

**BILL NO. 2017-2**

**AN ORDINANCE AMENDING SUBSECTION 710.23 OF THE RICHFIELD  
CODE OF ORDINANCES ADDING NEW REGULATIONS FOR CROSS  
CONNECTIONS AND BACKFLOW PREVENTION**

**THE CITY OF RICHFIELD DOES ORDAIN:**

Section 1. Subsection 710.23 of the Code of Ordinances of the City of Richfield is hereby deleted in its entirety and replaced with the following:

**710.23. – Cross connections and backflow prevention.**

**Subdivision 1. Purpose.** The purpose of this subsection is to protect the health of water customers and the City's potable water supply.

**Subd. 2. Definition.** For the purposes of this subsection, "cross connection" shall consist of a connection or arrangement, physical or otherwise, between the City's water supply system and any plumbing fixture, tank, receptor, equipment, or other device, through which it may be possible for non-potable, used, unclean, polluted, or contaminated water, or any other substances to enter into any part of the City's water supply system under any condition.

**Subd. 3. General rule.** Cross connections between the City's water supply system and other systems or equipment are prohibited, except when and where, as approved by the City of Richfield, suitable backflow prevention devices are installed, tested, and maintained in accordance with this subsection to ensure proper operation on a continuing basis. Backflow prevention devices shall be owned, tested, and maintained in working condition by the owner or occupant of the premises being served.

**Subd. 4. Installation, maintenance, testing.** The installation, maintenance, and testing of backflow prevention devices shall be conducted in accordance with the Minnesota State Plumbing Code. Testing must be performed by a state certified backflow tester. All internal maintenance to any backflow prevention devices shall be performed by a state certified backflow prevention tester. Test results shall be furnished to the City. The City's annual fee for administering a backflow preventer testing program shall be as established, from time to time, by resolution of the City Council.

**Subd. 5. Permit required.** Prior to the installation of or repair to any private water line, system, apparatus, or equipment that is connected to or has a cross connection with the City's water supply system, the property owner or occupant must obtain a permit pursuant to subsection 400.05, subdivision 2 of this code.

**Subd. 6. Inspection and improvements.**

- (a) All properties connected to the City's water supply system shall be subject to annual inspection by a City-designated inspector for the purpose of determining whether

cross connection(s) exist, and if so, compliance with this subsection. The property owner or occupant shall allow the City-designated inspector onto the property and into any structure necessary to complete the inspection. The inspection shall occur within 30 days of written notice from the City that a compliance inspection is required. The compliance inspection shall occur at a time and in a manner as reasonably determined by the City-designated inspector. If the property owner or occupant fails to permit or have completed a compliance inspection as provided herein, the City may apply to the district court for an appropriate administrative search warrant authorizing the City-designated inspector to enter onto the property to conduct said inspection.

- (b) In the event that a backflow prevention device is required on the property and said device is not present or is not otherwise in compliance with this subsection, the installation or maintenance of a proper backflow prevention device shall be completed within 30 days of the City's written notice of noncompliance to the property owner or occupant. Following the written notice of noncompliance, a second compliance inspection shall be completed upon indication by the property owner or occupant of compliance with this subsection for the purpose of determining whether the necessary corrections have been made. In no event shall the second inspection be more than 60 days following the City's written notice of noncompliance related thereto.

**Subd. 7. Noncompliance.** In addition to any other penalty authorized by federal, state, or local law, the failure to comply with any of the provisions of this subsection shall be cause to discontinue water service in accordance with subsection 710.05 of this code.

Section 2. This Ordinance will be effective in accordance with Section 3.09 of the City Charter.

Adopted by the City Council of the City of Richfield, Minnesota this 28th day of March, 2017.

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Pat Elliott, Mayor

ATTEST:

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Elizabeth VanHoose, City Clerk