over 1,250 mg/L.

(~~de~~) When the pretreatment coordinator finds that a user has exceeded the BOD total daily limit of ~~4,000~~2,025 mg/L and/or the Total Suspended Solids total daily limit of 2,000, the pretreatment coordinator shall fine such user in accordance with section 22-251, section 22-254, and Bristol's Enforcement Response Plan.

(~~ef~~) All surcharges and fines within this section shall be assessed on a per incident basis. In the case of ongoing violations, fines shall be assessed for each day during the period of violation.

(Ord. No. 1999-12, 6-23-99; Ord. No. 2016-12, 8-24-16; Ord. No. 2019-13, 10-30-19; Ord. No. 2022-14, 11-16-22)

Sec. 22-316. Enumeration.

- (a) The superintendent shall assess a wastewater discharge application permit fee to all industrial users connected to or discharging to the wastewater facilities based on the following schedule:
- (8) Small ~~coffee shops, ice cream shops, smoothie/shake shops, and other small~~ FSEs requiring permits; non-catering religious institutions/banquet halls\$75.00
 - (9) Professional health care facilities, 500,000 or more gallons per year flow\$350.00
 - (10) Professional health care facilities, less than 500,000 gallons per year flow\$225.00
 - (11) Private medical centers, dentists, funeral homes/embalming\$125.00
 - (12) Service gasoline stations, auto body/repair, car washers, marinas, boat repair/manufacturing, small manufacturing/machining\$125.00

This ordinance shall take effect upon its passage.

Proposed amendments are available at the Town Hall in the Town Clerk's Office and may be viewed or downloaded from the Town of Bristol website at www.bristolri.gov.

Public comments regarding the proposed ordinance changes may be submitted in writing to Shealyn Davey (BWPCF Pretreatment Coordinator). by emailing Sdavey@bristolri.gov, or by contacting the Water Pollution Control Department at 401-253-8877.

The first reading of the ordinance is scheduled for August 20, 2025, and the second reading and adoption is scheduled for September 10, 2025.

If remonstrance in the meantime, a petition bearing the valid signatures of at least twenty (20) qualified voters must be filed with the Town Clerk requesting a Public Hearing, such hearing must be held before final action may be taken on said ordinance

By Order of the Town Council
Melissa Cordeiro
COUNCIL CLERK

July 31, 2025