

ORDINANCE 2025-23

**TO AMEND TITLE 10
OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED
“WASTEWATER”**

WHEREAS, the City of Bloomington, Indiana (the “City”) has established, acquired, and financed its sewage works pursuant to Indiana Code 36-9-23, as amended (the “Act”), for the purpose of providing for the collection, treatment, and disposal of sewage from inhabitants in and around the City; and

WHEREAS, Bloomington Municipal Code Title 10 sets forth uniform requirements for users of the publicly owned treatment works for the City of Bloomington’s Wastewater and Stormwater utilities and enables the City to comply with all applicable state and federal laws, including the Clean Water Act and the General Pretreatment Regulations established by the United States Environmental Protection Agency (“EPA”) under 40 CFR 403; and

WHEREAS, the City has constructed and has in operation a wastewater collection system for the purpose of collecting and treating wastewater and operates its pretreatment program in accordance with and under the provisions of 40 CFR 403.8 under a National Pollutant Discharge Elimination System permit; and

WHEREAS, Bloomington Municipal Code Title 10 at Chapter 10.12 establishes the local limits of industrial discharge for industrial users controlled through permit; and

WHEREAS, The United States Environmental Protection Agency through the Indiana Department of Environmental Management requires the City of Bloomington Utilities (“CBU”) to re-evaluate and where necessary update these local limits on a five year basis; and

WHEREAS, CBU conducted the required re-evaluation and made recommendations to the EPA for revisions of local limit concentrations on cadmium, mercury, selenium and silver, all of which have received tentative approval by the EPA pending adoption of these local limit updates by the Common Council; and

WHEREAS, In addition, CBU is recommending an increase in pH limits to lower the instance of corrosion to those portions of its sewer infrastructure which is made of concrete; and

WHEREAS, Bloomington Municipal Code Title 10 at Chapter 10.17 establishes CBU’s fats oils and grease (“FOG”) program and is intended to minimize introduction of those substances into the wastewater collection system; and

WHEREAS, CBU wishes to add hydromechanical grease traps into its FOG program as an acceptable method of controlling discharges of fats, oils and grease into the sanitary sewer system and to update its best management practices to include current software-based, online reporting for FOG management; and

WHEREAS, The Utilities Service Board considered these recommended amendments to Title 10 – Wastewater, found the proposed amendments appropriate and necessary, and resolved to recommend that these amendments be presented to the Common Council for adoption in substantially the same form. A copy of the resolution is attached as Exhibit “A”; and

WHEREAS, the proposed amendments to Title 10 – Wastewater have been duly considered by the Common Council of the City of Bloomington.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Section 10.12.040(d) shall be amended to reflect the following daily maximum discharge limits per pollutant:

Pollutant (*)	Daily Maximum Discharge Limit (mg/L)
Arsenic	0.24
Cadmium	0.035
Chromium	1.43
Copper	0.846
Lead	0.24
Mercury	0.0051
Nickel	1.91
Selenium	0.069
Silver	0.17
Zinc	1.34

SECTION II. Section 10.12.020(a)(2) shall be amended by repeal and replacement in its entirety to read as follows:

Wastewater having a pH less than six or more than ten standard units or otherwise causing corrosive structural damage to the POTW or equipment.

SECTION III. Section 10.17.020 shall be amended by adding the following additional definitional language within the alphabetical ordering of that section as follows:

“Hydromechanical grease trap” means a device usually located under or in close proximity to sinks and uses a flow control mechanism to separate, trap, and hold fats, oils, and grease from the wastewater discharged by a facility to prevent these substances from entering the sanitary sewer.

SECTION IV. Section 10.17.080 shall be amended by repeal and replacement in its entirety to read as follows:

All existing FSEs that discharge wastewater into the city's sanitary sewer system are required to install an approved, properly maintained grease trap unless specifically exempted by the city. All grease trap units shall be of the type and capacity approved by the director.

SECTION V. Section 10.17.110(e) shall be amended by deleting the final sentence.

SECTION VI. Section 10.17.110(g) shall be amended by repeal and replacement in its entirety to read as follows:

Grease traps shall be designed to allow for complete access for inspection and maintenance activities. Newly installed grease traps shall meet the definition of automatic grease removal device or hydromechanical grease trap. Dishwashers shall not be connected to grease traps.

SECTION VII. Section 10.17.110(j) shall be amended by deleting the final sentence.

SECTION VIII. Section 10.17.120 shall be amended by repeal and replacement in its entirety to read as follows:

The following best management practices or BMPs shall be implemented and adhered to by all FSEs:

