

**CITY OF ORTING**  
**WASHINGTON**  
**RESOLUTION NO. 2017-02**

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**A RESOLUTION OF THE CITY OF ORTING,  
WASHINGTON, ADOPTING THE 2017 CROSS  
CONNECTION CONTROL PLAN; ESTABLISHING NEW  
FEES AND AMENDING CERTAIN EXISTING FEES FOR  
WATER SERVICE; PROVIDING FOR SEVERABILITY;  
AND ESTABLISHING AN EFFECTIVE DATE**

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**WHEREAS**, the City of Orting is a non-charter optional municipal code city as provided in Title 35A RCW, incorporated under the laws of the state of Washington; and

**WHEREAS**, the City of Orting provides water service to customers within and without its corporate boundaries in Pierce County, Washington, consistent with its Washington Department of Health approved water service area; and

**WHEREAS**, in addition to its general police powers, the City of Orting has “full authority to regulate the use and operation” of its water system pursuant to RCW 57.08.005; and

**WHEREAS**, the existence of cross-connections pose a risk of contamination of the water supply and otherwise threatens the safety of the District’s water system, and

**WHEREAS**, state regulations require that public water supply purveyors adopt and maintain standards and practices to protect the system against such contamination; and

**WHEREAS**, by Ordinance No. 2016-980, adopted February 10, 2016, the City established Chapter 9-1E of the Orting Municipal Code, which provided for a Cross Connection Control Program (“CCC Program”) to ensure a well maintained water system and to protect the public water system from contamination via cross-connections; and

**WHEREAS**, by Ordinance No. 2017-1012, adopted April 26, 2017, the City amended Ordinance No. 2016-980 and Chapter 9-1E of the Orting Municipal Code, to provide additionally direction to ensure that the City’s CCC Program closely aligns with Chapter 246-290-490 of the Washington Administrative Code relating to the regulation of drinking water, and to clarify the City’s service policy for new and existing customers of the City’s water system; and

**WHEREAS**, the City Council is authorized to adopt by resolution the “Cross Connection Control Plan,” and accompanying fee schedule, prepared by City Staff at the bequest of the City Council, pursuant to the City Council’s directive set out in Ordinance Nos. 2016-980 and 2017-1012; and

WHEREAS, the City Council wishes to adopt the Cross Connection Control Plan, setting the rules for the implementation of the City's Cross Connection Control Program; and

WHEREAS, the City has determined that the proposed fee schedule will enable the City to recover the actual direct costs of implementing the City's Cross Connection Control Program, while ensuring that the fees are reasonable;

NOW, THEREFORE, the City Council of the City of Orting, Washington, do ordain as follows:

**Section 1. Adoption of Cross Connection Control Plan.** The City Council hereby adopts the "Cross Connection Control Plan", attached as Exhibit "A" and incorporated as though fully set forth herein.

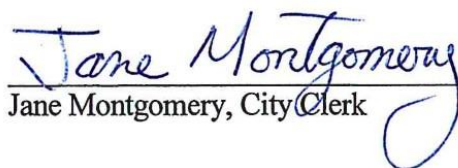
**Section 2. Adoption of Fee Schedule.** The Orting City Council does hereby adopt the fees and provisions pertaining to the processing of development permit applications and related service fees and other fees as are set forth in Exhibit "B" attached hereto and incorporated as though fully set forth herein..

**Section 3. Severability.** Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

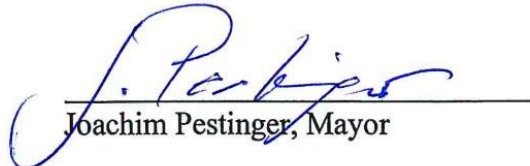
**Section 4. Effective Date.** This resolution will take immediate effect from and after its adoption as provided by law.

**PASSED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 26th DAY OF April, 2017.**


ATTEST/AUTHENTICATED:

  
Jane Montgomery, City Clerk

CITY OF ORTING

  
Joachim Pestinger, Mayor

Approved as to form:

  
Charlotte Archer, City Attorney  
Kenyon Disend, PLLC