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Resolution No. 26-001

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE BOARD OF PUBLIC WORKS OF THE CITY OF LEWES, DELAWARE, AMENDING THE COMPILATION OF POLICIES TO PROVIDE FOR PENALTIES TO RATEPAYERS WHO CONTRIBUTE DIRECTLY OR INDIRECTLY MATERIAL THAT INTERFERES WITH THE OPERATION OR PERFORMANCE OF THE LEWES BPW SEWER SYSTEM.

WHEREAS, Section 4.1, *among other provisions*, of the Charter for the Board of Public Works of the City of Lewes (the “Board”), being Chapter 10, Volume 77, Laws of Delaware, as amended (the “Lewes BPW Charter”), grants the Board authority, responsibility, supervision, and control over current or future utility systems, including private sanitary sewerage, storm water drainage, water, and electric systems, established within the Lewes BPW Service Area;

WHEREAS, the Board is authorized and empowered to do all things necessary for the maintenance and operation of its utility systems as established by the Board and to provide for the care and maintenance of the same, and to purchase machinery, equipment, and all such apparatus as may be necessary for the purpose of establishing such utility plants or facilities;

WHEREAS, Section 5.0 of the Lewes BPW Charter authorizes the BPW to provide for penalties for violations of its rules and regulations, not exceeding One Thousand Dollars (\$1,000.00) per violation for each day of violation;

WHEREAS, the Board deems it in the best interest of the ratepayers to amend the Compilation of Policies to provide for penalties to ratepayers who interfere with the operation or performance of the City’s sewer system; and

WHEREAS, consistent with the Lewes BPW Procedure for Adopting Policies, Section 7.3 of the Compilation of Policies, this proposed policy was posted for public comment on December 11, 2025, with all comments due by January 16, 2026.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF LEWES IN SESSION MET THIS 25TH DAY OF FEBRUARY, 2026, THAT:

Section 1. *The Board of Public Works of the City of Lewes: Policies* is hereby amended by revising Section 4.4, Wastewater, to add a new Section 4.4.3 as follows, with additions shown by bold/underline:

41 **4.4.3 Prohibited Material**

42 **A. No person or entity shall contribute or cause to be contributed, directly or indirectly,**
43 **any waters or wastes into the Lewes BPW sewer system containing metals, toxic**
44 **substances, or other material which either exerts an excessive treatment requirement,**
45 **exceeds the limits identified in subsection B herein, or creates a hazard in the sewer**
46 **system. These prohibited substances include rags and other fibrous material.**

47
48 **B. The following substances are not permitted in concentrations above those listed**
49 **below.**

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<u>Substance</u>	<u>Maximum Allowable Concentration (mg/l)</u>
<u>Arsenic (As)</u>	<u>0.5</u>
<u>Cadmium (Cd)</u>	<u>0.4</u>
<u>Chromium (hexavalent) (Cr)</u>	<u>0.2</u>
<u>Cyanide (Cn)</u>	<u>0.5</u>
<u>Lead (Pb)</u>	<u>0.5</u>
<u>Copper (Cu)</u>	<u>1.0</u>
<u>Mercury (Hg)</u>	<u>0.5</u>
<u>Nickel (Ni)</u>	<u>2.0</u>
<u>Zinc (Zn)</u>	<u>5.0</u>
<u>Total Toxic Organics</u>	<u>< EPA-recommended individual constituent limit</u>
<u>Total trihalomethanes (TTHMs)</u>	<u>0.08</u>

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52 **C. No person or entity shall contribute or cause to be contributed, directly or indirectly,**
53 **any waters or wastes into the Lewes BPW sewer system that exert or cause a**
54 **biochemical oxygen demand (BOD) greater than 280 mg/l, a chemical oxygen demand**
55 **(COD) greater than 300 mg/l, or a total suspended solid load greater than 200 mg/l,**
56 **each as determined from analysis of a twenty-four-hour composite sample.**

57

58 **D. The Lewes BPW may impose administrative fines for violating this Section 4.4.3 of**
59 **\$500 per first violation for each day of the first violation, \$750 per second violation**
60 **for each day of the second violation, and \$1,000 per third or more violations for each**
61 **day of the additional violations.**

62

63 **Section 2.** This Resolution will take effect immediately upon its adoption by the Board
64 of Directors of the Lewes Board of Public Works.

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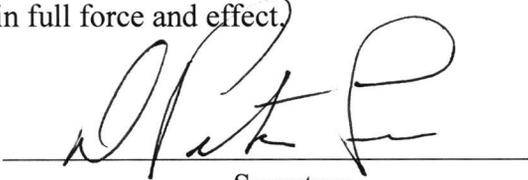
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68 Adopted by the Board of Directors
69 Of the Lewes Board of Public Works

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73 I, D. Preston Lee, P.E., Secretary of the Board of Public Works of the City of Lewes, do
74 hereby certify that the foregoing is a true and correct copy of the Resolution passed by the Board
75 of Directors of the Lewes BPW at its meeting on February 25, 2026, at which meeting a quorum
76 was present and voting throughout and the same is still in full force and effect.

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Secretary