ORDINANCE NO. 115 C

AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF RULES AND REGULATIONS CONCERNING DISTRICT SEWER SERVICE AND CHARGES. THE DISTRICT BOARD OF DIRECTORS OF THE CHESTER SANITARY DISTRICT DOES ORDAIN AS FOLLOWS:

SECTION 1: DEFINITIONS

(a) "Sewage" as referred to herein is defined as a combination of the liquid or water carried human waste conducted away from residences, business buildings, and institutions, which is known as domestic sewage, together with the liquid or water carried waste resulting from a manufacturing process employed in industrial establishments, including the washing, cleaning, or drain water from such process, which is known as industrial waste.

(b) "District" as used herein refers to the Chester Sanitary District, Plumas County, California.

(c) "District Manager" as used herein shall mean the duly authorized operations and administrative officer of the District Board.

(d) "District Engineer" as used herein shall mean the engineer designated by the District Board to represent the District regarding technical matters, or his duly authorized representative.

(e) "District Sewerage System" as used herein shall mean the system of conduits, pumps, treatment plants and structures used for the purpose of conveying from their source, treating in any manner, and conveying to final points of disposal all wastes of any nature permitted by this chapter to enter said system. Specifically included as integral parts of the system are all conduits of any nature forming a part of the general network of conduits or connected directly or indirectly to said network; all pumps, treatment plants and structures of any kind used in connection with the collection, treatment and disposal of the wastes handled by the system; and all appurtenances to any of the above, either physically of functionally connected therewith belonging to the District or being constructed for future dedication to the District.

(f) "Sanitary Sewers" shall mean those sewers which are designated to carry all waste matter permitted by this chapter to enter the system, other than surface drainage water.

(g) "Storm Sewers" shall mean those sewers which are designed to carry surface drainage water, roof drainage, subsurface drainage, and such other waters as are not permitted or required to be disposed of through the sanitary sewer system, in accordance with the provisions hereinafter set forth.

(h) "B.O.D." (denoting Biochemical Oxygen Demand), shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in 5 days at 20°C., expressed in parts per million by weight.

(i) "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage or other liquids; and which are removable by laboratory filtering in accordance with standard laboratory procedure.

(j) "Premises" shall be defined as a continuous tract of land, building or group of adjacent buildings under a single control with respect to use of water and responsibility for payment therefor. Subdivision of such use or responsibility shall constitute a division into separate premises as herein defined, except that where more than one dwelling or building for other use is being served through the same water service, in which case each of said dwellings shall constitute a separate premise and shall be subject to the same separate charges as if separate single family dwellings.

(k) "Sewer Lateral" shall be defined as that portion of the District owned sewerage system extending from the trunk sewer to the property line of the premises served.

(l) "Building Sewer" shall be defined as that portion of the drain piping located on the premises and extending from two feet outside the structure to the sewer lateral, which is constructed in accordance with the provisions of this Ordinance and the Uniform Plumbing Code.

(m) "Industrial Building Sewer" shall be defined as that portion of the drain piping located on the premises serving a commercial and/or industrial building, structure, or facility, and shall include all pipe, traps, separators, screens, holding tanks, or other facilities required by the District from the building, structure, or facility to the sewer lateral or trunk sewer.

SECTION 2: APPROVAL OF PLANS FOR DISTRICT SEWERAGE CONSTRUCTION AND INDUSTRIAL BUILDING SEWERS

No person, other than employees of the District or persons contracting to do work for the District shall construct or cause to be constructed, or alter or cause to be altered, any portion of the District sewerage system or any Industrial Building Sewer or other sewerage facility within the District where existing or proposed wastewater flows will discharge directly or indirectly to facilities of the District without first obtaining approval of sewerage construction plans from the District Manager.

The applicant shall submit to the District Manager for approval, construction plans and such specifications and other details as required to describe fully the proposed sewerage facility. The plans shall have been prepared under the supervision of and shall be signed by an engineer of suitable training registered in the State of California.

