

VIRGINIA: AT A REGULAR MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE AGRICULTURAL BUILDING, DINWIDDIE, VIRGINIA, ON THE 16TH DAY OF JUNE, 1976 AT 8:00 P. M.

PRESENT:	M. I. HARGRAVE, JR., CHAIRMAN	ELECTION DISTRICT #3
	L. A. HODNETT, VICE CHAIRMAN	ELECTION DISTRICT #2
	T. J. LEFTWICH	ELECTION DISTRICT #2
	G. S. BENNETT, JR.	ELECTION DISTRICT #1
	A. S. CLAY	ELECTION DISTRICT #4
	CHARLES L. MITCHELL	SHERIFF
	LARRY G. ELDER	COMMONWEALTH'S ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye", the minutes of the May 19, 1976 meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Hodnett, seconded by Mr. Clay, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the claims be approved as follows: General Fund - checks 76-884 thru 76-956 amounting to \$73,738.21; Dog Fund - checks D-76-47 thru D-76-58 amounting to \$995.53; County Construction Fund - checks CCF-76-4 thru CCF-76-6 amounting to \$46,137.94; Revenue Sharing - checks RS-76-14 thru RS-76-19 amounting to \$266,323.08; Library Fund - checks LF-76-8 amounting to \$53.16; and Water Authority - checks WA-76-2 amounting to \$5,000.00; and

BE IT FURTHER RESOLVED that the County Administrator be instructed to review check number 76-1000 to Adkin's Service Station amounting to \$355.60 to ascertain whether it was properly coded as well as whether the appropriate items were included for payment.

IN RE: TRANSFER OF FUNDS TO CONSTRUCTION FUND

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye", the following resolution was adopted:

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that \$100,000.00 be transferred from the General Fund to the County Construction Fund.

IN RE: TRANSFER OF FUNDS TO GENERAL FUND

Upon motion of Mr. Bennett, seconded by Mr. Leftwich, Mr. Bennett, Mr. Leftwich, Mr. Clay, Mr. Hodnett, Mr. Hargrave, voting "aye", the following resolution was adopted:

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following transfer be made to the General Fund from the accounts designated:

Auto Tags	\$153,000.00
Building Permits	17,000.00
Landfill	16,000.00
1% Local Sales Tax	180,000.00
Utilities	155,000.00

IN RE: RADIO MAINTENANCE -- SHERIFF'S DEPARTMENT

Sheriff C. L. Mitchell advised the Board that the Sheriff's Department had had a considerable amount of difficulty in receiving radio maintenance service within the past week and asked for the Board's assistance in resolving the matter. The County Administrator stated that he had communicated with the RCA Service Corporation earlier but had not heard from them since.

Upon motion of Mr. Clay, seconded by Mr. Leftwich, Mr. Clay, Mr. Leftwich, Mr. Bennett, Mr. Hodnett, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Sheriff and the County Administrator be authorized to handle the situation according to their judgment, drawing upon services within or outside of the RCA maintenance contract, and if necessary acquiring a new service contract.

IN RE: TREASURER

Mr. F. E. Jones presented his report for the month of May, 1976.

IN RE: BUILDING INSPECTOR

Mr. James L. Blaha presented his report for the month of May, 1976.

IN RE: DOG WARDEN

Mr. G. T. Hughes presented his report for the month of May, 1976.

IN RE: DIRECTOR OF PLANNING

Mr. W. C. Scheid presented two (2) letter to the Board for their information. Both concerned the rejection of the application to HUD for Community Development Block Grant Funds and 701 Planning Assistance Funds.

IN RE: SUPERINTENDENT OF SCHOOLS

Mr. T. W. Newsom appeared before the Board to advise them that bids on the construction of the two new gymnasiums for the school system would be received June 23rd. He also stated that hiring of a Clerk of the Works was required to oversee the construction and inquired as to whether the County Building Inspector could be used for this purpose.

The Board advised Mr. Newsom to work the arrangement out with the Building Inspector through the County Administrator's office. Mr. Newsom also stated that state monies coming to the school for the final salary payments are presently frozen. The Chairman suggested that Mr. Newsom might consider approaching the Board for an advancement of these monies until the state funds were released in order to meet final salary payments.

IN RE: FOOTBALL & BASKETBALL SCORE CLOCKS - DINWIDDIE SENIOR HIGH SCHOOL

Mr. Newsom stated that the School Board recently received a letter from Mr. Beasley Jones, Principal, Dinwiddie High School requesting their help in obtaining new football and basketball scoreboards for the high school. Mr. Jones stated in his letter that the Pepsi Cola Company agreed to donate these items but felt the installation costs, approximately \$1,500 to \$1,800, should be borne by the school. Mr. Newsom suggested that the monies might be obtained from the Recreation Fund balance. The Board authorized Mr. Newsom to pursue the project with School Board Funds and approach the Board for assistance if needed.

IN RE: HAZARDOUS INTERSECTION - ROUTE 623 AND ROUTE 301
VOCATIONAL SCHOOL

Mr. Newsom stated his concern over the hazardous crossing at the intersection of Route 623 and Route 301 in Prince George County near the new vocational school. He requested that the Board ask the Highway Department to study the area to determine what steps could be taken to relieve the traffic hazard.

Upon motion of Mr. Leftwich, seconded by Mr. Hodnett, Mr. Leftwich, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Administrator was instructed to communicate this request to the Virginia Department of Highways and Transportation..

IN RE: PLANNING ADMINISTRATOR -- TOWN OF MCKENNEY

Mrs. Virginia S. Howard, Clerk of the Town Council of McKenney, presented to the Board a resolution from the Town Council requesting the Board's permission for Mr. W. C. Scheid, Director of Planning, to serve as the administrator for the McKenney Planning Commission.

Mr. Scheid stated that he felt the workload would be very low and he could work with the Planning Commission when needed.

Mr. Hodnett stated that he felt a time limit should be established on a trial basis to begin with. Upon motion of Mr. Bennett, seconded by Mr. Hodnett, Mr. Bennett, Mr. Hodnett, Mr. Leftwich, Mr. Hargrave, voting "aye", Mr. Clay voting "nay", Mr. W. C. Scheid was authorized to serve as Planning Administrator for the McKenney Planning Commission for a six (6) month period. Mr. Clay felt that a one (1) year time limit would allow a more adequate evaluation of the working relationship.

IN RE: CAMP 87 WOODMEN OF THE WORLD -- PRESENTATION OF
FLAG

Camp 87 of the Woodmen of the World, McKenney, Virginia, presented to the Board of Supervisors a new United States Flag to be flown over the Courthouse. The Board instructed the County Administrator to forward a letter to Camp 87 expressing their appreciation.

