

ORDINANCE NO. 12

ORDINANCE OF THE BOARD OF DIRECTORS OF THE UKIAH VALLEY
SANITATION DISTRICT REPEALING ORDINANCE NOS. 2, 4, 5, AND
10 ESTABLISHING A NEW SYSTEM OF SEWERAGE REQUIREMENTS AND CHARGES

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The Board of Directors of the Ukiah Valley Sanitation District do hereby ordain as follows:

ARTICLE 1. SEWERS AND SANITATION

Section 1. Definitions

Section 1.1 City shall mean the City of Ukiah.

Section 1.2 District shall mean the Ukiah Valley Sanitation District

Section 1.3 County shall mean the County of Mendocino, California.

Section 1.4 State shall mean the State of California.

Section 1.5 Board shall mean the Board of Directors of the Ukiah Valley Sanitation District.

Section 1.6 Director of Public Works shall mean the Director of Public Works of City. Unless and until a separate appointment is made, the Director of Public works shall perform all duties of sewer inspector under the terms of this Ordinance for the District.

Section 1.7 City Engineer shall mean any person designated by the City Council of the City of Ukiah and assigned to the District, with District's concurrence, to perform the services required by this Ordinance.

Section 1.8 Permit shall mean any written authorization required pursuant to this or any other regulation of District for the installation of any sewerage work.

Section 1.9 Applicant shall mean a person or entity making application under the provisions of this article for a permit for a sewer or plumbing application. An applicant shall be the owner or an authorized agent of the owner of premises to be served by the sewer for which a permit is requested.

Section 1.10 Contractor shall mean a person or entity duly licensed by the State of California to perform the type of work to be done under the permit.

Section 1.11 Single Family Unit shall mean and refer to the place of residence for a single family.

Section 1.12 One Sewer Service Unit is defined as being a single unit of sewer discharge having characteristics of flow, biochemical oxygen demand (B.O.D.) and suspended solids equivalent to that

- 1 generated and discharged by a typical single family residen-
2 tial unit.
- 3 Section 1.13 Multiple Dwelling shall mean a building or buildings on a
4 single parcel for residential purposes containing more than
5 one kitchen or having facilities for the occupancy of more
6 than one family, including, but not limited to, the following:
7 Hotels, Motels, Auto Courts, Trailer Courts, Apartment Houses,
8 Condominiums, Duplex, Rooming House, Boarding House, Guest
9 House and Dormitories.
- 10 Section 1.14 Streets shall mean any public highway, street, alley, public
11 place, public easement or right-of-way.
- 12 Section 1.15 Sewerage Works shall mean all facilities owned or controlled
13 by the City except private sewers, for collecting, pumping,
14 treating and disposing of sewage.
- 15 Section 1.16 Sewage shall mean water carried wastes from residences,
16 business buildings, institutions and industrial establish-
17 ments.
- 18 Section 1.17 Sewer shall mean a pipe or conduit for carrying sewage.
- 19 Section 1.18 Public Sewer shall mean a sewer lying within a street or
20 easement which is controlled by or under the jurisdiction of
21 City and/or District.
- 22 Section 1.19 Sanitary Sewer shall mean a sewer which carries sewage and to
23 which storm, surface and groundwaters are not intentionally
24 admitted.
- 25 Section 1.20 Combined Sewer shall mean a sewer designed to receive both
26 surface run-off and sewage.
- 27 Section 1.21 Storm Sewer or Storm Drain shall mean a sewer which carries
28 storm and surface or groundwaters and drainage, but to which
sewage is not intentionally admitted.
- Section 1.22 Main Sewer shall mean a public sewer designed to accommodate
more than one lateral sewer.
- Section 1.23 Side Sewer shall mean the sewer line beginning at the founda-
tion wall of any building and terminating at the main sewer
and shall include the building lateral and street lateral
together.
- Section 1.24 Street Lateral shall mean the portion of a side sewer lying
within a public street connecting a building lateral to the
main sewer.
- Section 1.25 Building Lateral shall mean that portion of a side sewer
beginning at the plumbing or drainage outlet of any building
or industrial facility and running to the property line or to
a private sewage disposal system.

- 1 Section 1.26 Private Sewer shall mean a sewer serving an independent sewage disposal system not connected with a public sewer and which accommodates one or more buildings or uses.
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- 3 Section 1.27 Outside Sewer shall mean a sanitary sewer beyond the limits of the District not subject to the control or jurisdiction of District.
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- 5 Section 1.28 Sewage Treatment Plant shall mean any arrangement of devices and structures used for treating sewage.
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- 7 Section 1.29 Garbage shall mean solid waste from the preparation, cooking and dispensing of food and from the handling, storage and sale of produce.
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- 9 Section 1.30 Standard Specifications shall mean a set of documents containing design and construction standards for all sewage works as adopted by District/City and as amended from time to time.
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- 11 Section 1.31 Quality Characteristics and Analyses shall mean as defined in the latest edition of "Standard Methods for the Examination of Water and Wastewater" published by the American Public Health Association, or EPA Standard Procedures, and all sample collection, laboratory procedures of analyses, tests, measurements and data reporting.
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- 14 Section 1.32 Domestic Sanitary Sewage shall mean water carried wastes from residences, hotels, motels, restaurants and business establishments, but excluding all groundwater, surface water, storm water and industrial wastes.
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- 17 Section 1.33 Industrial Wastes shall mean the wastes of producing, manufacturing and processing operations of every kind and nature. It shall not include domestic sanitary sewage.
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- 19 Section 1.34 Storm Water shall mean the water running off or draining from the surface and sub-surface of an area during and after a period of rain or irrigation.
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- 21 Section 1.35 Person shall mean any human being, individual, firm, company, partnership, association and private or public or municipal corporations, the United States of America, the State of California, districts, and all political subdivisions and governmental agencies thereof.
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24 ARTICLE 2. GENERAL PROVISIONS

- 25 Section 2.1 Short Title. This article shall be known as the WASTEWATER ORDINANCE OF THE UKIAH VALLEY SANITATION DISTRICT.
- 26 Section 2.2 Rules and Regulations. The following rules and regulations respecting sewer construction and disposal of sewage and drainage of buildings and connection to the sewer work of the District are hereby adopted, and all work in respect thereto shall be performed as herein required and not otherwise.
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Section 2.3 Purpose and Retroactivity. This code is intended to provide rules and regulations for the use and construction of sanitary sewer facilities hereafter installed, altered or repaired within the District. This code shall not apply retroactively, and in the event of an alteration or repair hereafter made, it shall apply only to the new materials and methods used therein, except for correction of defective sewers, elimination of area drainage or roof leader connection to sanitary sewers which permit or cause excessive infiltration or inflow. Such defects shall be corrected on notice.

Section 2.4 Violation Unlawful. Following the effective date of this Ordinance, it shall be unlawful for any person to connect to, construct, install or provide, maintain and use any other means of sewage disposal from any building in said City and/or District except by connection to a public sewer in the manner as provided in this Ordinance or as otherwise specifically provided in this Ordinance.

Section 2.5 Relief on Application and Waivers. When any person, by reason of special circumstances, is of the opinion that any provision of this Ordinance is unjust or inequitable as applied 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, but only to the extent compatible with State and Federal laws, rules and regulations pertaining to wastewater facilities constructed, in part, with grant funds, by resolution, suspend or modify the provision complained of, as applied to such premises, to be effective as of the date of the application and continuing during the period of the special circumstances.