Plans for sewerage construction shall not be approved by the District Manager for any facility which will convey industrial wastewater unless the discharger has first obtained a District Permit for Industrial Wastewater Discharge.

Plans for sewerage construction shall be in accordance with District Standards and shall also meet all special design requirements established by the District Manager.

Inspection of all sewerage construction under this Section shall be made by personnel of the District in the manner described in Section 5.

An approval of plans for sewerage construction shall expire one year after date of approval unless construction has been initiated.

SECTION 3: PERMIT FOR CONNECTION TO A SEWER LATERAL OF THE DISTRICT

Any person desiring to connect a Building Sewer six (6) inches or smaller in diameter directly to a lateral of the District shall make written application to the District Manager on a District Sewer Connection Permit application form. The applicant shall complete the form and furnish such additional information as required by the District Manager to substantiate that the proposed work or use will comply with the provisions of this Ordinance.

A Sewer Connection Permit will not be issued for any sewer which will convey industrial wastewaters unless the discharger has first obtained a District Permit for Industrial Wastewater Discharge.

Sewers six inches or smaller in diameter to be attached directly to a sewer lateral shall be constructed in a manner and at the location specified by the District. Inspection of the Building Sewer or Industrial Building Sewer connected to a sewer lateral shall be made by personnel of the District in the manner described in Section 5.

A District Sewer Connection Permit shall expire 120 days after issuance.

SECTION 4: BACKFLOW PREVENTION DEVICES IN SEWER LATERALS

A backflow prevention device, such as a check valve, shall be installed in each building sewer lateral where the finish floor elevation of the building (or basement having plumbing fixtures) is lower than one foot above the top elevation of the nearest manhole or rodhole upstream of the sewer lateral. Such backflow prevention device shall be installed by each respective property owner at his own cost and expense.

SECTION 5: INSPECTION OF CONSTRUCTION

All Building Sewers to be attached to a sewer lateral shall be inspected by personnel of the District during construction. At least 48 hours prior to cutting into a District lateral, the District shall be notified.

Sewerage facilities which will not be directly connected to a District sewer will not be inspected routinely by the District during construction. Upon completion of construction and prior to removal of the downstream bulkhead and upon receiving 48 hours notice, the District will inspect the work to determine if it has been constructed in a satisfactory manner in accordance with the Uniform Plumbing Code and to determine if all facilities are cleaned of construction debris that could be flushed into the District's sewers.

No wastewater shall be discharged into any sewerage facility tributary to a District's facility prior to obtaining inspection and approval of sewerage construction by the District.

The District Engineer, District Manager, or any other District employees bearing proper credentials, shall have the right to enter upon premises drained by any sewer lateral or connected with any public sewer at all reasonable hours to ascertain whether the provisions of the ordinances of the District relative to sewerage have been complied with. If said sewer, or its attachments, are in conflict with the provisions of any law or ordinance in regard

thereto, the owner of said premises or his agent, shall be notified and said owner shall cause said sewer or its attachments to be so altered, repaired or reconstructed as to make them conform to the requirements of the laws and ordinances within fifteen (15) days from the time of receipt of such notice. Notice shall be given either by personal service or by deposit in the U. S. Post Office at Chester, Plumas County, California, postage prepaid, and addressed to the Owner of Record on the last equalized assessment roll of the County Assessor of the County of Plumas, State of California.

SECTION 6: PLAN APPROVALS AND PERMITS NOT TRANSFERABLE

Approval of plans for District Sewerage System construction or Industrial Building Sewer construction, and Sewer Connection Permits are not transferable from one person to another person or from one location to another location.

SECTION 7: DISCHARGE OF RAINWATER OR UNCONTAMINATED WATER PROHIBITED

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

SECTION 8: INDUSTRIAL WASTEWATER DISCHARGES PROHIBITED

No industrial wastewaters shall be discharged to a sewer lateral or to a sewer discharging directly or indirectly to a trunk sewer until a Permit for Industrial Wastewater Discharge has been approved by the District.

