



# County of Santa Cruz

## DEPARTMENT OF PUBLIC WORKS

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JOHN J. PRESLEIGH  
DIRECTOR OF PUBLIC WORKS

**AGENDA: AUGUST 23, 2011**

August 11, 2011

SANTA CRUZ COUNTY BOARD OF SUPERVISORS

701 Ocean Street

Santa Cruz, California 95060

**SUBJECT: ORDINANCE ADDING CHAPTER 7.39 OF THE SANTA CRUZ COUNTY CODE REGARDING REQUIREMENTS, CONSTRUCTION, USE, PERMITS, FEES AND REGULATION OF PUBLIC SEWERS FOR SANITATION COUNTY SERVICE AREAS**

Members of the Board:

The State Water Resources Control Board adopted Statewide General Waste Discharge Requirements (WDRs) for Sanitary Sewer Systems in its Water Quality Order No. 2006-0003 (Sanitary Sewer Systems WDR) of May 2, 2006. The WDRs require public agencies that own or operate sanitary sewer systems (in this case Sanitation County Service Areas) to develop and implement a Sewer System Management Plan (SSMP) and report all sanitary sewer overflows to the State. The Santa Cruz County Sanitation District's (SCCSD) SSMP was prepared by Larson Consulting, with input from SCCSD staff, and was adopted by the SCCSD's Board of Directors on June 11, 2009. The Freedom County Sanitation District, Davenport County Sanitation District, and Sanitation County Service Areas were also included in the plan as a cost saving measure.

Minor modifications to the SSMP have been made so that it may be adopted by your Board for County use. However, the SSMP must reflect the local agency's clear regulatory and enforcement authority to maintain and manage public sanitary sewers, and the County Code currently does not provide this authority. In addition, because the County is now required by the State to respond to all sanitary sewer overflows that have the potential to enter a water body, the modifications to the County code will allow the County to regulate all sewer systems that discharge to a municipal system in order to prevent such overflows. Therefore, prior to your Board's approval of the SSMP, it is necessary that your Board adopt an ordinance that adds Chapter 7.39 to the Santa Cruz County Code that will provide regulatory and enforcement authority.

Appropriate regulatory and enforcement authority is found in the SCCSD Code, Title 5 (Fees and Charges) and Title 7 (Sewers). A copy of these provisions is attached for your information. These provisions can be added to the County Code by reference; "adoption by reference" is a common practice at both the State and local level, and is already used in the County's adoption of Building, Fire, and Plumbing codes from other sources. Therefore, it is recommended that the County adopt by reference the definitions and technical requirements set forth in the SCCSD's Code Title 7 Sewers and Title 5 Fees and Charges.

Attached for your information is a copy of the proposed ordinance. In order to adopt this ordinance, your Board must first hold a public hearing to consider its adoption. Once the proposed ordinance has been adopted, we will return to your Board for approval of the SSMP. Also on today's agenda are letters to the Davenport County Sanitation District Board of Directors (DCSD) and Freedom County Sanitation District (FCSD) Board of Directors requesting the scheduling of a public hearing to consider adoption of ordinances amending or adding sections to DCSD and FCSD code.

It is therefore recommended that the Board of Supervisors take the following actions:

1. Schedule a public hearing for September 20, 2011, to consider adoption of an ordinance adding Chapter 7.39 of the Santa Cruz County Code regarding requirement, construction, use, permits, fees, and regulation of public sewers.
2. Approve the attached notice of public hearing, and direct the Clerk of the Board to publish the notice one a week for two weeks prior to the hearing in a newspaper of general circulation.

Yours truly,

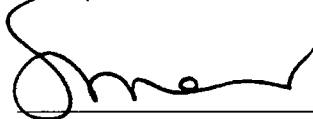


JOHN J. PRESLEIGH  
Director of Public Works

JJP:JES:rw

Attachments

RECOMMENDED FOR APPROVAL:



County Administrative Officer

Copy to: Public Works

ORDINANCE ADDING CHAPTER 7.39  
TO THE SANTA CRUZ COUNTY CODE  
REGARDING REQUIREMENTS, CONSTRUCTION, USE,  
PERMITS, FEES, AND REGULATION OF PUBLIC SEWERS

The Board of Supervisors of the County of Santa Cruz ordains as follows:

SECTION I

The Santa Cruz County Code is hereby amended by adding Chapter 7.39 to read as follows:

PUBLIC SEWERS

Sections:

7.39.010 Territory

7.39.020 Ordinances Adopted by Reference

7.39.030 Payment of Connection Fees

7.39.010 Territory.

This chapter shall apply in all unincorporated territory within the County of Santa Cruz served by public sewer.