The Board at its discretion may, but only to the extent compatible with State and Federal laws, rules and regulations pertaining to wastewater facilities constructed in part with grant funds, by resolution, waive, suspend, or modify any requirement provision of this Ordinance.

Section 2.6 Permits and Fees. No public sewer, side sewer, building lateral or other sewage facility shall be installed, altered or repaired within the District until a permit for the work has been obtained from the District and all fees paid in accordance with the requirements of this article and other ordinances, rules and regulations of District.

Section 2.7 Plumbing and Sewers on Private Property. The installation, use, maintenance, repair and inspection of all plumbing and sewers within private property within the District shall be subject to the provisions of this article.

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ARTICLE 3. USE OF PUBLIC SEWERS REQUIRED

Section 3.1 Disposal of Wastes. It shall be unlawful for any person to place, deposit, or permit to be deposited upon public or private property within the District, or in any area under the jurisdiction or control of the District, any human or animal excrement, garbage or other objectionable waste.

Section 3.2 Treatment of Wastes Required. It shall be unlawful to discharge into any stream or watercourse any sewage, industrial wastes, or other polluted waters, except where suitable treatment has been provided in accordance with provisions of this Ordinance and other applicable District Ordinances.

Section 3.3 Unlawful Disposal:

- A. Except as herein provided, it shall be 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.
- B. No rain surface or subsurface water shall be connected to or discharged into any sanitary sewer system.
- C. No commercial food waste grinder shall be connected to a private sewage disposal system unless permission has first been obtained from the Director of Public Works.
- D. No industrial wastes or high strength wastes shall be discharged into any sanitary sewer system except as provided in District Ordinances.
- E. An approved type watertight sewage or wastewater holding tank, the contents of which, due to their character, must be periodically removed and disposed of at some approved off-site location, shall be installed only when required by the Director of Public Works and the County Health Officer to prevent anticipated surface or subsurface contamination or pollution damage to the public sewer, or other hazardous nuisance condition.
- F. Direct connection of swimming pool drains to sewers of the District are prohibited. Disposal of water and wastewater from swimming pools shall be in accordance with this Ordinance.

Section 3.4 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 District and applicable regulations of the County.

Section 3.5 Sewer Required. Any structure located within the District in which plumbing is to be installed and to which a public sewer is available shall, at the expense of the owner of the property, connect the plumbing of such structure directly to the

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proper public sewer in accordance with the provisions of this Ordinance. A public sewer shall be deemed to be available if a public sewer is located within 200 feet of the property line of the property involved.

Section 3.6 Sewer and Water Pipes. Side sewers or permitted drainage piping shall not be run or laid in the same trench with water service pipes or any underground water pipes unless BOTH of the following requirements are met:

1. The bottom of the water pipe at all points shall be at least twelve (12) inches above the top of the sewer line.
2. The water pipe shall be placed on a solid shelf excavated at one side of the common trench.

ARTICLE 4. PRIVATE SEWAGE DISPOSAL

Section 4.1 Sewer Not Available. Where a public sewer is not available, as defined in 3.5, the sewer of any structure located within the District shall be connected to a private sewage disposal system complying with the provisions of this article.

Section 4.2 Permit Required. Before the commencement of construction of a private sewage disposal system, the owner or builder shall first obtain a written permit issued by the City Engineer and/or the Director of Public Works and/or the health officer of the County, whichever is required.

Section 4.3 Inspection Required. No private sewage disposal system shall be placed in use until the installation is inspected and approved by the City Engineer and/or the Director of Public Works and/or the health officer of the County when required. District shall be allowed in inspect the work at any stage of construction. District shall be notified by the applicant when the work is ready for final inspection and before any underground portions are covered.

Section 4.4 Design Requirements. The type, capacities, locations and layout of a private sewage disposal system shall comply with all requirements of the Department of Public Health of the State of California and of the health officer of the County. No private sewage disposal shall be permitted to discharge to any stream or water course.

~~Section 4.5~~ Abandonment of Facilities. At such time as a public sewer becomes available to property served by a private sewage disposal system, as provided in Section 3.5, a direct connection shall be made to the public sewer in compliance with the ordinances, rules and regulations of District and any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material as determined by the Director of Public Works. Exceptions to this Section shall be requested in writing to the District and may be approved by the Board.

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- (a) Every abandoned building lateral or part thereof, shall be plugged or capped in an approved manner not more than five (5) feet from the property line.
- (b) Every cesspool, septic tank and seepage pit which has been abandoned or has been discontinued otherwise from further use or to which no waste or soil pipe from a plumbing fixture is connected, shall have the sewage removed therefrom and be completely filled with earth, sand, gravel, concrete or other approved material.
- (c) The top cover or arch over the cesspool, septic tank or seepage pit shall be removed before filling and the filling shall not extend above the top of the vertical portions of the sidewalls or above the level of any outlet pipe until inspection has been called and the cesspool, septic tank or seepage pit has been inspected. After such inspection, the cesspool, septic tank or seepage pits shall be filled to the level of the top of the ground.
- (d) No person owning or controlling any cesspool, septic tank, or seepage pit on the premises of such person in that portion of any public street, alley or other public property abutting such premises, shall fail, refuse or neglect to comply with the provisions of this Section or upon receipt of notice so to comply.
- (e) Where disposal facilities are abandoned consequent to connecting any premises with the public sewer, the permittee making the connection shall fill all abandoned facilities as required by the District within 30 days from the time of connecting to the public sewer.

Section 4.6 Maintenance by Owner. The owner of a private sewage disposal system shall, at his own expense, maintain such system in a manner consistent with the requirements and overall purpose of this Ordinance.

Section 4.7 Additional Requirements. No requirement contained in this Ordinance shall be construed to interfere with any additional requirements that may be imposed by any law, ordinance, rule or regulation of any governmental entity.

Section 4.8 Revocation. Any permit to construct and/or use a private sewage disposal system issued pursuant to this Ordinance may be revoked upon certification by the City Engineer and/or Public Works Director and/or County health officer that such system is not adequate for the purpose for which it was intended, or is not in operating condition, or constitutes a hazard to the health of any person, or constitutes a public or private nuisance by entering water courses, polluting groundwater supplies, rising to the ground surface of any other detrimental effect.

1 Section 4.9 Pressure Sewers. Where a public sewer is not available and
2 ground conditions are not suitable for septic tank effluent
3 leach field disposal, application may be made for installation
4 of a pressure sewer for transport and disposal of septic tank
5 effluent to a public sewer. All pumping and maintenance shall
6 be the responsibility of the applicant. Charges for such
7 connection shall be determined by the City Engineer.

8 ARTICLE 5. BUILDING LATERALS, STREET LATERALS, CONNECTIONS

9 Section 5.1 Permit Required. In accordance with Article 9 of this Ordinance,
10 no person shall construct a building lateral or make a
11 connection with any public sewer without first obtaining a
12 written permit from the District and paying all fees and
13 connection charges as required herein.

14 Section 5.2 Design and Construction Requirements. Design and construction
15 of building laterals and street laterals shall be in accordance
16 with the requirements of the District as adopted from
17 time to time. Primary is the Uniform Plumbing Code as may be
18 modified by local codes.

