

## **Title 5 - SEWER SERVICE SYSTEM**

### **Chapters:**

#### **Chapter 5.08 - ADMINISTRATION AND ENFORCEMENT**

##### **Sections:**

##### **5.08.010 - Violation unlawful.**

It is unlawful for any person to connect, to construct, install or provide any other means of sewage disposal from any building in the district except by connection to a public sewer except as provided in this title.

*(Amended during 3-02 supplement: Ord. 2 § 204, 1967)*

##### **5.08.020 - Relief on application.**

When any person by reason of special circumstances, is of the opinion that any provision of the ordinance codified in this chapter is unjust or inequitable as applies to his premises, he may make written application to the board, stating the special circumstances, citing the provision complained of, and requesting suspension or modification of that provision as applied to his premises. If such application be approved, the board may, by resolution, suspend or modify the provision complained of, as applied to such premises.

*(Amended during 3-02 supplement: Ord. 2 § 205, 1967)*

##### **5.08.030 - Violation.**

Any person found to be violating any provision of this or any other ordinance, rule or regulation of the district, except this section and Section 5.16.250, shall be served by the general manager or other authorized person with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. Said time limit shall be not less than two nor more than seven working days. The offender shall, within the period of time stated in such notice, permanently cease all violations. All persons shall be held strictly responsible for any and all acts of agents or employees done under the provisions of this or any other ordinance, rule or regulation of the district. Upon being notified by the general manager of any defect arising in any sewer or of any violation of this title, the person or persons having charge of said work shall immediately correct the same.

*(Amended during 3-02 supplement: Ord. 2 § 1101, 1967)*

##### **5.08.040 - Protection from damage.**

No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance or equipment which is a part of the district sewage works. All persons violating this provision shall be subject to the penalties provided by law.

*(Amended during 3-02 supplement: Ord. 2 § 1201, 1967)*

##### **5.08.050 - Occupancy prohibited.**

No building, industrial facility or other structure shall be occupied until the owner of the premises has complied with all rules and regulations of the district.

*(Amended during 3-02 supplement: Ord. 2 § 304, 1967)*

##### **5.08.060 - Public nuisance.**

Continued habitation of any building or continued operation of any industrial facility in violation of the provisions of this or any other ordinance, rule or regulation of the district is declared to be a public nuisance. The district may cause proceedings to be brought for the abatement of the occupancy of the building or industrial facility during the period of such violation.

*(Amended during 3-02 supplement: Ord. 2 § 1102, 1967)*

##### **5.08.070 - Disconnection.**

As an alternative method of enforcing the provisions of this or any other ordinance, rule or regulation of the district, the general manager shall have the power to disconnect the user or subdivision sewer system from the sewer mains of the district. Upon disconnection, the general manager shall estimate the cost of disconnection from and reconnection to the system, and such user shall deposit the estimated cost of disconnection and reconnection before such user is reconnected to the system. The general manager shall refund any part of the deposit remaining after payment of all costs of disconnection and reconnection.

*(Amended during 3-02 supplement: Ord. 2 § 1103, 1967)*

##### **5.08.080 - Public nuisance—Abatement.**

During the period of such disconnection, habitation of such premises by human beings shall constitute a public nuisance, whereupon the district shall cause proceedings to be brought for the abatement for the occupancy of said premises by human beings during the period of such disconnection. In such event, and as a condition of reconnection, there is to be paid to the district a reasonable attorney's fee and cost of suit arising in said action.

*(Amended during 3-02 supplement: Ord. 2 § 1104, 1967)*

#### **5.08.090 - Means of enforcement only.**

The district declares that the foregoing procedures are established as a means of enforcement of the terms and conditions of its ordinances, rules and regulations, and not as a penalty.

*(Amended during 3-02 supplement: Ord. 2 § 1105, 1967)*

#### **5.08.100 - Powers and authorities of inspectors.**

The officers, inspectors, managers and any duly authorized employees of the district shall wear or carry an official badge of office or other evidence establishing his position as such and upon exhibiting the proper credentials and identification shall be permitted to enter in and upon any and all buildings, industrial facilities and properties for the purposes of inspection, reinspection, observation, measurement, sampling, testing or otherwise performing such duties as may be necessary in the enforcement of the provisions of the ordinances, rules and regulations of the district.

*(Amended during 3-02 supplement: Ord. 2 § 1202, 1967)*

#### **5.08.110 - Violation—Misdemeanor.**

Section 6523 of the Health and Safety Code of the state of California provides that the violation of an ordinance, rule or regulation of a district by any person is a misdemeanor punishable by fine not to exceed one hundred dollars, imprisonment not to exceed one month, or both. Each and every connection or occupancy in violation of the ordinances, rules and regulations of the district shall be deemed a separate violation and each and every day or part of a day a violation of the ordinance, rule or regulation continues shall be deemed a separate offense hereunder and shall be punishable as such.

