

ORDINANCE NO. 20-01

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF
THE SAN JUAN WATER DISTRICT AMENDING ORDINANCE NO. 10000
OF THE DISTRICT CODE OF ORDINANCES**

The Board of Directors of the San Juan Water District ordains as follows:

Section 1. Purpose and Authority. The purpose of this ordinance is to amend the Cross-Connections and Backflow Prevention Assemblies testing provisions contained in the District's Code of Ordinances to reference the District's revised Schedule of Fees, Charges and Deposits. This ordinance is adopted pursuant to Government Code section 61060, and other applicable law.

Section 2. Amendments. Ordinance No. 10000 (Non-Responsibility of District) of the District Code of Ordinances is amended to read as follows:

Section 3.

A. Section 10000.04 (Cross-Connections and Backflow Prevention Assemblies) is amended to read as follows:

10000.04 Cross-Connections and Backflow Prevention Assemblies

The following cross-connection control program shall apply and be enforced in the District:

10000.04.1 Definitions

For purposes of this Section, the definitions in California Code of Regulations, Title 17, Section 7583 shall apply.

10000.04.2 Responsible Officer

The General Manager, or personnel authorized by the General Manager, shall be responsible to protect the District's public water supply from contamination by cross-connections and to carry out and implement this policy. Authorized Personnel must be certified in the State of California by a District-approved entity.

10000.04.3 General Regulations and Prohibitions

Each Customer and water user shall comply with this Section and all applicable federal and state laws and regulations concerning the separation of dual water systems, protection against cross-connections with auxiliary water supplies, and protection from contamination due to backpressure and backflow from the customer's premises. There shall be no physical interconnection between an auxiliary water supply and the District's water supply without a District approved backflow prevention assembly on any property served by the District. Any water user with an auxiliary water supply on the water user's Premises shall (1) install and maintain at the water user's sole cost and expense a reduced pressure principle backflow prevention assembly on the Premises, or (2) demonstrate to the satisfaction of the District that the auxiliary water supply is not connected and cannot readily be connected to the District water system. However, any water user with a private well shall install an approved backflow prevention assembly on the service lateral at the point of service near the property line.

10000.04.4 Backflow Prevention Assemblies Protection

The District recommends that a thermal blanket for freeze protection be installed on all backflow prevention assemblies exposed to the elements.

10000.04.5 Backflow Prevention Assembly Standards

The type, location, and size of the backflow prevention assembly required by this Section shall be approved by the District Engineer or authorized District personnel prior to installation. In approving such assemblies, the District shall follow the standards established by California Code of Regulations, Title 17, Sections 7583 to 7605, and applicable AWWA standards.

10000.04.6 Installation of Backflow Prevention Assemblies

Upon completion of installation of a backflow prevention assembly, the backflow prevention assembly shall be inspected by authorized District personnel. If the inspection determines that the assembly is not installed properly, the Customer, at his or her sole cost and expense, shall correct the installation and call for a re-inspection within the timeframe specified by the District at the time of failure.

10000.04.7 Surveys

Authorized personnel shall, from time to time, conduct surveys of water users in the District to identify water user Premises where auxiliary water supplies and/or cross-connections without approved backflow prevention assemblies are likely to occur. If, as a result of such survey or by other means, the authorized personnel learns of an auxiliary water supply or cross-connection without a backflow prevention assembly in the District, then he or she shall give written notice to the Customer on whose Premises such auxiliary water supply or cross-connection is found informing such user that he or she must install an appropriate backflow prevention assembly. The customer shall, within the timeframe specified by the District at the time of failure, and at his or her sole cost and expense, either install an approved backflow prevention assembly or remove the auxiliary water supply to the satisfaction of the District.

10000.04.8 Testing

After the installation of any backflow prevention assembly required under this Section, the District or authorized representative shall test and inspect the assembly on an annual basis, or more frequently if determined necessary. A fee shall be charged to the Customer for the test per the current Schedule of Rates, Charges, Fees and Deposits. If the testing and inspection reveals that the backflow prevention assembly is not working properly, then the Customer, at his or her sole cost and expense, shall cause such assembly to be repaired or replaced within the timeframe specified by the District at the time of failure. The Customer shall have the device retested by a certified backflow assembly tester and return the District provided test form along with the gauge calibration certification to the District. If the District is required to test the device, a retesting fee (as set forth in the District's current Schedule of Rates, Charges, Fees, and Deposits) shall be paid to the District by the owner of record.

10000.04.9 District Inspections

Authorized personnel and/or designated representatives shall inspect on an annual basis all Premises known to have an auxiliary water supply to confirm that the auxiliary water supply is not interconnected with the District's approved

water supply. Such an on-site inspection of the Premises shall also be made by authorized personnel upon any change of ownership of a Premises known to have an auxiliary water supply.

10000.04.10 Recordkeeping

The District shall keep and maintain written records of locations of auxiliary water supplies and backflow prevention assemblies, backflow prevention assembly installation and repair records, written statements concerning auxiliary water supplies, and survey, testing and inspection reports.

10000.04.11 District Access to Premises

Authorized personnel and designated representatives, shall have reasonable access to a Customer's Premises for purposes of making inspections and surveys for cross-connection control, inspections of installed backflow prevention assemblies, and as otherwise necessary to protect the public water supply against cross-connections. If any Customer refuses entry, or hinders or prevents inspection by authorized personnel or designated representatives, then the District may discontinue water service to the Premises until entry is allowed or device is in a location where District Staff has access.

10000.04.12 Enforcement

In addition to any other remedy provided by this Code or by law, if a Customer fails to comply with any provision of this Section within the timeframe specified by the District at the time of notification, then the District may discontinue water service, in accordance with Section 11000.02, to Customer's Premises until the Customer fully complies with this Section to the satisfaction of the District.

Section 4. Effective Date. This ordinance shall take effect 30 days after its adoption.

Section 5. Publication. Within 15 days from the date of adoption of this ordinance, the Board Secretary shall publish it once in a newspaper of general circulation published and circulated within the District.

INTRODUCED by the Board of Directors on the 22nd day of January 2020.

PASSED AND ADOPTED by the Board of Directors of the San Juan Water District at a regular meeting on the 26th day of February 2020 by the following vote:

AYES:
NOES:
ABSENT:

/EC/
EDWARD J. "TED" COSTA
President, Board of Directors

Attest:

/TG/
TERI GRANT
Board Secretary