19 Section 5.3 Separate Sewers. Every structure to be connected to a public
20 sewer shall be separately and independently connected with a
21 public sewer; excepting, where two or more structures are
22 located on the same parcel of land, the requirement of separate
23 connections may be waived by the District.

24 Section 5.4 Old Laterals. Old laterals may be used in connection with new
25 construction if they are found, upon examination and test, to
26 meet all requirements of City.

27 Section 5.5 Cleanouts. Cleanouts in building laterals shall be provided
28 in accordance with the regulations and requirements of the
District as amended from time to time.

Section 5.6 Sewer too Low. In all buildings in which any building lateral
is too low to permit gravity flow to the public sewer, sanitary
sewage carried by such building lateral shall be lifted
by artificial means approved by the Building Official and
Director of Public Works, and discharged to a manhole in the
public sewer at the expense of the Owner. A backwater valve
shall be installed. Backwater valves shall not be directly
buried. A standard vent-trap and cleanout shall be installed
in the side sewer between the building and the public sewer.
The vent-trap and cleanout shall be installed so that it is on
the Owner's property and at a location in the side sewer where
the sewage will flow to the public sewer by gravity. The
building owner shall be solely responsible for maintenance and
operation of the sewage lifting facility and for maintaining a
device that will avoid back-flow from the sewer to the premises.

Section 5.7 Connection to Public Sewer. Any connection into a

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public sewer shall be made in accordance with the requirements of District as adopted from time to time and at the applicant's expense. Any damage to the public sewer caused by such connection shall be repaired in accordance with the requirements of the District at the cost of the applicant.

Section 5.8 Maintenance of Side Sewers. Side sewers shall be maintained by the owner of the property served thereby.

Section 5.9 Testing. All side sewers shall be tested in accordance with the District Standards.

ARTICLE 6. PUBLIC SEWER CONSTRUCTION.

Section 6.1 Permit Required. No person shall construct or extend any public sewer without first obtaining a written permit from the District and paying all fees and connection charges and furnishing all bonds as required by the District. This subsection shall not apply to contractors constructing sewers and appurtenances under contracts entered into by the District.

Section 6.2 Design and Construction Standards. Minimum standards for the design and construction of sewers within the District shall be in accordance with the Standard Improvement Details adopted by the District and as amended from time to time.

Section 6.3 Plans, Profiles and Specifications Required. The application for a permit for public sewer construction shall be accompanied by two complete sets of plans, profiles and specifications, complying with all applicable ordinances, rules and regulations of the District, prepared by a Civil Engineer registered in the State of California, 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 City Engineer who shall within thirty days approve them as filed or require them to be modified as he deems necessary for proper installation. After examinations and approval by the City Engineer, the application, plans, profiles and specifications may be submitted to the Board at its next regular meeting for its consideration. When the City Engineer is satisfied that the proposed work is proper and the plans, profiles and specifications are sufficient and correct, the City Engineer shall issue a permit predicated upon the payment of all connection charges, fees and furnishing bonds and deposits as required by the District. The permit shall prescribe such terms and conditions as the City Engineer finds necessary in the public interest.

Section 6.4 Subdivisions. The requirements of the above provision shall be fully complied with before any final subdivision map is approved. The final subdivision map shall provide for the dedication for public use of streets, in which public sewer lines are to be constructed. If a final subdivision map of a

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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 District 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.

Section 6.5 Easements or Rights-Of-Way. In the event 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 District a proper easement or grant of right-of-way having a minimum width of ten feet sufficient to allow the laying and maintenance of such extension or connection.

Section 6.6 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 sewer installed concurrently with public sewer construction.

Section 6.7 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.

Section 6.8 "As-Built" Drawings. As a condition of final acceptance by the District, two sets of "As-Built" drawings showing the actual locations of all mains, structures, wyes, laterals, and other changes to the construction drawings, shall be filed with the District.

Section 6.9 Completion of Sewerage Works Required. Before acceptance of any sewerage works by the Board and prior to the admission of any sewage into the system, the sewerage works shall be tested and shall be complete in full compliance with all requirements of District.

Section 6.10 Reimbursement Agreement. Where the cost of the public sewer main extension has been deposited or paid by the person making such extension, the District may thereafter, but not for longer than ten years after the date of such extension is originally connected to the District sewerage system, collect from any person connecting to such extension, except the person originally installing such extension, that fraction of the cost of such extension, as approved by the District, as the amount of front footage owned by such person subsequently connecting to such extension bears to the total amount of front footage held by potential users along the extension as determined by the District as of the time the extension is

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connected to the sewer system. Such sums as are thus actually received by the District shall be paid by the District to the person originally making such extension, but the District shall in no way be obligated to assure that the person making such extension is paid the total cost thereof nor to initiate any such action nor incur any expense to collect any sum to be paid such person; nor shall such refund be made from any other revenues of the District.

Where more than one person contributes toward the making of the extension, such sums as are actually collected shall be refunded to such persons, pro rata, according to the amounts which they severally contribute toward the cost of the extension and pursuant to the preceding plan.

Section 6.11 Special Reimbursement Agreements. The District may, where special conditions exist, upon approval by the Board, enter into a special reimbursement agreement with the person making the public sewer extension.

ARTICLE 7. USE OF PUBLIC SEWERS FOR DOMESTIC, COMMERCIAL AND INDUSTRIAL WASTE CHARGES.

Section 7.1 Objective. It is the objective of the District to regulate and control the quantity and quality of discharges into the sewer system so that they will not adversely affect the various collection, transmission, treatment, discharge requirements or environmental conditions and permit the City to treat wastewater to meet requirements of the Federal Government and the State of California and their designated agencies.

The adverse effects can include:

- A. Health and safety of personnel employed in the operation maintenance of the sewage collection, transmission, and treatment facilities.
- B. The operational cost, maintenance and durability of collection, transmission and treatment facilities.
- C. The quality of the receiving waters with respect to requirements established by the Federal Government and the State of California through their properly designated and responsible agencies.
- D. The air quality and pollution abatement requirements established by the Federal Government and the State of California through their properly designated and responsible agencies.
- E. Damage, deterioration, or excessive maintenance costs to sewage collection, pumping, treatment or disposal facilities.

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It is the general intent of the District to provide collection and treatment of domestic sanitary sewage and for commercial and industrial wastewaters that do not adversely affect the objectives stated herein and to provide equitable charges for the costs incurred.

Section 7.2 Authority. This Ordinance is adopted pursuant to Section 4766 of the Health and Safety Code of the State of California.

Section 7.3 Permits. Permits to discharge into the sewerage system of the District anything but domestic sewage will only be granted in accordance with, and in consideration of, the special conditions of each case, and shall be subject to reasonable rules, regulations and requirements to prevent excessive alkalinity, acidity, organic, inorganic, odor producing, toxic or other deleterious substances.

Section 7.4 Acceptable Wastes.

A. Domestic Sanitary Sewage. The physical, chemical, and biological characteristics of domestic sanitary sewage shall be based on a daily composite average of the discharge and shall conform to the following limits.