SECTION 9: IMPROPER USE OF CONNECTED SEWERS

The District hereby reserves the right to inspect any existing lateral or collecting sewers that discharge wastewater directly or indirectly to trunk sewers. If it is found that such lateral or collecting sewers are improperly used or improperly maintained, thereby causing discharge of septic wastewater, excessive groundwater, debris or any other objectionable substance to the District's sewers, the District Manager will give notice of the unsatisfactory condition to the offending discharger and the Plumas County Health Department.

In cases of continued noncompliance with the District's directive, the District may disconnect the offending sewer from the District's sewerage system.

SECTION 10: EXCESSIVE SEWER MAINTENANCE EXPENSE

No person shall discharge or cause to be discharged to any portion of the District Sewerage System, either directly or indirectly, any waste that creates a stoppage, plugging, breakage, any reduction in sewer capacity or any other damage to sewers or sewerage facilities of the District. Any excessive sewer or sewerage maintenance expenses or any other expenses attributable thereto will be charged to the offending discharger by the District.

Any refusal to pay excessive maintenance expenses duly authorized by the District Manager shall constitute a violation of this Ordinance.

SECTION 11: PERMIT FOR INDUSTRIAL WASTEWATER DISCHARGE

No person shall discharge or cause to be discharged any industrial wastewaters directly or indirectly to sewerage facilities owned by the District without first obtaining a District Permit for Industrial Wastewater Discharge.

The Permit for Industrial Wastewater Discharge may require pretreatment of industrial wastewaters before discharge, restriction of peak flow discharges, discharge of certain wastewaters only to specified sewers of the District, relocation of point of discharge, prohibition of discharge of certain wastewater components, restriction of discharge of certain wastewater components, restriction of discharge to certain hours of the day, payment of additional charges to defray increased costs of the District created by the wastewater discharge and such other conditions as may be required to effectuate the purpose of this Ordinance.

No District Permit for Industrial Wastewater Discharge is transferable without the prior written consent of the District Manager.

No person shall discharge industrial wastewaters in excess of the quantity or quality limitations set by the Permit for Industrial Wastewater Discharge. Any person desiring to discharge wastewaters or use facilities which are not in conformance with the Industrial Wastewater Permit should apply to the District for an amended Permit.

SECTION 12: PROCEDURE FOR OBTAINING A DISTRICT PERMIT FOR INDUSTRIAL WASTEWATER DISCHARGE

Applicants for a Permit for Industrial Wastewater Discharge shall complete a District Application form available from the District office.

The District may require additional information on the characteristics of the wastewater discharge beyond that required on the application form.

Upon receipt of all required information, the application shall be processed and, upon approval, be signed by representatives of the District and one copy returned to the applicant. When properly signed, the application form shall constitute a valid Permit for Industrial Wastewater Discharge.

The application shall be approved if the applicant has complied with all applicable requirements of this Ordinance and furnished to the District all requested information and if the District Manager determines that there is adequate capacity in the District's facilities to convey, treat and dispose of the wastewaters.

SECTION 13: CHANGE OF INDUSTRIAL WASTEWATER PERMIT RESTRICTIONS

The District may change the restrictions or conditions of a Permit for Industrial Wastewater Discharge from time to time as circumstances may require. The District shall allow an industrial discharger a reasonable period of time to comply with any changes in the Industrial Wastewater Permit required by the District.

SECTION 14: SUSPENSION OF PERMIT FOR INDUSTRIAL WASTEWATER DISCHARGE

The District Manager may suspend a Permit for Industrial Wastewater Discharge for a period of not to exceed 45 days when such

suspension is necessary in order to stop a discharge which presents an imminent hazard to the public health, safety, or welfare, to the local environment or to the District's sewerage system.

