



ERIE WATER WORKS

CROSS CONNECTION CONTROL TERMINATION POLICY

I. POLICY OBJECTIVE

This Erie Water Works (EWW) Cross Connection Control water service termination policy shall deny or discontinue, after reasonable written notice, the water service to any premises wherein any backflow preventer is required by City of Erie Cross Connection Control Ordinance No. 86-1974, as amended, EWW Rules and Regulations Section III, and as mandated by the Pennsylvania Department of Environmental Protection Regulations, 25 Pa. Code. §109.709, pertaining to the Safe Drinking Water Act, 35 P.S. §§721.1 et seq., and in accordance with the Federal Safe Drinking Water Act, 42 U.S.C. §§300f et seq., but not installed, tested or maintained in a manner acceptable to EWW, or if it is found that the appropriate backflow preventer has been removed or by-passed, or if an unprotected cross connection exists on the premises.

Upon notification, the customer/owner shall immediately install an appropriate EWW approved backflow preventer. Failure, refusal or inability on the part of the customer/owner to install the required backflow preventer shall constitute grounds for terminating water service to the premises/facility until such required backflow preventer has been installed, tested, and maintained in a manner acceptable to EWW.

Other conditions that are a basis for termination of water service shall include, but not be limited to, the following:

- Refusal to allow EWW personnel access onto the premise or into the facility for inspection purposes.
- Refusal to install an appropriate backflow preventer as required.
- Refusal to annually test a backflow preventer.
- Refusal to comply with the mandatory five-year rebuild of a backflow preventer.
- Refusal to repair a faulty backflow preventer.
- Refusal to replace a faulty backflow preventer.
- Removing or bypassing a required backflow preventer.
- If it is determined an immediate health hazard exists to the EWW water supply and/or public health.

II. RESPONSIBILITY

It is the responsibility of the premise/facility owner to install, maintain and test backflow preventers on an annual basis or more frequently as may be required by EWW. Testing must be completed by an EWW Licensed Tester and in accordance with the requirements provided at <http://www.eriewater.org/engineering/>. Where water service is provided to properties owned or operated by a landlord for the benefit of a tenant, whether commercial or residential, the EWW will provide the tenants with the same notices provided to the landlord pursuant to this policy.*

III. WATER SERVICE TERMINATION PROCEDURE

The EWW may terminate water service to a customers/owners premises/facility after written notices have been sent specifying the requirement for backflow preventer installation, testing and maintenance and the time frame for which these requirements must be met has been exceeded without compliance by the customer/owner.

The first notice shall be an informational letter which outlines the requirements of this policy and EWW Rules and Regulations. The notice will allow forty five (45) days in which to have the appropriate backflow preventer installed and tested. If no response is received from the customer/owner or if an appropriate backflow preventer is not installed and tested within the required time frame, a second notice shall be sent.

The second notice shall be a Notice of Termination letter sent via regular mail. The notice shall inform the customer/owner that they remain in violation of EWW policies, rules and regulations regarding cross connection control and allow fifteen (15) days in which to respond and have the appropriate backflow preventer installed and tested or face imminent water service termination.

If no response is received within fifteen (15) days of the Notice of Termination letter, a Termination Notice Door Hanger will be posted two (2) days or more prior to actual termination. This door hanger shall also have attached to it a copy of the Notice of Termination Letter.

If, after the posting of the Termination Notice Door Hanger, no response is received by EWW from the customer/owner, termination of water service may be initiated anytime after the two (2) day time frame.

Water service will not be terminated during the following periods:

- On a Friday, Saturday or Sunday
- On a Holiday or the eve of a Holiday
- Unless otherwise prevented by law

Notwithstanding the above, when conditions create an immediate danger to the EWW water supply and/or public health, water service to the customers/owners premises/facility may be terminated immediately without notice.

** Tenant notifications shall begin for all enforcement proceedings commenced after 9/20/2012.*

Water service to such premises/facility shall not be restored until the customer/owner has complied with the City of Erie Cross Connection Control Ordinance and EWW Rules & Regulations, to the satisfaction of EWW.

EWW disclaims any responsibility for damages arising from termination of a water supply to any premises/facility for whatever reason. All privately owned valves and supply branches or lines including the EWW curb stop are to be maintained in such condition so as to allow termination and reinstatement of water service at any time.

IV. WATER SERVICE REINSTATEMENT PROVISIONS

The supply of water will not be restored until an approved backflow preventer has been installed, tested, and maintained to the satisfaction of EWW. All fees, including any termination (turn off) and reinstatement (turn on) charges, must be paid in full in advance of water service reinstatement.

The supply of water will not be reinstated until the EWW Engineering Department inspects, photographs and approves the backflow preventer installation. An appointment for the inspection / photographing must be made a minimum of 24 hours in advance. Following the inspection / photographing, and if compliance with all of the provisions outlined herein are to the satisfaction of EWW, the water may be turned on and a test by an EWW Licensed backflow tester shall be completed. The completed "Passed" test form must be received at the EWW Engineering Department within two (2) days of the installation and/or test. In the event a "Passed" test form is not received at EWW within this time frame it shall be assumed that the backflow preventer failed the test, which shall be determined to create an immediate danger to the EWW water supply and/or public health. In such a case the water service will be terminated immediately without prior notice and will not be reinstated until all the provisions of this policy have been met in full to the satisfaction of EWW.