

**ORDINANCE AMENDING CHAPTER 26 OF THE
DURHAM COUNTY CODE OF ORDINANCES**

WHEREAS, the North Carolina Legislature has, through N.C.G.S. § 153A-275, vested counties with the authority to establish public enterprise systems, including wastewater collection, treatment, and disposal systems and to adopt adequate and reasonable rules to protect and regulate those systems owned or operated by it; and

WHEREAS, this ordinance sets forth uniform requirements for direct and indirect contributors into the wastewater collection and treatment system for Durham County and enables the county to comply with all applicable state and federal laws, including the Clean Water Act and the General Pretreatment Regulations; and

WHEREAS, the County of Durham adopted a local ordinance, codified in Article IV of Chapter 26 of the Durham County Code of Ordinances, which sets forth the requirements for direct and indirect contributors into the wastewater collection and treatment system on September 26, 1994; and

WHEREAS, the North Carolina Legislature has, through N.C.G.S. §§ 153A-275, 153A-121, and 153A-123, vested the Board of County Commissioners with the authority to enact this Ordinance.

NOW, THEREFORE, THE BOARD OF COMMISSIONERS FOR THE COUNTY OF DURHAM DOETH ORDAIN:

1) That Chapter 26, Article IV, Section 26-152 of the Durham County Code of Ordinances is hereby amended to read as follows:

All users shall provide appropriate reports to the POTW Director as the POTW Director may require to implement this Article IV, Sewer Use.

2) That Chapter 26, Article IV, Section 26-188 of the Durham County Code of Ordinances is hereby amended to read as follows:

(4) All records relating to compliance with Pretreatment Standards in accordance with 15A NCAC 02H .0913 shall be made available to officials of the approval authority and EPA upon their written request.

3) These amendments shall take effect upon enactment.

Approved by the Durham County Board of County Commissioners, this the 11th day of March, 2013.

Fred Foster, Jr., Chairman
Durham County Board of County Commissioners