<u>Waste Characteristics</u>	<u>Maximum Concentration</u>
Hydrogen Ion Concentration (pH)	5.5-10.00
Total Dissolved Solids	500 Milligrams/Liter
Turbidity	250 JTU
Color	550 PCU
Biochemical Oxygen Demand	200 Milligrams/Liter
Chemical Oxygen Demand	500 Milligrams/Liter
Suspended Solids	300 Milligrams/Liter
Settleable Solids	10 Milliliters/Liter/Hour
Sulfide	0.5 Milligrams/Liter
Grease	75 Milligrams/Liter
Toxicity (Tlm Bioassay)	25%
Detergent (MBAS)	10 Milligrams/Liter
Ammonia	60 Milligrams/Liter
Phosphate (Total)	25 Milligrams/Liter
Boron	1 Milligram/Liter
Chloride	250 Milligrams/Liter
Sulfate	250 Milligrams/Liter

Section 7.5 Prohibited Wastes. Except as hereinafter provided, no person shall discharge or cause to be discharged any of the following into public sewers:

A. Rainwater or Uncontaminated Water. No person shall discharge or cause to be discharged any rainwater, storm water, groundwater, street drainage, subsurface drainage, yard drainage, water from yard fountains, geothermal well water, ponds or lawn sprays or any other uncontaminated water into any sewerage facility which directly or indirectly discharges to facilities owned by the

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District. The provisions of this Section shall apply only to sanitary sewers.

- B. Explosive or Flammable Substances. Any gasoline, benzine, naphtha, fuel oil, or other flammable or explosive solid, liquid, or solvent with a flashpoint less than 100 degrees F.
- C. Corrosive Materials. Any waste having a pH lower than 5.5 or having any other corrosive property capable of causing damage or hazard to structures, equipment or personnel of the District.
- D. Obstructions and Interferences. Solids or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interferences with the proper operation of the sewerage works, such as, but not limited to, ashes, cinders, sand, rocks, gravel, mud, straw, shavings, sawdust, oil, grease, metal, glass, rags, hair, hides, wool, feathers, tar, plastics, wood, unground garbage, paper dishes, cups, containers, etc., either whole or ground by garbage grinder.
- E. Garbage. Any garbage excepting properly shredded garbage from dwellings or restaurants engaged in preparation of foods and beverages for consumption. Properly shredded garbage shall contain less than five percent (dry weight basis) of material and able to pass a 3/8-inch screen.
- F. Petroleum Products. Any mineral oils, greases or products of a petroleum origin or any excessive concentrations of nonbiodegradable oil, petroleum oil or refined petroleum products, or cutting oils, commonly called soluble oil, which form persistent water emulsions.
- G. Suspended Solids. Any industrial process water 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. Suspended solids discharged in industrial process wastewater shall have a dimension no larger than that of a 1/4-inch mesh.
- H. Cooling Water. Uncontaminated cooling water, unless special permission has been granted by the City Engineer.
- I. Toxic Substances. Any waters or wastes containing a toxic or poisonous substances in sufficient quantity to injure or interfere with or create any hazard in the sewage treatment processes, effluent quality, or receiving water quality requirements to humans, animals or plant life.

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The following is a partial list of toxic substances and their maximum concentration allowable by any discharge for admission into the sewerage system:

<u>Toxicant</u>	<u>Maximum Allowable Concentration</u> <u>Milligrams/Liter</u>
Aluminum	10.0
Ammonia (as nitrogen)	0.5
Antimony	0.5
Arsenic and Arsenicals	1.0
Barium	10.0
Benzine and Derivatives	0.5
Beryllium	2.0
Boron	1.0
Bromine	1.0
Cadmium	0.1
Cesium	5.0
Chlorine	5.0
Chromium (Hexavalent)	0.1
Chromium (Trivalent)	1.0
Cobalt	1.0
Copper	0.5
Cyanide and Nitrils	0.2
Flouride	2.0
Formaldehyde	1.0
Halogenated Phenols	0.01
Hydrogen Sulfide	0.5
Iodine	5.0
Iron	10.0
Lead	0.1
Lithium	5.0
Manganese	1.0
Mercury	0.005
Molybdenum	5.0
Nickel	1.0
Phenol, Cresols and Derivatives	0.5
Rubidium	10.0
Selenium	0.5
Silver	0.05
Sulfur	20.0
Thallium	1.0
Thorium	0.5
Tin	5.0
Titanium	4.0
Toluene	5.0
Trichloroethylene	5.0
Trinttphenol	0.5
Tungsten	50.0
Vanadium	2.5
Zinc	1.0

The maximum allowable concentration of toxic or potentially toxic materials not listed above will be determined on an individual basis applying the objectives of this subsection. No industrial wastes shall be discharged which have a lethal

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toxicity as determined by a 96-hour static bioassay stickleback of less than a 25 percent concentration of wastewater.

J. Chemical Pesticides and Similar Toxicants. No chlorinated hydrocarbon, organo-phosphate or similar chemical compounds used as algaecides, bacteriocides, fungicides, herbicides, insecticides, or pesticides shall be discharged into the sewerage system in any concentration except as specifically approved by a written permit.

K. Oxidizing and Reducing Agents. Strong oxidizing and reducing agents shall not be discharged into the sewerage system at concentrations exceeding the following concentrations except by special permit.

Maximum Concentration

Chlorine, Chlorine Dioxide,
Potassium Permanganate, Ozone
and other strong oxidants 5 Milligrams/Liter

Sulfite, Thiosulfate, Nitrate
and other strong reducing agents 5 Milligrams/Liter

L. Radioactive Wastes. Radioactive wastes of any kind, except where:

- (1) The person is authorized to use radioactive materials by the State of California Department of Public Health, Atomic Energy Commission, or other governmental agency empowered to regulate the use of radioactive materials;
- (2) The waste is discharged in strict conformity with current State of California Department of Public Health or Atomic Energy Commission recommendations for safe disposal of radioactive wastes;
- (3) The person discharging the radioactive waste assumes full responsibility for any injury to personnel or damage to the sewerage system that may result from such discharge;
- (4) Radioactivity of the treated wastewater prior to disposal does not exceed limits established by the designated agencies of the State of California; and,
- (5) Residual radioactivity is within limits permitted by State or local regulation in final disposal.

Any person discharging a radioactive waste to the sewerage system in accordance with the provisions of the preceding paragraph shall apply for a permit to discharge such wastes, and submit a periodic report of discharge occurrences and

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quantities. In the event of an accidental spill or any radioactive material into the sewerage system, the person responsible shall immediately notify the Director of Public Works.

M. Nondegradable Wastes. Any water or wastes containing substances which are not amenable to treatment or which cause the treatment plant effluent to fail to meet any discharge requirements established by the State of California or the United States Federal Government.

- (1) Unusual concentrations of inert suspended solids.
- (2) Excessive discoloration.
- (3) Unusual BOD, chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment plant.
- (4) Unusual volume of flow or slugs. As used herein, slug shall mean any discharge of water, sewage or waste which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen minutes (15) more than five (5) times the average twenty-four hour concentration or flow during normal dry weather operation.

O. Noxious and Malodorous Substances. Any noxious or malodorous substances which by themselves or by interaction with other wastes may create a public nuisance or hazard or make human entry into the sewers or other sewerage appurtenances extraordinarily hazardous.

P. Extreme Temperature. Any wastewater with a temperature exceeding 150 degrees F or a temperature lower than 33 degrees F.