*(Amended during 3-02 supplement: Ord. 2 § 1106, 1967)*

#### **5.08.120 - Liability for violation.**

Any person violating any of the provisions of the ordinances, rules and regulations of the district shall become liable to the district for any expense, loss or damage occasioned by the district by reason of such violation.

*(Amended during 3-02 supplement: Ord. 2 § 1107, 1967)*

### **Chapter 5.12 - PRIVATE SEWAGE DISPOSAL**

#### **Sections:**

#### **5.12.010 - Disposal of wastes.**

It is unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner upon public or private property within the district, or in any area under the jurisdiction of the district, any human or animal excrement, garbage, or other objectionable waste.

*(Amended during 3-02 supplement: Ord. 2 § 301, 1967)*

#### **5.12.020 - Treatment of wastes required.**

It is unlawful to discharge to any stream, pond or to the ocean any sewage, industrial wastes, or other polluted waters, except where suitable treatment has been provided in accordance with provisions of this title.

*(Amended during 3-02 supplement: Ord. 2 § 302, 1967)*

#### **5.12.030 - Unlawful disposal.**

Except as herein provided it is unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, seepage pit or other facility intended or used for the disposal of sewage.

*(Amended during 3-02 supplement: Ord. 2 § 303, 1967)*

#### **5.12.040 - Sewer not available.**

Where a public sewer is not available under the provisions of Section 5.20.010 of this title, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this title.

*(Amended during 3-02 supplement: Ord. 2 § 401, 1967)*

#### **5.12.050 - Permit required.**

Before commencement of construction of a private sewage disposal system the owner shall first obtain a written permit in accordance with Chapter 5.24 of this title.

*(Amended during 3-02 supplement: Ord. 2 § 402, 1967)*

#### **5.12.060 - Inspection required.**

A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the district inspector. He shall be allowed to inspect the work at any stage of construction and in any event, the applicant for the permit shall notify the district inspector when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within forty-eight hours, Sundays and holidays excluded, of the receipt of the notice by the district inspector.

*(Amended during 3-02 supplement: Ord. 2 § 403, 1967)*

#### **5.12.070 - Design requirements.**

The type, capacities, location and layout of a private sewage disposal system shall comply with all recommendations of the Department of Public Health of the state of California and the district engineer. No permit shall be issued for any private sewage disposal system employing subsurface soil absorption facilities where the area of the lot is less than six thousand square feet. No septic tank or cesspool shall be permitted to discharge to any public sewer or any stream or watercourse.

*(Amended during 3-02 supplement: Ord. 2 § 404, 1967)*

#### **5.12.080 - Abandonment of facilities.**

At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Section 5.20.010 of this title, a direct connection shall be made to the public sewer in compliance with the ordinances, rules and regulations of the district, and any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned as required by the district.

*(Amended during 3-02 supplement: Ord. 2 § 405, 1967)*

#### **5.12.090 - Cost of maintenance by owner.**

The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the district.

*(Amended during 3-02 supplement: Ord. 2 § 406, 1967)*

#### **5.12.100 - Additional requirements.**

No statement contained in this chapter shall be construed to interfere with any additional requirements that may be imposed by any law, ordinance, rule or regulation or by the health officer of the county.

*(Amended during 3-02 supplement: Ord. 2 § 407, 1967)*

### **Chapter 5.16 - SEWER CONSTRUCTION AND CONNECTIONS**

#### **Sections:**

#### **5.16.010 - Permit required.**

No person shall construct a building sewer, lateral sewer or make a connection with any public sewer without first obtaining a written permit from the district and paying all fees and connection charges as required therein.

*(Amended during 3-02 supplement: Ord. 2 § 601, 1967)*

#### **5.16.020 - Construction requirements.**

Construction of building sewers and lateral sewers shall be in accordance with the requirements of the Uniform Plumbing Code and all other requirements of the district.

*(Amended during 3-02 supplement: Ord. 2 § 602, 1967)*

#### **5.16.030 - Minimum size and slope.**

The minimum size-building sewer for a single-family dwelling or duplex under single ownership shall be four inches diameter. The minimum size-building sewer for a multiple-family dwelling, commercial building or building service up to a maximum of five hundred equivalent fixture units shall be six inches diameter. When more than one building sewer shall be connected to a single side sewer, the side sewer from the point of intersection of one or more building sewers to the public sewer shall be not less than six inches diameter. The minimum slope of a building sewer shall be two feet per one hundred feet (two percent slope).

