



# BRUCE VICKERS, CFC, CFBTO, ELC.

★ Osceola County Tax Collector ★

2501 E. Irlo Bronson Memorial Hwy. / P.O. Box 422105 / Kissimmee, Florida 34742-2105

Phone 407-742-4000 / Fax 407-742-4008

[www.osceolataxcollector.org](http://www.osceolataxcollector.org)

## ILLCIT DISCHARGE AFFIDAVIT

Business Name: \_\_\_\_\_

Business Address: \_\_\_\_\_

Applicant/Business Owner's Name: \_\_\_\_\_

Applicant/Business Owner's Name: \_\_\_\_\_

Applicant/Business Owner's Signature: \_\_\_\_\_ Title: \_\_\_\_\_

Applicant/Business Owner's Signature: \_\_\_\_\_ Title: \_\_\_\_\_

**In accordance with Osceola County Ordinance # 08-28, there shall be NO discharge of swimming pool acid cleaning, pressure wash or swimming pool wastewaters to the Osceola County Stormwater System.**

*Any person responsible for an illicit discharge to the stormwater system is subject to fine(s) and shall be responsible to pay both the necessary expenses incurred in evaluating, treating, and disposing of pollutant materials and also the reasonable cost of repairs.*

I hereby certify that information provided in this application is true and correct based on my knowledge and belief. In accordance with s. 837.06, Florida Statutes, I understand and acknowledge that whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor in the second degree, punishable as provided in s. 775.082 or s. 775.083, Florida Statutes.

Date: \_\_\_\_\_

\_\_\_\_\_  
(Signature of Applicant/Business Owner)

Date: \_\_\_\_\_

\_\_\_\_\_  
(Signature of Applicant/Business Owner)

STATE OF FLORIDA:  
COUNTY OF \_\_\_\_\_:

I certify that the foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_ by \_\_\_\_\_. He/she is personally known to me or has produced \_\_\_\_\_ as identification and did/did not take an oath.

Witness my hand and official seal in the county and state stated above on the \_\_\_\_\_ day of \_\_\_\_\_, in the year \_\_\_\_\_.

(Notary Seal)

\_\_\_\_\_  
Signature of Notary Public  
Notary Public for the State of Florida  
My Commission Expires: \_\_\_\_\_



# Swimming Pool Companies

## Illicit Discharge Ordinance #08-28

Osceola County has an Illicit Discharge Ordinance #08-28, the ordinance is designed to protect the Osceola County natural waterways by prohibiting anything but rainwater to be placed in the stormwater system.

<b>What is allowed in the Stormwater System?</b>	<b>What is NOT allowed in the stormwater system by Ordinance #08-28?</b>
A/C condensation	Auto/household chemicals & oil
De-chlorinated pool water	Car wash water & laundry wastewater
Discharge from potable water sources	Industrial discharges
Diverted stream flows	Leaves, grass clippings & lawn debris
Flow from wetlands	Pesticides & fertilizers
Landscape irrigation	Litter
Lawn watering	Pet waste
Rising ground water	Radiator flush water
Street wash water	Roadway accident spills
Uncontaminated ground water	Sanitary wastewater & septic tank effluent
Water line flushing	Chlorinated pool water and acid wash

### Exemptions:

De-chlorinated swimming pool discharges are exempt from the ordinance as it does not cause a violation of water quality standards as determined by the State of Florida.

### For more information:

**Osceola County**  
**[www.osceola.org](http://www.osceola.org)**  
**407-742-8653**



© 2008 dse Manufacturing, Inc.

**ORDINANCE NO. 08-28**

AN ORDINANCE OF OSCEOLA COUNTY, FLORIDA, RELATING TO THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM; PROVIDING FOR DEFINITIONS; PROVIDING FOR PROHIBITION OF ILLICIT DISCHARGE; PROVIDING FOR PROHIBITION OF ILLICIT CONNECTION; PROVIDING FOR REPORTING OF ILLICIT DISCHARGES AND ILLICIT CONNECTIONS; PROVIDING FOR ENFORCEMENT, PENALTIES, AND LIABILITY FOR POLLUTION ABATEMENT; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR CODIFICATION.

**WHEREAS**, the Florida Legislature has declared that it is in the public interest to promote effective and efficient regulation of the discharge of pollutants into waters of the state; and

**WHEREAS**, section 403.0885, Florida Statutes, and applicable provisions under Chapters 62-4, 62-620, 62-621, and 62-624, Florida Administrative Code, provide for state establishment and implementation of the federal National Pollutant Discharge Elimination System (NPDES) program in accordance with section 402 of the Clean Water Act, Pub. L. No. 92-500, as amended, 33 U.S.C. section 1251 et. seq.; and

**WHEREAS**, the Board of County Commissioners of Osceola County, Florida, (the "Board") finds it is in the best interest of the public health, safety and welfare to effectively prohibit non-stormwater discharges into the County stormwater system and implement appropriate enforcement procedures and actions;

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF OSCEOLA COUNTY, FLORIDA:**

**SECTION 1. RECITALS**

The foregoing recitals are true and correct and incorporated herein by reference.

**SECTION 2. DEFINITIONS**

For purposes of this Ordinance, the following terms, phrases, words, and their derivations shall have the following meanings, unless the context hereof otherwise requires:

- A. **"Board"** means the Board of County Commissioners of Osceola County, Florida.

