

ORDINANCE NO. 2014-36

AN ORDINANCE AMENDING CENTERTON MUNICIPAL CODE, CHAPTER 11.08 TITLED "PLUMBING CODE"; ADDING CHAPTER 10.18 TITLED "CROSS-CONNECTION; BACKFLOW"; AND FOR OTHER PURPOSES.

WHEREAS, the Arkansas Department of Health, through its Rules and Regulations Pertaining to Public Water Systems, requires all entities operating a public water system to adopt a cross-connection control program; and

WHEREAS, the City Council of the city of Centerton, Arkansas believes it to be in the best interests of the citizens of the city and for their welfare, safety, comfort and convenience to enact provisions governing cross-connections to the city's water system.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the city of Centerton, Arkansas:

Section 1: That section 11.08.03 of the Centerton Municipal Code is hereby deleted in its entirety.

Section 2: That sections 11.08.04 through 11.08.07 of the Centerton Municipal Code are hereby amended by renumbering said sections 11.08.03 through 11.08.6, respectively.

Section 3: That the Centerton Municipal Code is hereby amended by adding chapter 10.18, titled "Cross-Connection; Backflow," which said chapter reads as follows:

"Chapter 10.18
CROSS-CONNECTION CONTROL

Sections:

- 10.18.01 Purpose, Responsibilities and Applicability
- 10.18.02 Definitions
- 10.18.03 Right of Entry Authority
- 10.18.04 Unprotected Cross-Connection Prohibited and Elimination of Cross-connections
- 10.18.05 Installation and Testing of Backflow Prevention Assembly
- 10.18.06 Testing and Repair of Backflow Prevention Assemblies
- 10.18.07 Severe Hazard Facilities and Minimum Method of Correction
- 10.18.08 Moderate Hazard
- 10.18.09 Imminent Hazard
- 10.18.10 Lawn Irrigation Systems
- 10.18.11 Fire Sprinkler Systems

10.18.12 Notice of Contamination or Pollution

10.18.13 Violations

10.18.01 Purpose, Responsibilities and Applicability

A. **Purpose:** The purpose of this cross-connection control ordinance is:

1. To protect the public water supply of the city of Centerton from the possibility of contamination or pollution, due to back siphonage or backpressure, by isolation within the customer's private water system such contaminants or pollutants, which could backflow into the public water system.
2. To define the authority of the city of Centerton as the water purveyor entitled to eliminating all cross-connections, new or existing, within its public water system.
3. To provide a continuing inspection program of cross-connections, both currently installed and those to be installed in the future.
4. This ordinance will comply with the Federal Safe Drinking Water Act, the Arkansas Department of Health's Rules and Regulations Pertaining to Public Water Systems (RRPWS), and the Arkansas State Plumbing Codes as they pertain to cross-connections with the public water supply.

B. **Responsibility of the city of Centerton**

1. The city of Centerton will be primarily responsible for preventing any contamination or pollution of the public water system. This responsibility begins at the point of origin of the public water supply, includes all of the public water distribution system, including the service connection, and ends at the point of delivery to the customer's water system. The Cross-Connection Control Administrator shall exercise vigilance to ensure that the customer has taken the proper steps to protect the public water system.
2. When it has been determined that a backflow prevention assembly is required for the prevention of contamination of the public water system, the Cross-Connection Control Administrator shall notify the owner, in writing, of any such building or premises, to correct within a time set by this ordinance, any plumbing installed or existing that is in violation of this ordinance.
3. After surveying the private water system the Cross-Connection Control Administrator will select an approved backflow prevention assembly required for containment control to be installed at service entrance.

C. **Responsibility of the Customer**

1. The customer has the responsibility of preventing contaminants and pollutants from entering the customer's private water system or the public water system operated by the

city of Centerton. The customer, at his own expense, shall install, operate, and maintain all backflow prevention assemblies specified within this ordinance.

2. If a tenant customer does not maintain the private water system and has no authority to bring the system into compliance with the provisions of this ordinance the city of Centerton may assert any available action against the tenant to assure the private water system is brought into compliance with this ordinance.

D. Applicability

This ordinance is applicable to any customer of the Centerton Water System regardless of the water service location. Specifically, this ordinance is also applicable to all customers of the Centerton Water System located outside the city limits of Centerton.