*(Amended during 3-02 supplement: Ord. 2 § 603, 1967)*

#### **5.16.040 - Separate sewers.**

No two adjacent lots fronting on the same street shall be permitted to join in the use of the same side sewer. Every building or industrial facility must be separately connected with a public sewer if such public sewer exists in the street upon which the property abuts or in an easement which will serve said property. However, one or more buildings located on property belonging to the same owner may be served with the same side sewer during the period of said ownership. Upon the subsequent subdivision and sale of a portion of said lot, the portion not directly connected with such public sewer shall be separately connected to a public sewer, and it shall be unlawful for the owner thereof to continue to use or maintain such indirect connection.

*(Amended during 3-02 supplement: Ord. 2 § 604, 1967)*

#### **5.16.050 - Old building sewers.**

Old building sewers may be used in connection with new buildings only when they are found, upon examination and test by the district inspector, to meet all requirements of the district.

*(Amended during 3-02 supplement: Ord. 2 § 605, 1967)*

#### **5.16.060 - Sewer too low.**

In all buildings in which any building sewer is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building sewer shall be lifted by artificial means, approved by the general manager, and discharged to the public sewer at the expense of the owner.

*(Amended during 3-02 supplement: Ord. 2 § 606, 1967)*

#### **5.16.070 - Connection to public sewer.**

The connection of the building sewer into the public sewer shall be made at the lateral or "Y" branch, if such lateral or "Y" branch is available at a suitable location. Where no properly located "Y" branch is available, all connections shall be made in accordance with Standard Detail S-105. The connection to the public sewer shall be made in the presence of the district inspector and under his supervision and direction. Any damage to the public sewer shall be repaired at the cost of the applicant to the satisfaction of the district inspector.

*(Amended during 3-02 supplement: Ord. 2 § 607, 1967)*

#### **5.16.080 - Protection of excavation.**

All excavations for a side sewer installation shall be adequately guarded with barricades or lights so as to protect the public from hazard. Streets, sidewalks, parkways and other property disturbed in the course of the work shall be restored in a manner satisfactory to the district and the county or any other person having jurisdiction thereover.

*(Amended during 3-02 supplement: Ord. 2 § 608, 1967)*

#### **5.16.090 - Maintenance of side sewer.**

Side sewers shall be maintained by the owner of the property served thereby.

*(Amended during 3-02 supplement: Ord. 2 § 609, 1967)*

#### **5.16.100 - Building sewer materials.**

The building sewer, beginning two feet from any building or structure shall be vitrified clay pipe extra strength (ASTM C700 and C594 or C425), asbestos cement pipe (ASTM C644 or C428 class 2400 Type II) or cast iron pipe (ASTM A74 NO HUB)

*(Amended during 3-02 supplement: Ord. 2 § 610, 1967)*

#### **5.16.110 - Installation and jointing of building sewers.**

Jointing methods shall be: approved Caulder type or bell-and-spigot connections for vitrified clay pipe; rubber ring connections for asbestos cement pipe; band seal connection with stainless steel clamps for cast iron pipe.

*(Amended during 3-02 supplement: Ord. 2 § 611, 1967)*

### **5.16.120 - Cleanouts.**

Cleanouts shall be installed in every building sewer at the plumbing system connection, usually two feet from the foundation, at bends of forty-five degrees or larger, and at the connection to the lateral sewer, usually at the property line. In no case shall the distance between cleanouts measured along the pipeline be greater than one hundred feet. The cleanouts shall be constructed of the same material and size as the building sewer as shown in Standard Detail S-106.

*(Amended during 3-02 supplement: Ord. 2 § 612, 1967)*

### **5.16.130 - Building sewer testing.**

A wet test will be required of the building sewer from the connection at the street lateral to the connection with the building plumbing system. The building sewer shall be plugged at its connection with the street lateral and completely filled with water from its lowest point to finished grade at its highest point. The building sewer shall be water-tight at all points and no leakage will be allowed. The district shall be notified at least twenty-four hours before the work is to be tested and inspected. No building sewer shall be covered or put into use until it has been tested and approved as prescribed herein. The contractor shall supply all equipment and materials to complete the test.

*(Amended during 3-02 supplement: Ord. 2 § 613, 1967)*

### **5.16.140 - Abandoned sewage disposal facilities.**

- A. Every abandoned building (house) sewer or part thereof, shall be plugged or capped in an approved manner within five feet of the property line.
- B. Every cesspool, septic tank or seepage pit which has been abandoned or has been discontinued otherwise from future use shall have the sewage removed therefrom, a hole made in the bottom slab, and be completely filled with sand or other approved material.
- C. The top cover or arch over the cesspool or septic tank or seepage pit shall be removed and filled in accordance with Section 1119(c) of the Uniform Plumbing Code.

