

READINGS:

1ST _____

2nd _____

3rd _____

**Ordinance No. 2024-13
Village of Arlington**

AN ORDINANCE SETTING FORTH PENALTIES FOR VIOLATION OF THE VILLAGES AUXILIARY WATER SOURCE USER AGREEMENT AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the Village of Arlington, Ohio, two-thirds (2/3) of all members elected or appointed thereto concurring:

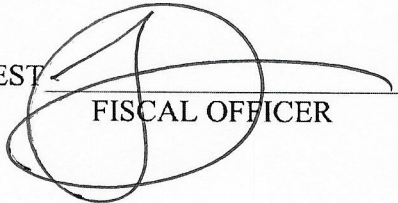
SECTION 1: That the Village of Arlington, Ohio, and certain residents are and/or will be parties to the Village's Auxiliary Water Source User Agreement ("Agreement") attached as Exhibit "A".

SECTION 2: That said Agreement provides for the termination of water service at a subject property should the property owner not be in compliance with the Agreement.

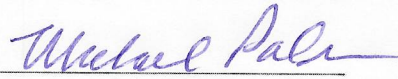
SECTION 3: That Council for the Village of Arlington desires there be additional penalties for the non-compliance of the Agreement. Those penalties are attached hereto as Exhibit "B" and shall be enforceable for a violation of the Agreement through this Ordinance.

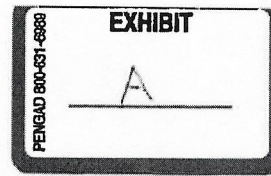
SECTION 4: That it is essential for the preservation of the health, safety and welfare of the residents of the Village of Arlington, that this Ordinance go into effect immediately in order to maintain safe water for the Village and as such, same is hereby declared to be an emergency and shall take effect and be in force from and after its passage.

DATE PASSED 10-21-2024

ATTEST  FISCAL OFFICER


PRESIDENT OF COUNCIL


MAYOR



VILLAGE OF ARLINGTON AUXILIARY WATER SOURCE USER AGREEMENT

I understand that an auxiliary water source exists at my property located in the Village of Arlington. I further understand that said auxiliary water source shall remain totally segregated from the public water supply provided by the Village of Arlington. That no unapproved or unauthorized cross connections, auxiliary intakes, bypasses or interconnections will be permitted without approval of the Village of Arlington.

It is understood that should an auxiliary water supply be connected to the public water system at the below address, maximum cross control equipment in the form of a reduced pressure backflow prevention device shall be installed to protect the public water supply.

Furthermore, water service will be denied or discontinued, after reasonable notice to the owner thereof, wherein any backflow preventer required is not installed, tested and maintained in a manner acceptable to the Village of Arlington; or if it is found that any backflow preventer has been removed or by-passed; or if an unprotected cross-connection exists on the property; or if an authorized representative of the Village of Arlington is denied entry to the property to determine compliance with backflow requirements.

Water services to the subject premises of this Agreement will not be restored until the owner or their representative has eliminated any defects or unauthorized conditions of the auxiliary water source in violation of this Agreement or any other applicable rules or laws. It is further understood that a violation of this Agreement could subject me to criminal penalties as well through local ordinance.

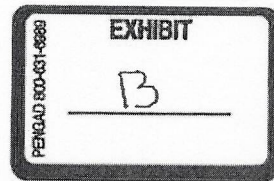
Property Owner Printed Name

Property Owner Signature

Property Address

Date

Al Salta



PENALTY

- A. Whoever violates any provision of this ordinance is guilty of a minor misdemeanor and shall be fined not less than twenty-five dollars (\$25.00). Each day of violation may be considered a separate offense.
- B. If within one year of the offense, the offender has been convicted of, or has pleaded guilty to, one or more violations of a section under this ordinance, the offender is guilty of a misdemeanor of the fourth degree.
- C. In all cases, wherein, a person has been convicted of or pleaded guilty to a violation of any section of this ordinance, the court shall, in addition to any fine or sentence imposed upon the offender, order the violation of the Agreement abated within seven (7) days.
- D. Nothing in this penalty section shall prevent the Village from pursuing other actions or charges under the Ohio Revised Code.