7.39.020 Ordinances Adopted by Reference.

A. The following ordinances, and any appendix or portion thereof that have been adopted by the Santa Cruz County Sanitation District, are hereby adopted and made a portion of this chapter by reference. Except as otherwise specifically provided in this chapter, each and every provision, section, table, diagram, illustration, figure, phrase, and paragraph thereof are hereby adopted in the same manner as though set forth in full. Two copies of the ordinances adopted by reference shall be maintained on file in the office of the Clerk of the Board of Supervisors for use and examination by the public. As to all the ordinances adopted by reference:

1. References to the governmental entity "Santa Cruz County Sanitation District" or "District" or "district" shall be construed as referring to the County of Santa Cruz.
2. References to the territory within the Santa Cruz County Sanitation District shall be construed as referring to that portion of the County of Santa Cruz described in Section 7.39.010 of this Code.

3. References to "Board" or "Board of Directors of the Santa Cruz County Sanitation District" shall be construed as referring to the Board of Supervisors of the County of Santa Cruz.
  4. References to "District Engineer" shall be construed as referring to the Director of Public Works of the County of Santa Cruz.
  5. References to "Secretary" or "Secretary of the Board" shall be construed as referring to the Clerk of the Board of Supervisors of the County of Santa Cruz.
- B. Sections 5.04.440 through 5.04.490 of the Santa Cruz County Sanitation District Code, inclusive.
- C. Title 7 of the Santa Cruz County Sanitation District Code, including those appendices or portions thereof specifically adopted by a State agency or specifically adopted by the ordinance codified in these sections, but excluding other appendices, except as set forth in this section.
1. Subsection A of Section 7.04.010 is amended to read as follows: Short Title. This chapter may be cited as the "Santa Cruz County Sewer Regulation Ordinance."
  2. References in subsection C.1 of Section 7.04.520 to "Chapter 7.08" shall be construed as referring to the authority of the County of Santa Cruz to abate nuisance under State law or County ordinance.
  3. Section 7.04.530.C is amended to read as follows:
    - a. Violation – Misdemeanor. Any person who intentionally violates or who violates any provision of this chapter or any regulations of the County is guilty of a misdemeanor and shall be punishable by a fine not-to-exceed \$1,000, imprisonment not-to-exceed 30 days, or both. Civil penalties for violations of Article II of this chapter shall not be less than \$1,000 per day for each day that an industrial user is in violation of the County's pretreatment program. Fines assessed by any judgment made by the County as a result of noncompliance with County standards and discharge limits shall be paid to the County within 15 days of the date of the assessment.
  4. Section 7.04.670 is hereby deleted.
  5. Section 7.04.671 is hereby deleted.
  6. Subsection A of Section 7.08.010 is amended to read as follows: Short Title. This chapter may be cited as the "Santa Cruz County Sewer Nuisance Abatement Ordinance."

7. Section 7.08.030 is amended to read as follows: Applicable regulations generally. Such systems shall comply with all other provisions of Title 7 of the Santa Cruz County Code governing sewers, and such other regulations that may be adopted by the Board.

