

1 (Published in the Topeka Metro News March 28, 2011)

2  
3 **ORDINANCE NO. 19533**

4  
5 AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., amending §§  
6 13.10.190, 13.10.200 and 13.10.210 of the Code of the City of  
7 Topeka concerning fluoridation in the city's water system,  
8 specifically repealing said original sections, and specifically  
9 repealing the following sections in their entirety §§ 13.10.200 and  
10 13.10.210.

11  
12 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

13 Section 1. That section 13.10.190, Equipment authorized, of the Code of the  
14 City of Topeka, Kansas, is hereby amended to read as follows:

15  
16 **Operations, maintenance and funding.**~~Equipment authorized.~~

17 The water utility shall include fluoridation in the drinking water treatment  
18 operations, as determined by the public works director, or his or her designee, and as  
19 recommended by the Kansas Department of Health and Environment.

20 Funds for equipment, operations and maintenance expenses to fluoridate the  
21 city's water supply system shall be provided from the water, water pollution control, and  
22 stormwater utility fund.

23 ~~The water division is hereby directed and authorized to install and operate~~  
24 ~~equipment which will introduce sufficient fluoride compound to raise the fluoride~~  
25 ~~concentration in the finished water to one part of fluoride for every million parts of water~~  
26 ~~being distributed to the water supply system of the city, or such concentration as is~~  
27 ~~ordered from time to time by the state Board of Health.~~

28 Section 2. That section 13.10.200, Operation under supervision of water  
29 division, of the Code of the City of Topeka, Kansas, is hereby repealed.

30                   ~~**Operation under supervision of water division.**~~

31                   ~~The water division shall operate such fluoride and make such periodic~~  
32                   ~~inspections as in its judgment may be deemed necessary to safeguard the health and~~  
33                   ~~welfare of the citizens of the city, and the water division is hereby made responsible for~~  
34                   ~~the expedient, safe, proper and efficient operation of such fluoridation.~~

35                   Section 3.     That section 13.10.210, Operation expense from water utility fund,  
36                   of the Code of the City of Topeka, Kansas, is hereby repealed.

37                   ~~**Operation expense from water utility fund.**~~

38                   ~~Operating funds for fluoridation of the city water supply system shall be provided~~  
39                   ~~from the water utility fund.~~

40                   Section 4.     That original § 13.10.190 of The Code of the City of Topeka,  
41                   Kansas is hereby specifically repealed.

42                   Section 5.     This ordinance shall take effect and be in force from and after its  
43                   passage, approval and publication in the official city newspaper.

44                   Section 6.     This ordinance shall supersede any ordinances, resolutions or  
45                   rules, or portions thereof, which are in conflict with the provisions of this ordinance.

46                   Section 7.     Should any section, clause or phrase of this ordinance be declared  
47                   invalid by a court of competent jurisdiction, the same shall not affect the validity of this  
48                   ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

49                   PASSED AND APPROVED by the City Council March 22, 2011.

50                   CITY OF TOPEKA, KANSAS

51  
52                   \_\_\_\_\_  
53                   William W. Bunten, Mayor

54                   ATTEST:

55  
56                   \_\_\_\_\_  
57                   Brenda Younger, City Clerk