

ORDINANCE BILL NO. 7 FOR 2020

ORDINANCE NO. _____

AN ORDINANCE AMENDING SHMC CHAPTER 13.20 THAT PERTAINS TO CONNECTION TO WATER SYSTEM IN CRITICALLY AFFECTED CHEMICAL AREA

WHEREAS, Ordinance No. 1120 was passed in 1998 (and codified at SHMC Chapter 13.20) requiring properties that had wells in a given area of Sweet Home that were affected by a chemical spill to connect to the city water system;

WHEREAS, the area has been tested by DEQ and it has been determined that groundwater quality in parts of the area has improved to a point where some wells within the area may not be affected by chemical spill contaminants;

WHEREAS, this amendment will allow well owners an option to have their well tested to show that the well has a water quality concentration below the state and federal standard for the chemicals of concern so that the mandatory hookup requirement will no longer be required on said property;

Now therefore,

The City of Sweet Home does ordain as follows:

Section 1. Sweet Home Municipal Code 13.20.025 is hereby titled EXEMPTION FROM REQUIRED CONNECTION and created to read as follows:

An owner of property located within the Critically Affected Area may petition the City for an exemption from the connection requirement, to allow use of well water at that property for domestic purposes. An exemption will be granted if the owner can demonstrate that the well water does not contain concentrations of chemicals of concern above DEQ tap water Risk-Based Concentrations (RBCs) and federal safe drinking water Maximum Contaminant Levels (MCLs). Chemicals of concern include tetrachloroethylene, trichloroethylene, and 1,1-dichloroethylene. At least two well water samples (one from the dry season-July through October-and one from the wet season-January through May) shall be tested and demonstrate that concentrations of chemicals of concern are below the RBCs and MCLs. Representative water samples must be collected by laboratory personnel or environmental professionals, well water professionals, or water pump professionals with experience in collecting water samples for testing of volatile organic compounds. Samples shall be analyzed by a laboratory accredited by the State of Oregon Laboratory Accreditation, using EPA Method 524.2 or EPA Method 826.0 to test for volatile organic compounds, including the chemicals of concern. Detected concentrations of contaminants of concern must be below the respective RBCs and MCLs for the dry and wet season samples. Notwithstanding the above process, an owner may submit DEQ prior lab test results to obtain a DEQ recommendation or an exemption from the connection requirement.

PASSED by the Council and approved by the Mayor this _____ day of _____, 2020.

ATTEST:

Mayor

City Manager - Ex Officio City Recorder