Section 7.6

Restricted Waste Discharges. Any substances in any commercial or industrial waste discharge which may result in operational costs and maintenance of sewage collection and treatment facilities in excess of that required for normal domestic sanitary sewage of waste concentration as listed in Section 7.4.A or with any of the prohibited waste characteristics as listed in Section 7.5, and/or having an average daily flow greater than one-half of one percent (1/2%) of the average daily dry weather flow of the District/City shall be subject to the review and approval of the District. The discharges shall provide any of the following restrictions as approved by the District for acceptance of the wastewater into the sewer system.

A. Pretreatment. Pursuant to Section 307(b) of the Federal Water Pollution Control Act Amendments of 1972, as presently existing or subsequently amended, all pretreatment for incompatible pollutants discharged at each

1 industrial plant site to the public sewer shall be
2 consistent with the effluent guidelines published by the
3 Environmental Protection Agency pursuant to Sections
301(b) and 304(b) of the Act.

4 B. Flow Control. Limitation of the volume and rate of flow
5 discharging into the sewer system to limit and equalize
6 extremes of flow and waste concentration.

7 C. Surcharge Payment. Require a payment, in an amount
8 established by the Board to cover the added cost of
9 handling and treating the wastes. If the District
10 requires pretreatment or equalization of flow, the design
11 and installation of the plants and equipment shall be
12 subject to the review and approval of the District and no
13 construction of such facilities shall commence until said
14 approval is obtained in writing.

15 D. Damage Caused by Discharge. When the discharge of a
16 commercial waste causes an obstruction, damage or other
17 impairment to the sewerage system, the District may
18 assess a reasonable charge against the discharger for the
19 work required to clean or repair the facility.

20 E. Limitations of Discharge Quantity and Rate of Discharge.
21 The City Director of Public Works may limit the quantity
22 and rate of any waste discharge, when in his judgment,
23 the capacity of any part of the sewerage system would be
24 overtaxed by the discharge, or the quantity or rate of
25 discharge would impose a disproportionate cost to the
26 operation of the sewerage system. In addition to commer-
27 cial and industrial waste discharges, the provisions of
28 this paragraph shall apply to septic tank pumpages,
cooling water, discharges, or other discharges from
building heating, cooling or air conditioning systems.
Discharge of any waste covered by this section shall not
be discharged into the sewerage system until after
specific approval of the quantity and procedures proposed
has been granted by the City.

21 Section 7.7 Implementing Provisions.

22 A. Waste Discharge Report. When required by the District, a
23 commercial or industrial discharger shall complete and
24 file with the District, within 30 days after written
25 notification, a waste discharge report acceptable to the
26 District. The District may require additional informa-
27 tion as a part of the report, if, in the opinion of the
28 District, insufficient information has been reported. On
written request, the District may extend the time for
filing an additional 30 days. The waste discharge report
shall include, but not be limited to, nature of the
process, volume, rates of flow, substances and concen-
trations in the waste discharge. The foregoing examples
are in explanation and not in limitation of the

1 information which the District may require. The District
2 may, if the discharger fails to file a waste discharge
3 report, after notice, take action as set forth in Article
4 11, Section 11.4, Disconnection.

5 B. Sampling Facilities. A discharger of any industrial
6 waste shall, at his own expense, install a sampling
7 manhole and metering and monitoring equipment to facili-
8 tate observation, sampling, and measurement of the
9 discharger's waste. Such sampling facility shall be
10 acceptable to the District for the purposes required,
11 shall be safely located, accessible at all time, and
12 constructed in a manner and with materials in conformance
13 with District regulations. These facilities shall be
14 maintained in good condition at all times by the
15 discharger at his expense. Sampling facilities shall be
16 installed within ninety (90) days after notice by the
17 District.

18 C. Notice of Violation. Whenever the Director of Public
19 Works finds that discharge of any waste is, or threatens
20 to become a public nuisance or a violation of established
21 requirements, including but not limited to this Ordinance,
22 other ordinances and resolutions, he shall issue
23 an order specifying such nuisance, violations, or
24 threatened violations, and ordering compliance within the
25 time schedule specified therein. Non-compliance with
26 such order shall constitute a violation of this Ordinance.

27 D. Serious and Immediate Hazards. Notwithstanding the
28 provisions of any other section of this Ordinance,
whenever in the judgment of the Director of Public Works,
it appears that any waste discharge is causing any
condition constituting a hazard to the life, health or
safety of any person, or to the sewage system, the
Director of Public Works is empowered to terminate
service immediately.

E. Maintenance of Pretreatment Facilities. Where pretreat-
ment facilities are provided for any waters, or wastes,
they shall be maintained continuously in satisfactory and
effective operation by the owner at his expense and to
the satisfaction of the District.

F. Interceptors Required. Grease, oil and sand interceptors
shall be provided when in the opinion of the District
they are necessary for the proper handling of liquid
wastes, containing grease in excessive amounts, or any
flammable wastes, sand and other harmful ingredient;
except that such interceptors shall not be required for
buildings used for residential purposes. All
interceptors shall be of a type and capacity currently
designated by the Uniform Plumbing Code, and shall be so
located as to be readily and easily accessible for

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cleaning and inspection. In addition, commercial or industrial waste discharges may be required to provide holding tanks with provision for neutralization, temperature control or rate-of-discharge control to avoid slug loadings or excessive flow rates.

The Director of Public Works may require screening of any flow of commercial or industrial sewage as is required to protect the usefulness of the sewage system of the District. Such screens shall have the equivalent to twenty (20) meshes to the linear inch, both directions. No insoluble material of such size that will not pass through the screen herein required, may be discharged or permitted to enter the sewage system of the District.

G. Maintenance of Interceptors. All grease, oil and sand interceptors shall be maintained by the owner at his expense, in continuously efficient operation at all times, and corrected immediately on notice of deficient operation.

H. Measurements and Tests. All measurements, tests and analyses of the characteristics of waters and wastes to which reference is made in this Ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater", or EPA Standard Procedures, and shall be determined at the control manhole provided for, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control shall be considered to be the nearest downstream manhole in the public sewer to the point at which the side sewer is connected.

I. Special Agreements. No statement contained in this Article 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 for treatment, subject to District payment therefor by the industrial concern and subject to such terms and conditions as might be required by the District.

J. Right of Entry. The Director of Public Works, and other duly authorized employees of the District bearing proper credentials and identification, shall be permitted to enter all properties served by the District for the purpose of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this Ordinance.

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Section 7.8 Accidental Discharges

- A. Each discharger shall provide protection from accidental discharge of prohibited materials or other wastes regulated by this Ordinance. Where necessary, or as directed by the District, retention basins, dikes, storage tanks or other facilities designed to eliminate, neutralize, offset or otherwise negate the effects of prohibited materials or wastes discharged in violation of this Ordinance shall be installed.
- B. Dischargers shall notify the Director of Public Works immediately when accidental discharges of wastes in violation of this Ordinance occur so that counter-measures may be taken by the District to minimize damage to the sewer system, treatment plant, treatment processes and the receiving waters. Such notification will not relieve dischargers of liability for any expense, loss or damage to the sewer system, treatment, or treatment process, or for any fines or judgments imposed on the District on account thereof under Section 13000 et seq. of the California Water Code or violation of Section 5650 of the California Fish and Game Code.
- C. In the event of accidental discharge in violation of this Ordinance, discharger shall furnish the District, within fifteen (15) days of the date of occurrence, a detailed written statement describing the causes of the accidental discharge and the measures being taken to prevent future occurrence.
- D. In order that employees of dischargers be more fully informed of District requirements, copies of this Ordinance shall be permanently posted on bulletin boards of dischargers together with such other industrial waste information and notices which may be furnished by the District from time to time directed toward more effective water pollution control.
- E. Sewer connections within the discharger's plumbing or drainage system shall be appropriately labeled to warn operating personnel against discharge of any substance in violation of this Ordinance.