*(Amended during 3-02 supplement: Ord. 2 § 614, 1967)*

### **5.16.150 - Backwater protection.**

Devices to prevent reverse sewage flows from entering any building shall be installed in accordance with Standard Detail S-111.

*(Amended during 3-02 supplement: Ord. 2 § 615, 1967)*

### **5.16.160 - Permit required.**

In accordance with Chapter 5.24 of this code, no person shall construct, extend or connect to any public sewer without first obtaining a written permit from the district and paying all fees and connection charges and furnishing bonds as required therein. The provisions of this section requiring permits shall not be construed to apply to contractors constructing sewers and appurtenances under contracts awarded and entered into by the district.

*(Amended during 3-02 supplement: Ord. 2 § 701, 1967)*

### **5.16.170 - Plans, profiles and specifications required.**

The application for a permit for public sewer construction shall be accompanied by complete plans, profiles and specifications, complying with all applicable ordinances, rules and regulations of district, prepared by a registered civil engineer showing all details of the proposed work based on an accurate survey of the ground. The application, together with the plans, profiles and specifications shall be examined by the district engineer who shall within thirty days approve them as filed or require them to be modified as he deems necessary for proper installation. After examination by the district engineer, the application, plans, profiles and specifications shall be submitted to the board at its next regular meeting for its consideration. When the board is satisfied that the proposed work is proper and the plans, profiles and specifications are sufficient and correct, it shall order the issuance of a permit predicated upon the payment of all connection charges, fees and furnishing bonds as required by the district. The permit shall prescribe such terms and conditions, as the board finds necessary in the public interest.

*(Amended during 3-02 supplement: Ord. 2 § 702, 1967)*

### **5.16.180 - Subdivisions.**

The requirements of Sections 5.16.160 and 5.16.170 shall be fully complied with before any final subdivision map shall be approved. The final subdivision map shall provide for the dedication for public use of all streets, easements or rights of way in which public sewer lines are to be constructed. If a final subdivision map of a tract is recorded and the work of constructing sewers to

serve the tract is not completed within the time limit allowed in the permit, the board may extend the time limit or may complete the work and take appropriate steps to enforce the provisions of the bond furnished by the subdivider.

*(Amended during 3-02 supplement: Ord. 2 § 703, 1967)*

#### **5.16.190 - Easements or rights-of-way.**

In the event that an easement is required for the extension of the public sewer or the making of connections, the applicant shall procure and have accepted by the board a proper easement or grant of right-of-way sufficient in law to allow the laying and maintenance of such extension or connection.

*(Amended during 3-02 supplement: Ord. 2 § 704, 1967)*

#### **5.16.200 - Persons authorized to perform work.**

Only properly licensed contractors shall be authorized to perform the work of public sewer construction within the district. All terms and conditions of the permit issued by the district to the applicant shall be binding on the contractor. The requirements of this section shall apply to side sewers installed concurrently with public sewer construction.

*(Amended during 3-02 supplement: Ord. 2 § 705, 1967)*

#### **5.16.210 - Grade stakes.**

Grade and line stakes shall be set by a registered civil engineer prior to the start of work on any public sewer construction. The contractor shall be responsible for accurately transferring grades to grade bars and sewer invert.

*(Amended during 3-02 supplement: Ord. 2 § 706, 1967)*

#### **5.16.220 - Compliance with local regulations.**

Any person constructing a sewer within a street shall comply with all state, county or city laws, ordinances, rules and regulations pertaining to the cutting of pavement, opening, barricading, lighting and protecting of trenches, backfilling and repaving thereof and shall obtain all permits and pay all fees required by the department having jurisdiction prior to the issuance of a permit by the district.

*(Amended during 3-02 supplement: Ord. 2 § 707, 1967)*

#### **5.16.230 - Protection of excavation.**

The applicant shall maintain such barriers, lights and signs as are necessary to give warning to the public at all times that a sewer is under construction and of each dangerous condition to be encountered as a result thereof. He shall also likewise protect the public in the use of the sidewalk against any such conditions in connection with the construction of the sewer. Streets, sidewalks, parkways and other property disturbed in the course of the work shall be reinstalled in a manner satisfactory to the district and the county or any other person having jurisdiction thereover.

*(Amended during 3-02 supplement: Ord. 2 § 708, 1967)*

#### **5.16.240 - Design and construction standards.**

**A.** Minimum standards for the design and construction of sewers within the district shall be in accordance with the current design standards and standard specifications adopted by the district, copies of which are on file in the district office. The district engineer may permit modifications or may require higher standards where unusual conditions are encountered.

