

ORDINANCE NO. 2017-05-15

CITY OF LADONIA, LADONIA TEXAS, ADOPTING ADDITIONS AND/OR CHANGES TO ARTICLE 11.100 WATER SYSTEM REGULATIONS; PROVIDING FOR AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LADONIA INCLUSION IN THE CODE OF ORDINANCES; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN AS REQUIRED BY LAW.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LADONIA TEXAS;

SECTION 1. An addition to City of Ladonia, Code of Ordinances, Article 11.100, Water System Regulations, Section 11.104 Plumbing, to read as follows:

- (c) Backflow Assembly Testing
- (1) All backflow prevention assemblies shall be tested upon installation by a recognized backflow prevention assembly tester and certified to be operating within specifications. Backflow prevention assemblies which are installed to provide protection against high health hazards must be tested and certified to be operating within specification at least annually by a recognized backflow prevention device tester.
 - (2) It shall be the duty of the customer at any premise where backflow prevention assemblies are installed to have a certified inspection and operational tests conducted annually. In those instances where the City of Ladonia deems the hazard to be harmful to human health, inspections and tests shall be at the expense of the customer or customer's representative and shall be performed by a certified technician.
 - (3) Assemblies shall be repaired, overhauled, or replaced at the expense of the customer whenever said assemblies are found to be defective. Records of such tests, repairs and overhaul shall be kept and submitted to the City of Ladonia within (5) days of the test, repairs or overhaul of each backflow prevention assembly.
 - (4) No device or assembly shall be removed from use, relocated, or other device or assembly substituted without the approval of the City of Ladonia. Whenever the existing assembly is moved from the present location, requires more than minimum maintenance, or when the City of Ladonia finds that the maintenance constitutes a hazard to health, the unit shall be replaced by a backflow prevention assembly complying with requirements of this section and the Standard Plumbing Code as adopted by the City of Ladonia.
 - (5) A test report must be completed by the recognized backflow prevention assembly tester for each assembly tested. The signed and dated original must be submitted to the City of Ladonia Water Department within five (5) days of the test. A recognized backflow prevention assembly tester must have completed a Texas Natural Resources Conservation Commission (TNRCC) approved course on cross connection control and backflow prevention and pass an examination administered by the TNRCC or its designated agent.
 - (6) The City of Ladonia shall maintain a current list of licensed Backflow Prevention Assembly Tester.

SECTION 2. A change and addition to the City of Ladonia, Code of Ordinances, Article 11.100 Water System Regulations, Section 11.105 Service Connections to read as follows:

- (a) Service Connections
- (1) No connections with a water main shall be made without a permit being issued and twenty-four hour notice having been given to the City of Ladonia water department. All such connections shall be made and all such work done at the expense of the applicant who shall also furnish materials necessary for such work. Applications for such connections must be made to the city secretary, and a fee shall be paid for each water or sewer connection as provided for in the fee schedule found in the appendix of this code.

(b) Customer Service Inspection

(1) A customer service inspection certification shall be completed prior to providing water service to new construction, or on any existing service either when the City of Ladonia has reason to believe that cross-connections or other potential contaminant hazards exist, or after any material improvement, correction, or addition to the private plumbing facilities. Inspections shall be at the expense of the customer or customer's representative and shall be performed by a licensed customer service inspector.

(2) As potential contaminant hazards are discovered, they shall be promptly eliminated to prevent possible contamination of the water supplied by the public water system. The existence of a health hazard shall be considered sufficient grounds for immediate termination of water service. Service can be restored only when the health hazard no longer exists, or until the health hazard has been isolated from the public water system.

(3) A customer service inspection is an examination of the private water distribution facilities for the purpose of providing or denying water service. This inspection is limited to the identification and prevention of cross-connections, potential contaminant hazards, and illegal lead materials. A customer service inspection is not a plumbing inspection and a customer service inspector is not permitted to perform plumbing inspections.

(4) The City of Ladonia shall maintain a current list of licensed customer service inspectors.

SECTION 3. That it is the intention of the City Council of the City of Ladonia Texas, that the provisions of this ordinance shall become a part of the Code of Ordinances of the City of Ladonia Texas, and that sections of this ordinance may be renumbered or relettered to accomplish such intention.

SECTION 4. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. That it is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of the ordinance, since the same would have been enacted by the Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 6. That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public as required by law and that public notice of the time, place, and purpose of said meeting was given as required.

PASSED AND APPROVED this 15th day of May 2017

Dieta Shelkeld
Mayor

Attest: Debbie Nichols
City Secretary