Any discharger notified of a suspension of his Industrial Wastewater Permit shall immediately cease and desist the discharge of all industrial wastewater to the sewerage system. In the event of a failure of the discharger to comply voluntarily with the suspension order, the District Manager shall take such steps as are reasonably necessary to insure compliance.

Any suspended discharger may file with the District Manager a request for Board hearing, in which event the Board of Directors of the District shall meet within 14 days of the receipt by the District Manager of such a request. The Board shall hold a hearing on the suspension and shall either confirm or revoke the action of the District Manager. Reasonable notice of the hearing shall be given to the suspended discharger. At this hearing the suspended discharger may appear personally or through counsel, cross-examine witnesses, and present evidence in his own behalf.

In the event that the Board fails to meet within the time set forth above or fails to make a determination within a reasonable time after the close of the hearing, the order of suspension shall be stayed until a determination is made either confirming or revoking the action of the District Manager.

The District Manager shall reinstate the Industrial Wastewater Permit upon proof of satisfactory compliance with all discharge requirements of the District.

SECTION 15: REVOCATION OF PERMIT FOR INDUSTRIAL WASTEWATER DISCHARGE

The Board of Directors of the District may revoke a Permit for Industrial Wastewater Discharge upon a finding that the discharger has violated any provision of this Ordinance. No revocation shall be ordered until a hearing on the question has been held by the Board of Directors. At this hearing, the discharger may appear personally or through counsel, cross-examine witnesses and present evidence in his own behalf. Notice of the hearing shall be given to the discharger at least fifteen days prior to the date of hearing.

Any discharger whose Industrial Wastewater Permit has been revoked shall immediately stop all discharge of any liquid carried wastes covered by the Permit to any public sewer that is tributary to a sewer or sewerage system of the District. The District Manager may disconnect or permanently block from such public sewer the industrial sewer connection of any discharger whose Permit has been revoked if such action is necessary to insure compliance with the order of revocation.

Before any further discharge of industrial wastewater may be made by the discharger, he must apply for a new District Permit for Industrial Wastewater Discharge, pay all charges that would be required upon initial application together with all delinquent fees, charges and penalties and such other sums as the discharger may owe to the District. Costs incurred by the District in revoking the Permit and disconnecting the industrial sewer connection shall be paid for by the discharger before issuance of a new Permit for Industrial Wastewater Discharge.

SECTION 16: PROHIBITED WASTE DISCHARGES

In most cases, the concentration or amount of any particular constituent which will be judged to be excessive or unreasonable cannot be foreseen, but will depend on the result of technical determinations and the actions of regulatory agencies. The list of constituents which may be regulated provides specific limits only where they are not reasonably well established.

The other constituents in the list are presented with the objective of enumerating the types of wastes which will be regulated from time to time.

Except as provided in Section 17, no person shall discharge or cause to be discharged to a public sewer, which directly or indirectly connects to the District's sewerage systems, unless specifically authorized in writing by the District Manager, the following wastes:
A. Any gasoline, benzene, naptha, solvent, fuel oil or any liquid, solid or gas that would cause or tend to cause flammable or explosive conditions to result in the sewerage system.

B. Any waste containing toxic or poisonous solids, liquids, or gases in such quantities, that, alone or in combination with other waste substances, may create a hazard for humans, animals or the local environment, interfere detrimentally with wastewater treatment processes, cause a public nuisance, or cause any hazardous condition to occur in the sewerage system.

C. Any waste having a pH lower than 6.0 or having any corrosive or detrimental characteristic that may cause injury to wastewater treatment or maintenance personnel or may cause damage to structures, equipment or other physical facilities of the sewerage system.

D. Any solids or viscous substances of such size or in such quantity that they cause obstruction to flow in the sewer or be detrimental to proper wastewater treatment plant operations. These objectionable substances include, but are not limited to, asphalt, dead animals, offal, ashes, sand, mud, straw, industrial process shavings, metal, glass, rags, feathers, tar, plastics, wood, whole blood, paunch manure, bones, hair and fleshings, entrails, paper dishes, paper cups, milk containers, or other similar paper products either whole or ground.