**B.** "As-built" drawings showing the actual location of all mains, structures, Y's, laterals and cleanouts shall be filed with the district before final acceptance of the work.

*(Amended during 3-02 supplement: Ord. 2 § 709, 1967)*

#### **5.16.250 - Completion of sewer required.**

Before any acceptance of any sewer line by the district and prior to the admission of any sewage into the system, the sewer line shall be tested and shall be complete in full compliance with all requirements of the current design standards and standard specifications and to the satisfaction of the district engineer.

*(Amended during 3-02 supplement: Ord. 2 § 710, 1967)*

### **Chapter 5.20 - USE OF PUBLIC SEWERS**

**Sections:**

#### **5.20.010 - Sewer required.**

The owner of any building situated within the district and abutting on any street in which there is now located or may in the future be located a public sewer of the district, is required at his expense to connect said building directly with the proper public sewer in accordance with the provisions of this title, within ninety days after date of official notice to do so, provided that said public sewer is within one hundred feet of the building.

*(Amended during 3-02 supplement: Ord. 2 § 305, 1967)*

#### **5.20.020 - Drainage into sanitary sewers prohibited.**

No leaders from roofs and no surface drains for rainwater shall be connected to any sanitary sewer. No surface or subsurface drainage, rain water, stormwater, seepage, cooling water or unpolluted industrial process waters shall be permitted to enter any sanitary sewer by any device or method whatsoever.

*(Amended during 3-02 supplement: Ord. 2 § 801, 1967)*

#### **5.20.030 - Use of storm sewers required.**

Stormwater and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as storm sewers, or to a natural outlet. Industrial cooling water or unpolluted process waters shall be discharged to a storm sewer or natural outlet.

*(Amended during 3-02 supplement: Ord. 2 § 802, 1967)*

#### **5.20.040 - Types of wastes prohibited.**

Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer as required by the Code of Federal Regulations (40 CFR 403.5) and the following:

- A. Any liquid or vapor having a temperature higher than one hundred fifty degrees F;
- B. Any water or waste which may contain more than one hundred parts per million, by weight, of fat, oil or grease;
- C. Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid or gas;
- D. Any garbage that has not been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than three-eighths inch in any dimension;
- E. Any ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure or any other solid or viscous substance capable of causing obstruction to the flow in sewers or other interference with the proper operation of the sewage works;
- F. Any waters or wastes having a pH lower than 6.0 or higher than 9.0 or having any other corrosive property capable of causing damage or hazard to structures, equipment and personnel of the sewage works;
- G. Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals or create any hazard in the receiving waters of the sewage treatment plant;
- H. Any waters or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such materials at the sewage treatment plant;
- I. Any noxious or malodorous gas or substance capable of creating a public nuisance;
- J. Any septic tank sludge.

*(Ord. 38 § 8, 2003: amended during 3-02 supplement: Ord. 2 § 803, 1967)*

#### **5.20.050 - Grease trap, grease interceptor or other device required.**

- A. A food service establishment or any other business discharging grease, oil or other similar material shall have an operable and properly sized grease trap, grease interceptor or other comparable device(s) as determined by the general manager. All grease traps, grease interceptor or other devices shall be of a type and capacity approved by the general manager and shall be so located as to be readily and easily accessible for cleaning and inspection.

- B.** All drains from food preparation and clean up areas including, but not limited to, pre-wash sinks, floor drains, food waste disposal units, pots and pans sinks, scullery sinks and garbage can wash areas shall be connected to such trap or interceptor.
- C.** Sizing Formula. The size of a grease trap or grease interceptor shall be as determined by the district. Notwithstanding the foregoing, grease traps required by this chapter shall be no smaller than an eighty gallon capacity trap with a seventy-five gallon per minute flow rate.
- D.** Existing grease traps, grease interceptors or similar devices. All existing grease traps, grease interceptors or similar devices shall comply with these requirements.  
*(Ord. 38 § 9, 2003: amended during 3-02 supplement: Ord. 2 § 804, 1967)*

#### **5.20.060 - Maintenance of interceptors.**

- A.** Traps and interceptors shall be maintained by the owner, at his expense, and shall continuously operate efficiently at all times. The owner shall periodically remove accumulated grease from the trap or interceptor. No collected grease shall be introduced into any public or private drainage piping.
- B.** Any grease trap or grease interceptor required by this chapter shall be readily accessible for inspection and properly maintained to assure that accumulations of grease or oil do not impair its efficiency or transport grease or oil into the sewer system.
- C.** The general manager or its designee shall perform grease trap and grease interceptor inspections bi-annually or more often, at the owner's expense, and at the discretion of the district should maintenance reports not be received or should a grease trap or grease interceptor fail to operate properly.
- D.** In the event the District determines that a food service establishment or business required to install and maintain a grease trap either fails to maintain the maintenance record required by this section, or fails to maintain the grease trap as required by this section, the district may require the immediate installation of a grease interceptor.  
*(Ord. 38 § 10, 2003: amended during 3-02 supplement: Ord. 2 § 805, 1967)*

