

VILLAGE OF MT. AUBURN  
ORDINANCE NO. 29

AN ORDINANCE TO PROVIDE AN EFFECTIVE MEANS  
FOR PROTECTING THE PUBLIC WATER SUPPLY SYSTEM FROM  
CONTAMINATION DUE TO BACKFLOW OF CONTAMINANTS  
THROUGH THE CUSTOMER WATER SERVICE CONNECTION  
INTO THE PUBLIC WATER SYSTEM

ADOPTED BY THE  
BOARD OF TRUSTEES  
OF THE  
VILLAGE OF MT. AUBURN  
THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 1991

PUBLISHED IN PAMPHLET FORM BY AUTHORITY  
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF  
MT. AUBURN, CHRISTIAN COUNTY, ILLINOIS,  
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1991

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ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO PROVIDE AN EFFECTIVE MEANS  
FOR PROTECTING THE PUBLIC WATER SUPPLY SYSTEM FROM  
CONTAMINATION DUE TO BACKFLOW OF CONTAMINANTS  
THROUGH THE CUSTOMER WATER SERVICE CONNECTION  
INTO THE PUBLIC WATER SYSTEM

TO PROVIDE AN EFFECTIVE MEANS FOR PROTECTING THE PUBLIC WATER  
SUPPLY SYSTEM FROM CONTAMINATION DUE TO BACKFLOW OF CONTAMINANTS  
THROUGH THE CUSTOMER WATER SERVICE CONNECTION INTO THE PUBLIC  
WATER SYSTEM

WHEREAS, Rule 890.1510 of the Illinois Plumbing Code, 77 Ill.  
Adm. Code 890.1510, requires protection of all potable water  
systems from contamination due to backflow of contaminants  
through plumbing connections, fixtures or appurtenances; and

WHEREAS, the Illinois Pollution Control Board Regulations, 35  
Ill. Adm. Code 601.101, et seq. requires an active program of  
cross-connection control which will prevent the contamination of  
all public water supply systems due to backflow of contaminants  
or pollutants through the potable water service connection; and

WHEREAS, in order to accomplish these goals it is necessary to  
introduce restrictions that describe in detail specific  
procedures and requirements for cross-connection control;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF  
TRUSTEES OF THE VILLAGE OF MT. AUBURN, ILLINOIS:

Section 1. A new Article IV is hereby added to Chapter 10 of the  
Village Code of Mt. Auburn, which Article IV and the Sections  
thereunder shall read as follows:

ARTICLE IV - CROSS CONNECTIONS

10-4-1. That all plumbing installed within the Village of  
Mt. Auburn, Illinois shall be installed in accordance with the  
Illinois Plumbing Code, 77 Ill. Adm. Code 890. That, if in  
accordance with the Illinois Plumbing code or in the judgment of  
Chairman of the Village's Water Committee, an approved backflow  
prevention device is necessary for the safety of the public water  
supply system, the Chairman of the Village's Water Committee will  
give notice to the water customer to install such an approved  
device immediately. The water customer shall, at his own  
expense, install such an approved device at a location and in a  
manner in accordance with the Illinois Plumbing Code, Illinois

Environmental Protection Agency and all applicable local regulations, and shall have inspections and tests made of such approved devices upon installation and as required by the Illinois Plumbing Code, Illinois Environmental Protection Agency and local regulations.

10-4-2. That no person, firm or corporation shall establish or permit to be established or maintain or permit to be maintained any connection whereby a private, auxiliary or emergency water supply other than the regular public water supply of the Village of Mt. Auburn may enter the supply or distribution system of said municipality, unless such private, auxiliary or emergency water supply and the method of such connection and use of such supply shall have been approved by the Chairman of the Villages Water Committee and the Illinois Environmental Protection Agency.

10-4-3. That it shall be the duty of the Chairman of the Village of Water Committee to cause surveys and investigations to be made of commercial industrial and other properties served by the public water supply to determine whether actual or potential hazards to the public water supply may exist. Such surveys and investigations shall be made a matter of public record and shall be repeated at least every two years, or as often as the said Chairman shall deem necessary. Records of such surveys shall be maintained and available for review for a period of at least five years.