E. Any rainwater, storm water, groundwater, street drainage, subsurface drainage, roof drainage, yard drainage, water from yard fountains, ponds or lawn sprays or any other uncontaminated water.

F. Any water added for the purpose of diluting wastes which would otherwise exceed applicable maximum concentration limitations.

G. Any nonbiodegradable cutting oils, commonly called soluble oil, which form persistent water emulsions.

H. Any concentration of nonbiodegradable oil, petroleum oil or refined petroleum products.

I. Any dispersed biodegradable oils and fats, such as lard, tallow or vegetable oil in excessive concentrations that would tend to cause adverse effects on the sewerage system.

J. Any waste with an excessively high concentration of cyanide.

J. Any waste with an excessively high concentration of cyanide.

K. Any unreasonably large amounts of undissolved or dissolved solids.

L. Any wastes with excessively high BOD, COD or decomposable organic content.

M. Any strongly odorous waste or waste tending to create odors.

N. Any wastes containing over 0.1 milligram/liter of dissolved sulfides.

O. Any wastes with a pH high enough to cause alkaline incrustations on sewer walls.

P. Any substance promoting or causing the promotion of toxic gases.

Q. Any waste having a temperature of 120°F or higher.

R. Any wastes requiring an excessive quantity of chlorine or other chemical compound used for disinfection purposes.

S. Any excessive amounts of chlorinated hydrocarbon or organic phosphorus type compounds.

T. Any excessive amounts of deionized water, steam condensate or distilled water.

U. Any waste containing substances that may precipitate, solidify or become viscous at temperatures between 50°F and 100°F.

V. Any waste producing excessive discoloration of wastewater or treatment plant effluent.

W. Any wastes containing excessive quantities of iron, boron, chromium, phenols, plastic resins, copper, nickel, zinc, lead, mercury, cadmium, selenium, arsenic or any other objectionable materials toxic to humans, animals, the local environment or to biologic or other wastewater treatment processes.

X. Any blow-down or bleed water from cooling towers or other evaporative coolers exceeding one-third of the makeup water.

Y. Any single pass cooling water.

Z. Any excessive quantities of radioactive material wastes.

AA. Recognizable portions of the human anatomy.

BB. Septage, septic tank effluent, or vault toilet wastes.

No person shall discharge or cause to be discharged to any public sewer which directly or indirectly connects to the District's sewerage system any wastes, or in the opinion of the District Manager such wastes may have an adverse or harmful effect on sewers, maintenance personnel, wastewater treatment plant personnel or equipment, public or private property, or may otherwise endanger the public, the local environment, or create a public nuisance. The District Manager, in determining the acceptability of specific wastes, shall consider the nature of the waste and the adequacy and nature of the collection, treatment and disposal system available to accept the waste.

The District Manager shall from time to time prepare a list of the maximum permissible quantities or concentrations of certain constituents in industrial wastewater flows and otherwise issue detailed directions for meeting the requirements of this section.

SECTION 17 - HOSPITAL WASTES:

Hospitals, clinics, offices of medical doctors, and convalescent homes:

A. May discharge, through a District approved grinder installation with inlet size and design features suitable for its intended use and so constructed that all particles pass through a maximum 3/8-inch opening, wastes of the following categories:

1. Wet organic kitchen wastes from food preparation and disposal but excluding all paper and plastic items.

2. Disposable hypodermic needles, syringes and associated articles following their use.

3. Infectious wastes, defined as:

   (a) Laboratory and surgical operating room wastes except as excluded in (B) (2) below.

   (b) Wastes from outpatient areas and emergency rooms similar to those included in (a) above.