- (1) Installation. All new and existing FSEs are required to install a grease retention device.
- (2) Pumping. All grease retention devices shall be maintained by the user at the user's expense. Maintenance shall include the complete removal of all contents, including floating materials, wastewater, and bottom sludges and solids.
- (3) Pumping Prohibitions. Decanting or discharging of removed waste liquid back into the interceptor or trap from which the waste was removed or any other grease interceptor or trap, for the purpose of reducing the volume to be disposed, is strictly prohibited.
- (4) Gravity Grease Interceptor Maintenance Frequency. Gravity grease interceptors must be pumped out completely a minimum of once every ninety days or more frequently if the unit has accumulated waste, both floatable and settleable, accounting for twenty-five percent of its wetted depth, as measured from the static water level to the interior tank bottom.
- (5) Gravity and Hydromechanical Grease Interceptor Reporting Requirements. Grease hauler pumpouts must be submitted to the City's FOG software within fourteen days of the date of grease interceptor maintenance. The report shall include date, volume of waste removed, hauler name, and disposal site.
- (6) Hydromechanical and Gravity Grease Interceptor Maintenance Frequency. Hydromechanical and gravity grease interceptors must be pumped out completely a minimum of once every ninety days or more frequently if the unit has accumulated waste, both floatable and settleable, exceeding the manufacturer's specifications.
- (7) Grease Trap and Hydromechanical Grease Trap Maintenance Frequency. Grease traps and hydromechanical grease traps must be pumped/cleaned out completely a minimum of once every thirty days or more frequently if the unit has accumulated waste, both floatable and settleable, accounting for twenty-five percent of its wetted depth, as measured from the static water level to the interior tank bottom.
- (8) Grease Trap and Hydromechanical Grease Trap Reporting Requirements. Each time the grease trap is cleaned out by the FSE, the FSE is required to submit a cleanout report to the City's FOG software. The report shall include date, volume of waste removed, who removed the waste, and disposal site.
- (9) If the FSE hires a grease hauler to pump out the grease trap, the FSE is required to submit a cleanout report to the City's FOG software. The report shall include date, volume of waste removed, who removed the waste, and disposal site. The report must be submitted within fourteen days of the date of grease trap maintenance.

(10) Chemical Treatment. The use of chemical treatments such as bacterial additives, emulsifiers, drain cleaners, enzymes, acids, and other chemicals used to dissolve, purge, digest or remove grease from grease retention devices or the sanitary sewer is strictly prohibited.

(11) Dishwashing Requirements. FSEs are required to scrape food into the trash and "dry wipe" grease from pots, pans, and dishware prior to dishwashing. Food waste is required to be disposed of as solid waste.

SECTION IX. If any section, sentence, or provision of this ordinance or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other parts of this ordinance which can be given effect without the invalid part, and to this end the provisions of this ordinance are declared to be severable.


SECTION X. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington, approval of the Mayor and all other requirements of the Indiana Code.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 30 day of July, 2025.



Hopi Stosberg, President
Bloomington Common Council

ATTEST:



Nicole Bolden, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 31 day of July, 2025.



Nicole Bolden, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 6 day of August, 2025.



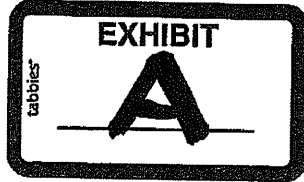
Kerry Thomson, Mayor
City of Bloomington

SYNOPSIS

This ordinance amends Title 10 of the Bloomington Municipal Code, entitled "Wastewater". These amendments update the local limits for discharge by industrial users, specifically updating

limits for cadmium, mercury, selenium, and silver. This ordinance also updates pH level and the fats, oil, and grease (“FOG”) program by including the hydromechanical grease trap as an accepted device in the removal of fats, oils and grease from wastewater leaving food service establishments prior to that wastewater entering the City of Bloomington Sewer System. Finally, this ordinance updates best management practices to recognize new software programming and to recognize hydromechanical grease traps.

Distributed to: Clerk, Council Attorney, CBU, Legal, and Mayor.



**RESOLUTION NO. 2025-10
UTILITY SERVICE BOARD
OF THE CITY OF BLOOMINGTON, INDIANA**

**TO AMEND TITLE 10
OF THE BLOOMINGTON MUNICIPAL CODE
TITLED "WASTEWATER"**

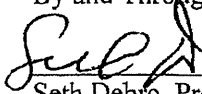
- WHEREAS,** Bloomington Municipal Code Title 10 sets forth uniform requirements for users of the publicly owned treatment works for the City of Bloomington's Wastewater and Stormwater utilities and enables the City to comply with all applicable state and federal laws, including the Clean Water Act and the General Pretreatment Regulations established by the United States Environmental Protection Agency under 40 CFR 403; and
- WHEREAS,** Bloomington Municipal Code Title 10 at Chapter 10.12 establishes the local limits of industrial discharge for industrial users controlled through permit; and
- WHEREAS,** The United States Environmental Protection Agency through the Indiana Department of Environmental Management requires the City of Bloomington Utilities ("CBU") to re-evaluate and where necessary update these local limits on a five year basis; and
- WHEREAS,** CBU conducted the required re-evaluation and made recommendations to the EPA for revisions of local limit concentrations on cadmium, mercury, selenium and silver, all of which have received tentative approval by the EPA pending adoption of these local limit updates by the Common Council; and
- WHEREAS,** CBU is also recommending an increase in Ph limits to lower the instance of corrosion to those portions of its sewer infrastructure which is made of concrete; and
- WHEREAS,** Bloomington Municipal Code Title 10 at Chapter 10.17 establishes CBU's fats oils and grease ("FOG") program and is intended to minimize introduction of those substances into the wastewater collection system; and
- WHEREAS,** CBU wishes to add hydromechanical grease traps into its FOG program as an acceptable method of controlling discharges of fats, oils and grease into the sanitary sewer system and to update its best management practices to include current software-based, online reporting for FOG management; and
- WHEREAS,** CBU staff recommends these amendment to Title 10; and
- WHEREAS,** the proposed amendments to Title 10 have been duly considered by the Board and found satisfactory; a copy of the proposed amendments in the form of Proposed Ordinance 2025-23 are attached hereto, marked as Exhibit "A" and incorporated herein; and
- WHEREAS,** the Board now desires to recommend to the Common Council of the City of Bloomington ("Common Council") the adoption of the proposed ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE UTILITY SERVICE BOARD OF THE CITY OF BLOOMINGTON, INDIANA, AS FOLLOWS:

1. The Utility Service Board requests the Common Council authorize the proposed amendments to Title 10 of the Bloomington Municipal Code, by the adoption of the same in substantially the same form as the attached Exhibit "A".
2. The Secretary of the Utility Service Board is hereby directed to present a copy of this Resolution to the Clerk of the City for presentation to the Common Council as soon as may be done.

PASSED AND ADOPTED THIS 16th **DAY OF** June, 2025.

CITY OF BLOOMINGTON, INDIANA
By and Through its Utility Service Board



Seth Debro, President

ATTEST:

Daniel Frank

Daniel Frank, Secretary

EXHIBIT “A”

PROPOSED ORDINANCE 2025-23

**TO AMEND TITLE 10
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“WASTEWATER”**

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- WHEREAS, CBU conducted the required re-evaluation and made recommendations to the EPA for revisions of local limit concentrations on cadmium, mercury, selenium and silver, all of which have received tentative approval by the EPA pending adoption of these local limit updates by the Common Council; and
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WHEREAS, The Utilities Service Board considered these recommended amendments to Title 10 – Wastewater, found the proposed amendments appropriate and necessary, and resolved to recommend that these amendments be presented to the Common Council for adoption in substantially the same form. A copy of the resolution is attached as **Exhibit “A”**; and

WHEREAS, the proposed amendments to Title 10 – Wastewater have been duly considered by the Common Council of the City of Bloomington.

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- (3) Pumping Prohibitions. Decanting or discharging of removed waste liquid back into the interceptor or trap from which the waste was removed or any other grease interceptor or trap, for the purpose of reducing the volume to be disposed, is strictly prohibited.
- (4) Gravity Grease Interceptor Maintenance Frequency. Gravity grease interceptors must be pumped out completely a minimum of once every ninety days or more frequently if the unit has accumulated waste, both floatable and settleable, accounting for twenty-five percent of its wetted depth, as measured from the static water level to the interior tank bottom.
- (5) Gravity and Hydromechanical Grease Interceptor Reporting Requirements. Grease hauler pumpouts must be submitted to the City's FOG software within fourteen days of the date of grease interceptor maintenance. The report shall include date, volume of waste removed, hauler name, and disposal site.
- (6) Hydromechanical and Gravity Grease Interceptor Maintenance Frequency. Hydromechanical and gravity grease interceptors must be pumped out completely a minimum of once every ninety days or more frequently if the unit has accumulated waste, both floatable and settleable, exceeding the manufacturer's specifications.
- (7) Grease Trap and Hydromechanical Grease Trap Maintenance Frequency. Grease traps and hydromechanical grease traps must be pumped/cleaned out completely a minimum of once every thirty days or more frequently if the unit has accumulated waste, both floatable and settleable, accounting for twenty-five percent of its wetted depth, as measured from the static water level to the interior tank bottom.
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- (10) Chemical Treatment. The use of chemical treatments such as bacterial additives, emulsifiers, drain cleaners, enzymes, acids, and other chemicals used to dissolve, purge, digest or remove grease from grease retention devices or the sanitary sewer is strictly prohibited.
- (11) Dishwashing Requirements. FSEs are required to scrape food into the trash and "dry

wipe" grease from pots, pans, and dishware prior to dishwashing. Food waste is required to be disposed of as solid waste.

SECTION IX. If any section, sentence, or provision of this ordinance or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other parts of this ordinance which can be given effect without the invalid part, and to this end the provisions of this ordinance are declared to be severable.

SECTION X. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington, approval of the Mayor and all other requirements of the Indiana Code.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2025.

Hopi Stosberg, President
Bloomington Common Council

ATTEST:

Nicole Bolden, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2024.

Nicole Bolden, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2024.

Kerry Thomson, Mayor
City of Bloomington

SYNOPSIS

This ordinance amends Title 10 of the Bloomington Municipal Code, entitled "Wastewater". These amendments update the local limits for discharge by industrial users, specifically updating limits for cadmium, mercury, selenium, and silver. This ordinance also updates ph level and the fats oil and grease ("FOG") program by including the hydromechanical grease trap as an accepted device in the removal of fats, oils and grease from wastewater leaving food service establishments prior to that wastewater entering the City of Bloomington Sewer System. Finally, this ordinance updates best management practices to recognize new software programming and to recognize hydromechanical grease traps.