IN RE: STATEMENT OF VALUES

Mr. M. L. Duke of Southside Insurers, presented to the Board the following statement of values on all county buildings and contents therein:

	STRUCTURE	CONTENTS
Clerk's Office	49,000	6,000
Courthouse	285,000	32,000
Health Center	110,000	
County Office Building	200,000	10,000
Jail	390,000	25,000
Dinwiddie Fire Station	37,000	3,000
Landfill Building	22,000	4,000

Mr. Duke stated that the proposed figures represented a 6% increase in building coverage, comparable to the present increase in construction costs. Due to the importance of the equipment, Mr. Duke also recommended that he be allowed to draw up a floating policy to cover the radio equipment in the jail separate from other content coverage.

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Statement of Values is approved as presented; and

BE IT FURTHER RESOLVED that M. L. Duke further examine the content coverage of the jail and present his recommendations to the Board.

IN RE: MAINTENANCE CONTRACT -- NEW ADMINISTRATION BUILDING

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Hargrave voting "aye", Mr. Bennett, Mr. Clay voting "nay", the following resolution was adopted:

WHEREAS, Mr. John C. Shotton of Honeywell, Inc. presented to the Board a maintenance contract for the new administration building at the May 5, 1976 Board meeting; and

WHEREAS, the other County buildings are presently covered under contract with Honeywell, Inc.; and

WHEREAS, by accepting the contract now, the County would avoid an 8% increase in contract price.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the maintenance contract for the Administration Building with Honeywell Inc. be accepted at an annual sum of \$2,330.00; and

BE IT FURTHER RESOLVED that the contract acceptance is contingent upon a review of the contract by the County Administrator with Honeywell to avoid duplication of their maintenance coverage and the warranty coverage of the equipment itself in the 1st year.

Mr. Bennett and Mr. Clay felt that a maintenance contract in addition to the warranty coverage in the first year might be unnecessary.

IN RE: CHANGE ORDER FOR ACCESS ROAD -- ADMINISTRATION BUILDING

Mr. William Moseley of Moseley-Hening Associates, appeared before the Board to discuss the proposed change order on the access road to the Administration Building. He stated that the original Alternate #5 approved by the Board was satisfactory with Highway Department requirements. However, his concern for the tree located there was the cause for the proposed change order. Mr. Moseley then proposed a solution to save the tree and avoid a change order for the road by omitting a portion of the curved area of the road. The Board concurred with this suggestion and asked that Mr. Moseley pursue that course of action with the general contractor.

IN RE: LOCATION OF WHITE PINES BEHIND HEALTH CENTER

Mr. William Moseley presented for the Board's consideration, a proposed change order for 10 linear feet of added curb and sidewalk amounting to \$143.00. This change would permit the contractor to move the parking lot area back in order to save the existing white pine trees located behind the Health Center.

Upon motion of Mr. Clay, seconded by Mr. Bennett, Mr. Clay, Mr. Bennett, Mr. Leftwich, Mr. Hodnett, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the change order for \$143.00 was approved.

IN RE: ADDITIONAL CROSSTIES -- LOCATION OF TREE AT
 ADMINISTRATION BUILDING ENTRANCE

Mr. William Moseley presented for the Board's consideration a proposed change order for furnishing and installing additional railroad ties to raise the elevation of the driveway in order to protect the large oak tree located at the entrance of the administration building.

Upon motion of Mr. Leftwich, seconded by Mr. Bennett, Mr. Leftwich, Mr. Bennett, Mr. Clay, Mr. Hodnett, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the change order for \$160.00 was approved.

IN RE: REPLACEMENT OF SCHOOL BOARD SEWER

Mr. William Moseley informed the Board that the existing sewer and drainfield system for the administration building and health building needed to be replaced and lowered. Since the existing system lay directly under the proposed parking lot, the terracotta pipe, previously fractured, was refractured during site improvement and needed to be relaid. Mr. Moseley presented a proposal from C. C. Powell & Sons to remove the existing sewer and replace it with cast iron pipe to accommodate the parking lot at a cost of \$1,543.63 and a proposal from E. G. Bowles for fill work at \$1,850.00 making a total cost of \$3,732.99. Upon reviewing these proposals, it was the desire of the Board to have more than one bid for comparison. Upon motion of Mr. Clay, seconded by Mr. Bennett, Mr. Clay, Mr. Bennett, Mr. Leftwich, Mr. Hodnett, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the architect is instructed to secure additional bids. Mr. Moseley agreed to advise the general contractor of the Board's request.

IN RE: DECISIONS ON FUTURE ADMINISTRATION BUILDING CHANGES

Mr. Moseley informed the Board that there would be additional changes and costs coming up for their consideration very shortly concerning rock excavation and the enclosing of the lower floor of the administration building. His suggestion, therefore, to avoid any delay in construction, was to designate one member of the Board to make interim decisions between Board meetings.

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mr. Loid Hodnett is hereby authorized to make interim decisions for the Board on administration building matters up to a \$1,000 limit.

IN RE: ADOPTION OF WATER & SEWER ORDINANCE

This being the time and place as advertised in the Progress-Index on Wednesday, June 2nd and June 9th for the Board of Supervisors to conduct a public hearing to consider for adoption an ordinance regulating the use of public and private water lines, sewers and drains, private water supply and sewage works, installation and connection of water service lines and building sewers and the discharge of waters and wastes into the public sewer system and providing penalties for violations thereof.

No one appeared to speak in opposition to this ordinance. Mr. Robert Ritchie, Director, Mr. M. G. Rainey, Chairman, and Mr. John Clements of the Dinwiddie Water Authority, Mr. Ed Massey and Mr. Guy Clarke of R. Stuart Royster & Associates, and Mr. Richard Lewis, Sr., Attorney-at-Law, appeared in support of this ordinance.

Upon motion of Mr. Hodnett, seconded by Mr. Clay, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye",

AN ORDINANCE REGULATING THE USE OF
PUBLIC AND PRIVATE WATER LINES, SEWERS
AND DRAINS, PRIVATE WATER SUPPLY AND
SEWAGE WORKS, INSTALLATION AND CONNEC-
TION OF WATER SERVICE LINES AND BUILDING
SEWERS, AND THE DISCHARGE OF WATERS
AND WASTES INTO THE PUBLIC SEWER SYSTEM
AND PROVIDING PENALTIES FOR VIOLATIONS
THEREOF.

