

# ENABLING ORDINANCE FOR SMALL WATER SYSTEMS

## ORDINANCE NO. 5-12-2011

AN ORDINANCE AMENDING CITY OF HALFWAY ORDINANCE NO. 3-2-87  
SECTION 13 SUBSECTION (4) IMPROPER CUSTOMER FACILITIES  
REGARDING THE CITY'S WATER SYSTEM.

CITY OF HALFWAY

WATER SYSTEM PWS ID# OR41 00363

WHEREAS, THE PURPOSE OF THIS ORDINANCE IS TO PROTECT THE HEALTH OF THE PEOPLE SERVED BY THIS WATER SYSTEM BY PREVENTING CONTAMINANTS FROM FLOWING BACKWARDS INTO THE WATER SUPPLY. TO ACCOMPLISH THIS, THESE RULES ARE IN COMPLIANCE WITH OAR 333-061-0070 THRU 333-061-0074. THIS INCLUDES INSTALLATION, MAINTENANCE AND TESTING OF BACKFLOW PREVENTION DEVICES AND ASSEMBLIES; AS WELL AS OTHER RULES TO REPORT BACKFLOW DATA TO THE OREGON HEALTH AUTHORITY (DEPARTMENT OF HUMAN SERVICES) EVERY YEAR.

WHEREAS, A CROSS CONNECTION IS DEFINED AS ANY PHYSICAL CONNECTION BETWEEN THE WATER DEPARTMENTS SYSTEM AND ANOTHER WATER SUPPLY.

THEREFORE, THE CITY OF HALFWAY ORDAINS AS FOLLOWS:

### SECTION 13- (4) IMPROPER CUSTOMER FACILITIES

(A) UNSAFE FACILITIES. THE CITY OF HALFWAY HAS THE RIGHT TO REFUSE TO FURNISH WATER AND MAY DISCONTINUE SERVICES TO ANY PREMISES WITHOUT PRIOR NOTICE WHERE PLUMBING FACILITIES, APPLIANCES, OR USES OF EQUIPMENT ARE DANGEROUS, UNSAFE OR NOT IN CONFORMITY WITH THE PLUMBING CODE OF THE STATE OF OREGON.

THE CITY OF HALFWAY HAS THE RIGHT TO REFUSE OR TERMINATE WATER SERVICES TO ANY CUSTOMER WHO DOES NOT INSTALL A BACKFLOW DEVICE OR ASSEMBLY, WHEN NECESSARY, TEST AT LEAST ANNUALLY AND REPAIR IF NECESSARY THE BACKFLOW DEVICES ON THE CUSTOMER'S PROPERTY.

THE CITY OF HALFWAY RESERVES THE RIGHT TO DEMAND A BACKFLOW DEVICE AT THE CUSTOMER'S SIDE OF THE WATER METER IF ACCESS IS NOT AVAILABLE TO DETERMINE IF A BACKFLOW DEVICE OR ASSEMBLY IS NECESSARY.

THE CITY OF HALFWAY WILL ALLOW A REASONABLE TIME TO ACHIEVE COMPLIANCE WITH OUR RULES, BUT SHOULD A BACKFLOW INCIDENT OCCUR, THE CITY OF

HALFWAY HAS THE RIGHT TO TERMINATE SERVICE IMMEDIATELY AND RESTORE IT ONLY AFTER COMPLIANCE.

(B) CROSS CONNECTION. A CROSS CONNECTION IS DEFINED AS ANY PHYSICAL CONNECTION BETWEEN THE CITY OF HALFWAY'S WATER SYSTEM, AND ANOTHER WATER SUPPLY.

ACTUAL OR POTENTIAL CROSS CONNECTION IS PROHIBITED BY THE OREGON STATE HEALTH DIVISION AND THE U.S. DEPARTMENT OF ENVIRONMENTAL PROTECTION AGENCY. IF A POTENTIAL EXISTS FOR A CROSS CONNECTION AND THIS IS NECESSARY, THE WATER SYSTEM MUST BE PROTECTED BY A BACKFLOW PREVENTION DEVICE OR ASSEMBLY. MOST HIGH HAZARDS OR HEALTH HAZARDS ARE SPECIFIED IN THE ABOVE LISTED OREGON ADMINISTRATIVE RULES. THEY WILL BE GIVEN THE HIGHEST PRIORITY BY THE CITY OF HALFWAY.

-THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT 30 DAYS FROM PASSAGE.

-READ FIRST IN FULL, AND THEN BY TITLE, THIS 12<sup>TH</sup> DAY OF MAY, 2011

-PASSED BY THE CITY COUNCIL OF THE CITY OF HALFWAY,  
THIS 12<sup>TH</sup> DAY OF MAY, 2011

APPROVED BY THE MAYOR OF THE CITY OF HALFWAY,  
THIS 12<sup>TH</sup> DAY OF MAY, 2011

APPROVED: Sheila Farwell  
SHEILA FARWELL, MAYOR

ATTEST: Heather Farley  
HEATHER FARLEY  
CITY RECORDER/TREASURER

DATE: 05/12/2011