#### **5.20.070 - Preliminary treatment of wastes.**

- A.** The general manager shall review and approve the following waters or wastes before admission into the public sewers:
1. A five-day biochemical oxygen demand greater than three hundred parts per million by weight; or
  2. Containing more than three hundred fifty parts per million by weight of suspended solids; or
  3. Containing any quantity of substance having the characteristics described in Section 4.20.040; or
  4. Having an average daily sewage flow greater than two percent of the average daily sewage flow of the district.
- B.** Where necessary in the opinion of the general manager, the owner shall provide, at his expense, such preliminary treatment as may be necessary to:
1. Reduce the biochemical oxygen demand to three hundred parts per million and the suspended solids to three hundred fifty parts per million by weight; or
  2. Reduce objectionable characteristics or constituents to within the maximum limits provided for in Section 5.20.040; or
  3. Control the quantities and rates of discharge of such waters or wastes.
- C.** Plans, specifications, and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the general manager and of the water quality control board of the state and no construction of such facilities shall be commenced until said approvals are obtained in writing. (Amended during 3-02 supplement: Ord. 2 § 806, 1967)

#### **5.20.080 - Maintenance of pretreatment facilities.**

Where pretreatment facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

*(Amended during 3-02 supplement: Ord. 2 § 807, 1967)*

#### **5.20.090 - Control manholes.**

When required by the general manager, the owner of any property served by a side sewer carrying industrial wastes shall install a suitable control manhole in the side sewer to facilitate observation, sampling and measurement of wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the district engineer. The manhole shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

*(Amended during 3-02 supplement: Ord. 2 § 808, 1967)*

#### **5.20.100 - Measurements and tests.**

All measurements, tests, and analysis of the characteristics of waters and wastes to which reference is made in Sections 5.20.040 and 5.20.070 shall be determined in accordance with standard methods and shall be determined at the control manhole provided for in Section 5.20.090, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the side sewer is connected.

*(Amended during 3-02 supplement: Ord. 2 § 809, 1967)*

#### **5.20.110 - Special agreements.**

No statement contained in Sections 5.20.020 through 5.20.120 shall be construed as preventing any special agreement or arrangement between the district and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the district for treatment, subject to payment therefor by the industrial concern and subject to such terms and conditions as might be required by the district.

*(Amended during 3-02 supplement: Ord. 2 § 810, 1967)*

#### **5.20.120 - Swimming pools.**

It shall be unlawful for any person to discharge the contents of a swimming pool into a sanitary sewer except in the manner specified herein. The size of pipe carrying discharge water shall not be larger than two inches and shall not be under a head to exceed twenty feet. If the water is discharged by pumping, the rate of flow shall not exceed one hundred gallons per minute. Each swimming pool discharging to a sanitary sewer shall be equipped with an approved separator to preclude any possibility of a backflow of sewage into the swimming pool or piping system.

*(Amended during 3-02 supplement: Ord. 2 § 811, 1967)*

### **Chapter 5.24 - PERMITS AND FEES**

#### **Sections:**

#### **5.24.010 - Permit required.**

No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance, nor install, alter, or repair any public sewer, side sewer, plumbing system or other sewage facility, without first obtaining a written permit from the district and paying all fees in accordance with the current fee schedule as adopted by the board.

*(Amended during 3-02 supplement: Ord. 2 § 901, 1967)*

#### **5.24.020 - Commencement of construction.**

Construction cannot commence until construction drawings have been approved and a permit from the Marina Coast Water District has been issued and posted on the construction site.

*(Amended during 3-02 supplement: Ord. 2 § 902, 1967)*

#### **5.24.030 - Compliance with permit.**

After approval of the application, evidenced by the issuance of a permit, no change shall be made in the location of the sewer, the grade, materials, or other details from those described in the permit or as shown on the plans and specifications for which the permit was issued except with written permission from the district, the general manager or other authorized representatives.

*(Amended during 3-02 supplement: Ord. 2 § 903, 1967)*

#### **5.24.040 - Agreement.**

The applicant's signature on an application for any permit as set forth in Section 5.24.050, shall constitute an agreement to comply with all of the provisions, terms and requirements of this and other ordinances, rules and regulations of the district, and with the plans and specifications he has filed with his application, if any, together with such corrections or modifications as may be made or permitted by the district, if any. Such agreement shall be binding upon the applicant and may be altered only by the district upon the written request for the alteration from the applicant.

