

ORDINANCE NO. O-18-38

**AMENDING SECTION 927.19 BACKFLOW PREVENTION DEVICES OF
CHAPTER 927 WATER RULES AND REGULATIONS OF THE WILMINGTON
CODIFIED ORDINANCES**

WHEREAS, City Council desires to amend certain sections of Chapter 927 Backflow Prevention Devices of the Wilmington Codified Ordinances, in order to protect cross-connection into the City's water supply.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILMINGTON, STATE OF OHIO:

[Additions to the CODIFIED ORDINANCES are in **bold** and deletions are lined through or noted below]:

Section 1. That Section 927.19 BACKFLOW PREVENTION DEVICES be, and hereby is, amended to read in full as follows:

927.19 BACKFLOW PREVENTION DEVICES.

(a) If the Superintendent or Manager of the City Water Department, in his judgment, determines that an approved backflow prevention device is necessary for the safety and protection of the public water system, then such Superintendent or Manager shall cause notice to be given to the water consumer or his agent, to immediately install such an approved device. The water consumer, at such consumer's expense, shall install an approved backflow prevention device at a location and in a manner approved by the Water Superintendent or Manager and shall make such inspections and tests of such approved device as may be required by such Superintendent or Manager.

(b) No person, partnership, corporation or other entity shall establish or permit to be established or maintain or permit to be maintained any ~~water connection whereby a~~ private, auxiliary or emergency water supply other than the regular public water supply of the City ~~may enter the supply or distributing system of such City~~, unless such private, auxiliary or emergency water supply and the method of connection and use of such supply shall have been approved, in writing, by the Water Superintendent or Manager and by the Ohio Environmental Protection Agency.

(c) The Water Superintendent or Manager shall cause to be made such surveys and investigations of industrial and other properties served by the public water supply where such Superintendent or Manager reasonably believes actual or potential hazards to the public water supply may exist. Such surveys and investigations shall be a matter of public record and shall be made as frequently as such Superintendent or Manager deems necessary.

(d) The Water Superintendent or Manager, or his duly authorized agent, shall have the right to enter upon the premises at any reasonable time any property served by a connection to the public water supply or water distribution system of the City, to inspect the piping system or systems thereof. The owner, lessee or occupant of any premises served by such connection shall immediately furnish to the Water Superintendent or Manager any information which the Superintendent or Manager may reasonably request regarding the piping system or systems or water use on such premises. The refusal to furnish such information, upon request of the Superintendent or Manager shall be reasonable cause to believe that there are improper connections on such premises as provided in this chapter.

(e) The Water Superintendent or Manager is hereby authorized and directed, upon reasonable notice to the occupant of the premises, to discontinue the City water service to any premises or property wherein such Superintendent or Manager has determined or has reasonable cause to believe there is any connection to the City water system in violation of this chapter. Further, such Superintendent or Manager is hereby authorized to take such other precautionary measures as he deems necessary to eliminate any possible danger of contamination of the potable public water supply distribution system. Upon such discontinuance, water service to such premises or property shall not be restored until the

Water Superintendent or Manager determines that such possible dangerous conditions no longer exist.

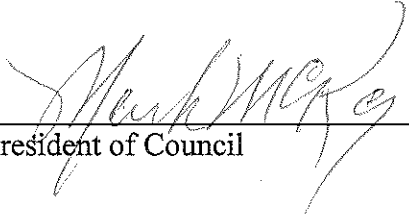
(f) Effective May 1, 2005, a service fee for administrative costs related to EPA certification will be assessed annually to commercial and industrial customers. The service fee will be twenty dollars (\$20.00) for each testable backflow prevention device upon the commercial or industrial customer's property.

(g) When a City-approved private, auxiliary or emergency water supply has been installed, the Water Department shall inspect the facility's entire water system every sixty (60) days. The water consumer will be billed twenty-five dollars (\$25.00) for each inspection. If any connection is found between the approved private, auxiliary or emergency water supply and the City water system, the supply from the City shall immediately be turned off. City water service shall remain off until the cross-connection between the two systems is removed. A fee of one hundred dollars (\$100.00) shall be charged for each re-inspection after a cross-connection is found. The City reserves the right to order the removal of the private, auxiliary or emergency water supply if multiple inspections result in the discovery of a cross-connection with the City water system.

Section 2. That each and every section of Chapter 927, Water Rules and Regulations, of the Codified Ordinances, except those sections identified and amended in Section 1 of this ordinance, are hereby ratified and republished and incorporated herein by reference as though fully rewritten herein.

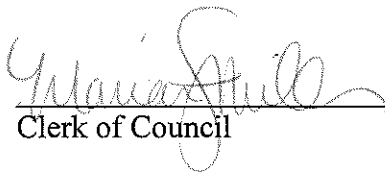
Section 3. That this ordinance shall be effective from the earliest period allowed by law.

Passed this 19th day of July, 2018



President of Council

ATTEST:



Clerk of Council

Approved by me this 19th day of July, 2018



Mayor