

RECORD OF RESOLUTIONS

Resolution No. 2015-10

Passed May 13

~~15~~ 2015

AN ORDINANCE REQUIRING BACKFLOW PREVENTION AND CROSS-CONNECTION CONTROL DEVICES ON CERTAIN WATER CONNECTIONS ON THE VILLAGE OF THURSTON WATER SYSTEM AND DECLARING AN EMERGENCY

WHEREAS, Section 6109.13 of the Ohio Revised Code required 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, Chapter 3745-95 of the Ohio Administrative Code requires backflow and cross-connection control devices on certain water connections; and

WHEREAS, Ohio EPA requires water systems to adopt a policy requiring the maintenance and continuing program of backflow prevention and cross-connection control.

NOW, THEREFORE, BE IT ORDAINED, BY THE COUNCIL OF THE VILLAGE OF THURSTON, OHIO THAT:

SECTION 1: In accordance with OAC 3745-95-02, (A) No person shall install or maintain a water service connection to any premises where actual or potential cross-connections to the Village of Thurston Water System may exist unless such actual or potential cross-connections are abated or controlled to the satisfaction of the Water Treatment Plant Operator; (B) No person shall install or maintain a connection between the Village of Thurston Water System and an auxiliary water system unless the auxiliary water system, the method of connection and the use of such system have been approved by the Water Treatment Plant Operator and by the director as required by R.C. 6109.13.

SECTION 2: In accordance with OAC 3745-95-03, the Water Treatment Plant Operator, or his/her designee, shall conduct, or cause to be conducted, investigations of water use practices where necessary to determine potential backflow connections. On request, the consumer shall immediately furnish the Water Treatment Plant Operator information on water use practices on their premises to determine potential cross-connections which backflow could occur.

SECTION 3: In accordance with OAC 3745-95-04, an approved backflow prevention device shall be installed and maintained at the property owner's expense on each service line, where in the judgment of the Water Treatment Plant Operator a pollution, system, health or severe health hazard to the public water system exists. An approved backflow prevention device shall be installed on each service line, including but not limited to, the following types of facilities and residential property: Hospitals, mortuaries, clinics, nursing homes, laboratories, chemical plants, piers, docks, waterfront facilities, metal plating industries, sewage treatment plants, sewage or storm water pumping stations, food or beverage processing plants, petroleum processing or storage plants, any privately owned or individual wells located on residential property, car washes, and any other consumer specified by the Village of Thurston.

SECTION 4: In accordance with OAC 3745-95-05, the type of protection device required shall depend on the degree of hazard as determined by the Water Treatment Plant Operator. The device requirements are set forth in OAC 3745-95-05 and 06.

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Dayton Legal Blank, Inc., Form No. 30045

Resolution No. _____

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SECTION 5: The Water Treatment Plant Operator shall deny or discontinue, after reasonable notice to the consumer, the water service wherein any backflow prevention device required by the ordinance is not installed, tested and maintained, or if it is found that the backflow device has been removed or by-passed. Water service may also be discontinued if the Water Treatment Plant Operator, or his/her designee, is not allowed entry to the consumer's property to determine the need for a backflow prevention device or the inspection of a device. Water service will not be restored to the consumer until full compliance is determined by the Water Treatment Plant Operator.

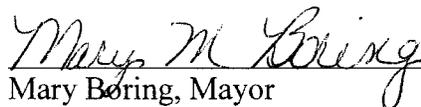
SECTION 6: Council for the Village of Thurston and/or the Water Treatment Plant Operator may adopt and cause to be enforced any rules, policy or regulations to effectuate the purpose of this Ordinance as determined by Council.

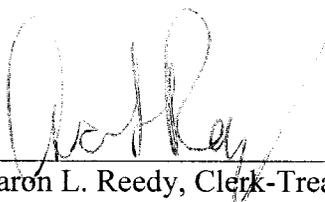
SECTION 7: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the Village of Thurston which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

SECTION 8: All prior legislation, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistent parts thereof.

SECTION 9: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason that Village Council needs create these regulations immediately in order to comply with Ohio Administrative Code Backflow Regulations which are enforce by Ohio EPA. Wherefore, provided this Ordinance receives the required affirmative votes of Council, this Ordinance shall take effect and be in force immediately upon passage by Council and approval by the Mayor.

Passed in Council this 13th day of May 2015.


Mary Boring, Mayor

ATTEST: 
Aaron L. Reedy, Clerk-Treasurer

APPROVED:

Approved as to form this 13th day of May 2015.



Brian M. Zets, Esq.
Village Solicitor