*(Amended during 3-02 supplement: Ord. 2 § 904, 1967)*

#### **5.24.050 - Classes of permits.**

There shall be five classes of permits, as follows:

- A. Residential or commercial building sewer permit;
- B. Industrial sewer connection permit;
- C. Public sewer construction;
- D. Private sewage disposal permit;
- E. Plumbing work permit.

*(Amended during 3-02 supplement: Ord. 2 § 905, 1967)*

#### **5.24.060 - Fees—Annexation charges.**

The owner or owners of lands within areas to be annexed to the district shall pay to the district, prior to the final hearing on the proposed annexation an amount to be fixed by the district board which shall equal the engineering, legal and publication costs and all other charges which may be incurred by the district in preparing and examining maps, legal descriptions and other documents in relation thereto, and other expenses regularly incurred in connection therewith.

An applicant for annexation of property to the district shall deposit with the district an amount equal to the greater of one thousand dollars per acre or one hundred fifty dollars per EDU, before the district requests approval from the LAFCO for the annexation. Following completion of the annexation proceedings, whether or not the property is annexed to the district, actual costs of the annexation proceedings shall be determined by the district, and the applicant shall be responsible for any costs in excess of the deposit. Any balance of the deposit in excess of the annexation fee authorized by the LAFCO shall be returned to the applicant.

*(Amended during 3-02 supplement: Ord. 6 Art. 2 § 1988: Ord. 2 § 906, 1967)*

#### **5.24.070 - Fees.**

- A. Connection charges. All connection charges, rules and regulations as set forth in the ordinances, rules and regulations of the district as heretofore or hereafter fixed shall be paid and complied with in the manner provided in said ordinances, rules or regulations.
  - 1. A connection charge for each single-family unit and for each space in a trailer court shall be paid to the district by persons desiring connection to the public sewer.
  - 2. A fee shall be paid to the district for issuing a permit and inspecting each residential or commercial building sewer installation.
  - 3. A fee shall be paid to the district for issuing a permit and inspecting an industrial building sewer installation.

*(Amended during 3-02 supplement: Ord. 2 §§ 907—909, 1967)*

#### **5.24.080 - Fees and bond—Public sewer construction.**

- A. A fee shall be paid to the district for reviewing plans and specifications, issuing a permit and inspecting the installation of public sewer mains and laterals.
- B. In addition, a connection fee will be paid to the district for the privilege of using any public sewer lying within one hundred feet, measured from the nearest corner or point on the property line of the parcel or tract of land to be served. The connection fee shall be paid prior to the issuance of a permit for the work. The extension of the public sewer to serve any parcel or tract of land shall be done by and at the expense of the owner although the district reserves the right to perform the work and bill the owner for the cost thereof, to perform the work itself or to perform the work pursuant to special assessment proceedings.

C.

Where the public sewer is more than one hundred feet from the nearest corner or point on the property line of the parcel or tract of land to be served, the connection fee will be reduced by a specified amount for each foot of public sewer main extension required to reach within one hundred feet of said property as measured above.

D.

The size of the sewer pipe to be installed shall be as required by the district engineer.

E.

When the credit allowed for the sewer main extension over the one hundred foot minimum exceeds the amount of the connection fee for the parcel or tract to be served, the owner and district may enter into a reimbursement agreement whereby the owner may recover up to the above specified amounts per foot for the extension of the public sewer main from funds collected by the district from others who connect to the public sewer lines so installed and paid for by said owner within ten years from the date of said permit. No interest shall be paid on any sum due under such reimbursement agreement. Such sums as are actually received by the district shall be paid by the district to the person or persons originally installing the public main extension, but the district shall in no way be obligated to be sure that the person or persons making such extension is paid the total cost thereof. Where more than one person contributes toward the cost of the public main extension, such sums shall be refunded to such persons pro rata according to the amount which they severally contributed toward the cost of the extension. The total amount of said reimbursement shall not exceed the amount so credited. Said agreement shall be made and entered into prior to the issuing of a permit for the work.

F.

Prior to the issuance of a permit for public sewer construction, the applicant shall furnish to the district a faithful performance bond or cash in the amount of the total estimated cost of the work. Said bond to be secured by a surety or sureties satisfactory to the district. The cash deposit or faithful performance bond shall be conditioned upon the performance of the terms and conditions of the permit and shall guarantee the correction of faulty workmanship and the replacement of defective materials for a period of one year after the date of acceptance of the work.

