

Ordinance 26-06-01

Introduced: June 1, 2026

Adopted:

AN ACT TO AMEND CHAPTER 115 IN THE TOWN OF MIDDLETOWN CODE OF ORDINANCES TO AMEND THE INTERNATIONAL BUILDING CODE 2021 EDITION OF THE INTERNATIONAL PLUMBING CODE

**BE IT ENACTED BY THE MAYOR AND COUNCIL OF THE TOWN OF
MIDDLETOWN** (a majority of the members elected thereto concurring therein):

Section 1. That the Town of Middletown, Delaware, Code of ordinances is hereby amended by amending Chapter 115 by deleting Section 603.2 in its entirety and adding therein: “**603.2 Separation of water service and building sewer.** Where water service piping is located in the same trench with the building sewer, the water service pipe and the building sewer shall be:

- 1) Horizontally separated by not less than 5 feet (1524 mm) of undisturbed or compacted earth.
- 2) The required separation distance shall not apply where a water service pipe crosses a sewer pipe, provided that the water service is sleeved to a point of not less than 5 feet (1524 mm) horizontally from the sewer pipe centerline on both sides of such crossing. The sleeve shall be of pipe materials listed in table 605.3, 702.2, or 702.3.
- 3) The required separation distance shall not apply where the bottom of the water service pipe, located within 5 feet (1524 mm) of the sewer, is not less than 12 inches (305 mm) above the highest point of the building sewer.
- 4) An alternate material, design or method of construction shall comply with the intent of the provisions of the code. The proposed alternate material, design or method shall be submitted to the Building Official in writing for approved. If granted, the approval will be for a single dwelling unit and not a blanket approval.

Section 2. That the Town of Middletown, Delaware, Code of ordinances is hereby amended by amending Chapter 115 by creating Section 603.2.2 and inserting therein:

“**603.2.2 Installation of water service under concrete or asphalt.**

- 1) Water service pipe running under a concrete garage floor, slab on grade concrete floor or concrete porches and steps shall be sleeved from a point a minimum of 2 feet (609.6 mm) prior to entering under the concrete garage floor, slab on grade concrete floor or concrete porches and steps until the point that the water service exits the concrete.
- 2) Water service pipe crossing under a concrete or asphalt driveway from one side of the driveway to the other, shall be sleeved from a point minimum of 2 feet (609.6 mm) on both sides of the driveway.”

BE IT FURTHER ORDAINED that this Ordinance shall be effective upon approval of this ordinance.

ADOPTED THIS _____ DAY OF _____, 2026.

(SEAL)

Kenneth L. Branner, Jr., MAYOR

ATTESTED TO BY:

WITNESS, TOWN OF MIDDLETOWN