LEGAL NOTICE

ORDINANCE NO. 2

AN ORDINANCE ESTABLISHING RATES AND CHARGES FOR SEWAGE DISPOSAL SERVICE AND PROVIDING PROCEDURES FOR ITS ENFORCEMENT

Be it ordained by the Board of Directors of the Ukiah Valley Sanitation District, as follows:

ARTICLE I
GENERAL PROVISIONS

1. Short Title. This ordinance may be cited as "Ukiah Valley Sanitation district Sewer Service Charge Ordinance."

2. Enabling Statutes. This ordinance is adopted pursuant to Chapter 3, Part 3, Division 5 of the Health and Safety Code and pursuant to Article 4, Chapter 6, Part 3, Division 5 of the Health and Safety Code of the State of California.

3. Application. This ordinance shall apply to all sewer facilities of the District.

4. Separability. It is hereby declared that District would have passed this ordinance and each section, sub-section, sentence, clause or phrase thereof irrespective of the fact that any one or more of the sections, sub-sections, sentences, clauses, or phrases be declared invalid.

5. Relief on Application. 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, 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.

6. Relief on Own Motion. The Board may, on its own motion, find that by reason of special circumstances any provision of this regulation and ordinance should be suspended or modified as applied to a particular premise and may, by resolution, order such suspension or modification for such premises during the period of such special circumstances, or any part thereof.

ARTICLE II. DEFINITIONS

10. Applicant shall mean a person who has applied to the District for sewer service.

11. Bathroom shall mean a room containing a toilet.

12. Board means the Board of Directors of the Ukiah Valley Sanitation District.

13. Building shall mean any structure used for human habitation or a place of business, recreation or other purposes and containing sanitary facilities.

14. District means the Ukiah Valley Sanitation District.

15. Permit shall mean any written authorization required pursuant to this or any other regulation of District for the installation of any sewage works.

16. Person shall mean any human being, individual, firm, company, partnership, association and private or public or municipal corporation, the United States of America, the State of California, districts and all political subdivisions, governmental agencies and mandatories thereof.

17. Single Family Unit shall mean the place of residence for a single family. Property improved for multi-family purposes shall constitute the number of units that the facilities thereon provide in number of single family units.

ARTICLE III.
BILLING AND COLLECTION

20. Billing. The regular billing period will be for each calendar month, or bi-monthly, as determined by the Board.

21. Opening and Closing Bills. Opening and closing bills for less than the normal billing period shall be for not less than one month.

22. Billing Time. Bills for sewer service shall be rendered at the beginning of each billing period and are payable upon presentation.

23. Penalties. If the bill is not paid within 15 days from the due date, a basic penalty of ten per cent 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.

24. 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.

ARTICLE IV.
COLLECTION WITH OTHER UTILITY CHARGES

31. With Utility Charges. Where the person charged is a user of another utility owned and operated by District, 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.

32. 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.

33. Id. - Time. The time for the discontinuance of such other service shall not exceed forty-five (45) days from the date the sewer charges are provided to become delinquent.

ARTICLE V.
COLLECTING ON TAX ROLL

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

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

42. Connection Fees or Charges. The District may, by such ordinance, provide for the payment of sewer connection fees or charges prior to connection or in installments over a period not to exceed 15 years; for the rate of interest, not to exceed 6 percent per annum, to be charged on the unpaid balance of such fees or charges; and for the collection of such fees or charges and the interest thereon on the tax roll on which its general taxes are collected, in the same manner, by the same persons, and at the same time as, together with and not separately from, its general taxes.

43. Lien Against the Land. Following the preparing and filing of a written report, where required, the giving of notice of such report or of such schedule of fees and charges and the hearing thereon, the amounts of such fees, charges and interest shall constitute a lien against the lot or parcel of land against which levied or imposed as of noon of the first Monday in March immediately preceding the date of levy or entry.

44. Law Applicable. The provisions of Article 4, Chapter 6, Part 3, Division 5 of the Health and Safety Code as to collection of fees, charges and interest on the tax roll shall apply.