10.18.02 Definitions

A. **Air Gap Separation:** An unobstructed vertical distance through the atmosphere between the lowest opening from any pipe or faucet supplying water from any source to a tank, plumbing fixture, or other device and the flood level rim of the receptacle. An approved air gap separation shall be at least double the diameter of the supply pipe. In no case shall the air gap separation be less than one inch. An approved, air gap separation is an effective method to prevent backflow and shall be considered as a backflow prevention assembly.

B. **Atmospheric Vacuum Breaker:** A device used to prevent back-siphonage which is designed so as not to be subject to static line pressure.

C. **Auxiliary Intake:** Any piping connection or other device whereby water may be secured from a source other than that normally used.

D. **Back Pressure:** Any elevation of pressure in the downstream piping system caused by pumps, elevation of piping, or steam and/or air pressure above the supply pressure at the point of consideration, which would cause a reversal of the normal direction of flow.

E. **Back Siphonage:** A reversal of the normal direction of flow in the pipeline due to a negative pressure (vacuum) being created in the supply line with the backflow source subject to atmospheric pressure.

F. **Backflow Prevention Assembly – Approved:** An assembly that has been investigated and approved by the city of Centerton inspection division and has been approved to meet the design and performance standards of the American Society of Sanitary Engineers (ASSE), the American Water Works Assoc. (AWWA).

G. **Backflow:** Any reverse flow of water, gas or any other liquid substance or combination into the public water system from any source due to an unprotected cross-connection.

H. Centerton Water System: The water system which furnishes water to the citizens of the city of Centerton, Arkansas and other areas, for general use. The Centerton water system is recognized as a public water system by the Arkansas Department of Health. The Centerton water system is operated by the Centerton Water and Sewer Department.

I. Certified Tester: Any individual person who has proven his/her competency to test, repair and overhaul backflow prevention assemblies. This person must hold a certificate of completion from a certified training program in the testing and repair of backflow prevention assemblies and cross connection control and be registered with the Arkansas Department of Health.

J. Customer: Any individual, firm, or corporation using or receiving water from the Centerton water system.

K. Containment: The prevention of backflow from a private water system by an approved, properly functioning backflow prevention assembly which is installed, operated and maintained in accordance with the provisions of this ordinance.

L. Contamination: An impairment of the quality of the water to a degree, which creates an actual hazard to the public health through poisoning or through the spread of disease.

M. Cross-Connection: Any actual or potential connection or piping arrangement between a public water system or a private water system or any other source or system through which it is possible to introduce into any part of the public water system any used water, industrial fluids, gas or substance which could be harmful or hazardous to the public water system.

N. Cross-Connection Control Administrator (CCCA): The Public Utilities Director for the Centerton Waterworks and Sewer Commission or an employee designated by the director to administer and enforce the provisions of this ordinance.

O. Double Check Valve Assembly (DCVA): An assembly composed of two single, independently acting, approved check valves, including tightly closing shut-off valves located at each end of the device and suitable connections for testing the water tightness of each check valve.

P. Double Check-Detector Valve Assembly (DCDA): An assembly composed of an approved double check valve assembly with a bypass water meter and a meter-sized approved double check valve device. The meter shall register accurately for very low flow rates and shall register all flow rates.

Q. Hazard-Degree: The evaluation of a hazard within a private water system as moderate or severe.

R. Hazard-Severe: An actual or potential threat of contamination to the public water system or to a private water system that could cause serious illness or death.

S. Hazard-Imminent: An actual threat of contamination to the public water system that could cause serious illness or death.

T. Hazard-Moderate: One that presents foreseeable and significant potential for pollution, nuisance, aesthetically objectionable or other undesirable alterations of the public water supply.

U. Health Hazard. The term "health hazard" shall mean an actual or potential threat of contamination of a physical, chemical, biological, pathogenic or toxic nature to the public or customer's water system to such a degree or intensity that there would be a danger to health.

Examples of waterborne health hazards include but are not limited to:

Physical -radioisotopes/radionuclides;

Chemical -lead, mercury and other heavy metals, organic compounds, other toxins and hazardous substances;

Biological -microorganisms and pathogens like cryptosporidium, typhoid, cholera and E. Coli.

V. Inter-Connection: Any system of piping or other arrangement whereby the public water system is connected directly with a sewer, drain, conduit, pool, storage reservoir, or other device which does or may contain sewage or other waste or liquid which would be capable of causing contamination to the public water system.

W. Pollution: An impairment of the quality of the water to a degree which does not create an actual hazard to the public health, but which does adversely and unreasonably affect such water for domestic use.

