

**CITY OF JEFFERSON
ORDINANCE #7-17**

**AN ORDINANCE TO CREATE PRIVATE LEAD WATER SERVICE LATERAL
REPLACEMENT PROGRAM**

The Common Council of the City of Jefferson, Wisconsin does hereby ordain as follows:

Section 1: Sec. 277-4. **Lead Water Service Lateral Replacement Program** is hereby created as follows:

A. Lead Water Service Lateral Replacement Requirement.

1. Every water service lateral connected to the Jefferson Utility Water System (Utility) should be made of suitable material as determined by the Jefferson Utility Commission.
2. Intent and Purpose. The Common Council of the City of Jefferson finds that it is in the public interest to establish a comprehensive voluntary program for the removal and replacement of lead water laterals in use within both the public Utility and in private systems and to that end declares the purposes of this ordinance to be as follows:
 - a. To ensure the water quality at every tap of Utility customers meets the water quality standards specified under the Federal Safe Drinking Water Act; and
 - b. To reduce the lead in City drinking water to meet Environmental Protection Agency (EPA) standards and ideally to reduce lead contaminant level to zero in City drinking water for the health of City residents; and
 - c. To eliminate the constriction of water flow caused by mineral rich groundwater flowing through lead water service pipes and the consequent buildup of mineral deposits inside lead pipes; and
 - d. To meet the Wisconsin Department of Natural Resource (WDNR) requirements for local compliance with the Lead and Copper Rule.
3. **Owner to Voluntarily Replace Lead Service.** Existing lead water service laterals connected to the Utility may be replaced with water service laterals made of suitable materials and at owner's expense. Replacement may be completed either before or in conjunction with the next water main project servicing the lateral to the affected property.

- a. Affected property owners may contract with a licensed contractor to complete the replacement. If the property owner selects this option, the lead water service lateral should be replaced before the Utility replaces the main or during construction; or,
 - b. If available, affected property owners may have the Utility contractors complete the replacement.
 - i. The Utility may, as part of any water main project, add an alternative to the Utility's contract requesting unit bid prices for the calculation of the cost for private lead water service lateral replacement. This will include removing the entire lateral from the main to the water meter inside of the dwelling or building and replacing lead piping with suitable material.
 - ii. If available and should the property owner select this option, the property owner will be charged the entire cost of the removal and replacement. In addition, all restoration on the private property will be the responsibility of the property owner (for example, top soil, concrete, steps, asphalt, bushes, and porches).
 - c. Qualified owners may be able to seek reimbursement through the – (Jefferson Utility) contingent upon funds being available from the Wisconsin Department of Natural Resources Lead Service Line Replacement Funding Program – or other similar program that can provide funds for private utility improvements. The total amount of any grant to a property owner shall be up to \$2,500 per property.
4. Water System Reconstruction. Property owners in an area where public water system reconstruction is taking place will be notified, in writing, of capital improvement projects involving public water mains. The notification should be at least 60 days prior to the commencement of the water main construction, and shall be issued by the Jefferson Utilities.
5. Inspection Required. The Jefferson Utilities Manager, or his/her designee, shall inspect all private connections to the public water mains for presence of lead or lead causing pipes prior to, if possible, or at the time that the Utility water main is to be reconstructed. If it is unable to gain access for inspection, Jefferson Utilities may pursue an inspection warrant. In the event the lateral is found to contain lead the Utility Manager, or his/her designee, shall notify the owner in writing by US Mail within 10 working days, of the fact along with information about the City's Lead Water Service Replacement Program. The affected property owner may provide proof of arrangements for replacement of the private lead water service lateral within 90 days of the date of the notification letter.

Section 2: This ordinance shall take effect and be in force after its passage and publication in a manner provided for by law.

First Reading: April 5, 2017
Second Reading: April 18, 2017
Passed by a vote of 7 to 0