

## ORDINANCE NO. 2008-11

AN ORDINANCE TO PROVIDE 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 AND DECLARING AN EMERGENCY

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 backflow prevention 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, WHEREFORE, Be It Ordained by the Council of the Village of Buckeye Lake, County of Licking, State of Ohio:

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

**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 The Village of Buckeye Lake may enter the supply or distributing system of said municipality, unless such private, auxiliary or emergency water supply and method of connection and use of such supply shall have been approved by the Director of Public Works of The Village of Buckeye Lake and the Ohio Environmental Protection Agency.

**SECTION 3:** That it shall be the duty of the Director of Public Works 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 manner of public record and shall be repeated as often as the Director of Public Works shall deem necessary.

SECTION 4: That the Director of Public Works of The Village of Buckeye Lake or his 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 The Village of Buckeye Lake for the purpose of inspecting the piping system or the systems thereof. On demand the owner, lessees or occupants of any property so served shall furnish to the Director of Public Works any information which he may request regarding the piping system or systems of water use on such property. The refusal of such information, when demanded, shall, within the discretion of the Director of Public Works, be deemed evidence of the presence of improper connections as provided in this ordinance.

SECTION 5: That the Director of Public Works of The Village of Buckeye Lake 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 6: That the Director of Public Works of The Village of Buckeye Lake shall establish Rules and Regulations to govern the application of the backflow prevention program.

SECTION 7: That in order to protect the health, safety and welfare of the citizens of the Village of Buckeye Lake this Ordinance is declared to be an emergency measure and it shall become effective on its passage and signature of the Mayor.

ADOPTED: MARCH 24, 2008.

ATTEST: Tim Melt Charlene C. Taylor  
Clerk of Council President of Council

Date filed with Mayor: 3-24-08, 2008.

Date approved by Mayor: 3-24-08, 2008.

Frank Foster, Mayor