X. Potable Water: Water from any source which has been approved for human consumption by the appropriate agency of the State of Arkansas Health Department.

Y. Pressure Vacuum Breaker: An assembly suitable for continuous pressure, to be used to provide protection against back siphonage.

Z. Private Water System: Any water system located on the customer's premise, whether supplied by public water or an auxiliary water supply. The system or systems may be either a water system or an industrial piping system.

AA. Public Water System: The potable water system owned and operated by the city of Centerton. This system includes all distribution mains, lines, pipes, connections, storage tanks, and other facilities conveying potable water to the service connections of each customer.

AB. Reduced Pressure Principle Backflow Prevention Assembly: An approved, properly functioning assembly containing two, independently acting check valves with a hydraulically operating, mechanically independent pressure differential relief valve located between the check valves and at the same time below the first check valve. The assembly must include properly located test cocks and tightly closing shut-off valves at each end of the assembly. This assembly is designed to protect against a severe hazard.

AC. Residential Dual Check Valve (RDC): An assembly, without test cocks or ports, containing two independently operating spring loaded, poppet type check valves, in series, which can be easily removed and replaced. This assembly is suitable for installation in a water meter vault or pit, below ground.

AD. Service Connection: The terminal end of a service connection from the public water system, i.e., where the water purveyor loses jurisdiction and sanitary control over the water at its point of delivery to the private water system.

AE. Used Water: Any water supplied by a water purveyor from a public water system to a private water system after it has passed through the point of delivery and is no longer under the control of the water purveyor.

AF. Water Purveyor: Owner or operator of a public water system providing an approved water supply to the public.

AG. Water Supply-Auxiliary: Any water supply on or available to the customer's premises other than the purveyor's approved public water supply. The auxiliary water may include water from any natural source such as a well, spring, river, stream, etc..

AH. Water Supply-Unapproved: Any water supply, which has not been approved for human consumption by the Arkansas Department of Health.

10.18.03 Right of Entry Authority

A. Upon presentation of proper credentials and identification any authorized representative from the city of Centerton shall have the right to enter any building, structure or premises during normal business hours, or at any time during the event of an emergency, to perform any duty imposed upon him/her by this ordinance. Those duties may include sampling and testing of water, or inspection and observation of all piping systems connected to the public water supply. Refusal to allow these representatives to enter for these purposes will result in the disconnection of water service.

B. On request, the customer shall furnish to the water purveyor any pertinent information regarding the water supply system on such property where cross-connection and backflow are deemed possible.

10.18.04 Unprotected Cross-Connection Prohibited and Elimination of Cross-connections

A. No water service connection to any private water system shall be installed or maintained by the city of Centerton unless the water supply is protected as required by this ordinance and other applicable laws. Service of water to any premises shall be discontinued by the city of Centerton if a backflow prevention assembly, required by this ordinance, is not installed, tested, and maintained or if a has been removed, bypassed, or if an unprotected cross connection exists on the premises. Service will be restored after all such conditions or defects are corrected.

B. No customer shall allow an unprotected cross-connection to be made or to remain involving the customer's private water system.

C. No connection shall be made to an unapproved auxiliary water supply unless the public water system is protected against backflow by an approved, appropriate to the degree of hazard.

D. No customer shall fail to maintain in good operating condition any backflow prevention assembly, which is part of the customer's private water system and is required by this ordinance.

E. No customer shall fail to submit to the city of Centerton any record, which is required by this ordinance.

10.18.05 Installation and Testing of Backflow Prevention Assembly

A. The purpose of this section is to protect the public water system from locations requiring backflow prevention. All water flowing from the public water system must flow through an approved backflow prevention assembly and each backflow prevention assembly shall be properly located, installed, maintained and tested so that the backflow prevention assembly is effective in protecting the public water system from any possible contamination or pollution.

B. The installation or replacement of a backflow prevention assembly:

1. For domestic water use shall only be performed by a licensed plumber or the actual resident homeowner (Per Arkansas State Plumbing Codes).
2. On a dedicated fire sprinkler service shall be performed by a licensed fire sprinkler contractor or utility contractor.
3. Repairs to a backflow prevention assembly on a dedicated fire sprinkler system may only be performed by a fire sprinkler contractor.
4. All backflow prevention assemblies shall be tested by a certified backflow technician authorized by the Arkansas Department of Health.

