

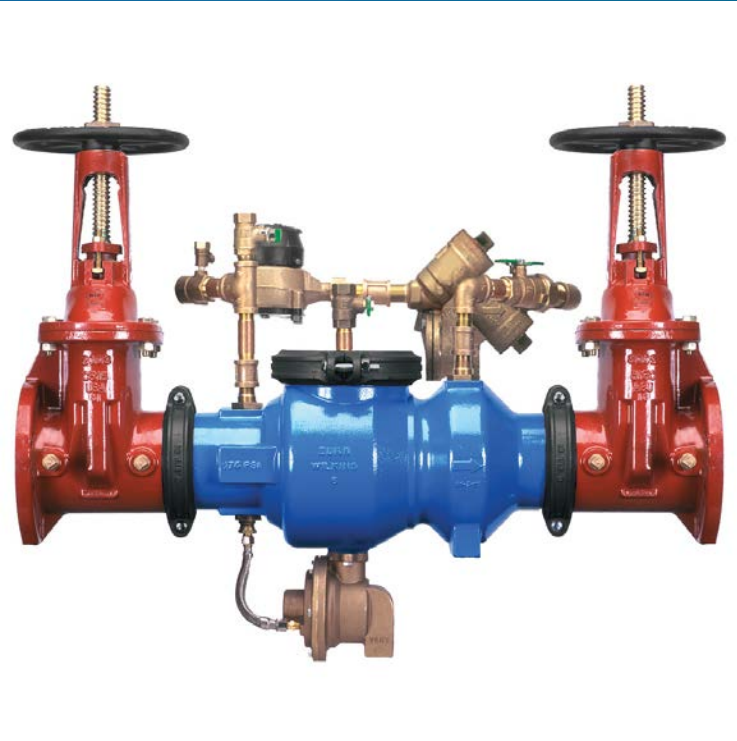
ORD-0571

Cross Connection Control and Backflow Prevention

Approving an ordinance on first reading with the caption reading: An Ordinance amending Chapter 53 of the City of Pflugerville, Texas, Title V Public Works, Chapter 53 Cross Connection Control and Backflow Prevention, by amending sections 53.003 through 53.014 to comply with federal and state regulations; providing for severability and repealer; and providing an effective date.



New TCEQ Regulations



- The current language in the City's ordinance does not address the change in TCEQ's regulations for specific landscape irrigation systems. The TCEQ regulation change now stipulates that irrigation systems that are installed on a site that also operates an On-Site Sewage Facility (OSSF) would be considered a health hazard.
- The proposed changes in the new ordinance addresses this rule change to ensure that any current or future customer will have protections in place to protect the Public Water System.



Clarifying Jurisdiction

- The current ordinance states that this ordinance would only be applicable to backflow devices within the City limits.
- The proposed amendment updates this to also include any device that is in the City's water service area where we provide water service or where we would have an interlocal agreement with another City or political subdivision.



Current Backflow Device Enforcement

- Currently, backflow devices that are labeled as health hazards are required to be tested annually by the owner of the device.
- The owner receives an automated notice when it is due and also 30 days after it is past due if it hasn't successfully been tested or if repairs haven't been made.
- After 60 days from the point of delinquency, City staff then send a letter to the owner of the device and attempt to make contact to get the device repaired or tested.
- If no response is provided from this last attempt, the device is considered significantly non-compliant and the City has 2 options:
 - Shut the water off to the facility.
 - Correct the problem by filing a notice through the court system.



Proposed Backflow Device Enforcement

- The proposed language additions allow for Utility staff the flexibility to have a backflow device that poses a health hazard to the water system to have the device tested and/or repaired to protect the Public Water System. This testing and repair would only occur after the account is considered significantly non-compliant.
- This testing and repair cost will be assessed as a pass-through fee that will be billed on the owner of the device's water bill.



Staff Recommendation

Staff recommends approving an ordinance on second reading with the caption reading: An Ordinance of the City of Pflugerville amending Title XIII General Offenses, Chapter 130 Offenses Against City Regulations, Section 130.13 Repair of Defective Sidewalks; providing for a Penalty as a Class C Misdemeanor and a fine in an amount in accordance with Code of Ordinances, Section 10.99 General Penalty, in an amount not to exceed \$500.00; providing that this Ordinance shall be cumulative; repealing all ordinances to the extent they are in conflict; providing for severability; and providing an effective date.