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County,
Virginia, that the Dinwiddie County Code, as adopted April 1, 1970, and
as heretofore amended, be further amended by the addition of another chapter
as follows, and be it ordained that the following is enacted as the Water
and Sewer Ordinance for Dinwiddie County:

CHAPTER 21

WATER AND SEWERS

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Article I - Definitions

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

Sec. 21-1.1. "Authority" shall mean the Dinwiddie County Water Authority; or the authorized deputy, agent, or representative thereof. Its "area of jurisdiction" shall be the County of Dinwiddie, Virginia. This Ordinance shall not apply to municipalities having codes or ordinances regulating the use of public waterworks and sewage works in effect at the time of passage of this Ordinance.

Sec. 21-1.2. "B.O.D." (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure expressed in milligrams per liter. "BOD5" shall mean that BOD utilized in 5 days at 20°C.

Sec. 21-1.3. "Building Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning 5 feet outside the inner face of the building wall.

Sec. 21-1.4. "Building Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.

Sec. 21-1.5. "Domestic" Usage shall mean normal family use, including laundering, bathing, heating and cleaning, but shall exclude such uses of nonpotable water as car washing, lawn sprinkling, etc.

Sec. 21-1.6. "Development" shall mean a tract of land developed or to be developed as a unit under single ownership or unified control which is to be used for any business or industrial purpose, or is to contain three or more residential dwelling units. The term "development" shall not be construed to include any property which will be principally devoted to agricultural production.

Sec. 21-1.7. "Equivalent" water/sewer flow shall mean flows equivalent to the per capita domestic flow rates as established by the Virginia State Department of Health.

Sec. 21-1.8. "Garbage" shall mean solid wastes from the preparation, cooking and dispensing of food, and from the handling, storage and sale of produce.

Sec. 21-1.9. "Industrial Wastes" shall mean the liquid wastes from industrial processes as distinct from sanitary sewage.

Sec. 21-1.10. "Natural Outlet" shall mean any outlet into a watercourse, pond, ditch, lake or other body of surface or groundwater.

Sec. 21-1.11. "Non potable" water shall mean any water that does not meet the requirements as set forth herein for potable water.

Sec. 21-1.12. "Person" shall mean any individual, firm, company, association, society, corporation or group.

Sec. 21-1.13. "pH" shall mean the logarithm of the reciprocal of the weight of hydrogen-ions in grams per liter of solution.

Sec. 21-1.14. "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking and dispensing of food that have been shredded to such degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than 1/2 inch in any dimension.

Sec. 21-1.15. "Public" water and/or sewer line, facility or system shall mean a utility operating for public purposes and may include public ownership or a privately owned utility operating in a proprietary capacity to furnish utility services to persons other than the Owner on a contractual basis.

Sec. 21-1.16. "Potable Water" shall mean water free from impurities present in amounts significant to cause disease or harmful physiological effects and conforming in its bacteriological and chemical quality to the requirements of the U. S. Public Health Service Drinking Water Standards or the regulations of the Virginia State Department of Health.

Sec. 21-1.17. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface and groundwaters are not intentionally admitted.

Sec. 21-1.18. "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions and industrial establishments, or from other places where water is used to flush wastes from the point of collection.

Sec. 21-1.19. "Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.

Sec. 21-1.20. "Sewage Works" shall mean all facilities for collecting, pumping, treating and disposing of sewage, excluding individual sewage disposal facilities.

Sec. 21-1.21. "Sewer" shall mean a pipe or conduit for carrying sewage.

Sec. 21-1.22. "Shall" is mandatory; "May" is permissive.

Sec. 21-1.23. "Slug" shall mean any discharge of water, sewage or industrial waste which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.

Sec. 21-1.24. "Storm Drain" (sometimes termed "storm sewer") shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial wastes, other than unpolluted cooling water.

Sec. 21-1.25. "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage or other liquids; and which are removable by laboratory filtering.

Sec. 21-1.26. "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

Sec. 21-1.27. "Water Line" shall mean a water distributing pipe in which potable water is conveyed from the source of supply or treatment to the water service pipe of the individual consumer.

Sec. 21-1.28. "Water Service Line" shall mean the pipe from the water line or other source of potable water supply to the domestic water distribution system of the building being served.

Sec. 21-1.29. "Water Supply" shall mean water that shall have been taken into waterworks from all wells, streams, springs, lakes and other bodies of surface water, natural or impounded, and the tributaries thereto, and all impounded ground water, but the term "water supply" shall not include any waters above the point of intake of such waterworks.

Sec. 21-1.30. "Waterworks" shall mean all structures and appliances used in connection with the collection, storage, purification and treatment of water for drinking or domestic usage and in the distribution thereof to (a) the public, or to (b) more than 15 individual, single-family dwelling units, or to (c) any user whose consumption is the equivalent of that or more than 25 individuals; provided, however, that "waterworks" shall exclude the water service line and the water distribution system of the building being served.

Article II - Use of Public Water and Sewer Lines Required

Sec. 21-2.1. It shall be unlawful for any person to place, deposit or permit to be deposited in an unsanitary manner upon public or private property within any area under the jurisdiction of said Authority, any human excrement, garbage, or other objectional waste.

Sec. 21-2.2. It shall be unlawful to discharge to any natural outlet within any area under the jurisdiction of said Authority, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this Ordinance.

Sec. 21-2.3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

Sec. 21-2.4. The owner of all houses, building or properties used for human occupancy, employment, recreation, or other purpose, situated within any area under the jurisdiction of said Authority and abutting on any street, alley or right-of-way in which is constructed or acquired a publically owned water line and/or sanitary sewer, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public water line and/or sanitary sewer in accordance with the provisions of this Ordinance, within ninety (90) days after date of official notice to do so, and thereafter shall cease to use any other method for domestic water supply and/or the disposal of sanitary sewage, industrial wastes, or other polluting waters, provided that said public water line is within a distance of not more than 200 feet from such houses, buildings, and/or structures to be served and that said sanitary sewer is within a distance of not more than 150 feet from such houses, buildings, and/or structures to be served; provided

however, that the Authority, or its duly designated representative, acting pursuant to rules, regulations and guidelines adopted by the Authority, may grant exceptions to the requirements of this section based on unusual circumstances existing in the particular case.

Sec. 21-2.5. Nothing contained herein shall restrict the use of wells, springs or other sources of water supply for any use other than for domestic water uses.

Article III - Private Waterworks

Sec. 21-3.1. Where a public water supply is not available under the provisions of Article II, Section 21-2.4 individual wells or other approved forms of water supply may be utilized, provided however that this section shall not apply to any proposed development or proposed enlargement of an existing development designed for more than 15 individual, single-family dwelling units or for any other development whose consumption is the equivalent of that of more than 25 individuals.

Sec. 21-3.2. At such time as a publically owned water line becomes available to a property served by an individual water supply system, a direct connection shall be made from the water service line to the public water line in compliance with this Ordinance and any other water supply then in use shall be disconnected from domestic use and used only for nonpotable water use.

