

THE AMITY BOARD OF DIRECTORS AMITY, ARKANSAS

ORDINANCE NO. 241

Title: The Amity Safe Drinking Water Ordinance

Whereas, the public drinking water supply should be maintained for the safety and enjoyment of the entire Amity community at all ranges of consumption; and

Whereas, the United States Food and Drug Administration is the only government agency with the authority to approve or reject any claim of safety or effectiveness for any product that is intended to cure, mitigate, treat or prevent any disease in man or animal; and

Whereas, Arkansas Public Health Goals and U.S. Maximum Contaminant Level Goals for water are established scientific endpoints for acutely toxic substances at which it has been determined that no known or anticipated adverse health effects will occur, with a margin of safety that is protective for an entire lifetime of ingestion; and

Whereas, Maximum Containment Levels for acutely toxic substances are regulatory endpoints at which the U.S. and the State of Arkansas, after consideration of the public health goals, costs and benefits of treatment and political determinations, have established that water suppliers must remediate any excesses, and because of these other considerations may not be as protective as the public health goals; and

Whereas, other cities adding substances to their public water systems for the purpose of fulfilling health claims have added chemicals that contain contaminants such as lead, arsenic, and mercury at levels that exceed the Public Health Goals and maximum Contaminant Level Goals established for those contaminants by the State of Arkansas and the U.S. Environmental Protection Agency; **therefore**,

In order to ensure that the public water of Amity, Arkansas is safe to drink, it shall be unlawful and a public nuisance for any person, agent, or any public or private water system, to add any product, substance or chemical to the public water supply for the purpose of treating or affecting the physical or mental functions of the body of any person, rather than to make water safe or potable, unless the substance meets the following criteria:

- 1) The substance must have been specifically approved by the U.S. Food and Drug Administration for safety and effectiveness with a**

margin of safety that is protective for all adverse health and cosmetic effects at all ranges of unrestricted consumption.

- 2) The substance, at Maximum Use Levels, must contain no contaminants at concentrations that exceed U.S. Maximum Contaminant Level Goals or Arkansas Public Health Goals, whichever is more protective.**

If any provision of this act or the application thereof to any person or circumstance is held invalid, that invalidity may not affect other provisions or applications of this act that can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

PASSED AND APPROVED THIS THIRTEENTH DAY OF JUNE, 2006

APPROVED _____ **ATTEST** _____
Mayor City Clerk/Recorder