~~Section 7.9~~ Changes in Pretreatment and Waste Discharge Requirements

The provisions contained herein relating to pretreatment and to prohibited waste discharges and as to limitations and restrictions on waste discharges are subject to regulations by state and federal authorities and are subject to the terms and conditions of the National Pollution Discharge Elimination System Permit heretofore issued to the City. Should the state and federal regulations be modified or should the National Pollution Discharge Elimination System Permit be amended, the requirements of this Ordinance shall be suspended to the

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extent that such standards shall be immediately applicable upon the effective date of such state of federal regulations or of the amendment to the National Pollution Discharge Elimination System Permit.

ARTICLE 8. SEWER SERVICE CHARGES

Section 8.1 Rates. The rates set forth hereafter shall be the rates for all premises connected to public sewers within or under the jurisdiction and control of the District. These rates shall be subject to modification and change. These rates, although stated on a monthly basis, may be billed monthly, bi-monthly, or quarterly as determined from time to time by the Board. These rates shall be in addition to any ad valorem taxes to which the premises might be subject on account of the District's sewage system.

Charges for sewer services to any premises connected with the City Water and/or Electric systems shall be collected together with, and not separately from, the charges for services to said premises, and shall be billed upon one bill and collected as one item.

Each premise or user connected to the public sewage system shall be classified under one of the following user categories and shall be subject to the rates specified for such category. Premises or users which are susceptible to classification under two or more of such user categories shall be specially classified by District and shall be subject to rates established by District which shall allow for a reasonable usage allocation.

Section 8.2 Residential Users. Residential users are defined as each living unit of single family dwelling, apartment houses and mobile homes. This user category shall pay a monthly service charge per living unit (one sewer service unit) of \$5.82.

Section 8.3 Transient-Resort Users. Transient-resort users are defined as premises which offer units for occupancy on a transient basis, such as motels, and premises which offer units for occupancy on a combined permanent and transient basis. This user category shall pay a monthly service charge as specified for commercial users based on water used during a typical winter month. Average water consumption for a typical winter month shall be established by the Director of Public Works from available water usage records.

Section 8.4 Commercial and Public Agencies. All commercial establishments, public utilities, and public agency facilities shall be on a rate per service unit of \$5.82 per month. There shall be a minimum charge of one service unit for each water meter unless it can be shown that a particular meter is used exclusively for irrigation water, in which case there shall be no service charge.

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If a sewer connection receives its water from other than a metered domestic water system, such as the City of Ukiah, Millview Water District, or Willow Water District, the water use must be metered, unless another method of determining water or sewage usage is approved by the City Engineer.

The following designated water metered commercial, public utilities, and public agency facilities premises shall be charged the service unit rate for the number of service units of metered water used during a typical winter month and computed on the following basis:

SFR *6,405*

<u>SIC</u>	<u>USER</u>	<u>ONE SEWER SERVICE UNIT PER</u>
05812	Restaurants & Bars	3000 Average Gallons per Mo. or any fraction thereof
07261	Mortuaries	3300 Average Gallons per Mo. or any fraction thereof
05411	Markets	3600 Average Gallons per Mo. or any fraction thereof
05541	Service Stations	6600 Average Gallons per Mo. or any fraction thereof
07011	Motel/Hotel	6600 Average Gallons per Mo. or any fraction thereof
08062	Hospital	7200 Average Gallons per Mo. or any fraction thereof
Various	Misc. Commercial, Office, Fairgrounds, Public & Private Schools, Nursery Schools, and all other users not specifically listed.	7800 Average Gallons per Mo. or any fraction thereof

Section 8.5 The following commercial premises shall be charged the service unit rate for the number of service units of metered water used during an average month determined over a 12-month period:

<u>SIC</u>	<u>USER</u>	<u>ONE SEWER SERVICE UNIT PER</u>
07211	Laundries	5400 Average Gallons per Mo. or any fraction thereof
07211	Laundromats	7800 Average Gallons per Mo. or any fraction thereof

Section 8.6 Industrial User. Any non-governmental user of publicly

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owned treatment works identified in the Standard Industrial Classification Manual, 1972, Office of Management & Budget, as amended and supplemented under the following divisions:

- A. Division A - Agriculture, Forestry and Fishing;
- B. Division B - Mining;
- C. Division D - Manufacturing;
- D. Division E - Transportation, Communication, Electric, Gas and Sanitary;
- E. Division I - Services.

A user in the divisions listed may be excluded if it is determined that the user will introduce primarily segregated domestic wastes or wastes from sanitary conveniences.

Section 8.7 Industrial Waste Discharge Monthly Service Charge: Industrial connections shall be charged such fees as the Board deems reasonable to pay for additional costs, including compliance with requirements for biochemical oxygen demand removal, other treatment, gallonage of flow, and any other sewage characteristics as the City Engineer deems appropriate and as delineated hereinafter.

Section 8.8 Industrial Waste Charges. The industrial waste charges for each industry shall be determined by the following formula:

$$\text{Annual Operating Charges. Total charge/Period} = A (V) + B (\text{BOD}) + C (\text{SS}).$$

A, B, C - unit charge rates established semiannually by the District calculated on the previous period's costs of maintenance, operation, administration and depreciation based on the parameter allocations in accordance with Appendix E of the Revenue Guidelines for Wastewater dated April 1983, including any amendments or revisions.

- V = Volume of water in million gallons per period.
- BOD = Biochemical Oxygen demand in pounds per period.
- SS = Total suspended solids in pounds per period.
- A = Allocated cost for each million gallons of flow.
- B = Allocated cost per pound of biochemical demand.
- C = Allocated cost per pound of total suspended solids

Parameter V, BOD, and SS are measured at entry point to public sewer system. The City Engineer shall set minimum requirements for sampling, analysis and flow measurement for the discharge necessary to establish quantities to be used in the above formula.

Section 8.9 Billing and Collection.

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- A. Billing. The regular billing period will be for each calendar month, or bi-monthly, or as determined by the Board.
- B. Opening and Closing Bills. Opening and closing bills for less than the normal billing period shall be for not less than one month.
- C. Billing Time. Bills for sewer service shall be rendered at the beginning of each billing period and are payable upon presentation.
- D. Penalties. If the bill is not paid within 15 days from the due date, a basic penalty of ten percent will be added thereto and on the first day of each calendar month thereafter a penalty of one-half of 1% of the amount of the delinquent bill shall also be added and become due.
- E. Collection by Suit. As an alternative to any of the other procedures herein provided, District may bring an action against a person or persons who occupied the premises when the service was rendered for the collection of the amount of the delinquent rate and all penalties and costs of collection including a reasonable attorney's fee.

Section 8.10 Collection With Other Utility Charges.

- A. With Utility Charges. Where the person charged is a user of another utility owned and operated by City, or of another utility service furnished by a publicly or privately owned public utility which has agreed to collect on behalf of the District, the charges may be collected together with and not separately from the charges for the other utility service rendered by it. They may be billed upon the same bill and collected as one item.
- B. Discontinuance of Service Upon Delinquency. Upon delinquency, the other utility service shall be discontinued until full payment of the dual charges and penalties thereon and the charges for recontinuance of service.
- C. Time. Said discontinuance shall continue until such time as all delinquent charges are paid in full; resumption of service to occur as otherwise provided by ordinances and regulations of the District.

