

## CODE OF GENERAL ORDINANCES, 2015 - KENOSHA, WISCONSIN

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authorized by the General Manager. Fire service pipe meters must be set in accordance with Rule 06-12 where their use is required by the Water Utility. Representative detail drawings are on file at the Water Utility Engineering Officer and are available for review upon request.

The rates for Private Fire Protection service shall be based on the service pipe size as authorized by the Public Service Commission.

Rule 06-27. Seasonal or Intermittent Use. Charges for seasonal or intermittent use are authorized by the Wisconsin Public Service Commission.

Rule 06-28. Permits for Temporary Water Service. Permits for temporary water service shall be issued and obtained from the City of Kenosha Department of Community Development and Inspections. Applicants for a new Building Permit shall also make application for Temporary Water Service Permit. Charges for Temporary Water Service Permits shall be as authorized by the Wisconsin Public Service Commission.

No Occupancy Permit for a building serviced by a water service exceeding two inches (2") in diameter shall be approved until such time as the Water Utility has provided the Plumbing Inspector with written verification that the water service that serves the building has been successfully tested in accordance with Rule 06-36.

Rule 06-29. Discontinuance of Service. Any property owner desiring to discontinue the use of water service must give written notice to the Water Utility of such discontinuance, providing within such notice the location of the relevant premises served and the date water service is to be discontinued. Water service discontinuance policies are in accordance with the Wisconsin Administrative Code, PSC §185.3.

Rule 06-30. Disconnection of Water Service Prior To Razing or Moving Buildings. Prior to razing or moving any building the party to whom a Razing or Moving Permit is issued shall request the Water Utility, in writing, to remove the meter and shall cause the water service to be disconnected and capped at the property line. If the capped water service from the property line to the connection at the water main in the public right-of-way is constructed of lead or galvanized steel, the entire water service shall be abandoned and is not permitted for reuse.

Rule 06-31. To Provide a Program for Protecting the Public Water System from Contamination Due to Backflow of Contaminants Through the Water Service Connection into the Public Water System.

A. Cross-Connection Prohibited. No person may establish or permit to be established or maintain or permit to be maintained any cross-connection. No interconnection shall be established whereby potable water from a private, auxiliary or emergency water supply, other than the public water supply of the Utility, may enter the supply or distribution system of the Utility, unless such private, auxiliary, or emergency water supply and the method of connection and use of such supply shall have been approved by the Utility and the State of Wisconsin Department of Natural Resources. Cross-connection shall be protected as required in Chapter SPS 382, Wisconsin Administrative Code.

B. Inspections. It shall be the duty of the Utility to cause inspection to be made of all properties serviced by the Utility where cross-connection with the public water system is deemed possible. Residential properties serviced by the Utility shall be inspected on an interval matching the meter replacement schedule. All non-residential properties serviced by the Utility shall be inspected on a 2-year

## CODE OF GENERAL ORDINANCES, 2015 - KENOSHA, WISCONSIN

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interval. Commercial properties of similar or lesser risk as residential properties may follow the same schedule as residential properties. The Utility shall be responsible for determining the hazard risk and the inspection schedule.

The Utility may, but is not required to, perform the cross-connection inspection of residential and low hazard properties. For non residential properties or properties of significant hazard risk, upon notification in writing by the Utility, the property owner must, at their own expense, have the plumbing inspected for cross-connections by a State of Wisconsin Certified Cross-Connection Inspector/Surveyor or by a State of Wisconsin licensed plumber.

The frequency of required inspections and re-inspections, based on potential health hazards involved, may be shortened by the Utility. The Utility shall charge fees as approved by the State of Wisconsin Public Service Commission for on-premises follow-up visits by Utility personnel for re-inspection due to customer non-compliance and for after-hours inspections or re-inspections.

C. Owner Responsibility. The property owner shall be responsible for the protection of the customer's potable water system. Every person owning or occupying a premise receiving municipal water supply shall maintain such municipal water supply free from any cross connection, either by a direct or an indirect nature. The responsibilities include the elimination of, or protection from, all cross connections on their premises. The owner shall, at their own expense, install, maintain and test any and all backflow preventers on their premises in compliance with the Chapter SPS 382.41 Wisconsin Administrative Code and the Utility's Cross Connection Ordinance.