ARTICLE VI.
DISCONNECTION AND ABATEMENT

50. Connections Mandatory. The Owner of any building situated within the District requiring sewage disposal and abutting on any public highway, road, street, avenue, alley, way, public place, public easement or right of way in which there is or shall have then been located a public sewer of the District, is hereby required at his expense to connect said building directly to the proper public sewer within ninety (90) days from the date when such connection can be made, provided that said public sewer is within two hundred (200) feet of the building.

51. Disconnection. Premises as to which charges have become delinquent may be disconnected. The District Inspector shall estimate the cost of disconnection of such premises from the system and the cost of reconnecting it thereto, and such user shall deposit the cost, as estimated, of disconnection and reconnection before such premises are reconnected to the sewer system. The amount of the cost of disconnection and reconnection over the deposit shall constitute a charge and be collected as such. The amount of the deposit not used shall be repaid or applied as a deposit.

52. Abatement. During the period of non-connection or disconnection, habitation of such premises by human being 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. In such event, and as a condition of reconnection, there is to be paid to District a reasonable attorney's fee and cost of suit arising in said action.

ARTICLE VII.
LATERAL SEWER CONSTRUCTION; PERMIT AND INSPECTION FEES

60. Lateral Sewer Construction Charges. The following lateral sewer construction charges are hereby established and shall be collected prior to the issuance of the permit for a sewer connection:

FEES

(a) Single-Family Residence.
Persons desiring connection to the sanitary sewer system of the District shall pay to the District prior to issuance of a permit a lateral sewer construction charge in the amount of One Hundred and Thirty Dollars ($130.00) for each single-family residential unit.

(b) Multiple Dwellings, Commercial, Industrial, Public and Other Users.
Persons desiring connection to the sanitary sewer system of the District other than for a single-family residence, shall pay to the District, prior to issuance of a permit, a lateral sewer construction charge in the amount of the estimated cost of such construction or One Hundred and Thirty Dollars ($130.00), whichever shall be greater. In the event that the cost of construction exceeds the deposit, difference shall be paid to the District prior to connection. Any excess of deposit over minimum fee shall be refunded.

61. Fees—Permit and Inspection Charges. The following permit and inspection fees are hereby established and shall be collected prior to the issuance of a permit:

(a) Permit and Inspection Fee.
A fee of Eight Dollars ($8.00) shall be paid to the District for issuing a permit and inspecting each building sewer installation.

(b) Alteration of Existing Sewer Installation.
A fee of Eight Dollars ($8.00) shall be paid to the District for issuing a permit and inspecting any work adding to, altering, or extending an existing building sewer installation.

(c) Public Sewer Construction.
A fee shall be paid to the District for reviewing plans and specifications, issuing a permit, inspecting and testing the construction of public sewer mains, laterals and appurtenances, which fee shall be the actual cost of such services.

In the case of subdivisions, this fee shall be estimated and shall be due and payable prior to approval of the final improvement plans for the subdivision by the Board. The amount of such estimate shall be adjusted in accordance with the final cost.

62. Local Improvement District No. 1. Permit or inspection fees shall be levied for a period of ninety (90) days from the date of acceptance of that portion of the collection system of the District, constructed pursuant to Local Improvement District No. 1, to which the connection is made, but such period shall in no event extend beyond July 1, 1959.

63. Installation of Service. Regular sewer service will be installed at the location and in the manner provided in the Sanitation Code of Ukiah Valley Sanitation District.

ARTICLE VIII.
SEWER SERVICE CHARGE

70. Rate Schedule—Service Charge. A service charge of $1.00 per month is hereby established for each unit of sewer service.

71. Classification of Service. All monthly sewer charges shall be based upon the classification of types of service. The proper type of classification is set forth in the succeeding section for each type of service.

