

## LEGAL NOTICE

Borough Council of the Borough of Kennett Square will hold a public meeting on Tuesday, February 20, 2018, at 7:00 p.m., to consider an ordinance amending the Borough of Kennett Square Municipal Code, Chapter 15, Sewers and Sewage Use Disposal which regulates the use of public and private sewers in the Borough and discharges to the Borough's sewer system from users located both inside and outside of the Borough. The purpose of the revisions is to incorporate certain changes to the Local Limits contained in the ordinance pertaining to discharges from non-domestic users as required by the USEPA and the Borough's NPDES Permit. These changes include the addition, modification or deletion of certain parameters and their associated numerical limits.

The meeting will be held at the Monroe Nute Room of the Kennett Fire Company No. 1, 301 Dalmatian Street, Kennett Square, PA 19348. The public is invited to attend and comment. The Borough of Kennett Square is committed to ensuring that all members of the public are afforded equal access and the ability to participate in public meetings. The Borough will provide reasonable accommodations consistent with the Americans with Disabilities Act, upon a written request submitted to the Borough Secretary at least **7 days** in advance of the meeting.

The proposed ordinance may be examined or obtained during regular business hours at the offices of *The Kennett Paper*, 250 N. Bradford Avenue, West Chester, PA; and at the Kennett Square Borough Hall, 120 Marshall Street, Kennett Square, PA. An attested copy of the ordinance has been sent to the Chester County Law Library, 201 W. Market Street, West Chester, PA, and the Bayard Taylor Memorial Library (the Kennett Library), 216 E. State Street, Kennett Square, PA. The proposed ordinance is also available on the Borough's website at [www.kennettsq.org](http://www.kennettsq.org).

**KAREN L SCHERER**  
**BOROUGH SECRETARY**

**BOROUGH OF KENNETT SQUARE  
CHESTER COUNTY, PENNSYLVANIA**

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**ORDINANCE NO. – *to be assigned after enacted***

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**AN ORDINANCE AMENDING THE BOROUGH OF KENNETT SQUARE MUNICIPAL CODE, CHAPTER 15, SEWERS AND SEWAGE USE DISPOSAL, AMENDING ARTICLE II, *REGULATION OF DISCHARGES*, SECTION 15-9(a) TABLE 1 AND 15-9(d)**

**WHEREAS**, the Kennett Square Borough Code, Chapter 15 Sewers and Sewage Use Disposal, among other things, sets forth requirements for the use of public and private sewers in the Borough and discharges to the Borough's sewer system from users located inside and outside of the Borough;

**WHEREAS**, the Borough's National Pollutant Discharge Elimination System (NPDES) Permit requires that the Borough conduct a Headworks Analysis establishing, among other things, revised Local Limits for Industrial Users as appropriate;

**WHEREAS**, the USEPA approved the Headworks Analysis submitted by the Borough on November 1, 2017, which requires the adoption of revised Local Limits.

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED** by the Borough Council of the Borough of Kennett Square, as follows:

**Section 1.** The Kennett Square Borough Code, Chapter 15, Sewers and Sewage Use Disposal, Article II, Specific local pollutant limitations, section 15-9(a) Specific Local Pollutant Limitations Table 1 is replaced with the following table:

<b>Parameter</b>	<b>Maximum Concentrations from User Connections to POTW (mg/L)</b>
Chromium	0.90
Copper	0.20
Cyanide	0.008
Lead	0.06
Mercury	0.001
Molybdenum	2.20
Nickel	1.02
Selenium	0.14
Silver	0.33
Zinc	0.90
Phenols (total)	0.20

**Section 2.** The Kennett Square Borough Code, Chapter 15, Sewers and Sewage Use Disposal, Article II, Specific local pollutant limitations, section 15-9(d) pre-treatment requirements, is amended by adding the following:

- (7) Total Phosphorous: 18 mg/l
- (8) TDS: 3401 mg/l

**Section 3.** All other sections, parts, and provisions of Chapter 15, Sewers and Sewage Use Disposal shall remain in full force and effect as previously enacted and amended.


**Section 4.** The provisions of this ordinance are severable. If any provision, section, sentence, clause or part shall be held to be invalid, illegal, or unconstitutional by any court of competent jurisdiction, such invalidity, illegality or unconstitutionality shall not affect or impair the remaining provisions, sections, sentences, clauses or parts of the ordinance. It is hereby declared to be the intent that this ordinance would have been adopted as if such illegal, invalid, or unconstitutional provision, section, sentence, clause or part had not been included herein.

**Section 5.** This amendatory ordinance shall take effect and be in force from and after its enactment. The enactment date of this amendatory ordinance is the date when the Mayor shall approve it, or the date of passage by the Borough Council over the veto of the Mayor. If the amendatory ordinance is not returned by the Mayor at the regular meeting of Borough Council, occurring at least ten days after the meeting at which the amendatory ordinance was passed by the Borough Council, the date of enactment shall be the date of the succeeding regular meeting of Borough Council.

**DULY ORDAINED and ENACTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2018, by the Borough Council of the Borough of Kennett Square, Chester County, Pennsylvania, in lawful session duly assembled.

By: \_\_\_\_\_  
LaToya M. Myers  
Borough Council President

**ATTEST:**

  
\_\_\_\_\_  
Karen L. Scherer  
Borough Secretary

[BOROUGH SEAL]

**Approved** this \_\_\_\_\_ of February, 2018

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Matthew W. Fetick  
Mayor