

Ordinance No. 19
 TO PROVIDE AN EFFECTIVE MEANS FOR PROTECTING THE PUBLIC WATER SYSTEM FROM CONTAMINATION DUE TO BACKFLOW OF ~~PERSON~~ CONTAMINANTS THROUGH THE WATER SERVICE CONNECTION INTO THE PUBLIC WATER SYSTEM.

WHEREAS, Section 6109.13 of the Ohio Revised Code requires protection of the public water system from contamination through any connection whereby water from a private, auxiliary or emergency water system may enter the public water system; and

WHEREAS, Section 3745-95 of the Ohio Administration Code requires protection of the public water system from contamination due to backflow of contaminants through the water service connection; and

WHEREAS, the Ohio Environmental Protection Agency requires the maintenance of a continuing program of cross-connection control which will systematically and effectively prevent the contamination of all potable water systems; and

WHEREAS, in order to accomplish these goals it is necessary to introduce restrictions that go beyond usual plumbing code requirements; now, therefore,

BE IT ORDAINED by the council of the City of New Lexington, State of Ohio:

SECTION 1. That if, in the judgement of the Superintendent of Public Services, an approved backflow prevention device is necessary for the safety of the public water system, the Superintendent of Public Services will give notice to the water consumer to install such an approved device immediately. The water consumer shall, at his own expense, install such an approved device at a location and in a manner approved by the Superintendent of Public Services and shall have inspections and tests made of such approved devices as required by the Superintendent of Public Services.

SECTION 2. That no person, firm or corporation shall establish or permit to be established or maintain or permit to be maintained any connection whereby a private, auxiliary or emergency water supply other than the regular public water supply of New Lexington may enter the supply or distributing system of said municipality, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved by the Superintendent of Public Services of New Lexington and by the Ohio Environmental Protection Agency.

SECTION 3. That it shall be the duty of the City Administrator and/or the Superintendent of Public Services to cause surveys and investigations to be made of industrial and other properties served by the public water supply where actual or potential hazards to the public water supply may exist. Such surveys and investigations shall be made a matter of public record and shall be repeated as often as the Superintendent of Public Services shall deem necessary.

SECTION 4. That the Superintendent of Public Services of New Lexington or his or its duly authorized representative shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system of New Lexington for the purpose of inspecting the piping system or systems thereof. On demand the owner, lessees or occupants of any property so served shall furnish to the Superintendent of Public Services any information which he may request regarding the piping system or systems or water use on such property. The refusal of such information, when demanded, shall, within the discretion of the Superintendent of Public Services with approval from the City Administrator, be deemed evidence of the presence of improper connections as provided in this ordinance.

SECTION 5. That the Superintendent of Public Services of New Lexington, with the approval of the City Administrator, is hereby authorized and directed to discontinue, after reasonable notice to the occupant thereof, the water service to any property wherein any connection in violation of the provisions of this ordinance is known to exist, and to take such other precautionary measures as he may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to such property shall not be restored until such conditions shall have eliminated or corrected in compliance with the provisions of this ordinance, and the turn-on-fee paid in full.

RECORD OF ORDINANCES

Form No. 2806-A

National Graphics Corp., Cols., O.

Ordinance No. SECTION 6, This ordinance ^{Passed} shall take effect and be in force from and after the 4th day of December, 1989.

PASSED: December 4, 1989

APPROVED: Delmar Hanson
MAYOR

Andrew D. McMillan
PRESIDENT OF COUNCIL

ATTEST: Pete Ervin
CLERK OF COUNCIL

COMMISSIONER OF PUBLICATION
I, Pete Ervin, Clerk of Council of the City of New Lexington, hereby certify that the title to the foregoing Ordinance was published once a week for two consecutive weeks in the Perry County Tribune on the 21st & 28th of March and that at such date said newspaper was determined by council to be of circulation within the city of New Lexington, Ohio; and that said publication contained, in addition to the title, a statement that a copy of the full text of Ordinance 89-70 was available for inspection at the office of the Clerk of Council, New Lexington, Ohio.