10-4-4. That the Chairman of the Village Water Committee or his authorized agent or an approved cross-connection control device inspector shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system of the Village of Mt. Auburn for the purpose of verifying the presence or absence of cross-connections, and that said chairman or his authorized agent or an approved cross-connection control device inspector shall have the right to enter at any reasonable time any property served by a connection to the public water supply or distribution system of the Village of Mt. Auburn for the purpose of verifying information submitted by the customer regarding the required cross-connection control inspection. On demand, the owner, lessees or occupants of any property so served shall furnish to said Chairman, agent, or cross-connection control device inspector any information which he may request regarding the piping system or systems or water use on such property. The refusal of such information, when demanded, shall, within the discretion of said Chairman, be deemed evidence of the presence of improper connections as provided in this ordinance.

10-4-5. That the Chairman of the Villages Water Committee of the Village of Mt. Auburn is hereby authorized and directed to discontinue, after reasonable notice to the occupant thereof, the water service to any property wherein any connection in violation of the provisions of this ordinance is known to exist, and to

take such other precautionary measures as he may deem necessary to eliminate any danger of contamination of the public water supply distribution mains. Water service to such property shall not be restored until such conditions have been eliminated or corrected in compliance with the provisions of this ordinance, and until a reconnection fee of \$ \$150.00 is paid to the Village of Mt. Auburn. Immediate disconnection with verbal notice can be effected when said Chairman is assured that imminent danger of harmful contamination of the public water supply system exists. Such action shall be followed by written notification of the cause of disconnection. Immediate disconnection without notice to any party can be affected to prevent actual or anticipated contamination or pollution of the public water supply, provided that, in the reasonable opinion of said Chairman or the Illinois Environmental Protection Agency, such action is required to prevent actual or potential contamination or pollution of the public water supply. Neither the Village of Mt. Auburn, said Chairman, or the Village officers, Board of Trustees, employees, agents or assigns shall be liable from termination of said customer's water supply in accordance with the terms of this ordinance, whether or not said termination was with or without notice.

10-4-6. That the customer responsible for backsiphoned or back pressured material or contamination through backflow, if contamination of the potable water supply system occurs through an illegal cross-connection or an improperly installed, maintained or repaired device, or a device which has been bypassed, shall bear the cost of clean-up of the potable water supply system.

10-4-7. Any person, firm, corporation or entity convicted of a violation of any section or provision of this Article IV shall be fined a minimum of Fifty Dollars (\$50.00) and a sum of not to exceed Five Hundred Dollars (\$500.00) for any one offense; and a separate offense shall be deemed committed on each day during or on which the violation occurs or continues.

SECTION 2. That if any section, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect or otherwise impair any other section, clause, provision or portion of this Ordinance which is not, in or of itself, invalid or unconstitutional.

SECTION 3. This Ordinance shall be effective upon its passage, approval and publication in pamphlet form as provided by law.

ON MOTION DULY MADE AN SECONDED and pursuant to roll call vote, this Ordinance was passed, approved and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 1991.

\_\_\_\_\_  
BRUCE HOHENSTEIN, Village  
President of the Village of Mt.  
Auburn

ATTEST:

\_\_\_\_\_  
BRENDA COPENBARGER, Village Clerk

AYES \_\_\_\_\_

NAYS \_\_\_\_\_

ABSENT \_\_\_\_\_

FILED IN THE OFFICE OF THE VILLAGE CLERK, VILLAGE OF MT.  
AUBURN, ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 1991.

PUBLISHED IN PAMPHLET FORM ON \_\_\_\_\_, 1991.

CERTIFICATE

STATE OF ILLINOIS     )  
                                  ) SS  
COUNTY OF CHRISTIAN )

I, BRENDA COPENBARGER, certify that I am the duly elected and acting Village Clerk of the Village of Mt. Auburn, Christian County, Illinois.

I further certify that on \_\_\_\_\_, 1991, the Board of Trustees of said Village passed and approved Ordinance No. \_\_\_\_\_ entitled "An Ordinance to Provide an Effective Means for Protecting the Public Water Supply System from Contamination Due to Backflow of Contaminants through the Customer Water Service Connection into the Public Water System."

The pamphlet form of Ordinance No. \_\_\_\_\_, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on \_\_\_\_\_, 1991, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the Office of the Village Clerk.

DATED at Mt. Auburn, Illinois, this \_\_\_\_\_ day of \_\_\_\_\_, 1991.

BRENDA COPENBARGER, VILLAGE CLERK

(SEAL)