C. All new construction plans and specifications which will directly affect the city of Centerton water system, and/or required by the city Planning Commission or County Planning Board, shall be made available to the city of Centerton Cross-Connection Control Administrator for review, approval and to determine the degree of hazard.

D. All existing facilities zoned commercial or industrial that have existing water services with the city of Centerton water system and requesting Certificate of Occupancy from the city Planning Commission or County Planning Board, shall be inspected for compliance of backflow and cross-connection control prevention. Any facility not having backflow prevention or in the process of changing the degree of hazard shall be brought into compliance before the Cross-Connection Control Administrator may release Certificate of Occupancy.

E. All backflow prevention assemblies must be installed and maintained on the customer's premises as part of the customer's private water system at or near the service connection and before the service line is connected to any other pipes except as authorized by the water purveyor.

F. If it has been determined that a backflow prevention assembly cannot be installed at the meter service or other outside location, the Cross-Connection Control Administrator may allow the assembly to be installed just inside the building.

G. Any branch of plumbing installed on a private water system that may be of a greater hazard than the supply line, (example: chemical induced irrigation or fire systems, pump systems, etc.) shall be protected with a reduced pressure principle backflow prevention assembly.

H. All backflow prevention assemblies shall be installed in accordance with the backflow and cross-connection specifications furnished by the city of Centerton and/or the manufacturer's instructions, whichever is most restrictive.

I. All double check valve assemblies, 2 inch or larger, must be installed in a watertight drainable pit wherever below ground installation is necessary in accordance with the backflow and cross-connection specifications furnished by the Arkansas Department of Health or plumbing code, whichever is greater. If a drain cannot be provided, the assembly must be installed above ground.

J. Double check valve assemblies may be installed in a vertical position with prior approval from the Cross-Connection Control Administrator provided the flow of water is in an upward direction.

K. Reduced pressure principle backflow prevention assembly must be installed in a horizontal position and in a location in which no portion of the assembly can become submerged in any substance under any circumstances (pit installations are prohibited).

L. Any customer installing a reduced pressure principle backflow prevention assembly (RPZ), pressure vacuum breaker (PVB), double check-detector valve assembly (DCDA) or

double check valve assembly (DCVA) shall provide the following information within ten (10) days of installation: service address, owner, date of installation, type of assembly, manufacturer, model, and serial number.

M. No service shall be completed until the Cross-Connection Control Administrator has been provided information or has surveyed the private water system to determine the degree of hazard and make a determination of a backflow prevention assembly to be installed to protect the public water supply.

N. All discovered unapproved backflow prevention assemblies must be replaced within a time set by the cross-connection control administrator, with an approved backflow assembly.

O. If it has been determined that a customer must install a backflow prevention assembly, the Cross-Connection Control Administrator will provide the customer with a letter of notification. The following time periods shall be set forth for the installation of the specified assemblies:

1. Health Hazard - 30 days
2. Non-Health Hazard - 60 days

P. If an imminent hazard or unreasonable threat of contamination or pollution to the public water system is detected, the Cross-Connection Control Administrator may require the installation of the required backflow prevention assembly immediately or within a shorter time period than specified in Section 10.18.13.

10.18.06 Testing and Repair of Backflow Prevention Assemblies

A. Testing and repair of backflow prevention assemblies shall be made by a certified backflow prevention technician approved by the Arkansas Department of Health. Such tests are to be conducted annually or at a frequency established by the Cross-Connection Control Administrator. A certified backflow prevention technician shall perform any testing and the test results shall be submitted to the Cross-Connection Control Administrator on an approved form within thirty (30) business days after the completion of any testing. If a repair is found necessary on an assembly it must be re-tested. A complete duplicate copy of any repair shall be sent to the Cross-Connection Control Administrator within thirty (30) days of completion of the repair. Each customer must maintain a complete copy of any tests or repair documentation for at least three years or until after the next backflow prevention certification test.

B. Each backflow prevention assembly must function properly at time of installation. The customer will be required to test each assembly within ten (30) days following installation at his expense. A certified backflow prevention technician shall conduct the test and the results shall be submitted to the Cross-Connection Control Administrator on an approved form.

C. Any time that repairs to backflow prevention assemblies are deemed necessary, whether through annual or required testing, or routine inspection by the customer or by the Cross-Connection Control Administrator, these repairs must be completed within a specified time in accordance with the degree of hazard. In no case shall this time period exceed:

1. Health Hazard Facilities -7 days
2. Non-Health Hazard Facilities -21 days

D. All backflow prevention assemblies with test cocks are required to be tested annually or at a frequency established by the Cross-Connection Control Administrator.