Section 8.11 Collecting on Tax Roll.

- A. Sewer Service Charges. The District may, by ordinance approved by two-thirds vote of the members of the Board, elect to have sewer service charges for the forthcoming fiscal year collected on the tax roll on which its general taxes are collected, in the same manner, by the

1 same persons, and at the same time as, together with and
2 not separately from, its general taxes.

3 B. Delinquencies. The District may, by such ordinance,
4 elect to have delinquent charges only collected on the
5 tax roll on which its general taxes are collected, in the
6 same manner by the same persons, and at the same time as,
7 together with and not separately from, its general taxes.

8 C. Lien Against the Land. Following the preparing and
9 filing of a written report, where required, the giving of
10 notice of such report or of such schedule of fees and
11 charges and the hearing thereon, the amounts of such
12 fees, charges and interest shall constitute a lien
13 against the lot or parcel of land against which levied or
14 imposed as of noon of the first Monday in March immedi-
15 ately preceding the date of levy or entry.

16 D. Law Applicable. The provisions of Article 4, Chapter 8,
17 Part 3, Division 5 of the Health and Safety Code as to
18 collection of fees, charges and interest on the tax roll
19 shall apply.

20 ARTICLE 9. PERMITS AND FEES.

21 Section 9.1 Permit Required. No unauthorized person shall uncover,
22 make any connection with or opening into, use, alter, or
23 disturb any public sewer or appurtenances or perform any work
24 on any street lateral or building lateral without first
25 obtaining a written permit from the District.

26 Section 9.2 Work Not Requiring a Permit. No permit shall be required from
27 the District in the case of any repair work on a building
28 lateral; however, should any lateral become defective neces-
sitating replacement, either in whole or in part, a permit
shall be required and inspection made as herein provided. No
permit shall be required for the cleaning of stoppages or the
repairing of leaks in pipes, valves, or fixtures, when such
repairs do not involve or require the replacement of rear-
rangement of valves, pipes or fixtures.

Section 9.3 Application for Permit. Any person legally entitled to
apply for and receive a permit shall make such application on
forms provided by the District for that purpose. He shall
give a description of the character of the work proposed to be
done and the location, ownership, occupancy and use of the
premises in connection therewith. The District may require
plans, specifications or drawings and such other information
as it may deem necessary.

If the District determines that the plans, specifications,
drawings, descriptions and information furnished by the
applicant are in compliance with the ordinances, rules and
regulations of the District, the District shall issue the

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permit applied for upon payment of the required fees as hereinafter fixed.

Section 9.4 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 sewerage works, 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 City Engineer.

Section 9.5 Agreement. The applicant's signature on an application for any permit 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 may be binding upon the applicant and may be altered only by the District upon the written request for the alteration from the applicant.

Section 9.6 Fees - Annexation Charges. The owner or owners of lands within areas proposed to be annexed to the District shall deposit prior to commencement of proceedings by the Board on the proposed annexation the following estimated fee.

The amount to be fixed by the Board shall be in a sum estimated to 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.

Section 9.7 Fees - Building Lateral Connection Charge. Connection charges for single family units, for multiple dwellings, commercial, industrial, public and other uses and for changes in use of existing properties, within the boundaries of the District, shall be paid to the District by the owner, or by another person obligated to pay such charge, who desires the connection of any such property to the sewerage works of the District or to make any changes in existing connections thereto, in accordance with the Connection Fee Ordinance in effect at the time of actual connection to the District sewerage works.

Section 9.8 Fees - Additional Connection Charges. In addition to any other fees and charges established by the ordinances, rules and regulations of the District, there shall be collected, prior to connection to the sanitary sewer system of the District, special additional connection charges on a front footage basis for any parcel, unit, lot or part of any property that abuts on an existing main sewer or sewerage works of the District constructed by or at the expense of the District for which said parcel, unit, lot, or part of any property did

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not pay its proportionate front footage cost of installation. Said charges shall be collected where the facilities to serve the property consist of a main sewer or any sewer manhole, pumping station or any other sewer facility, together with all appurtenances thereto, which was constructed by or for the District in order to coordinate the construction of said facilities with any street improvement program of the City or County, or to meet the requirements of the District for facilities to serve areas under the District General Plan or for meeting the anticipated requirements for sewer service from the District, or for any other reason, which facilities were paid for by the District, which additional connection charge shall be in a sum to be computed by the District on the basis of the actual cost of the installation of said service, sewer lateral, sewer main, manhole, or pumping facility, including all expenses incidental thereto and all engineering, legal, inspection, and other charges.

Section 9.9 Fees - Special Connection Charges. In addition to any other charges established herein, the District may establish special connection charges for any sewer connection when, in the opinion of the Board, the circumstances of such connection necessitate the establishment of unusual conditions or necessitate the payment of charges over and above those established herein.

Section 9.10 Fees - Permit and Inspection Charges.

- A. Single Family Units, Multiple Dwellings, Commercial, Industrial, Public and Other Uses. The charges for the inspection of all side sewers, lateral sewers, house and trunk and main sewers, shall be in accordance with the requirements contained in Ordinance No. 8.
- B. Alteration of Existing Sewer Installation. A permit fee shall be paid to the District for issuing a permit and inspecting any work adding to, altering, or extending an existing building sewer installation. When a permit has been obtained to connect an existing building or existing work to the public sewer or to connect to a new private disposal facility, backfilling of private sewage disposal facilities abandoned consequent to such connection is included in the permit.
- C. Failure to Obtain Permit. Any person who shall commence any work for which a permit is required by this Ordinance without first having obtained a permit therefor shall, if subsequently permitted to obtain a permit, pay double the permit fee plus \$100 for such work, provided, however, that this provision shall not apply to emergency work when it shall be proved to the satisfaction of the Director of Public Works that such work was urgently necessary and that it was not practical to obtain a permit therefor before the commencement of the work. In all such cases, a permit must be obtained as soon as it

1 is practical to do so and if there be an unreasonable
2 delay in obtaining such permit, the violator may be
3 subject to the remedies, penalties, and fines set forth
4 in Article 11.

5 Section 9.11 Performance Guarantee - Public Sewer Construction. The
6 applicant shall post a surety bond, cash or other security
7 satisfactory to the District to guarantee the faithful perfor-
8 mance of any agreement for public main extension entered into
9 with the Board. Said surety bond, cash or security shall be
10 in the sum of one hundred percent (100%) of the estimated
11 costs of the work, or in such other sum as may be fixed by the
12 Board, and shall be in addition to guaranteeing the faithful
13 performance of the work, plus guarantee for the maintenance of
14 the sewer main for a period of one year following the com-
15 pletion and acceptance of the work by the District.

16 Section 9.12 All Work to Be Inspected. All sewer construction work
17 shall be inspected by an inspector acting for the District to
18 insure compliance with all requirements of the District. No
19 sewer shall be covered at any point until it has been inspect-
20 ed and passed for acceptance. No sewer shall be connected to
21 the District's or City's public sewer until the work covered
22 by the permit has been completed, inspected and approved by
23 the inspector. If the test proves satisfactory and the sewer
24 has been cleaned of all debris accumulated from construction
25 operations, the City Engineer shall issue a certificate of
26 satisfactory completion.

