

ORDINANCE NO. 2021-02

**AN ORDINANCE TO CREATE ARTICLE V of CHAPTER 325
OF THE VILLAGE OF FOX POINT VILLAGE CODE
RELATED TO THE REPLACEMENT OF LEAD WATER SERVICE LINES
WITHIN THE VILLAGE OF FOX POINT**

WHEREAS, lead service lines pose a threat to the public health based on the potential for leeching of lead into drinking water; and

WHEREAS, disturbing an existing lead service line or reconnecting it to the Water Utility may increase lead levels in drinking water; and

WHEREAS, elevated lead levels in drinking water have been determined to cause health problems in young children, pregnant women and their unborn children, and are also potentially harmful to adults.; and

WHEREAS, The Environmental Protection Agency (the EPA) has published final regulatory revisions to the National Primary Drinking Water Regulation for Lead and Copper (the Lead and Copper Rule, 40 CFR 40 CFR Parts 141 and 142) under the authority of the Federal Safe Drinking Water Act (42U.S.C. Sec. 300f et seq).; and

WHEREAS, the Lead and Copper Rule as recently revised will accelerate the replacement of lead service lines; and

WHEREAS, establishing a comprehensive program for removing and replacing lead service lines will further the Village's efforts to meet the applicable requirements of Wisconsin Department of Natural Resources for local compliance with the Lead and Copper Rule and Chapter NR 809.54 through 809.55 of the Wisconsin Administrative Code); and

WHEREAS, based on the above, and upon the recommendation of the Village Director of Public Works, the Village Board finds that it is in the public interest to establish a comprehensive program for removing and replacing all lead service lines within and connected to the Water Utility distribution system.

NOW, THEREFORE, the Village Board of the Village of Fox Point, Milwaukee County, Wisconsin, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: Article V entitled "Lead Water Service Line Replacement" of Chapter 325 of the Village of Fox Point Village Code entitled "Water," is hereby created to read as follows:

See Attached.

SECTION 2: SEVERABILITY.

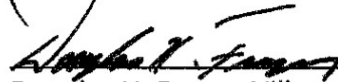
The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE.

This ordinance shall take effect immediately upon passage and posting or publication as provided by law.

Dated this 9th day of March, 2021.

VILLAGE OF FOX POINT



Douglas H. Frazer, Village President

ATTEST:



Kelly Meyer, Village Clerk

Published and/or posted this 15th day of March, 2021.