Sec. 21-3.3. Where an existing privately owned waterworks system is providing adequate domestic service to residential or commercial development, such a system may continue in service as long as the system provides an adequate quantity of potable water at adequate pressures and such a system is operated at all times in strict accordance with Federal, State and Local requirements and such a system is not enlarged, altered or replaced except as provided hereinafter.

Sec. 21-3.4. Within six months after the effective date of this Ordinance, the Owners of all privately owned waterworks systems shall file with the Authority such plans, specifications, design data, capacities and other pertinent data as may be available to enable the Authority to have on hand all data available on all waterworks facilities within the area of jurisdiction of the Authority.

Sec. 21-3.5. All existing private waterworks systems shall be subject to the jurisdiction of the Local Health Officer and the Authority and any such system found to be offering water of inadequate quality, quantity or pressures shall be subject to such remedial action as the Authority may require. The Authority may require the Owner of the private waterworks system to make such enlargement, alteration or replacement as needed or may acquire the system and make such improvements as are required at its own expense.

Sec. 21-3.6. The determination of inadequate water quality in an existing waterworks system shall be made by the Local Health Officer and reported to the Owner and to the Authority together with recommendations for the necessary corrective action required. The Authority shall then determine if the public interests would be better served by requiring the Owner to take such corrective action as deemed necessary and continue ownership and operation of the system or acquire the system and make such improvements as deemed necessary at its own expense.

Sec. 21-3.7. The determination of inadequate water quantity and/or pressures in an existing waterworks system shall be made by a Registered Professional Engineer experienced in the field of Sanitary Engineering. The Engineer will be employed by the Authority to study the system, including making any necessary tests, and shall report to the Authority his professional opinion as to the adequacy of the existing waterworks system insofar as its capability of supplying all customers with an adequate quantity of water at adequate pressures during periods of peak domestic demand. The Authority shall then determine

if the public interests would be better served by requiring the Owner to take such corrective action as deemed necessary and continue ownership and operation of the system or acquire the system and make such improvements as deemed necessary at its own expense.

Sec. 21-3.8. Any person proposing to construct a development designed for more than 15 individual, single-family dwelling units or for any other development whose consumption is the equivalent of that of more than 25 individuals shall design and construct a waterworks system in accordance with the requirements of the Authority, except as provided herein.

Sec. 21-3.9. Any developer who deems the provisions of Sec. 21-3.8 to be the cause of an undue hardship may cause a feasibility study to be made by a Registered Professional Engineer at the developer's expense and submit not less than three (3) copies of such study to the Authority together with a written request for exemption from the provisions of Sec. 21-3.8. Nothing contained in this section shall in any way apply to a development designed for more than 30 individual, single-family dwelling units or for any development whose consumption is the equivalent of more than 50 individuals.

Sec. 21-3.10. Before commencement of construction of any waterworks system or the extension, alteration or enlargement of any existing waterworks system, the Owner shall enter into a contract with the Authority setting forth the terms and conditions under which the construction shall be performed and the system operated and maintained.

Sec. 21-3.11. Before commencement of construction of any waterworks system, or any extension, alteration or enlargement to an existing waterworks system, the Owner shall first obtain a written permit signed by the Authority. The application for such permit shall be made on a form furnished by the Authority, which the applicant shall supplement by any plans, specifications, and

other information as are deemed necessary by the Authority. A permit fee not to exceed \$100 and an inspection fee not to exceed \$75 per day during the anticipated period of construction, shall be paid to the Authority at the time the application is filed.

Sec. 21-3.12. Any person proposing or required by this ordinance to install a water system or any extension thereof shall prepare a cost estimate of the proposed work subject to review and approval by the Authority. Upon approval by the Authority, the applicant shall cause a performance bond, acceptable to the Authority, to be issued in the name of "The Dinwiddie County Water Authority" to guarantee the completed installation of said system.

Sec. 21-3.13. The Authority shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Authority when the work is ready for final inspection. The inspection shall be made within 72 hours of the receipt of notice by the Authority.

Sec. 21-3.14. After completion of all construction, including testing, disinfecting, cleanup and acceptance of the work as conforming to the requirements of the Authority, the Owner shall then pay any inspection fees outstanding.

Article IV - Private Sewage Works

Sec. 21-4.1. Where a public sanitary sewer is not available under the provisions of Article II, Section 21-2.4 individual septic tanks and subsurface soil absorption facilities or other approved methods of sewage disposal may be utilized, provided, however, that this section shall not apply to any proposed development designed for more than 100 individual, single-family dwelling units or for any other development whose consumption is the equivalent of that of more than 250 individuals.

Sec. 21-4.2. The type, capacities, location, and layout of a privately owned sewage works system shall comply with all recommendations of the Authority, the Local and State Health Departments and the State Water Control Board. No permit shall be issued for any individual sewage disposal system employing subsurface soil absorption facilities or other approved methods of sewage disposal where the area of the lot is less than that provided for in Chapter 17 of the Dinwiddie County Code. No septic tank or cesspool shall be permitted to discharge to any natural outlet.

Sec. 21-4.3. At such time as a publicly owned sewer becomes available to a property served by an individual sewage disposal system, a direct connection shall be made from the building sewer to the public sewer line in compliance with this Ordinance and any septic tanks, cesspools and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

Sec. 21-4.4. Where an existing privately owned sewage works system is providing adequate service to residential, commercial or industrial development, such a system may continue in service as long as the system is operated at all times in strict accordance with Federal, State and Local requirements and such a system is not enlarged, altered or replaced except as provided hereinafter.

Sec. 21-4.5. Within six months after the effective date of this Ordinance, the Owners of all privately owned sewage works systems shall file with the Authority such plans, specifications, design data, capacities and other pertinent data as may be available to enable the Authority to have on hand all data available on all sewage works facilities within the area of jurisdiction of the Authority.

Sec. 21-4.6. All existing private sewage works shall be subject to the jurisdiction of the State agencies and the Authority. Any such system found to be inadequate, in the opinion of the appropriate State agencies, shall be subject to such remedial action as the State may require. The Authority, in consultation with the appropriate State agency, shall determine if the best interests of the public would be served by requiring the Owner of the private sewage works system to make such enlargement, alteration or replacement as necessary or whether to acquire the system and make such improvements as necessary at its own expense.

Sec. 21-4.7. Any person proposing to construct a development designed for more than 15 individual, single-family dwelling units or for any other development whose consumption is the equivalent of that of more than 25 individuals shall design and construct a sewer system including building sewer connections to the property line in accordance with the requirements of the Authority. Any person constructing such a sewer system without providing a means central sewage disposal shall, in addition to the above, provide individual sewage disposal facilities for each unit of the development.

