

**ORDINANCE NO. 164**  
**AMENDMENT TO CHAPTER 22 UTILITIES OF THE GUN PLAIN CHARTER**  
**TOWNSHIP CODE OF ORDINANCES**

**ADOPTED: 6-1-2017**  
**EFFECTIVE: 6-15-2017**

**AN ORDINANCE TO AMEND CHAPTER 22 UTILITIES OF THE GUN PLAIN**  
**CHARTER TOWNSHIP CODE OF ORDINANCES SECTION 22-64. Cross connections.**

**GUN PLAIN CHARTER TOWNSHIP, ALLEGAN COUNTY, MICHIGAN**

**THE TOWNSHIP OF GUN PLAIN ORDAINS:**

*Under Chapter 22 Utilities, Section 22-64, Cross connections which shall read as follows:*

**Section 22-64 Cross Connections.**

- (a)** The Charter Township of Gun Plain adopts by reference the Water Supply Cross Connection Rules of the Michigan Department of Environmental Quality being R 325.11401 to R 325.11407 of the Michigan Administrative Code.
- (b)** It shall be the duty of the Township Supervisor/Manager or agent, to cause inspections to be made of all properties served by the public water supply where cross connections with the public water supply is deemed possible. The frequency of inspections and reinspections based on potential health hazards involved shall be established by the Township Supervisor/Manager, or agent, and as approved by the Michigan Department of Environmental Quality.
- (c)** The Township Supervisor/Manager or agent shall have the right to enter at any reasonable time any property served by a connection to the public water supply system for the purpose of inspecting the piping system or systems thereof for cross connections. On request the owner, lessees or occupants or any property so served shall furnish to the inspection agency any pertinent information regarding the piping system or systems on such property. The refusal of such information or refusal of access, when requested, shall be deemed evidence of the presence of cross connections.
- (d)** The Township Supervisor/Manager or agent is hereby authorized and directed to discontinue water service after reasonable notice to any property wherein any connection in violation of this section exists, and to take such other precautionary measures deemed necessary to eliminate any danger of contamination of the public water supply system. Water service to such property shall not be restored until the cross connection(s) has been eliminated in compliance with the provisions of this ordinance.
- (e)** All testable backflow prevention assemblies shall be tested at the time of installation or relocation and after any repair. Subsequent testing of devices shall be conducted at a time interval specified by The Gun Plain Charter

Township Board and in accordance with Michigan Department of Environmental Quality requirements. Only individuals that have successfully passed an approved backflow testing class shall perform such testing.

- (f) The potable water supply made available on the properties served by the public water system shall be protected from possible contamination as specified by this ordinance and by the State Plumbing Code. Any water outlet which could be used for potable or domestic purposes and which is not supplied by the potable system must be labeled in a conspicuous manner as: **Water Unsafe For Drinking**
- (g) Any person or customer that violates any of the provisions of this ordinance shall be deemed to be responsible for a municipal civil infraction as defined by Michigan statute and shall be subject to a civil fine as determined in accordance with the following schedule:

	Minimum Fine	Maximum Fine
1 <sup>st</sup> offense within a 3 year period*	\$200.00	\$500.00
2 <sup>nd</sup> offense within a 3 year period	\$300.00	\$500.00
3 <sup>rd</sup> offense within a 3 year period	\$400.00	\$500.00
4 <sup>th</sup> offense within a 3 year period	\$500.00	\$500.00

\*Determined on the basis of the date of commission of the offense(s).

- (h) A violation is also subject to costs which may include all expenses, direct and indirect, to which the Township has incurred in connection with the municipal civil infraction. A violator of this ordinance shall also be subject to such additional sanctions and judicial orders as are authorized under Michigan law.

*Effective date*

This ordinance takes effect seven (7) days following publication of notice of its adoption pursuant to Michigan Public Act 110 of 2006. All ordinances and parts of ordinances in conflict herewith are repealed.

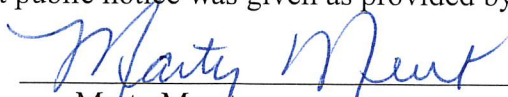
AYES: Members: VanDenBerg, Meert, Shannon, Horton, Pearson, Morehouse, Kopka

NAYS: Members: 0

ABSENT: None

ORDINANCE DECLARED ADOPTED.

I hereby certify that the foregoing is a true and complete copy of an ordinance adopted by the Township Board of the Charter Township of Gun Plain at a regular meeting thereof held on the 1<sup>st</sup> day of June 2017, and further certify that public notice was given as provided by law.

  
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Marty Meert  
Gun Plain Township Clerk