

## **ORDINANCE NO. 73-A**

### **TOWNSHIP OF WHITEFORD, COUNTY OF MONROE, STATE OF MICHIGAN**

#### **AMENDED WATER SUPPLY CROSS CONNECTION ORDINANCE**

An ordinance amending in its entirety Ordinance 73; regulating cross connections with the Whiteford Township 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); and establishing penalties for violation thereof.

**Be it ordained by Whiteford Township, State of Michigan:**

#### **SECTION 1. TITLE**

This ordinance shall be known and cited as the Whiteford Township Water Supply Cross Connection Ordinance.

#### **SECTION 2. ADOPTION OF ADMINISTRATIVE CODE**

Whiteford Township adopts by reference the Water Supply Cross Connection Rules of the Michigan Department of Environmental Quality being R 325.11401 to R 325.11.407 of the Michigan Administrative Code, and any amendments thereto.

#### **SECTION 3. INSTALLATION OF BACKFLOW PREVENTER**

All users of Whiteford Township's municipal water system shall be required to install a backflow preventer. The type of backflow preventer must be approved by Whiteford Township prior to installation.

#### **SECTION 4. INSPECTIONS FOR CROSS CONNECTION**

It shall be the duty of Whiteford Township to cause inspections to be made of all properties served by the Whiteford Township 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 Whiteford Township and as approved by the Michigan Department of Environmental Quality.

## **SECTION 5. REASONABLE ACCESS**

A representative of Whiteford Township shall have the right to enter at any reasonable time any property served by a connection to the public water supply system of Whiteford Township 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 backflow preventer must be assessable for inspection and repairs. The refusal of such information or refusal of access, requested, shall be deemed evidence of the presence of cross connection.

## **SECTION 6. DISCONNECTION OF SERVICE**

Whiteford Township is hereby authorized and directed to discontinue water service after reasonable notice to any property where 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 7. BACKFLOW PREVENTION ASSEMBLIES**

All testable backflow prevention assemblies shall be tested at the time of installation or relocation and after any repair. Subsequent testing of devices shall be conducted at a time interval specified by Whiteford Township and in accordance with Michigan Department of Environmental Quality requirements. Only individuals that hold a valid Michigan plumbing license and have successfully passed an approved backflow testing class or have the ASSE Backflow Testing Certification shall perform such testing. Each tester shall also be approved by the Township of Whiteford. Individual(s) performing assembly testing shall certify the results of his/her testing.

## **SECTION 8. LABELING OF NON-POTABLE WATER**

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 and Monroe County 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 9. SUPPLEMENTAL NATURE OF ORDINANCE**

This ordinance does not supersede the state plumbing code and Monroe County Plumbing Code, but is supplementary to them.

**SECTION 10. PENALTIES**

Any person or customer found guilty of violating any of the provisions of this ordinance or any written order of Whiteford Township, in pursuance thereof, shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine of no less than One Thousand Dollars (\$1,000.00) nor more than Fifteen Hundred Dollars (\$1,500.00) for each violation, plus restitution for costs and expenses incurred by the Township. The severities of the penalties are due to the Township’s costs incurred in cleaning up the contamination to the municipal water system. Each day upon which a violation of the provisions of this act shall occur shall be deemed a separate and additional violation for the purpose of this ordinance.

**SECTION 11. CONFLICTING ORDINANCE(S)**

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

**SECTION 12. EFFECTIVE DATE**

This Ordinance shall take effect thirty (30) days after publication.

THE TOWNSHIP BOARD OF THE  
TOWNSHIP OF WHITEFORD, COUNTY  
OF MONROE, STATE OF MICHIGAN

AUTHENTICATED:

By: \_\_\_\_\_  
Angela Christensen,  
Whiteford Township Clerk

By: \_\_\_\_\_  
Walter Ruhl,  
Whiteford Township Supervisor

The vote on said Ordinance, \_\_\_\_\_ members being present and \_\_\_\_\_ members being absent, was as follows:

AYES:

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NAYS:

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Certificate

I, Angela Christensen, do hereby certify that I am the duly elected and acting Clerk of Whiteford Township, and I do hereby certify that this Ordinance was adopted by the Township Board of the township of Whiteford, County of Monroe, State of Michigan, at a regular meeting of the Township Board held at the Whiteford Township Hall, 8000 Yankee Road, Suite 100, Ottawa Lake, Michigan 49267, on the 18th day of December, 2018.

I, Angela Christensen, the Township Clerk of Whiteford, do hereby certify that this Ordinance, or a summary of it, was published on the \_\_\_\_\_ day of December, 2018 in the Monroe Evening News, located in the City of Monroe, Monroe County, Michigan, a newspaper of general circulation in the Township of Whiteford, within thirty (30) days after adoption of the Ordinance.

Dated: December 18, 2018

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Angela Christensen,

Whiteford Township Clerk

ATTEST:

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Walter Ruhl,

Whiteford Township Supervisor

ADOPTED: \_\_\_\_\_

PUBLISHED: \_\_\_\_\_

EFFECTIVE: \_\_\_\_\_