Sec. 21-4.8. Any developer who deems the provisions of Sec. 21-4.7 to be the cause of an undue hardship may cause a feasibility study to be made by a Registered Professional Engineer at the developer's expense and submit not less than three (3) copies of such study to the Authority together with a written request for exemption from the provisions of Sec. 21-4.7.

Sec. 21-4.9. Any person proposing to construct a development designed for more than 100 individual, single-family dwelling units or for any other development whose consumption is the equivalent of that of more than 250 individuals shall provide a sewer system as set forth in Section 21-4.7

and in addition shall design and construct a central sewage disposal facility. Such sewage works system shall conform to the requirements of the State agencies having jurisdiction and the requirements of the Authority.

Sec. 21-4.10. Before commencement of construction of any sewage works system or the expansion, alteration or enlargement of any existing sewage works system to serve additional development, the Owner shall enter into a contract with the Authority setting forth the terms and conditions under which the Construction shall be performed.

Sec. 21-4.11. Before commencement of construction of any sewage works system, or any extension, alteration or enlargement to an existing sewage works system, the Owner shall first obtain a written permit signed by the Authority. The application for such permit shall be made on a form furnished by the Authority, which the applicant shall supplement by any plans, specifications and other information as are deemed necessary by the Authority. A permit fee not to exceed \$100 and an inspection fee not to exceed \$75 per day during the anticipated period of construction, shall be paid to the Authority at the time the application is filed.

Sec. 21-4.12. Any person proposing or required by this Ordinance to install a sewer system or any extension thereof shall prepare a cost estimate of the proposed work subject to review and approval by the Authority. Upon approval by the Authority, the applicant shall cause a performance bond, acceptable to the Authority, to be issued in the name of "The Dinwiddie County Water Authority" to guarantee the completed installation of said system.

Sec. 21-4.13. The Authority shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Authority when the work is ready for final inspection. The inspection shall be made within 72 hours of the receipt of notice by the Authority.

Sec. 21-4.14. After completion of all construction, including testing, disinfecting, cleanup and acceptance of the work as conforming to the requirements of the Authority, the Owner shall then pay any inspection fees outstanding.

Article V - Water Service Lines, Building Sewers and Connections

Sec. 21-5.1. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public water line or sewer line or appurtenance thereof without first obtaining a written permit from the Authority.

Sec. 21-5.2. Except for connection made when the public water line is originally installed and made available a water service line permit shall be required before making a connection to a public water line. The Owner or his agent shall make application on a special form furnished by the Authority. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the Authority. A permit and inspection fee for a water service line permit not to exceed \$75 shall be paid to the Authority at the time the application is filed.

Sec. 21-5.3. There shall be two (2) classes of building sewer permits: (1) for residential and commercial service, and (2) for service to establishments producing industrial wastes. In either case except for connection made when the public water line is originally installed and made available, the Owner or his agent shall make application on a special form furnished by the Authority. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the Authority. A permit and inspection fee for a residential, commercial building sewer permit or an industrial building sewer permit not to exceed \$100 shall be paid to the Authority at the time the application is filed.

Sec. 21-5.4. All costs and expenses incident to the installation and connection of the water service line or the building sewer shall be borne by the Owner. The Owner shall indemnify the Authority from any loss or damage that may be occasioned by the installation of the water service line or the building sewer.

Sec. 21-5.5. A separate and independent water service line shall be provided for each dwelling unit, commercial unit or industrial user. Each water service line shall be metered by the Authority (except that the Authority may, at its discretion, permit a master meter for house trailers and other multiple unit users where sanitary utilities are to be furnished by a single owner) and all water use, except for fire fighting purposes, shall be subject to a service charge.

Sec. 21-5.6. A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

Sec. 21-5.7. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by Authority, to meet all requirements of this Ordinance.

Sec. 21-5.8. The materials of construction of a water service line and the methods to be used in excavating, placing of the pipe, testing, disinfecting and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the Authority. All excavations required for the water service line shall be

open trench work unless otherwise approved by the Authority. No back-fill shall be placed until the work has been inspected.

Sec. 21-5.9. The materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the Authority. Joints shall be watertight, rootproof and with no allowable infiltration. All excavations required for the building sewer shall be open trench work unless otherwise approved by the Authority. No back-fill shall be placed until the work has been inspected. Any part of the building sewer that is located within 10 feet of a water service line shall be (1) located at least one foot in elevation below the water pipe, (2) constructed of corrosion resistant cast iron soil pipe with leaded joints, (3) tested with a 10-foot head of water or equivalent and found to be tight. Cast iron pipe with leaded joints may be required by the Authority where the building sewer is exposed to damage by tree roots. If installed in filled or unstable ground, the building sewer shall be of cast iron soil pipe, except that non-metallic material may be accepted if laid on a suitable concrete bed or cradle as approved by the Authority.

Sec. 21-5.10. The size and slope of the building sewer shall be subject to the approval of the Authority, but in no event shall the diameter be less than four (4) inches for single family dwelling units nor less than six (6) inches for multiple family dwelling units. The slope of the four (4) inch diameter pipe shall be not less than three-sixteenths ($3/16$) inch per foot and the slope of the six (6) inch diameter pipe shall be not less than one-eighth ($1/8$) inch per foot.

Sec. 21-5.11. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. No building sewer shall be laid parallel to any bearing wall within three (3) feet of such wall. The building sewer shall be laid at uniform grade and in straight alignment insofar as possible. Changes in direction shall be made only with properly curved pipe and fittings.

Sec. 21-5.12. In all buildings to be served in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such drain shall be lifted by approved means and discharged to the building sewer.

Sec. 21-5.13. All joints and connections in the building sewer shall be made gastight and watertight, and capable of withstanding internal water pressure of ten (10) feet head (4.3 psi) for one hour without visible leakage or failure.

Sec. 21-5.14. No person shall make connection of roof downspouts, exterior foundation drains, areaway drains, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

Sec. 21-5.15. The applicant for the water service line or building sewer permit shall provide 48 hours notice to the Authority when the water service line or building sewer is ready for inspection and connection to the public water or sewer line. The connection shall be made under the supervision of the Authority or its representative.

Sec. 21-5.16. The connection of the water service line or building sewer into the public water or sewer line shall be at the branch or spur provided

by the Authority. In the event the Owner wishes to change the location of the branch or spur, the full cost of providing a second point of connection shall be borne by the Owner. The Authority will provide a branch or stub to the edge of the public right-of-way or to the edge of the permanent easement. The connection of the water service line or building sewer into the public water or sewer line shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the Authority. The Authority shall also supervise the connection of all water service connections of building sewer connections to the public water or sewer branch or stub.

