

ARTICLE XX – TOWN OF PITTSBORO RECLAIMED WATER ORDINANCE

Section 1. Intent.

- (a) It is the town's purpose and intent to establish a reclaimed water system and to extend such system to certain areas of the town where the town board of commissioners determines that the extension of such a system is practical and economical. Once such reclaimed water is made available to a property, use of reclaimed water will be required for landscape and grounds irrigation systems and will be permitted for other authorized uses. The reclaimed water distribution system will be constructed in sections and phases to provide reclaimed water service to designated areas as determined by the town board of commissioners and pursuant to the terms and conditions set forth herein.

Section 2. General Requirements

- (a) Once reclaimed water is available to a property, the property owner may connect to the reclaimed water upon submission of a fully executed application as required by the director, and upon compliance with all other local requirements. It is unlawful to use potable water for irrigation systems 90 days after a property owner or water customer has been notified by the director that reclaimed water is available to a particular property or site. Reclaimed water may be used for irrigation purposes and for other nonpotable water purposes in accordance with federal, state and local ordinances, rules, and regulations. If reclaimed water is to be used for any purpose other than land irrigation, the customer shall obtain prior approval of such use from the director.

Section 3. Connection to reclaimed water system.

- (a) *Customers with existing irrigation systems.* When reclaimed water becomes available to a property, the director shall provide written notice to the town water customer located on that property of such availability. Customers with existing irrigation systems using potable water who desire to continue to maintain such systems using town water, must apply for reclaimed water in accordance with the application procedures specified in this article and must disconnect said systems from the town potable water system and connect to the reclaimed water system within 90 days of such written notice of availability. The director shall have the authority to grant temporary exemptions from this section in the event of reclaimed water shortages or for other good cause, in which case the temporary exemption shall not exceed 180 days.
- (b) *Customers with new irrigation systems.* All new irrigation systems designed to use town water constructed after the effective date of this article must connect to the reclaimed water system at time of construction, if reclaimed water is available to the property. Such connection must be made prior to, or contemporaneously with connection of other improvements on the property to the town's potable water system. If reclaimed water is

not available to a property at the time of construction of an irrigation system, connection to the reclaimed water system must be made within 90 days of notice of availability from the director.

Section 4. Reclaimed water service application requirements.

- (a) Applications for reclaimed service shall be made and will be accepted in the same manner as applications for water and sewer service, subject to the provisions of this article.

Section 5. Permits.

- (a) All applicants for reclaimed water at the applicant's own cost and expense, shall apply for, obtain and meet all requirements of all necessary permits, licenses, conditions, and approvals for the initial construction and the operation of the onsite reclaimed water facilities and the use of reclaimed water.

Section 6. Authority to adopt rules and regulations.

- (a) The town board of commissioners may by resolution establish reasonable rules and regulations concerning the reclaimed water system and the use of reclaimed water. Additional standard policies and procedures may be adopted concerning the reclaimed water system. Insofar as there is not conflict with the provisions of this article, town policies and procedures pertaining to potable water service shall apply.

Section 7. Priorities for extending reclaimed water service.

- (a) The town board of commissioners will establish priorities based on feasibility studies for extension of the reclaimed water system, as it does for water and sewer system extensions. The town board of commissioners may establish priorities for extension of service outside the utility service boundaries. Provision of reclaimed water service outside the town limits will be considered on a case-by-case basis and may be time limited to benefit the town.

Section 8. Conditions of reclaimed water service use.

- (a) General. The town may terminate, discontinue, or suspend reclaimed water service in accordance with this chapter and town policies and procedures in the event of (i) a violation of this article or town regulations, policies or procedures, (ii) failure to pay bills by the due date, (iii) tampering with any utility service, (iv) the existence of a plumbing cross-connections with another water source, or (v) any customer condition or action that may be detrimental to the town's potable water system, its reclaimed water system, or its wastewater collection and treatment system. The town may, at its option, suspend service until the condition is corrected and all costs due the town are paid. These costs may include delinquent billings, connection charges, and payment for any damages

caused to the potable water, reclaimed water, or wastewater collection or water distribution system. The details of the town's procedures for discontinuing service are found in this chapter and in appropriate town policies and finance department procedures.

- (b) *Cross-connection control.* There shall be no cross connections between the reclaimed water system on a customer's property and the town potable water system. In all premises where reclaimed water service is provided, the public or private potable water supply shall be protected by an approved cross-connection control plan. The plan for cross-connection control must be submitted with the application for reclaimed water service and must receive the prior approval of the director. In the event a cross-connection is found, the cross-connection shall be immediately disconnected, and reclaimed water service will be suspended. Before reconnection of the reclaimed water service, the public potable water system shall be protected against the possibility of future cross-connection to the director's satisfaction. Additional protection against cross-connection may be required as specified by the director at the customer's expense before reclaimed water service is resumed.
- (c) *Right of entry.* In addition to the authority to enter property contained in section 36-12, the director or his/her designee may enter any premises to determine the presence of any cross-connection or other potential hazards to the town potable water system. Each customer of reclaimed water service shall, by completing the reclaimed water application, give written consent to such entry upon the customer's premises.

Section 9. Enforcement.

[insert standard text]

Section 10. Interruption of service.

- (a) The town reserves the right to temporarily discontinue service to any portion of, or the entire reclaimed water system, as deemed necessary by the town's wastewater or water director or engineer in order to preserve public health or for necessary maintenance. Notwithstanding the foregoing, the town shall have the right, at all times, to refuse to provide, or to discontinue the provision of, reclaimed water service should such service be contrary to the health and safety of the public.

Section 11. Emergency.

- (a) The town manager or his/her designee may declare a reclaimed water emergency and order restrictions regarding the use of reclaimed water during such emergency.