E. All certified backflow prevention technicians must obtain and employ backflow prevention assembly test equipment which has been evaluated and/or approved by the State of Arkansas. All test equipment shall be registered with the Arkansas Department of Health and shall be checked for accuracy annually (at a minimum), calibrated if necessary, and certified as to such accuracy/calibration, employing a calibration method acceptable to the Arkansas Department of Health.

F. It shall be unlawful for any customer or certified backflow prevention assembly tester to submit any record to the Cross-Connection Control Administrator which is false or incomplete in any material respect. It shall be unlawful for any customer or certified tester to fail to submit to the Cross-Connection Control Administrator any record which is required by this ordinance. Such violations may result in any of the enforcement actions outlined in Section 10.18.13.

G. All rubber components of backflow prevention assemblies must be replaced every five (5) years or upon the detection of any deterioration by visual inspection.

H. If a customer does not wish for water service to be interrupted when a backflow prevention assembly is tested, repaired, or replaced, a parallel installation must be made, at the customer's expense, using an approved assembly of the same degree of hazard. The parallel line may be of the same size or smaller.

I. No service shall be completed until the Cross-Connection Control Administrator has been provided information or has surveyed the private water system to determine the degree of hazard and make a determination of a backflow prevention assembly to be installed to protect the public water supply.

J. Any customer making any modification to the private water system's configuration or use of, which may change the degree of hazard, shall notify the Cross-Connection Control Administrator before any modification is made. If the Cross-Connection Control Administrator determines that such modification requires a different backflow prevention assembly, that assembly must be installed before the modification is made.

10.18.07 Severe Hazard Facilities and Minimum Method of Correction

A. All severe hazard facilities must have an approved reduced pressure principle backflow prevention assembly as a minimum containment device.

Severe hazard facilities include, but are not limited to: any private water system used or designed pump or which may become pressurized for use with a booster for any reason to the extent that back pressure may occur; any private water system which contains water which has been or is being re-circulated; a building with five or more stories above ground level; brewery; car wash with recycling system; bottling plant; chemical plant; dentist's office; dry cleaning plant; fertilizer plant; film laboratory; fire sprinkler or standpipe system with chemical additives; hospital, clinic, medical building; irrigation system with chemical additives; laboratory; commercial laundry (except self-service laundry); metal processing plant; morgue mortuary or crematorium; nursing home; pharmaceutical plant; power plant; swimming pool; sewage treatment plant; tire manufacturer; veterinary hospital or clinic; restaurants; battery manufacturers; exterminators and lawn care companies; dairies; canneries; dye works; recycling facilities.

B. If the Cross-Connection Control Administrator does not have sufficient access to every portion of a private water system to permit the complete evaluation of the degree of hazard associated with such private water system, an approved reduced pressure principle backflow prevention assembly must be installed.

C. All assemblies and installations shall be subject to inspection and approval by the Cross-Connection Control Administrator.

D. Filling of tanks/tankers or any other container from a city of Centerton owned fire hydrant is strictly prohibited unless it has been equipped with the proper meter and backflow prevention. Any unauthorized connection to a fire hydrant is considered an illegal cross-connection to the public water system, theft of services and will be subject to fines.

10.18.08 Moderate Hazard

A. All moderate hazard facilities must have a double check valve backflow prevention assembly as a minimum containment device.

1. Moderate hazard facilities include, but are not limited to: fire sprinkler systems without booster pump facilities or chemical additives; connections to tanks, lines and vessels that handle non-toxic substances; all industrial and most commercial facilities not identified as high hazard facilities.

2. All single family residential homes will be considered a moderate hazard and shall have at a minimum of a residential dual check valve device installed on all freeze proof hydrants. Faucets installed through the wall must have at a minimum an atmospheric vacuum breaker.

10.18.09 Imminent Hazard

If it has been determined a customer's private water system has an imminent hazard such customer must install a backflow prevention assembly specified by the Cross-Connection Control Administrator and this ordinance. This assembly must be installed within twenty-four (24) hours of notification from the Cross-Connection Control Administrator. If the customer fails to install the specified assembly within the allowed time limit, water service to the customer's private water system will be terminated. In the event the Cross-Connection Control Administrator is unable to notify the customer in twenty-four (24) hours of determining an imminent hazard exist, the Cross-Connection Control Administrator may terminate water service until the specified assembly is installed. These actions may be carried out under the Safe Drinking Water Act (Title XIV Section 1431) and the Arkansas State Plumbing Code.

