

ORDINANCE NO. 2015-50

AN ORDINANCE AMENDING SECTION 13.06.020 OF THE CASTLE ROCK MUNICIPAL CODE ADOPTING BY REFERENCE AS A PRIMARY CODE THE 2009 MANUAL OF CROSS-CONNECTION CONTROL

WHEREAS, the Town of Castle Rock is a home rule municipal corporation and the Town Council is empowered to adopt such ordinances as are necessary and convenient to protect the health, safety and welfare of the community; and

WHEREAS, the Town Council has determined the necessity of adopting regulations and standards to govern in a safe, fair and equitable manner the construction of buildings and structures in the Town; and

WHEREAS, the codes and standards are established and periodically updated to serve as the most practical basis for regulating construction; and

WHEREAS, public hearings have been held before the Town Council and the Ordinance has been properly noticed in accordance with the Town regulations and §31-16-203, C.R.S.

NOW, THEREFORE, IT IS ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CASTLE ROCK, COLORADO:

Section 1. Amendment. Section 13.06.020.A.2 of the Castle Rock Municipal Code is amended in its entirety to read as follows:

2. The Manual of Cross-Connection Control, tenth edition, published in 2009 by the Foundation for Cross-Connection Control and Hydraulic Research, University of Southern California, University Park, Los Angeles, California, 80090.

Section 2. Amendment. Sections 13.06.070.C of the Castle Rock Municipal Code is amended in its entirety to read as follows:

C. Customers with single-family residential backflow prevention assemblies are encouraged to test the assembly annually at their expense and in accordance with the manufacturer requirements. All other customers shall test their backflow prevention assemblies at their expense and according to manufacturer requirements at least annually, or more often as determined by the Utilities Department.

Section 3. Amendment. Section 13.06.070.E of the Castle Rock Municipal Code is amended in its entirety to read as follows:

E. Single-family residential service connections may be subject to more frequent risk assessment evaluations, to include the probability of the occurrence of a physical connection between a potable water supply and a nonpotable substance; the occurrence of backflow conditions, including backsiphonage and backpressure; the total failure of the backflow prevention assembly used to isolate the cross-connection; and the probability that a nonpotable substance is present and will have an adverse effect on the water system or user. As determined through such risk assessment, the Utilities Department may require additional testing.

Section 4. Severability. If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect the remaining provisions of this ordinance.

Section 5. Safety Clause. The Town Council finds and declares that this ordinance is promulgated and adopted for the public health, safety and welfare and this ordinance bears a rational relation to the legislative object sought to be obtained.

APPROVED ON FIRST READING this 3rd day of November, 2015 by a vote of 5 for and 0 against, after publication in compliance with Section 2.02.100.C of the Castle Rock Municipal Code; and

PASSED, APPROVED AND ADOPTED ON SECOND AND FINAL READING this 17th day of November, 2015, by the Town Council of the Town of Castle Rock by a vote of ___ for and ___ against.

ATTEST:

TOWN OF CASTLE ROCK

Sally A. Misare, Town Clerk

Paul Donahue, Mayor

Approved as to form:

Approved as to content:

Robert J. Slentz, Town Attorney

Mark Marlowe, Utilities Director