- B. “County”** means Osceola County, a political subdivision of the State of Florida.
- C. “Illicit Connection”** means: 1) any drain or conveyance, whether on the surface or subsurface, which allows any illicit discharge to enter the stormwater system including, but not limited to, any connections to the storm drain system from indoor drains and sinks; or 2) any drain or conveyance connected from a commercial or industrial land use to the storm drain system which has not been documented in plans, maps, or equivalent records and approved by an authorized enforcement agency.
- D. “Illicit Discharge”** means a discharge to the stormwater system within the County that is not composed entirely of stormwater except as exempted in Section 3(B) of this Ordinance.
- E. “Stormwater”** means stormwater runoff, surface runoff and drainage.
- F. “Stormwater System”** means the system of conveyances (including, but not limited to, sidewalks, roads with drainage systems, catch basins, curbs, gutters, ditches, constructed channels, or storm drains) owned and/or operated by the County and designed or used for collecting or conveying stormwater, and which is not used for collecting or conveying sewage.

### **SECTION 3. PROHIBITION OF ILLICIT DISCHARGE**

- A.** No person shall directly or indirectly cause an illicit discharge to enter the stormwater system. Categories of illicit discharges include, but are not limited to, the following:
1. Petroleum products including, but not limited to, oil, gasoline, and grease
  2. Solid waste or sanitary sewage
  3. Chemicals including, but not limited to, fertilizers and pesticides
  4. Paints, solvents, or degreasers
  5. Concrete slurry
  6. Laundry wastes or soaps
  7. Antifreeze and other automotive products
  8. Soil
  9. Leaves, branches, and other yard/landscaping waste
  10. Construction materials
  11. Toxic or poisonous solids or liquids
  12. Solids or suspended solids in such quantities or of such size capable of causing interference or obstruction to the flow in the stormwater system.

**B.** The following categories of non-stormwater discharges are exempt from discharge prohibitions established by this Section provided they do not cause a violation of water quality standards as determined by the State of Florida:

1. Water line flushing
2. Irrigation water
3. Diverted stream flows
4. Rising ground waters
5. Uncontaminated groundwater infiltration (as defined at 40 CFR 35.2005(20) as "Water other than wastewater that enters a sewer system (including sewer service connections and foundation drains) from the ground through such means as defective pipes, pipe joints, connections, or manholes. Infiltration does not include, and is distinguished from, inflow")
6. Discharges from potable water sources
7. Foundation drains
8. Air conditioning condensate
9. Springs
10. Water from crawl space pumps
11. Footing drains
12. Lawn watering runoff
13. Water from individual residential car washing
14. Flows from riparian habitats and wetlands
15. Dechlorinated swimming pool discharges
16. Residual street wash water
17. Discharges from bona fide agricultural activities that conform to best management practices
18. Discharges or flows from firefighting activities
19. Discharges specified in writing by the County as being necessary to protect public health, safety and welfare.
20. Discharge(s) pursuant to a NPDES permit.

#### **SECTION 4. PROHIBITION OF ILLICIT CONNECTIONS**

The construction, use, maintenance or continued existence of illicit connections to the stormwater system is prohibited.

#### **SECTION 5. REPORTING OF ILLICIT DISCHARGES AND ILLICIT CONNECTIONS**

Upon discovery of an illicit discharge or an illicit connection, the person(s) responsible for the illicit discharge or the illicit connection shall report his or her findings immediately to the County.

**SECTION 6. ENFORCEMENT, PENALTIES, AND LIABILITY FOR POLLUTION ABATEMENT**

- A.** The provisions of this Ordinance shall be enforced as provided in Chapter 7 of the Osceola County Code of Ordinances and any amendment(s) thereto.
- B.** No person shall oppose, obstruct or resist any enforcement officer, designated County staff, or any person authorized by the enforcement officer or designated County staff in the discharge of his or her duties, as provided in this Ordinance.
- C.** Any person responsible for an illicit connection, or an illicit discharge, to the stormwater system, is subject to fine(s) and shall be responsible to pay both the necessary expenses incurred in evaluating, treating, and disposing of pollutant materials and also the reasonable cost of repairs. A lien may be placed against the land on which the violation exists and upon any other real or personal property owned by the violator.
- D.** The remedies and penalties provided in this Ordinance are not exclusive, and the County may seek whatever other remedies are authorized by statute, at law, or in equity against any person who violates the provisions of this Ordinance.

**SECTION 7. CONFLICT**

All Ordinances or parts of Ordinances in conflict herewith shall be and the same are hereby repealed to the extent of such conflict.

**SECTION 8. SEVERABILITY**

If any portion of this Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such holding shall not affect the remaining portions of this Ordinance. If this Ordinance or any provision thereof shall be held to be inapplicable to any person, property or circumstances, such holding shall not affect its applicability to any other person, property or circumstance.

**SECTION 9. EFFECTIVE DATE**

This Ordinance shall take effect upon adoption by the Board of County Commissioners.

**SECTION 10. CODIFICATION**

It is the intention of the Board that the provisions of this Ordinance shall become, and be made a part of, the Osceola County Code of Ordinances. The word "Ordinance"

may be changed to "section," "article," or another appropriate word or phrase, and the sections of this Ordinance may be re-numbered or re-lettered to accomplish such intention.

**DONE AND ORDAINED** this 10 day of November 2008,  
at Kissimmee, Osceola County, Florida.

**BOARD OF COUNTY COMMISSIONERS  
OSCEOLA COUNTY, FLORIDA**

By: \_\_\_\_\_

Chairman/Vice Chairman

ATTEST:

Jimmy Ross  
Clerk/Deputy Clerk of the Board  
BCC approved 11/10/08