72. Units of Service. The following units of service are hereby fixed and established for the following classifications of types of property and uses:

Type of Connection	Units of Service
RESIDENTIAL	
Single Family Dwellings*	1.0
Apartment Houses a*	2.0
Courts a	2.0
Duplexes*	2.0
Motels b	2.0
Trailer Parks c	3.0
Rooming Houses n	1.0
COMMERCIAL	
Animal Clinics	5.0
Barber Shops	2.0
Beauty Shops	3.0
Bottling Works h (Soft Drink)	3.0
Churches	
With Kitchens	2.0
Without Kitchens	1.0
Convents n	1.0
Dairies e	10.0
Day Nurseries k	2.0
Drug Stores o	1.5
Food Markets g	2.0
Laundries and Laundromats f	15.0
Libraries	1.0
Meat Packing i	10.0
Meeting Halls	
With Kitchens	2.0
Without Kitchens	1.0
Pet Shops	2.0
Poultry Processing j	10.0
Professional Buildings p	2.0
Public Buildings	1.0
Restaurants d	
With Bar	5.0
Without Bar	3.0
Schools	
Elementary and Nursery	20.0
High and Junior High	30.0
Service Stations	2.0
Swimming Schools m	1.0
Taverns d	3.0
GENERAL COMMERCIAL	
(all Commercial establishments not listed above or separately classified by future action of the Legislative Body) q	1.5

Included in the above classification but not limited to the following, are:
Appliance Stores
Automobile Repair Shops and Garages
Bakeries
Brickyards
Cabinet Shops
Candy Stores
Cleaning Establishments
Clothing Stores
Food Lockers
Furniture Stores
Hardware Stores
Insurance Offices
Light Manufacturing (Investigate employee level)
Liquor Stores
Lumber Yards
Miscellaneous Repair Shop
Moving and Storage
New and Used Car Dealers
Nurseries—Horticultural Type
Plumbing Shop
Radio Stations (Transmitter)
Radio and TV Sales & Service
Real Estate Offices
Roofing Yards
Sign Painting
Tire Sales and Repair
Trailer Sales and Service
Warehouses
Welding Shops

a. Apartment Houses and Courts: 1 additional service unit for up to each apartment over 2.*
b. Motels: 1 additional service unit for up to each 3 motel units after first 3.
c. Trailer Parks: 3 additional service units for up to each 4 stalls after first 4.
d. Restaurants: 1 additional service unit for up to each 20 seats after first 20. (Small restaurants can be less than 3 for basic rate.) Add 2 units for bar.
e. Dairies: 1 additional service unit for up to each 400 pounds per day of milk received after first 1,000 pounds per day.
f. Laundries and Laundromats: 1 additional service unit for up to each 750 pounds dry wash per day after first 1,000 pounds dry wash per day.
g. Food Markets: 1 additional service unit for up to every 5 persons employed after first 5. Eating facilities to be classified separately as restaurants. Add 5 units per month for commercial garbage grinder.
h. Soft Drink Bottling Works: 1 additional service unit for up to each 700 cases per month after the first 2,000 cases.
i. Meat Packing Plant: 1 additional service unit for up to each 1,000 pounds of meat processed per month after first 4,000 pounds.
j. Poultry Processing: 1 additional service unit for up to each 20 pounds killed per day (dressed weight) after the first 200 pounds per day.
k. Day Nursery: 1 additional service unit for up to each 6 children after the first 10.
m. Swimming School: 1 additional service unit for up to each 3 toilets and/or showers after the first 3. (Does not include pool discharge.)
n. 1 additional service unit for up to each 3 persons after first 5.
o. Drug Store: 1 additional service unit for up to each 6 employees after first 5. Add 2 units for fountain.
p. Professional Building: 1 additional service unit per each tenant.
q. 1 additional service unit for up to each 6 occupants after the first 5.
* 25c per month additional for each bathroom over one.

JOS. SCARAMELLA
Chairman Board of Directors, Ukiah Valley Sanitation District.

Attest:
EDITH BECK
Secretary.
(Seal)

Passed and Adopted by the Board of Directors of Ukiah Valley Sanitation District, Mendocino County, California, at a meeting thereof held on the 16th day of December, 1958.

AYES, and in favor thereof, Directors: Poulos, Wagner and Scaramella.
NOES, Directors: None.
ABSENT, Directors: None.

JOS. SCARAMELLA
Chairman of said Board.

Attest:
EDITH BECK
Secretary.
(Seal)

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