10.18.10 Lawn Irrigation Systems

- A. All proposed lawn irrigation systems will be served through a separate meter and must have a reduced pressure principle backflow prevention assembly.
- B. All irrigation assemblies must be tested annually and test results delivered to the Cross-Connection Control Administrator.

10.18.11 Fire Sprinkler Systems

- A. All unmetered fire sprinkler systems without booster facilities or chemical additives must have a double check-detector check valve assembly as a minimum containment device.
- B. All unmetered fire sprinkler systems with a booster facility or chemical additives must have a reduced pressure principle backflow prevention assembly as a minimum containment device.

10.18.12 Notice of Contamination or Pollution

- A. In the event the customer's private water system becomes contaminated or polluted the customer shall notify the city of Centerton immediately.
- B. In the event a customer has reason to believe that a backflow incident has occurred between the customer's private water system and the public water system the customer must notify the city of Centerton immediately in order that appropriate measures may be taken to isolate and remove the contamination of pollution.

10.18.13 Violations

- A. The Cross-Connection Control Administrator or his designee shall be responsible for the administration and enforcement of this ordinance.

B. Notification of Violation:

1. A written notice must be presented to any customer who has been found to be in violation of any part of this ordinance.
2. Such notice must explain the violation and give the time period within which the violation must be corrected. The time period set to correct a violation shall not exceed thirty (30) days after receiving notice unless otherwise specified. If the violation has been determined by the Cross-Connection Control Administrator to be an imminent hazard the customer shall be required to correct the violation immediately.
3. If the Cross-Connection Control Administrator finds that the customer is in violation of this ordinance and the customer fails to correct the violation in a timely manner, or fails to pay any civil penalty or expense assessed under this section, water service to the premises containing the violation will be terminated.

C. Violation of this ordinance may result in the assessment and levy of a civil penalty as follows:

1. A violation involving a private water system which constitutes an imminent hazard – One Thousand Dollars (\$1,000.00). If the violation is continuous in nature, each day shall constitute a separate violation and the penalty shall be Five Hundred Dollars (\$500.00) for each day that the violation is allowed to continue. Further, water service shall immediately be terminated.
2. A violation involving a private water system which constitutes a moderate or severe hazard – Fifty Dollars (\$50.00). If the violation is continuous in nature, each day shall constitute a separate violation and the penalty shall be Twenty-Five Dollars (\$25.00) for each day that the violation is allowed to continue. Further, possible termination of water service dependent upon the degree of hazard.
3. Submitting false records required by this ordinance – One Hundred Dollars (\$100.00), and termination of service.
4. Failure to test or maintain backflow prevention assemblies or submit records required by this ordinance – termination of service.
5. All civil penalties authorized in this section shall be assessed and levied by the Cross-Connection Control Administrator. If, after assessment, the penalties have not been paid within the time prescribed by the Cross-Connection Control Administrator in the notice of assessment and levy, which shall not be less than thirty (30) days nor more than one hundred twenty (120) days, all such penalties may be recovered by the city in a civil action filed in district court.

D. Reduction of Penalty:

1. The Cross-Connection Control Administrator may reduce or dismiss any civil penalty imposed under this section if the Cross-Connection Control Administrator has determined

that the person charged with the violation has no past history of violation in a timely manner as set by the Cross-Connection Control Administrator.

2. No civil penalty shall be reduced if it has been determined the violation was intentional.

3. Any person violating any part of this ordinance must reimburse the city of Centerton for any expenses in repairing damage to the public water system caused by any violation and any expenses incurred for investigating a violation. “

Section 4: Severability. If any paragraph, subparagraph, sentence, clause, phrase or any portion of this ordinance be declared invalid or unconstitutional by a court of competent jurisdiction, such invalidity shall not be construed to affect the remaining portions of this ordinance not so held to be invalid.

Section 5: Repealer. All ordinances, parts of ordinances, municipal code sections, or parts of municipal code sections in conflict herewith are hereby repealed.

PASSED AND APPROVED this 14th day of October, 2014.

BILL EDWARDS, Mayor

ATTEST:

TODD WRIGHT, City Clerk