27 For public sewer construction, the owner or owners and/or
28 contractor shall deposit with the Director of Public Works a
sum to be fixed by the City Engineer prior to commencement of
work. Said sum shall be estimated to equal the cost of
inspecting said work and other expenses regularly incurred in
connection therewith. The amount to be charged for inspection
shall be on a lineal footage basis on all lines of 6" diameter
or more and a flat fee for 4" street laterals. Should the
amount of the deposit be insufficient to pay such costs
incurred by the District, the owner or owners and/or contrac-
tor shall advance such additional sums as shall be necessary
to pay said costs prior to the final inspection of the work.

29 Section 9.13 Notification. It shall be the duty of the person doing
30 the work authorized by permit to notify the office of the
31 Director of Public Works in writing that said work is ready
32 for inspection. Such notification shall be given not less
33 than twenty-four (24) hours, Saturdays, Sundays and Holidays
34 excluded, before the work is ready to be inspected. It shall
35 be the duty of the person doing the work to make sure that the
36 work will stand the tests required by the City before giving
37 the above notification.

38 Section 9.14 Unacceptable Work. When any work has been inspected and found
unacceptable, a written notice to that effect shall be given
instructing the owner of the premises, or the agent of such

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owner, to repair the sewer or other work authorized by the permit in accordance with the ordinances, rules and regulations of the District.

Section 9.15 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 or indirectly be occasioned by the work.

Section 9.16 Street Excavation Permit. A separate encroachment permit must be procured from the City or any other political subdivision or public agency having jurisdiction thereover by owners or contractors intending to excavate in a public street for the purpose of installing sewers or making sewer connections.

Section 9.17 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 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.

ARTICLE 10. OUTSIDE SEWERS.

Section 10.1 Exemption of Public District Upon Contract. The City and any public district which desires to connect to the District sewer system for disposal of the sewage of such public district, shall enter into a contract providing for the regulation of such connection and the use thereof by such district and the charges to be paid to the District by such district. The public district shall adopt limitations on sewage quality and infiltration and inflow comparable to those enacted herein. No public district may connect to the District sewer system otherwise than pursuant to such a contract. Upon the execution of any such contract, such public district or the City shall be exempt from the provisions of this chapter.

Section 10.2 Special Outside Agreements. Where special conditions exist relating to any outside sewer, they shall be the subject of special contract between the applicant and the District, and applicant shall be charged for sewage service in the same degree and manner as others now within the District boundaries.

ARTICLE 11. ENFORCEMENT.

1 Section 11.1 Misdemeanor. Section 4766 of the Health and Safety Code
2 of the State of California provides that a violation of a
3 regulation or ordinance of a district is a misdemeanor,
4 punishable by a fine of not to exceed one thousand dollars
5 (\$1000) imprisonment not to exceed 30 days, or both. Each and
6 every connection or occupancy in violation of the ordinances,
7 rules and regulations of the District shall be deemed a
8 separate violation and each and every day or part of a day a
9 violation of the ordinance, rule or regulation continues shall
10 be deemed a separate offense hereunder and shall be punishable
11 as such.

12 Section 11.2 Violations. Any person found to be violating any
13 provision of this or any other Ordinance, rule or regulation
14 of the District shall be given written notice stating the
15 nature of the violation and providing a reasonable time limit
16 for the satisfactory correction thereof. Said time limit
17 shall be not less than twenty-four (24) hours nor more than
18 ten working days. The offender shall, within the period of
19 time stated in such notice, permanently cease all violations.
20 All persons shall be held strictly responsible for any and all
21 acts of agents or employees done under the provisions of this
22 or other ordinance, rule or regulation of the District. Upon
23 being notified by the Director of Public Works of any defect
24 arising in any sewer or of any violation of this Ordinance,
25 the persons or persons having charge of said work shall
26 immediately correct the same violations not corrected within
27 the time stated in such notice shall be cause for the Director
28 of Public Works to institute whatever enforcement means or
combination therefore he deems proper, as provided in this
Article.

Section 11.31 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 regu-
lation of the District is hereby declared to be a public
nuisance. The District may cause proceedings to be brought
for the abatement of the occupancy of the building during the
period of such violation. These powers are in addition to the
powers granted to the City and County pursuant to Health and
Safety Code, Section 4762 to declare a public nuisance within
the District.

Section 11.4 Disconnection. For violation of Section 6.9 of this
Ordinance an immediate disconnection may be made. As a
further method of enforcing the provisions of this or any
other ordinance, rule or regulation of the District, the
Director of Public Works shall have the power to disconnect
the user or subdivision sewer system from the sewer mains of
the District. Upon disconnection the Director of Public Works
shall estimate the cost of disconnection from and reconnection
to the system, and such user shall deposit the cost, as
estimated, of disconnection and reconnection before such user
is reconnected to the system. The District shall refund any

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part of the deposit remaining after payment of all costs of disconnection and reconnection.

Section 11.5 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 of 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 arising in said action.

Section 11.6 Means of Enforcement Only. The District hereby 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.

Section 11.7 Liability for Violation. Any person violating any provision of this Ordinance or regulations adopted pursuant hereto shall hold District harmless from and defend District against the liability, claim, loss or damage occasioned by District by reason of such violation.

ARTICLE 12. MISCELLANEOUS PROVISIONS.

Section 12.1 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's sewerage works. Any person violating this provision shall be subject to the penalties provided by law.

Section 12.2 Powers and Authorities of Inspectors. The officers and any duly authorized employees of the District shall carry evidence establishing their position as authorized representatives of the District and upon exhibiting the proper credentials and identification shall be permitted to enter in any and upon any and all buildings, industrial facilities and properties for the purpose of inspection, re-inspection, observation, measurement, sampling, testing, and otherwise performing such duties as may be necessary in the enforcement of the provisions of the ordinances, rules and regulations of the District. All plumbers shall be held strictly responsible for any and all acts of agents or employees done under this Ordinance. Upon being notified by the Director of Public Works of any defect arising therefrom in any sewer or of any violation of this Ordinance, the person or persons having charge of said work shall immediately correct the same.

Section 12.3 Severability. If any section, subsection, sentence, clause or phrase of this Ordinance or the application thereof to any person or circumstance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this Ordinance or the application of such provision to other persons or

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circumstances. The Board declares that it would have passed this Ordinance or any section, subsection, sentence, clause or phrase hereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared to be unconstitutional.

Section 12.4 Inconsistent Ordinance. This Ordinance repeals and supersedes Ordinances No. 2, No. 4, No. 5, and No. 10 and all other ordinances and parts of ordinances insofar as they conflict with this Ordinance.

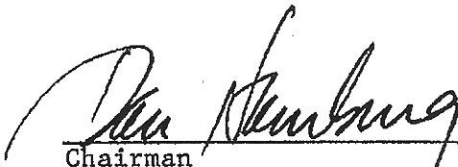
Section 12.5 Effective Date. This Ordinance shall take effect April 1, 1985.

PASSED AND ADOPTED this 2nd day of January, 1985, by the following roll call vote:

AYES: Directors Myers, Cimolino, Hamburg

NOES: None

ABSENT: None


Chairman
UKIAH VALLEY SANITATION DISTRICT BOARD

ATTEST:


Secretary