

## Drainage into gutters and streets

### Chapter 13.35

#### IN GENERAL

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**13.35.010 Violations of division.** 

Unless otherwise specifically provided, a violation of any provision of this chapter shall constitute a Class 3 misdemeanor. (Code 1985, § 22-1).

**Cross reference** – Penalty for Class 3 misdemeanor, SCC [1.05.100](#).

**13.35.020 General requirement for sewage disposal facilities.** 

It shall be unlawful for any owner of property used for human habitation in the city to fail to provide and maintain sanitary facilities for the disposal of sewage, either through connections with the city system of sewers or through the use of septic tanks. (Code 1964, § 19-3; Code 1985, § 22-2).


**13.35.030 When septic tank required.** 

The owner of any property referred to in SCC [13.35.020](#), which property is not required to be connected to a public sewer by Chapter [13.40](#) SCC and which property is not so connected, shall connect the sanitary facilities on such property to a septic tank constructed and maintained in accordance with the directions of the health officer and applicable provisions of state laws and regulations. (Code 1964, § 19-25; Code 1985, § 22-3).

**State law reference** – Septic tank permits, Code of Virginia, § [32.1-164.1](#).

**13.35.040 Prohibited sewer deposits generally.** 

No person shall discharge into the main or lateral sanitary sewers, or any household sewer or drain through which substances are discharged, any cinders, vegetables, fruits, fruit peelings, ashes, rags, cotton, hair or any refuse matter or garbage or anything other than the ordinary discharge of water closets, such as liquid house slops and closet paper. (Code 1964, § 19-4; Code 1985, § 22-4).

**13.35.050 Discharge of rain or surface water into sewers.** 

(1) No rainwater from roofs or houses, surface water or drainage from yards shall be permitted to flow into a public sanitary sewer.

(2) The connection of any roof drain, downspout or other drainage facility used to remove rain or surface water from any building, structure or premises to the sanitary sewerage system of the city is hereby prohibited.

(3) Whenever the director of public works determines that roof drains, downspouts or similar drainage facilities from structures or buildings create an overloading or flooding condition in the city's sanitary sewerage system, the owner, agent or person responsible for such buildings or structures shall take the necessary corrective action to eliminate the discharging of such drainage facilities to the sanitary sewerage system within 90 days from the date of the notification by the director.

**(4) In situations where:**

(a) The provisions of subsection (3) of this section apply and have been invoked by the director of public works;

(b) The only reasonable means of disposition of surface water carried in such roof drains, downspouts or similar facilities is to deposit the same in the gutter on the abutting street carrying street surface runoff; and

(c) There is an existing sidewalk or curb; the provisions of SCC [12.05.100](#) shall not apply as to such roof drains, downspouts or similar facilities and the city shall, at its expense, provide for the conduct of the water through or under the existing sidewalk or curb, it being the responsibility of the property owner to provide for the conduct of the surface water carried in such roof drain, downspout or similar facility to the point of the sidewalk or curb and at a grade or elevation approved by the director of public works. (Code 1964, §§ 19-5, 19-5.1; Code 1985, § 22-5).