2 3 4 5 6	AN ORDINANCE OF THE CITY OF ROLLINGWOOD AMENDING PART 1, CHAPTER 34, ARTICLE II, SECTION 34-36 PLUMBING RESTRICTIONS OF THE CITY'S CODE OF ORDINANCES TO MEET REQUIREMENTS OF TEXAS ADMINISTRATIVE CODE RULE §290.44 (b) PERTAINING TO THE USE OF LEAD IN PLUMBING
7 8	WHEREAS, the City Council finds the City of Rollingwood (City) is a Texas General Law Municipality and the Texas Local Government Code authorizes the City of Rollingwood to
9	exercise jurisdiction over City building as deemed appropriate by the City;
10 11	WHEREAS , the Texas Commission on Environmental Quality has adopted rules related to public drinking water and public water systems; and
12 13	WHEREAS, Texas Administrative Code Title 30, Section 290.44(b) provides specific requirements related to the use of lead in plumbing; and
14 15	WHEREAS, The City Council hereby finds and determines that is appropriate to adopt the state law provisions related to the use of lead in plumbing as part of its regulatory scheme.
16 17 18 19	NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLINGWOOD, TEXAS:
20 21	<u>Section 1. Findings.</u> The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes and findings of fact.
22 23 24	<u>Section 2. Amendment to Municipal Code of Ordinances.</u> The City of Rollingwood, Texas hereby amends its Code of Ordinances Section 34-36, Plumbing Restrictions as follows, with strikethroughs being deletions and underlines being additions:
252627	Sec. 34-36. Plumbing restrictions.
28 29	The following undesirable plumbing practices are prohibited:
30	(4) No pipe or pipe fitting that contains more than eight <u>0.25</u> percent lead may
31 32	be used for the installation or repair of plumbing at any connection that provides water for human use.
33	
34 35 36	<u>Section 3. Severability</u> . If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to

ORDINANCE NO. 2023-03-22-05

1 2	the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.
2	will be added to this Ordinance.
3	
4	Section 4. Repealer . This ordinance shall be cumulative of all other ordinances of the City
5	of Rollingwood, and this ordinance shall not operate to repeal or affect any other ordinances of the
6	City of Rollingwood except insofar as the provisions thereof might be inconsistent or in conflict
7	with the provisions of this ordinance, in which event such conflicting provisions, if any, are hereby
8	repealed.
9	
10	Section 5. Effective Date. This Ordinance will take effect upon its adoption by the City
11	Council and publication as provided by law.
12	
13	PASSED AND APPROVED this 22nd day of March, 2023.
14	CITY OF ROLLINGWOOD, TEXAS
15	
16	
17	By:
18	Gavin Massingill, Mayor
19	ATTEST:
20	
21	
21	Desiree Adair City Secretary