

RECORD OF ORDINANCES

Dayton Legal Blank Co.—10116

Ordinance No. 1987-11

Passed December 15, 1987

AN ORDINANCE TO PROVIDE AN EFFECTIVE MEANS FOR PROTECTING THE PUBLIC WATER SYSTEM FROM CONTAMINATION DUE TO BACKFLOW OF 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 Administrative 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 MUNICIPALITY OF BROOKVILLE, STATE OF OHIO:

SECTION I.

That if, in the judgement of the Municipal Manager, an approved back-flow prevention device is necessary for the safety of the public water system, the Municipal Manager 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 Municipal Manager and shall have inspections and tests made of such approved devices as required by the Municipal Manager.

SECTION II.

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 Brookville 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 Municipal Manager of Brookville and by the Ohio Environmental Protection Agency.

SECTION III.

That it shall be the duty of the Municipal Manager 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

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water supply may exist. Such surveys and investigations shall be made a matter of public record and shall be repeated as often as the Municipal Manager shall deem necessary.

SECTION IV.

That the Municipal Manager of Brookville 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 Brookville 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 Municipal Manager 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 Municipal Manager, be deemed evidence of the presence of improper connections as provided in this ordinance.

SECTION V.

That the Municipal Manager of Brookville 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 been eliminated or corrected in compliance with the provisions of this ordinance.

SECTION VI.

This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED this 15th day of December, 1987.

ATTEST:


E. Eugene Roeser, Clerk


George E. Brown, Mayor

CERTIFICATE

The undersigned, Clerk of the Municipality of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 1987-11 passed by the Council of said Municipality on the 15th day of December, 1987.


E. Eugene Roeser, Clerk

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CERTIFICATION OF POSTING

The undersigned, Clerk of Council of the Municipality of Brookville, Ohio, hereby certifies that the foregoing Ordinance No. 1987-11 was posted at the Municipal Building, U. S. Post Office and the Brookville National Bank, Brookville, Ohio on the 17th day of December, 1987, to the 15th day of January, 1988 both days inclusive.


E. Eugene Roeser, Clerk