Article VI - Use of the Public Sewers

Sec. 21-6.1. No person shall discharge or cause to be discharged any storm water, surface water, groundwater, roof runoff, subsurface drainage, foundations drainage, cooling water or unpolluted industrial process waters to any sanitary sewer.

Sec. 21-6.2. Storm water and all other unpolluted drainage shall be discharged to storm sewers where such are available, or to natural outlets. Industrial cooling water or unpolluted process waters may be discharged, upon approval of the Authority, to a storm sewer or natural outlet.

Sec. 21-6.3. Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer:

- (a) Any gasoline, benzene, naptha, fuel oil or other flammable or explosive liquid, solid or gas.
- (b) Any waters or wastes containing toxic or poisonous solids, liquids, or gasses in sufficient quantity either singly or by interaction with other

wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant, including but not limited to cyanides in excess of two (2) mg/l as CN in the wastes as discharged to the public sewer.

(c) Any waters or wastes having a pH lower than 5.5 or higher than 9.0 or having any other corrosive property capable of causing damage or hazard to structures, equipment and personnel of the sewage works.

(d) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc. either whole or ground by garbage grinders.

Sec. 21-6.4. No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Authority that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming its opinion as to the acceptability of these wastes, the Authority will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant, and other pertinent factors. The substances prohibited are:

- (a) Any liquid or vapor having a temperature higher than one hundred fifty (150)°F (65°C).
- (b) Any water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two (32) and one hundred fifty (150)°F (0 and 65°C).
- (c) Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipped with a motor of three-fourths (3/4) horsepower or greater shall be subject to the review and approval of the Authority.
- (d) Any waters or wastes containing strong acid iron pickling wastes, or concentrated plating solutions whether neutralized or not.
- (e) Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the Authority for such materials.
- (f) Any waters or wastes containing phenols or other taste or odor-producing substances, in such concentrations exceeding limits which may be established by the Authority as necessary, after treatment of the composite sewage to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.
- (g) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Authority in compliance with applicable State or Federal regulations.
- (h) Materials which exert of cause:

- (1) Unusual concentrations of inert suspended solids (such as but not limited to, Fullers earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).
 - (2) Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).
 - (3) Unusual B.O.D., chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works.
 - (4) Unusual volume of flow or concentration of wastes constituting "slugs" as defined herein.
- (i) Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

Sec. 21-6.5. The admission into the public sewers of any waters or wastes having (a) a B.O.D.₅ greater than 250 mg/l or (b) containing more than 300 mg/l of suspended solids, or (c) containing any quantity of substances having the characteristics described above or (d) having an average daily flow greater than 2% of the average daily sewage flow of the system, shall be subject to the review and approval of the Authority. Where necessary in the opinion of the Authority, the Owner shall provide, at his expense, such preliminary treatment as may be necessary to, (a) reduce the B.O.D.₅ to 250 mg/l and the suspended solids to 300 mg/l or (b) reduce objectionable characteristics or constituents to within the maximum limits provided for herein or (c) control the quantities and rates of discharge of such water

or wastes. In addition, the Authority may require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges under other provisions of this Ordinance. Plans, specifications and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Authority and of the State Water Control Board of the State of Virginia, and no construction of such facilities shall be commenced until said approvals are obtained in writing.

Sec. 21-6.6. Grease, oil and sand interceptors shall be provided when, in the opinion of the Authority, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand and other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Authority, and shall be so located as to be readily and easily accessible for cleaning and inspection.

(a) Grease and oil interceptors shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, watertight, and equipped with easily removable covers which when bolted in place shall be gastight and watertight.

Sec. 21-6.7. Where preliminary treatment facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation, by the Owner at his expense.

Sec. 21-6.8. When required by the Authority, the Owner of any property served by a building sewer carrying industrial wastes shall install a suitable control manhole in the building sewer to facilitate observation, sampling and measurement of the wastes. Such manholes, when required, shall be accessibly

and safely located, and shall be constructed in accordance with plans approved by the Authority. The manhole shall be installed by the Owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

Sec/ 21-6.9. All measurements, tests and analyses of the characteristics of waters and wastes to which reference is made herein shall be determined in accordance with "Standard Methods for the Examination of Water and Sewage," published jointly by the American Public Health Association and the American Water Works Association, and shall be determined at the control manhole provided for above or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards to life, limb, and property. (The particular analyses involved will determine whether a twenty-four (24) hour composite of all outfalls of a premise is appropriate or whether a grab sample or samples should be taken).

Sec. 21-6.10. No statement contained in this article shall be construed as preventing any special agreement or arrangement between the Authority and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Authority for treatment, subject to payment therefor by the industrial concern.

Article VII - Protection From Damage

Sec. 21-7.1. If any person unlawfully break, damage, destroy, uncover, deface or tamper with any structure, appurtenance or equipment which is a part of the

public water or sewage works, he shall be guilty of a misdemeanor and shall be punished by fine not exceeding \$1,000 or confinement in jail not exceeding twelve months, or both.

Article VIII - Powers and Authority of Inspectors

Sec. 21-8.1. The Authority and duly authorized employees of the Authority bearing proper credentials and identification shall be permitted to enter upon all properties for the purposes of inspection, observation, measurement, sampling and testing, in accordance with provisions of this Ordinance. The Authority or its representatives shall have no authority to inquire into any processes including metallurgical, chemical, oil, refining, ceramic, paper, or other industries beyond that point having a direct bearing on possible contamination of the waterworks system or on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.

Sec. 21-8.2. While performing the necessary work on private properties referred to in Article VIII, Section 21-8.1 above, the Authority or duly authorized employees of the Authority shall observe all safety rules applicable to the premises established by the company and the company shall be held harmless for injury or death to the Authority employees and the Authority shall indemnify the company against loss or damage to its property by Authority employees and against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the company to maintain safe conditions as required in Article VI, Section 21-6.8.

Sec. 21-8.3. The Authority and other duly authorized employees of the Authority bearing proper credentials and identification shall be permitted

to enter private properties through which the Authority holds an easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the water or sewage works lying within said easement. All entry and subsequent work if any, on said easement, shall be done in full accordance with the terms of the easement pertaining to the private property involved.

Article IX - Enforcement

Sec. 21-9.1. The Authority shall promulgate a set of rules and regulations governing the operation of the Authority and shall submit to the Board such rules and regulations for the Board's review and comments.

Sec. 21-9.2. At any time thereafter, as the Authority sees fit, they may add, delete or amend the rules and regulations. Such changes shall be submitted to the Board for their review and comments.

Sec. 21-9.3. The authorized agent of the Authority is hereby authorized to declare emergencies in any or all areas under the jurisdiction of the Authority during any period in which there is a water shortage. It shall be unlawful for any person supplied by a public water system within such area to water or sprinkle lawns or gardens or to use water for any purpose not reasonably essential to health and used within the home or business between such hours as may be deemed necessary during the period of the emergency.