The property owner shall have corrected any malfunction revealed by periodic testing of any backflow preventer on their premises. The property owner shall inform the Utility of any proposed or modified cross connections and also any existing cross connections that are not protected by an approved backflow prevention means. The property owner shall not install a by-pass around any backflow preventer unless there is a backflow preventer of the same type in the by-pass. Property owners who cannot shut down operation for testing of the backflow prevention assembly must supply additional assemblies necessary to allow testing and maintenance to take place. In the event the property owner installs potable water using fixtures, equipment or appurtenances upstream of the backflow preventer, such must have its own approved backflow prevention means.

The property owner is required to follow the protection practices described in the American Water Works Association publication AWWA M-14 titled "Recommended Backflow Prevention and Cross Connection Control", United States Environmental Protection Agency publication titled "Cross Connection Control Manual", Chapters SPS 381-384 Wisconsin Administrative Code, and the Utility's Cross Connection Control Ordinance, unless the Utility requires or authorizes other means of protecting the potable water systems.

Other required or authorized means will be subject to prior approval of the Utility.

D. Right of Entry. Upon presentation of credentials, representatives of the Utility shall have the right of entry at any reasonable time to examine any property served by a connection to the public water system of the Utility for cross-connection. If entry is refused, such representatives may obtain a special inspection warrant under 66.0119, Wis. Stats. Refusing to provide access shall be sufficient cause for the Utility to discontinue water service to the property, as provided under paragraph F of this ordinance.

E. Provision of Requested Information. The Utility may request an owner, lessee, or occupant of

## CODE OF GENERAL ORDINANCES, 2015 - KENOSHA, WISCONSIN

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property served by a connection to the public water system to furnish the Utility with pertinent information regarding the piping systems on the property. Refusing to provide requested information shall be sufficient cause for the Utility to discontinue water service to the property, as provided under paragraph Subsection F. of this ordinance.

F. Authority to Discontinue Service. The Utility is hereby authorized and directed to discontinue water service 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 system. Water service shall be discontinued if the means of backflow prevention required by the Utility is not installed, tested, maintained, and repaired in compliance with this ordinance and Wisconsin Administrative Code NR 811 or if it is found that the means of backflow prevention required by this ordinance has been removed, bypassed or information requested in Section E. is not provided. Water service shall be discontinued only after reasonable notice and opportunity for hearing under Ch. 68 Wis. Stats., except as provided in Subsection G. of this section. Water service to such property shall not be restored until the unprotected cross-connection has been eliminated or requested information is not provided.

G. Emergency Discontinuance of Service. If it is determined by the Utility that an unprotected cross-connection or an emergency endangers public health, safety, or welfare and requires immediate action, service may be immediately discontinued. A written notice to the effect must be delivered to the customer premises. The owner, lessee, or occupant shall have an opportunity for hearing under Ch. 68 Wis. Stats., within 10 days of such emergency discontinuance. Such hearing shall be before the Board of Water Commissioners and shall conform to all existing due process requirements.

H. Reconnection of Service. Water service to any property discontinued under the provisions of this ordinance shall not be restored until the cross-connection has been eliminated or a backflow prevention device is approved by the Utility has been installed in compliance with the provisions of this section. The Utility shall charge fees as approved by the State of Wisconsin Public Service Commission for the reconnection of the water service.

I. Additional Protection. In the case of premises having (a) internal cross-connection that cannot be permanently corrected or controlled, or (b) intricate plumbing and piping arrangements or where entry to all portions of the premises is not readily accessible for inspection purposes, making it impracticable or impossible to ascertain whether or not dangerous cross-connections exist, the public water system shall be protected against backflow from the premises by installing an approved backflow preventer in the service line. In the case of any premises where there is any material dangerous to health that is handled in such a manner that, in the opinion of the Utility, could create an actual or potential hazard to the public water system, the public water system shall be protected by an approved air-gap separation or an approved reduced-pressure principle backflow preventer. Examples of premises where these conditions will exist include sewage treatment plants, hospitals, mortuaries, plating plants, and car wash establishments. In the case of any premises where, in the opinion of the Utility, an undue health threat is posed because of the presence of toxic substances, the Utility may require an approved air gap at the service connection to protect the public water system. This requirement will be at the discretion of the Utility.

Rule 06-32. Fire Hydrants. No person, except an employee of the Water Utility, Public Works Department or Fire Department, in the course of their employment, or person obtaining a permit from the Water Utility, shall open and take water from a Water Utility owned fire hydrant or in any way interfere with, injure, break, or deface any fire hydrant belonging to the Water Utility. No building, structure, tree, pole,