

ORDINANCE 1620

**AN ORDINANCE OF THE CITY OF LYNDEN, WASHINGTON
AMENDING ORDINANCE 560
AND CHAPTER 13.08 OF THE LYNDEN MUNICIPAL CODE
WATER PROJECT DESIGN STANDARDS**

WHEREAS The City of Lynden recently adopted the 2021 Engineering and Development Design Standards and published those standards to the City website; and

WHEREAS Chapter 6 of those newly adopted standards provides specific Water Design Standards applicable to those constructing improvements or connections to the City Water System; and

WHEREAS Chapter 13.08.010 of the Lynden Municipal Code (LMC) currently contains outdated and incomplete standards for City water system facilities and appurtenances which have not been updated since 1977 by Ordinance 560; and

NOW, THEREFORE, The City Council of the City of Lynden does hereby ordain as follows:

Section 1. LMC Chapter 13.08, inclusive of title, are hereby either amended or repealed and shall hereafter read as follows:

Chapter 13.08 – WATER PROJECT DESIGN STANDARDS

13.08.010 - General Standards – Developer Requirements

All work shall comply with the latest edition of the City of Lynden Engineering and Development Design Standards Project Manual.

- A. Mains shall be laid only in dedicated streets or in easements which have been granted to the city. A street is normally not considered dedicated until the plat which created it has been filed with the Whatcom County auditor.
- B. The developer shall obtain all necessary easements without cost to the city. Whenever a main is to be laid other than in a public street, a permanent easement of not less than ten feet on each side of the centerline shall be provided. The developer shall supply the city engineer with the supporting data necessary to verify the location of the easement. If legal services are required by the city in connection with the easement, other than formal review, the cost of such services shall be reimbursed by the developer to the city on demand and before acceptance of the extension.
- C. The developer shall pay for permits as may be required for the work, and shall pay for all surveys, easements, rights-of-way, and franchises required for the work. The developer shall give all notices and comply with all laws, ordinances, rules, and regulations bearing on the conduct of the work.

13.08.020 - New materials and equipment required - Continuity of manufacturer.

All materials and equipment shall be new and undamaged. Where possible, the same manufacturer of each item shall be used throughout the job.

13.08.030 - Backflow prevention devices.

Where the possibility of contamination of the water supply exists, the city will require that certain service be equipped with a back-flow prevention device per Chapter 13.10 of this title. The determination as to the need, size and location of a backflow device shall be solely determined by the Public Works Department.

13.08.040 - Inspections.

All water lines and mains shall be inspected by a Public Works Department inspector before they are covered. The developer shall notify the city at least twenty-four hours in advance for a water line inspection.

Section 2. 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 3. This Ordinance shall be in force and effect five (5) days from and after its passage, approval and publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF LYNDEN BY AN AFFIRMATIVE VOTE, _____ IN FAVOR ______AGAINST, AND SIGNED BY THE MAYOR THIS _____ DAY OF MARCH, 2021.

MAYOR SCOTT KORTHUIS

Attest:

City Clerk Pamela D. Brown

Approved as to Form:

City Attorney Robert A. Carmichael