

**SUPERIOR CHARTER TOWNSHIP  
WASHTENAW COUNTY, MICHIGAN**

**ORDINANCE NO. 41**

**FOUNDATION DRAINS**

**AN ORDINANCE REGULATING THE DISCHARGE OF FOUNDATION DRAINS  
IN THE TOWNSHIP OF SUPERIOR, COUNTY OF WASHTENAW, STATE OF  
MICHIGAN.**

BE IT ORDAINED AND ENACTED BY THE SUPERIOR TOWNSHIP BOARD, STATE OF MICHIGAN, AS FOLLOWS:

**Section 41-01 Definitions**

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

Storm Drains (sometimes referred as Storm Sewer) shall mean a sewer which carries storm and surface waters and drainage, water collected in foundation drains, roof water brought to the ground in conductors and downspouts, and excluded pollutants and industrial wastes.

Foundation Drain Lines refer to perforated plastic pipes or farm tiles used to remove ground water from around basements or sub-surface foundations.

Sanitary Sewer shall mean a sewer which carries sewage and pollutants, and to which storm and surface and ground waters are not intentionally admitted.

Township where referred to in this ordinance, shall mean Superior Township.

Subdivisions where referred to in this ordinance shall mean residential developments with lot sizes of 7200 square feet minimum.

**Section 41-02. Foundation Drain Discharge**

All foundation drain discharge shall be deposited into the storm sewers or other storm water drainage facility in accordance with the Plumbing Code of the State of Michigan, and accepted by the Township of Superior, or upon the surface of the ground in those instances where no storm facility is available as may be determined by the Building Department.

**Section 41-03. Surface, Roof or Sump Pump Discharge**

Any surface, roof drainage or sump pump discharges which flow into, onto or across any adjacent premises or buildings, so as to create a structural hazard, health hazard, or a nuisance to the owner or occupant of the adjacent premises, shall be abated by the owner of the improperly drained area, who shall cause the drainage to be disposed of in a manner acceptable to the Building Department.

**Section 41-04. Place of Deposit if no Storm Sewer Available**

Where such foundation drain discharge is deposited upon the surface of the ground, the place of deposit shall be in the yard area that drains to an area that is acceptable to the Building Department without crossing any other parcel of land. Discharge of such water shall be carried not less than five (5) feet from foundation walls by means of splash blocks or pipe which shall be installed at the time of construction, and shall not discharge on the surface of the ground within the street right-of-way or within twenty (20) feet thereof. (Ord. No. 41, Art. II, Sec. 3, 9/20/76)

**Section 41-05. Relief Lines**

Where footing drain discharge is ejected or carried to the drainage system by means of a pump or lift, and where it is not deposited on the surface of the ground, there shall be a relief line installed wherever there is a probability that the drainage system may become inoperative due to freezing or surcharging. Such systems shall be protected against back flow as required by the applicable sections of the Plumbing Code of the Township of Superior.

**Section 41.06. Penalty for Violation**

Any person, corporation, or other legal entity, including an officer, director, or employee, who violates any provision of this Ordinance, or who shall fail to do what is required by the terms of the Ordinance, is responsible for a municipal civil infraction and shall pay a civil fine of not less than one hundred dollars (\$100.00) and not more than five hundred dollars (\$500.00) plus costs and attorney fees, and is subject to other sanctions as provided for under Chapter 87 of the Revised Judicature Act, P.A. 236 of 1961, being MCL §600.8701 et. seq., as amended.

**Section 41-07. Conflicting Ordinances Repealed**

All Ordinances or parts of Ordinances of the Township of Superior which are in conflict herewith are hereby repealed.

**Section 41-08. Severability**

This Ordinance and each section, provision, or part thereof are hereby declared to be severable, and should any portion hereof adjudged invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall not affect the remainder of this Ordinance.

**Section 41-09. Effective Date**

This Ordinance was adopted by the Township Board of the Township of Superior, County of Washtenaw, State of Michigan at a regular meeting held on September 20, 1976, and shall become effective ten (10) days after the date of its publication as required by the Township of Superior. Said Ordinance was published in the Ann Arbor News and the Ypsilanti Press on September 28, 1976.