

ORDINANCE NO. 176

AN ORDINANCE REGULATING CROSS CONNECTIONS WITH THE PUBLIC WATER SUPPLY SYSTEM, i.e., A CONNECTION OR ARRANGEMENT OF PIPING OR APPURTENANCES THROUGH WHICH WATER OF QUESTIONABLE QUALITY, WASTES OR OTHER CONTAMINANTS CAN ENTER THE PUBLIC WATER SUPPLY SYSTEM.

THE VILLAGE OF DECATUR, VAN BUREN COUNTY, MICHIGAN ORDAINS:

Section 1: That the Village of Decatur, Michigan adopts by reference the Water Supply Cross Connection Rules of the Michigan Department of Environmental Quality, being R 325.11401 to R 325.11407 of the Michigan Administrative Code.

Section 2: That it shall be the duty of the Village of Decatur, Michigan to cause inspections to be made of all properties served by the public water supply where cross connections with the public water supply is deemed possible. The frequency of inspections and re-inspections based on potential health hazards involved shall be as established by the Village of Decatur, Michigan Water Department and as approved by the Michigan Department of Environmental Quality.

Section 3: That the representative of the Village of Decatur Michigan Water Department shall have the right to enter at any reasonable time any property served by a connection to the public water supply system of the Village of Decatur, Michigan for the purpose of inspecting the piping system or systems thereof for cross connections. On request, the owner, lessees, or occupants of any property so served shall furnish to the inspection agency any pertinent information regarding the piping system or systems on such property. The refusal of such information or refusal of access, when requested, shall be deemed evidence of the presence of cross connection.

Section 4: That the Village of Decatur, Michigan Water Department is hereby authorized and directed to discontinue water service after reasonable notice to any property wherein any connection in violation of this Ordinance exists and to take such other precautionary measures deemed necessary to eliminate any danger of contamination of the public water supply system. Water service to such property shall not be restored until the cross connection(s) has been eliminated in compliance with the provisions of this Ordinance.

Section 5: That all testable backflow prevention devices shall be tested initially upon installation to be sure that the device is working properly. Subsequent testing of devices shall be conducted at a time interval specified by the Village of Decatur Michigan and in accordance with the Michigan Department of Environmental Quality requirements. Only individuals approved by the Village of Decatur Michigan and State of Michigan certified, shall be qualified to perform such testing. That such individual(s) shall certify the results of his or her testing to the Village of Decatur, Michigan.

Section 6: That the potable water supply made available on the properties served by the public water supply shall be protected from possible contamination as specified by this Ordinance and by the State Plumbing Code. Any water outlet which could be used for potable or domestic purposes and which is not supplied by the potable system must be labeled in a conspicuous manner as:

WATER UNSAFE
FOR DRINKING

Section 7: That this Ordinance does not supersede the State Plumbing Code, but is supplementary to same.

Section 8: That any person, firm or corporation who shall violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and shall, upon conviction thereof, be subject to a fine of not more than five hundred (\$500.00) dollars plus Court costs, and costs of prosecution, or by imprisonment in the County Jail for a term not exceeding ninety (90) days, or both, at the discretion of the Court. Each day that a violation occurs shall be considered a separate violation. The Village may in addition seek injunctive relief.

Section 9: Repeal: Ordinance No. 66 of the Village of Decatur, Michigan is hereby repealed. All other Ordinances or parts thereof of the Village of Decatur, Michigan in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

Section 11: Effective Date. This Ordinance shall become effective the 1st day of December, 2007.

Adopted by the Village Council of the Village of Decatur, Michigan this 5th day of November, 2007.