*(Amended during 3-02 supplement: Ord. 2 § 910, 1967)*

#### **5.24.090 - Fees—Private sewage disposal.**

A fee per single-family unit shall be paid to the district for reviewing plans and specifications, issuing a permit and inspecting the installation of a private sewage disposal system.

*(Amended during 3-02 supplement: Ord. 2 § 911, 1967)*

#### **5.24.100 - Fees—Plumbing work.**

Fees as set forth in Section 1.13, Schedule of Fees, of the Uniform Plumbing Code shall be charged and collected prior to the issuing of a permit to install, add to, alter, relocate or replace a plumbing or drainage system within any building in the district. The district may delegate the collection of fees and inspection for plumbing work to the building inspection department of the county or any other person having jurisdiction thereover.

*(Amended during 3-02 supplement: Ord. 2 § 912, 1967)*

#### **5.24.110 - All work to be inspected.**

All sewer construction work and building sewers shall be inspected by an inspector acting for the district to insure compliance with all requirements of the district. No sewer shall be covered at any point until it has been inspected and passed for acceptance. No sewer shall be connected to the district's public sewer until the work covered by the permit has been completed, inspected and approved by the district inspector. After the test proves satisfactory and there is evidence of plumbing code compliance, the inspector shall issue a certificate of satisfactory completion.

*(Amended during 3-02 supplement: Ord. 2 § 913, 1967)*

#### **5.24.120 - Notification.**

It shall be the duty of the person doing the work authorized by permit to notify the office of the district in writing that said work is ready for inspection. Such notification shall be given not less than twenty-four hours before the work is to be inspected. It shall be the duty of the person doing the work to make sure that the work will stand the tests required by the district before giving the above notification.

*(Amended during 3-02 supplement: Ord. 2 § 914, 1967)*

#### **5.24.130 - Condemned work.**

When any work has been inspected and the work condemned and no certification of satisfactory completion given, a written notice to that effect shall be given instructing the owner of the premises, or the agent of such owner, to repair the sewer or other work authorized by the permit in accordance with the ordinances, rules and regulations of the district.

*(Amended during 3-02 supplement: Ord. 2 § 915, 1967)*

#### **5.24.140 - All costs paid by owner.**

All costs and expenses incident to the installation and connection of any sewer or other work for which a permit has been issued shall be borne by the owner. The owner shall indemnify the district from any loss or damage that may directly be occasioned by the work.

*(Amended during 3-02 supplement: Ord. 2 § 916, 1967)*

#### **5.24.150 - Outside sewers.**

Permission shall not be granted to connect any lot or parcel of land outside the district to any public sewer in or under the jurisdiction of the district unless a permit is obtained. The applicant shall first enter into a contract in writing whereby he shall bind himself, his heirs, successors and assigns to abide by all ordinances, rules and regulations in regard to the manner in which such sewer shall be used, the connection therewith and also shall agree to pay all fees required for securing the permit and a monthly fee in the amount set by the district for the privilege of using such sewer.

*(Amended during 3-02 supplement: Ord. 2 § 917, 1967)*

#### **5.24.160 - Permit optional.**

The granting of such permission for an outside sewer in any event shall be optional with the board.

*(Amended during 3-02 supplement: Ord. 2 § 918, 1967)*

#### **5.24.170 - Special outside agreements.**

Where special conditions exist relating to an outside sewer, they shall be the subject of a special contract between the applicant and the district.

*(Amended during 3-02 supplement: Ord. 2 § 919, 1967)*

#### **5.24.180 - Street excavation permit.**

A separate permit must be secured from the county or any other person having jurisdiction thereover by owners and contractors intending to excavate in a public street for the purposes of installing sewers or making sewer connections.

*(Amended during 3-02 supplement: Ord. 2 § 920, 1967)*

#### **5.24.190 - Liability.**

The district and its officers, agents and employees shall not be answerable for any liability or injury or death to any person or damage to any property arising during or growing out of the performance of any work by any such applicant. The applicant shall be answerable for and shall save the district and its officers, agents and employees harmless from any liability imposed by law upon the district or its officers, agents or employees, including all costs, expenses, fees and interest incurred in defending same or in seeking to enforce this provision. Applicant shall be solely liable for any defects in the performance of his work or any failure which may develop therein.

*(Amended during 3-02 supplement: Ord. 2 § 921, 1967)*

#### **5.24.200 - Time limit on permits.**

If work under a permit is not commenced within six months from the date of issuance of or if after partial completion the work is discontinued for a period of one year, the permit shall thereupon become void and no further work shall be done until a new permit is secured. A new fee shall be paid upon the issuance of said new permit.

*(Amended during 3-02 supplement: Ord. 2 § 922, 1967)*