   (c) Equipment, instruments, utensils and other materials of a disposable nature that may harbor or transmit pathogenic organisms and that are used in the rooms of patients having a suspected or diagnosed communicable disease which by the nature of the disease is required to be isolated by Public Health Agencies.

B. Shall not discharge to the sewer by any means:

1. Solid wastes, except those permitted in (A) above.

2. Recognizable portions of the human anatomy.

3. Wastes excluded by other provisions of this Ordinance except as specifically permitted in (A) above.

Nothing in this section shall be construed to limit the authority of the Health Officer of Plumas County to define wastes as being infectious and, with the concurrence of the District Manager of the District, to require that they be discharged to the sewer.

SECTION 18: CONNECTION CHARGES, MONTHLY CHARGES AND RATES

Pursuant to the provisions of Chapter 2, Part 5, Division 3, of the Government Code and Article 2, Chapter 6, Part 1, Division 2 of the Government Code of the State of California:

A. SEWER CONNECTION CHARGE. The District shall upon receipt of an application for connection to the District Sewerage System,

A. SEWER CONNECTION CHARGE. The District shall upon receipt of an application for connection to the District Sewerage System, require deposit of a connection fee to pay for available capacity in the District's collection and treatment facilities. Such fee shall be refunded if the application is not approved; however, the District

may, at the time of application, require payment of fees for engineering, inspection or related costs and services, which shall not be refundable.

B. MONTHLY USER FEES.

(1) The District, from time to time, shall set monthly user fees for services to or available to premises connected to the District Sewerage System.

(2) The District may require deposits or prepayments of charges in an amount not exceeding one year's charges either from persons receiving service and using the facilities of the District or from the owners of property in which or in connection with which said services and facilities are to be used.

(3) PENALTY. The District may provide a penalty for non-payment of charges within the time and in the manner prescribed by it.

SECTION 19: LIENS FOR DELINQUENT CHARGES AND PENALTIES

Pursuant to provisions of Article 2, Chapter 6, Part I, Division 2 of the Government Code of the State of California:

The District may place a lien upon the real property served for all delinquent fees or charges and all penalties, but only after adoption of any fees or charges at a properly noticed Public Hearing.

Such remedy, if adopted, shall be considered cumulative and may be pursued alternately to any other available remedy or may be used consecutively if the District so decides.

SECTION 20: CONNECTIONS MANDATORY

All buildings existing within the District's boundary at the time of passage of this ordinance within 200 feet from connection with the sewer system and all buildings hereafter constructed which are or may be used by human beings and in which any sewage is or may be produced, shall be connected with the sewer system within no more than ninety (90) days from the time when such connections can be made.

The District hereby declares that further maintenance or use of septic tanks or other means of local sewage disposal constitute a public nuisance.

SECTION 21 - MALICIOUS DAMAGE TO DISTRICT'S FACILITIES

Any unauthorized entering, breaking, damaging, destroying, uncovering, defacing or tampering with any structure, equipment or appurtenance which is a part of the District's Sewerage Systems shall be a violation of this Ordinance.

Further, violation of any regulation, rule or ordinance, set forth herein is hereby declared a misdemeanor.

SECTION 22: SEVERABILITY

If any provisions of this Ordinance or the application thereof to any person or circumstances is held invalid, no other provision of this Ordinance shall be affected thereby.

SECTION 23: AMENDMENTS

This Ordinance or any part thereof may be amended from time to time at any regular meeting of the Board of Directors or at any Special Meeting called for that purpose.

SECTION 24: EFFECTIVE DATE OF ORDINANCE

This Ordinance shall be in full force and effect on _____.

Passed and adopted by the Board of the Chester Sanitary District at its ~~Special~~ meeting this 23rd day of June, 19 81. By the following vote

AYES: BOONE, NEWMAN, BROCK, SPENCER
NOES: NONE
ABSENT: WOODHALL
ABSTAINING: NONE

Richard L. Boone
CHAIRMAN OF THE BOARD

COUNTERSIGNED:
Imogene Newman
Secretary