

ORDINANCE NO. 752

AN ORDINANCE AMENDING CHAPTER 3, SECTION 3-117 OF THE GOTHENBURG MUNICIPAL CODE, ORDINANCE 739; PROVIDING FOR THE TIME WHEN CUSTOMERS OF THE MUNICIPAL WATER SERVICE MUST CERTIFY TEST OF BACKFLOW PREVENTION DEVICES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GOTHENBURG, DAWSON COUNTY, NEBRASKA AS FOLLOWS:

Section 1. A copy of Section 3-117 of Chapter 3 of the Gothenburg Municipal Code, Ordinance 739 is attached hereto and incorporated herein by this reference as though fully set forth.

Section 2. Section 3-117 of Chapter 3 of the Gothenburg Municipal Code, Ordinance 739 is hereby amended to read as follows:

MUNICIPAL WATER DEPARTMENT; BACKFLOW PREVENTION DEVICES REQUIRED; CUSTOMER INSTALLATION AND MAINTENANCE; TESTING.

(1) A customer of the Municipal Water Department may be required by the Water/Sewer Foreman to install and maintain a properly located backflow prevention device at his/her expense appropriate to the potential hazards set forth in Title 179, Nebraska Department of Health, and approved by the Water/Sewer Foreman.

(2) The customer shall make application to the Water/Sewer Foreman to install a required backflow prevention device on a form provided by the municipality. The application shall contain at a minimum the name and address of the applicant, the potential hazard, the type of protection required, and the type of backflow device to be installed including brand and model number.

(3) The Water/Sewer Foreman shall approve or disapprove the application based on his/her opinion of whether such installation will protect the Municipal Water Distribution System from potential backflow and backsiphonage hazards.

(4) The installation of the device shall be subject to all other sections of this code dealing with installation of plumbing, including the use of a plumber licensed by the Municipality if applicable.

(5) Such customer shall also certify to the Municipality at least one time annually that the backflow prevention device, except those backflow prevention devices attached to a lawn sprinkler system, has been tested by a Nebraska Department of Health Grad VI Certified Water Operator if the device is equipped with a test port. Such certification shall be made on a form available at the office of the Municipal Clerk.

(6) Customers with lawn sprinklers are not required to inspect the backflow prevention devices that attached to the lawn sprinkler system.

(7) Any decision of the Water/Sewer Foreman may be appealed to the City Council.

(8) Water/Sewer Foreman for purposes of this section shall mean the duly acting Water/Sewer Foreman for purposes of this section shall mean the duly acting Water/Sewer Foreman of the City or his authorized representative.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall become effective from and after its passage, approval and publication as required by law.

Passed and approved this 16<sup>th</sup> day of January, 2000.

CITY OF GOTHENBURG,  
DAWSON COUNTY, NEBRASKA

BY Larry Franzen  
Larry Franzen, Mayor

ATTEST:

Connie Stull  
Connie Stull, City Clerk

APPROVED AS TO FORM:

Michael L. Bacon, City Attorney