

ORDINANCE NO. 726

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COLUMBIA FALLS, MONTANA, AMENDING SECTION 13.24.040 OF THE COLUMBIA FALLS MUNICIPAL CODE.

WHEREAS, the City Council desires to amend Section 13.24.040 of the Columbia Falls Municipal Code; and

WHEREAS, the City Council has determined that said amendment to the Columbia Falls Municipal Code is in the best interests of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLUMBIA FALLS, MONTANA AS FOLLOWS:

Section One. Section Amended: Section 13.24.040 of the Columbia Falls Municipal Code is hereby amended to read as follows:

13.24.040 Backflow prevention assemblies.

D. Backflow Prevention Assembly Testing and Maintenance

1. The owners of any premises on which, or on account of which, backflow prevention assemblies are installed, shall have the assemblies tested by a certified backflow prevention assembly tester. Backflow prevention assemblies must be tested by a certified backflow prevention assembly tester immediately after installation, relocation or repair and annually thereafter prior to or no later than August 1st of each year. The City of Columbia Falls water department may require a more frequent testing schedule if it is determined to be necessary. The City of Columbia Falls water department will maintain records regarding the inspection, testing, repair, and location of backflow assemblies on customer premises. No assembly shall be placed back in service unless it is functioning as required. A report in a form acceptable to the city of Columbia Falls water department shall be filed with the city of Columbia Falls water department immediately after installation and each time the assembly is tested, relocated or repaired. These assemblies shall be serviced, overhauled, or replaced whenever they are found to be defective and all costs of testing, repair and maintenance shall be borne by the water user. All repair and maintenance of backflow prevention assemblies shall be done by a person meeting all state and local requirements. If a water user has a water service considered critical, i.e., a water service that cannot be shut off, even for a few moments at any time, the city of Columbia Falls water department will require either two services to the facility, each having equal backflow protection determined by the degree of actual or potential hazard, or the user may install two assemblies in parallel on the existing service. One assembly can provide water service to the user while the other is tested and/or repaired.

2. The City of Columbia Falls water department will notify affected customers by mail when annual testing of an assembly is needed. The City will also use other available media sources to communicate to affected customers.

Section Two. Inconsistent Provisions: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section Three. Severability: The provisions of this Ordinance are severable. If any provision of this Ordinance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision.

Section Four. Effective Date: This Ordinance shall become effective thirty (30) days after its final passage and approval by the City Council of the City of Columbia Falls, Montana.

PASSED AND APPROVED BY THE CITY COUNCIL OF COLUMBIA FALLS, MONTANA THIS 19th DAY OF MARCH, 2012, THE COUNCIL VOTING AS FOLLOWS:

AYES: Plevel, Shepard, Bates, Fisher, Karper, Barnhart

NOES: None

ABSENT: Petersen

City Clerk

APPROVED BY THE MAYOR OF COLUMBIA FALLS, MONTANA, THIS ____ DAY OF _____, 2012.

Mayor

ATTEST:

City Clerk