

41-00635

Clackamas County Official Records
Sherry Hall, County Clerk

2014-059219



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Return to:
Sunrise Water Authority
10602 SE 129th Ave.
Happy Valley, OR 97086
Attn: Kim Anderson

ORDINANCE 2014-1

AN ORDINANCE OF THE SUNRISE WATER AUTHORITY RATIFYING THE CROSS CONNECTION CONTROL PROGRAM PURSUANT TO OREGON ADMINISTRATIVE RULE 333-061-0070.

WHEREAS, the Authority passed Ordinance 2011-1 in the creation of a Cross Connection Control Program and now desires to revise that program to clarify its administrative and legal responsibilities under Oregon Administrative Rule 333-061-0070;

WHEREAS, the new cross connection program under Ordinance 2014-1 replaces Ordinance 2011-1 in its entirety;

WHEREAS, the Authority acknowledges the legal requirements for the development and implementation of a cross connection control program as prescribed under Oregon Administrative Rule 333-061-0070; and

WHEREAS, the Authority accepts responsibility for establishing policy for outlining its cross connection control program's content and the program's periodic updating as needed to comply with state regulation; and

WHEREAS, the Authority looks to protect its customers from related health hazard risks; and

NOW, THEREFORE, BE IT ORDAINED BY SUNRISE WATER AUTHORITY the formal implementation of a cross connection control program as follows:

The purpose of the Authority's cross connection control program is to protect our water supply from potential contamination or pollution resulting from possible cross connections and to establish rules related to the installation, maintenance and testing of approved backflow prevention assemblies or devices designed to minimize the associated risks:

A. The installation or maintenance of any cross connection which would endanger the water supply of the Authority is prohibited unless controlled by a mechanism approved by State law or regulation. Any cross connection now existing is hereby declared unauthorized and shall be controlled or eliminated as directed by the Authority or its authorized representative(s).

B. The control or elimination of cross connections shall be in accordance with the regulations of the State of Oregon. The policies, procedures, and criteria

for determining appropriate levels of protection shall be in accordance with Oregon Administrative Rules, Chapter 333-061-0070.

C. The Authority shall create a cross connection control plan that surveys each of its connections (annually) and specifies a requirement of "premise isolation" for those connections posing a potential health hazard to the public water system.

D. Any backflow prevention device (or method) required by the Authority for establishing premise isolation shall be commensurate with the degree of identified hazard (or as required by law) and shall, in general, be installed and maintained by the connection owner (at their own expense).

E. Any device required by the Authority for premise isolation shall also be tested at the time of installation and at least annually, thereafter (or immediately following repair or relocation). The results of such testing shall be forwarded to the Authority within 15 calendar days of the date of testing. All such testing shall be conducted by persons certified or approved by the State of Oregon and shall be the responsibility of the connection owner.

F. Any required backflow prevention device "failing" a test (described in item E, above) shall be repaired and reported to the Authority as "passing" within 15 calendar days of the original failed test date. All such testing and repair shall be the responsibility of the connection owner.

G. The Authority may install its own backflow prevention device on any connection within the Authority's system and in so doing accepts the responsibility for all maintenance, testing, and repair of such Authority-owned devices.

H. No approved backflow prevention assembly or device shall be disabled, removed, relocated, or substituted without the written approval of the Authority.

I. A property owner must notify the Authority if they make any changes to existing plumbing that allows the addition of any chemical or substance into the premise water system.

J. Any installation, corrective measure, disconnection, or other change to a backflow prevention assembly (other than those installed and owned by the Authority) shall be performed at the sole expense of the connection owner.

K. All costs or expenses for any correction or modification to the Authority's water system caused by or resulting from contamination from a cross connection shall be the responsibility of the respective connection owner (regardless of any Authority-owned installed backflow prevention device).

L. If the Authority has not received the result of a test required under this Ordinance within the required time, the Authority may order a test and charge the cost of the test to the connection owner.

M. If a connection owner fails to repair a faulty backflow prevention assembly within ten (10) days of a test showing the assembly is not operating properly, the Authority may order the repair of the assembly and charge the cost of the repair to the connection owner.

M. Where non-compliance with the rules established under this Ordinance creates an actual health hazard, water service will be immediately terminated until such time as compliance by the connection owner is achieved. In cases where non-compliance with the rules established under this Ordinance does not present an actual, immediate health hazard, the Authority may, upon ten (10) days written notification, discontinue water service to any connection.

N. Authorized employees (or official representatives) of the Authority shall have free access, at reasonable hours of the day, to inspect those parts of a premise (or other facilities receiving water service) for the purpose of identifying the presence of potential health hazards. Water service may, in turn, be refused or terminated to any premise (or facility receiving such service) for failure to allow these inspections.

READ FOR THE FIRST TIME BY TITLE ONLY, this 27th day of August, 2014, there being present a quorum.

READ FOR THE SECOND TIME BY TITLE ONLY, this 24th day of September, 2014, there being present a quorum.

Adopted by motion duly made by Kuenzi, seconded by Hall, and approved by the Sunrise Water Authority Board of Commissioners this 22 day of October, 2014.

AYES: 6

NAYS: 1

Signed:


Ernie Platt, Chair


Keith Miller, Secretary