

VILLAGE OF ARMADA
MACOMB COUNTY, MICHIGAN

ORDINANCE NO. 144

AN ORDINANCE AMENDING TITLE II, CHAPTER 21, OF THE VILLAGE CODE OF ORDINANCES, ENTITLED "VILLAGE WATER UTILITY," TO INCORPORATE WATER SUPPLY CROSS-CONNECTION RULES PROMULGATED AND REQUIRED BY THE MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY, AS AMENDED.

THE VILLAGE OF ARMADA ORDAINS:

Section 1. Section 21-16 of Chapter 21, Title II of the Village Code of Ordinances is repealed and replaced to read as follows:

Sec. 21-16. - Cross-connections.

(a) The village adopts by reference the water supply cross-connection rules of the Michigan Department of Environment, Great Lakes, and Energy, being R325.11401 to R325.11407 of the Michigan Administrative Code, and any amendments thereto, copies of which are on file with the village clerk and available for inspection by the public.

(b) The village does hereby require inspections to be made by the water department superintendent or his designee of all properties serviced by the village water supply where cross-connections with the village water supply are deemed possible. The frequency of inspections and re-inspections based on potential health hazards involved shall be as established by the water department superintendent or his designee and as approved by the Michigan Department of Environment, Great Lakes, and Energy and the village council.

The village does hereby require all testable backflow prevention assemblies be tested immediately upon installation and after relocation and/or repair to be sure that the assembly is working properly. Subsequent testing of non-residential assemblies shall be on an annual basis or as required by the Village and in accordance with Michigan Department of Environment, Great Lakes and Energy requirements. Subsequent testing of residential assemblies shall be a minimum of once every three years or as required by the Village and in accordance with Michigan Department of Environment, Great Lakes and Energy requirements. Only individuals that hold an active ASSE 5110 tester's certification shall be qualified to perform such testing. That individual(s) shall certify the results of his/her testing.

(c) The water department superintendent or his designee shall have the right to enter at any reasonable time any property served by a connection to the public water supply system of the village, for the purpose of inspecting the piping system or systems thereof for cross-connections. On request the owner, lessees or occupants for any property so served shall furnish to the inspection agency any pertinent information regarding the piping system or

systems on such property.

(d) The village council upon recommendation of the water department superintendent or his designee shall discontinue water services after reasonable notice to any property wherein any connection in violation of this section exists, and shall 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-connections have been eliminated in compliance with the provisions of this section.

(e) The potable water supply made available on the properties served by the village water supply shall be protected from possible contamination as specified by this section and by the state and/or village 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***

(f) This section does not supersede any state and/or village plumbing code or ordinance, but is supplementary to them.

(g) Any violation of any of the provisions of this section shall constitute a misdemeanor. Each day that a violation is permitted to exist or does in fact exist shall constitute a separate offense. Any person who violates any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not exceeding five hundred dollars (\$500.00) or ninety (90) days in jail, or both, in the discretion of the court. The imposition of any sentence shall not exempt the offender from compliance with the requirements of this section and such further action as the village shall take with respect to the violation in the county circuit court or elsewhere as authorized by law.

Section 2. All ordinances or parts of ordinances or any section of the Village Code of Ordinances in conflict herewith are hereby repealed.

Section 3. The sections of this Ordinance are declared to be severable and if any section is declared illegal, or void for any reason, it shall not affect the remainder of the Ordinance.

Section 4. This Ordinance shall be published in accordance with the terms, conditions, and requirements of the Village Charter of the Village of Armada.

Section 5. This ordinance shall be effective upon publication.

MOTION BY: BOELKE

SECONDED BY: BALLARD

AYES: BOELKE, BALLARD, SHALL, COENEN, CLARK, SLEDZ, WOLAK

NAYS: NONE

Adopted at a Regular Session of the Village Council for the Village of Armada on the 22nd day of June, 2020.

Marvin E. Wolak, Village President

Michelle Poulos, Village Clerk

ADOPTED: 06/22/20
PUBLISHED: 7/1/20
EFFECTIVE: __/__/__

VILLAGE OF ARMADA

Ordinance No: 144

NOTICE OF ADOPTION OF ORDINANCE

The Village of Armada has adopted an ordinance amending Title II, Chapter 21, of the Village Code of Ordinances, entitled “Village Water Utility,” to incorporate water supply cross-connection rules promulgated and required by the Michigan Department of Environment, Great Lakes, and Energy, as amended. The ordinance shall be effective upon the publication of this Notice of Adoption. A copy of the ordinance can be inspected or obtained from the Village Clerk’s office located at 74274 Burk Street, Armada, Michigan 48005 during normal business hours.