

ORDINANCE NO. 110907

4B

AN ORDINANCE PROTECTING THE DRINKING WATER SUPPLY, PROHIBITING THE INSTALLATION OF ANY SEPTIC/SEWER SYSTEMS WITHIN 150' OF WATER WELLS AND; PROVIDING FOR THE RIGHT OF THE CITY TO ENTER PRIVATE PROPERTY FOR INSPECTION: PROVIDING FOR A PENALTY.

SECTION 1

Purpose: The City of Frankston is responsible for protecting the drinking water supply from contamination or pollution which could result from improper plumbing practices. The purpose of this ordinance is to notify each customer of these restrictions to ensure the public health and welfare. In addition when service to an existing connection has been suspended or terminated, the water system will not re-establish service until they are in compliance with this ordinance.

SECTION 2

Plumbing Restriction: The following unacceptable plumbing practices are prohibited by State regulations.

- A. No direct connection between the public drinking water supply and a potential source of contamination is permitted. Potential sources of contamination shall be isolated from the public water system by an air-gap or an appropriate backflow prevention device.
- B. No cross-connection between the public drinking water supply and a private water system is permitted. These potential threats to the public drinking water supply shall be eliminated at the service connection by the installation of an air-gap or a reduced pressure-zone backflow prevention device.
- C. No connection which allows water to be returned to the public drinking water supply is permitted.
- D. No pipe or pipe fitting which contains more than 8.0% lead may be used for the installation or repair of plumbing at any connection which provides water for human use.
- E. No solder or flux which contains more than 0.2% lead can be used for the installation or repair of plumbing at any connection which provides water for human use.

SECTION 3

Service Agreement: The following are the terms of the service agreement ordinance between the City of Frankston and all new construction and/or improvements within the City Limits of the City of Frankston as of the passage of this ordinance.

- A. The Customer shall allow his/her property to be inspected for possible cross-connections and other unacceptable plumbing practices. These inspections

shall be conducted by the Water System or its designated agent prior to initiating new water service; when there is reason to believe that cross-connections or other unacceptable plumbing practices exist; or after any major changes to the private plumbing facilities. The inspections shall be conducted during the Water System's normal business hours.

- B. The Water System shall notify the Customer in writing of any cross-connection or other unacceptable plumbing practice which has been identified during the initial inspection or the periodic re-inspection.
- C. The Customer shall immediately correct any unacceptable plumbing practice on his/her premises.
- D. The Customer shall, at his expense, properly install, test, and maintain any backflow prevention device required by the Water System. Copies of all testing and maintenance records shall be provided to the Water System.

SECTION 4

Septic Systems: No septic system shall be placed within 150 feet of any water wells. The Customer shall allow his/her property to be inspected for possible noncompliance with this section.

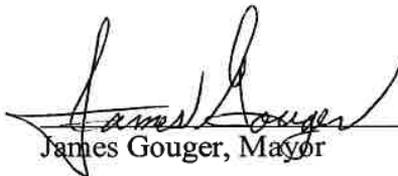
SECTION 5

Enforcement: Any person who shall violate the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction fined not less than \$1.00 and not more than the maximum fine permitted by law. In addition, the Water System shall, at its option, terminate service or properly install, test, and maintain an appropriate backflow prevention device at the service connection. Any expense associated with this enforcement shall be billed to the Customer.

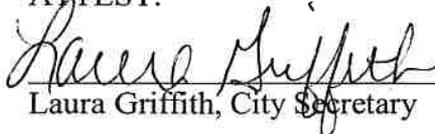
SECTION 4

It being deemed by the City Council that this ordinance shall go into immediate effect and force after its passage, approval, and publication, according to law.

Passed and approved this 11th day of September 2007.


James Gouger, Mayor

ATTEST:


Laura Griffith, City Secretary

*Complete Ordinance
in Original File
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ORDINANCE NO. 71-12-2

AN ORDINANCE DEFINING INDUSTRIAL SEWAGE WASTES, PROHIBITING THE DISCHARGE THEREOF INTO THE STORM SEWER SYSTEM OF THE CITY OF FRANKSTON, REGULATING THE DISCHARGE OF INDUSTRIAL WASTES INTO THE SANITARY SEWER SYSTEM OF THE CITY OF FRANKSTON, ESTABLISHING INDUSTRIAL SEWER CHARGE; PROVIDING FOR A NOTICE TO COMPLY AND DISCONTINUANCE OF SEWER SERVICE PROVIDING FOR A PENALTY FOR VIOLATION, PROVIDING FOR LIABILITY TO CITY OF FRANKSTON FOR EXPENSE, LOSS OR DAMAGE, AND CONTAINING A SEVERABILITY CLAUSE, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRANKSTON, TEXAS:

I.

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

- (a) Water Superintendent: The water superintendent of the City of Frankston, Texas, or his deputy, agent or representative.
- (b) Sewage. The water or water borne waste from water closets, urinals, lavatories, sinks, bathtubs, showers, household laundries, basement floor drains, garage floor drains, storerooms, soda fountains, cuspidors, refrigerator drips, drinking fountains, stable floor drains and all other similar fixtures and receptacles that discharge waste into the sewer system or a combination of the water-carried wastes from residences, business buildings, institutions and industrial establishments together with such ground, surface and storm waters as may be present.
- (c) Sewer. A pipe or conduit for carrying sewage.
- (d) Public Sewer. A sewer controlled by public authority in which all owners of abutting properties have equal rights.
- (e) Sanitary Sewer. A sewer which carries sewage and to which storm, surface and ground waters are not intentionally admitted.
- (f) Sewage works or sewerage system. All facilities for collecting, pumping, treating and disposing of sewage.
- (g) Storm sewer or storm drain. A sewer which carries storm and surface waters and drainage, but excludes sewage and polluted industrial wastes.
- (h) Sewage treatment plant. Any arrangement of devices and structures used for treating sewage.
- (i) Industrial sewage wastes. All solid or liquid wastes