Sec. 21-9.4. In declaring an emergency pursuant to Sec. 21-9.3, the agent shall immediately post a written notice of said emergency at the front door of the courthouse and at two prominent places in the affected area in which such emergency is declared and, in addition thereto, he shall run an item in a newspaper of general circulation in the area in which such emergency has been declared.

Article X - Penalties

Sec. 21-10.1. Any person found to be violating any provision of this Ordinance except Article VII shall be served by the Authority with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

Sec. 21-10.2. Any person who shall continue any violation beyond the time limit provided for in Article X, Section 21-10.1 shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in an amount not exceeding Two Hundred (\$200) dollars for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

Sec. 21-10.3. Any person violating any of the provisions of this Ordinance shall become liable to the Authority for any expense, loss or damage occasioned the Authority by reason of such violation.

Article XI - Validity

Sec. 21-11.1. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 21-11.2. The invalidity of any section, clause, sentence or provisions of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

Article XII - Ordinance In Force

Sec. 21-12.1. This Ordinance shall be in full force and effect from and after its adoption.

IN RE: WATER AUTHORITY RESOLUTION FOR INTERIM FINANCING

Mr. Robert Ritchie, Director, Mr. M. G. Rainey, Chairman, and Mr. John Clements of the Dinwiddie Water Authority presented to the Board a resolution dealing with the interim financing of the water and sewer project in Northern Dinwiddie.

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye", the following resolution was adopted:

WHEREAS, the Dinwiddie County Water Authority is proposing to undertake a capital improvements program to provide water and sewer service to the northeast portions of Dinwiddie County, and

WHEREAS, the Farmers Home Administration proposes to assist in financing the proposed project with a \$2,315,300 grant and a \$3,239,300 loan provided that local monies in the amount of at least \$406,000 are expended on the project, and

WHEREAS, the said monies are anticipated to be obtained through charges for connections to the system at or before the time the system is put into operation, and

WHEREAS, the Dinwiddie County Board of Supervisors has passed a resolution providing for mandatory connection to the system, and

WHEREAS, the Dinwiddie County Board of Supervisors has loaned the said Authority \$250,000 for use in financing pre-construction costs with the provisions that said loan be interest free and to be repaid when financially feasible,

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, guarantee the repayment of a loan in the amount of \$156,000, said loan to be obtained by the Dinwiddie County Water Authority and to be used as a portion of the local monies to be expended during the initial period of construction.

BE IT FURTHER RESOLVED that any monies expended by the County of Dinwiddie to or on behalf of the Dinwiddie County Water Authority in carrying out the above project be in the form of an interest free loan to the Authority, to be repaid to the County by the Authority when financially feasible.

IN RE: AMENDMENT TO ZONING ORDINANCE -- P-76-7

This being the time and place as advertised in the Progress-Index on Wednesday, June 2nd and June 9th for the Board of Supervisors of Dinwiddie County, Virginia, to consider for adoption an ordinance to amend Section 17-18, Article III, Chapter 17 of the Dinwiddie County Code to: Delete (36) Service stations, with no wrecking services or major repairs and Add (36) Service stations, or garages with major repair under cover. No one appeared in support or in opposition to the proposed amendment. The Planning Commission recommended approval of the amendment at its May 18th meeting.

Upon motion of Mr. Leftwich, seconded by Mr. Hodnett, Mr. Leftwich, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the list of permitted uses as set forth in Section 17-18 "permitted uses" of the Dinwiddie County Code, Article III, Chapter 17 of said Code as adopted April 1, 1970, be amended so as to:

Delete (36) Service Stations, with no wrecking services or major repairs and Add (36) Service stations, or garages with major repair under cover.

And in all other respects said Section 17-18 of the Dinwiddie County Code be reordained.

IN RE: EMERGENCY SERVICES ORDINANCE -- CHAPTER 7

This being the time and place as advertised in the Progress-Index on Wednesday, June 2nd and June 9th for the Board of Supervisors of Dinwiddie County, Virginia, to consider for adoption an ordinance to provide an Emergency Services organization, designation of a Director of Emergency Services and his responsibilities, provision for emergency plans, provision for declaring a local emergency during a disaster or emergency or an impending disaster or emergency, and provision for a coordinator of emergency services pursuant to the authority of the Commonwealth of Virginia Emergency Services and Disaster Law of 1973.

No one appeared in support of or oppositon to this ordinance.

Upon motion of Mr. Leftwich, seconded by Mr. Clay, Mr. Leftwich, Mr. Clay, Mr. Bennett, Mr. Hodnett, Mr. Hargrave, voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Code of the County of Dinwiddie be, and it hereby is, amended by adding thereto Sections 7-1 through 7-6 to Chapter 7. CIVIL DEFENSE, (as reserved), and changing the title of said chapter to Emergency Services, adopted pursuant to the "Commonwealth of Virginia Emergency Services and Disaster Law of 1973" Section 44-146.13 et seq of the Code of Virginia (1950, as amended), to read as follows:

CHAPTER 7, EMERGENCY SERVICES

Section 7-1: Purpose

In order to develop and maintain an emergency services organization to insure that preparations are adequate to deal with disaster or emergencies resulting from emeny attack, sabotage or other hostile action, resource shortage, or from fire, flood, earthquake, or other natural cause, and generally to protect the public peace, health, and safety and to preserve the lives and property and economic well-being of the people, it is hereby found and declared to be necessary to provide and authorize an office of Emergency Services, pursuant to the Code of Virginia Emergency Services and Disaster Law of 1973.

Section 7-2: Definitions

For the purpose of this ordinance, certain terms and words used herein shall be interpreted as follows:

1. "Emergency Services" means the preparation for and the carrying out of functions, other than functions for which military forces are primarily responsible, to prevent, minimize and repair injury and damage resulting from natural or man-made disasters; together with all other activities necessary or incidental to the preparation for and carrying out of the foregoing functions. These functions include, without limitation, firefighting services, police services, medical and health services, rescue, engineering, air raid warning services, communications, radiological, chemical and other special weapons defense, evacuation of persons from stricken areas, emergency welfare services, emergency transportation, emergency resource management, existing or properly assigned functions of plant protection, temporary restoration of public utility services, and other functions related to civilian protection.

2. "Local Emergency" means the condition declared by the local governing body when in their judgment the threat or actual occurrence of a disaster is or threatens to be of sufficient severity and magnitude to warrant coordinated local government action to prevent or alleviate the damage, loss, hardship or suffering threatened or caused thereby; provided, however, that a local emergency arising wholly or substantially out of a resource shortage may be declared only by the Governor, upon petition of the local governing body, when he deems the threat or actual occurrence of a disaster to be of sufficient severity and magnitude to warrant coordinated local government action to prevent or alleviate the damage, loss, hardship or suffering threatened or caused thereby.

3. "Governing Body" shall mean the Board of Supervisors of Dinwiddie County.

Section 7-3: Director

The Director of Emergency Services shall be the Chairman of the Board of Supervisors.

Section 7-4: Duties of Director

The Director shall be responsible for organizing emergency services and directing emergency operations through the regularly constituted government structure, and shall utilize the services, equipment, supplies and facilities of existing departments, offices and agencies of the County to the maximum extent practicable. The officers and personnel of all such departments, offices and agencies are directed to cooperate with and extend such services and facilities to the Director upon request.

Section 7-5: Same - Operations Plan

The Director will prepare or cause to be prepared and kept current a local emergency operations plan. He may, in collaboration with other public and private agencies develop or cause to be developed mutual aid agreements for reciprocal assistance in the case of a disaster or emergency.

Section 7-6: Coordinator - Duties

The Coordinator of Emergency Services shall be the County Administrator. He will coordinate and administer emergency services operations in the County on a day-to-day basis.

Section 7-7: Declaration of Local Emergency

(a) A local emergency as defined in 44-146.16 (6), Code of Virginia, 1950, as amended, may be declared by the Director of Emergency Services with the consent of the governing body. In the event the governing body cannot convene due to the disaster, the Director or any member of the governing body in the absence of the director may declare the existence of a local disaster, subject to confirmation by the entire governing body at a special meeting within five (5) days of the declaration. The governing body, when in its judgment all emergency actions have been taken, shall take appropriate action to end the declared emergency.

(b) A declaration of a local emergency shall activate the response and recovery programs of all applicable local and interjurisdictional emergency operation plans and authorize the furnishing of aid and assistance thereunder.

(c) The Director following such declaration shall notify the State Office of Emergency Services that all local resources have been committed in the disaster and that assistance may be requested from the State.

Section 7-8: Severability

If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this

ordinance are declared to be severable.

Section 7-9: Effective Date

This Ordinance shall be effective from the date of its adoption, the welfare and safety of the public requiring it.

IN RE: WORKMEN'S COMPENSATION COVERAGE -- VOLUNTEER UNITS
OF THE COUNTY

Upon motion of Mr. Bennett, seconded by Mr. Leftwich, Mr. Bennett, Mr. Leftwich, Mr. Clay, Mr. Hodnett, Mr. Hargrave, voting "aye", the following resolution was adopted:

WHEREAS the Volunteer Fire Department and Rescue Squad members have been covered under the workmen's compensation policy in the past, and

WHEREAS, 1976 changes in the Virginia Workmen's Compensation Act effective July 1, 1976 allow coverage of auxilliary and reserve police for whom the political subdivision can pass a resolution making them employees,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the members of the following organizations will be considered employees of the County for the purpose of coverage under the County's workmen's compensation Policy:

Dinwiddie Volunteer Rescue Squad
Dinwiddie Volunteer Fire Department
Ford Volunteer Fire Department
Namozine Volunteer Fire Department
Carson Volunteer Fire Department
Dinwiddie County Special Police

IN RE: APPROVAL OF SALE OF 1969 VAN - DINWIDDIE VOLUNTEER
DEPARTMENT

Upon motion of Mr. Leftwich, seconded by Mr. Hodnett, Mr. Leftwich, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye", the following resolution was adopted:

WHEREAS, the Dinwiddie Volunteer Fire Department requests permission to sell its 1969 Ford Van to Petersburg Ford Motor Company for \$500.00, and

WHEREAS, a utility van has been purchased by the department to replace it,

NOW THEREFORE BE IT RESOLVED by the Dinwiddie County Board of Supervisors of Dinwiddie County, Virginia, that the County Administrator and the Commonwealth's Attorney are hereby authorized to petition the Circuit Court for permission to sell the Dinwiddie Volunteer Fire Department's 1969 Ford Van for \$500.00 to Petersburg Ford Motor Company.

IN RE: APPOINTMENT OF SCHOOL BOARD MEMBER - DISTRICT #4

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mr. Oscar Epps was reappointed to the School Board representing District #4, term to expire June 30, 1980.

IN RE: APPOINTMENT TO BOARD OF DIRECTORS -- DEPARTMENT OF
SOCIAL SERVICES

Upon motion of Mr. Leftwich, seconded by Mr. Hodnett, Mr. Leftwich, Mr. Hodnett, Mr. Bennett, Mr. Hargrave, voting "aye", Mr. Clay abstained,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mr. A. S. Clay was reappointed to the Board of Social Services, term to expire June 30, 1980.

IN RE: PURCHASE OF FULL PAGE ADVERTISEMENT -- BICENTENNIAL
ISSUE OF PROGRESS-INDEX

The County Administrator informed the Board that the County had been requested by the Progress-Index staff to purchase a full page ad in their Bicentennial issue for \$664.00.

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the purchase request is denied.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye", the Board moved into Executive Session at 10:30 P. M. The Board reconvened into open session at 11:00 P. M.

IN RE: INSURANCE STUDY

The County Administrator requested that the Architectural Firm of Moseley-Hening Associates be authorized to do a study of all the buildings in Dinwiddie County for the purpose of securing fire insurance bids on these buildings. This study would determine the square foot area of all buildings, cost of construction, year constructed, cost based on square foot per today market and recommended replacement cost.

Mr. William W. Moseley, of Moseley-Hening Associates, submitted an estimated cost of \$1,000 or less to do this survey and study.

The Board was of the opinion that such a study was not necessary and that the present insurance on the County buildings was sufficient.

IN RE: 1977-1978 LEAA PROJECTS

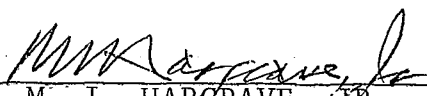
Upon motion of Mr. Leftwich, seconded by Mr. Hodnett, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following LEAA projects are approved in order of priority, and the County Administrator is authorized to sign the Intent to Solicit form for these projects:

1. Establishment of a local VCIN terminal in the Dinwiddie County Sheriff's Department.
2. The establishment of a Paramedic Services in the Dinwiddie County Jail.
3. Development of a small library, purchase of books, shelving, library equipment and supplies for the Dinwiddie County Jail.

IN RE: ADJOURNMENT

Upon motion of Mr. Hodnett, seconded by Mr. Clay, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye", the meeting adjourned at 11:15 P. M.


M. I. HARGRAVE, JR., CHAIRMAN

ATTEST:


W. C. KNOTT