7.39.030 Payment of Connection Fees.

- A. Payment Due. Except as outlined in this section, connection charges shall be due and payable at the time necessary building permits are obtained, or where no building permit is required prior to actual connection to the County facilities. For mobile home parks, connection charges shall be paid prior to the time of the first connection of a mobile home space, for the total number of mobile home spaces permitted by the terms of the use permit for the mobile home park. The charge to be paid is the charge that is applicable at the time that the charge is paid and the permit obtained.
- B. Hardship Cases. Where failing septic tank systems are certified as a health hazard and nuisance condition by the County Health Officer, and such sewer connection charges and other related fees are required by the County in order to allow the connection, property owners may plead the payment of connection or the County fees creates a hardship. In hardship cases, staff shall evaluate the request for hardship exemption. All hardship applicants must initially apply for financial assistance for payment of the County fees to a lending institution and be rejected by that lending institution.
- C. Installment Payments. In hardship cases, sewer connection charges and other related fees required by the County in order to allow the connection, may be paid in installments over a 15-year period as provided by Section 5474 of Health and Safety Code of the State of California. Said installment payments will be added to the County's sewer service charges for the connection and collected therewith along with the interest charges to be paid on the unpaid balance of such fees to be figured at eight percent per year, and that the amount of such fees or charges and interest thereon shall constitute a lien against the respective lots of parcels of land to which the facilities are connected at the time and in the manner specified in Sections 5473.5 and 5473.8 of the Health and Safety Code.
- D. Appeal to Board of Supervisors. In those cases denied hardship status by the Director of Public Works, the applicant may appeal the decision within 10 days to the Board of Supervisors, whose vote shall be final.

SECTION II

This ordinance shall take effect and be operative on the 31st day after the date of final passage.

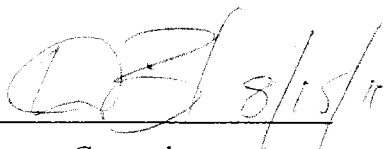
PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2011, by the Board of Supervisors of the County of Santa Cruz by the following vote:

AYES:           SUPERVISORS  
 NOES:           SUPERVISORS  
 ABSENT:       SUPERVISORS  
 ABSTAIN:      SUPERVISORS

\_\_\_\_\_  
 Chairperson, Board of Supervisors

Attest: \_\_\_\_\_  
 Clerk of the Board

APPROVED AS TO FORM:

  
 \_\_\_\_\_  
 County Counsel

ORDINANCE ADDING CHAPTER 7.39  
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  3. Section 7.04.530.C is amended to read as follows:
    - a. Violation – Misdemeanor. Any person who intentionally violates or who violates any provision of this chapter or any regulations of the County is guilty of a misdemeanor and shall be punishable by a fine not-to-exceed \$1,000, imprisonment not-to-exceed 30 days, or both. Civil penalties for violations of Article II of this chapter shall not be less than \$1,000 per day for each day that an industrial user is in violation of the County's pretreatment program. Fines assessed by any judgment made by the County as a result of noncompliance with County standards and discharge limits shall be paid to the County within 15 days of the date of the assessment.
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- A. **Payment Due.** Except as outlined in this section, connection charges shall be due and payable at the time necessary building permits are obtained, or where no building permit is required prior to actual connection to the County facilities. For mobile home parks, connection charges shall be paid prior to the time of the first connection of a mobile home space, for the total number of mobile home spaces permitted by the terms of the use permit for the mobile home park. The charge to be paid is the charge that is applicable at the time that the charge is paid and the permit obtained.
- B. **Hardship Cases.** Where failing septic tank systems are certified as a health hazard and nuisance condition by the County Health Officer, and such sewer connection charges and other related fees are required by the County in order to allow the connection, property owners may plead the payment of connection or the County fees creates a hardship. In hardship cases, staff shall evaluate the request for hardship exemption. All hardship applicants must initially apply for financial assistance for payment of the County fees to a lending institution and be rejected by that lending institution.
- C. **Installment Payments.** In hardship cases, sewer connection charges and other related fees required by the County in order to allow the connection may be paid in installments over a 15-year period as provided by Section 5474 of Health and Safety Code of the State of California. Said installment payments will be added to the County's sewer service charges for the connection and collected therewith along with the interest charges to be paid on the unpaid balance of such fees to be figured at eight percent per year, and that the amount of such fees or charges and interest thereon shall constitute a lien against the respective lots of parcels of land to which the facilities are connected at the time and in the manner specified in Sections 5473.5 and 5473.8 of the Health and Safety Code.
- D. **Appeal to Board of Supervisors.** In those cases denied hardship status by the Director of Public Works, the applicant may appeal the decision within 10 days to the Board of Supervisors, whose vote shall be final.

SECTION II

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PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2011, by the Board of Supervisors of the County of Santa Cruz by the following vote:

AYES:           SUPERVISORS  
 NOES:           SUPERVISORS  
 ABSENT:       SUPERVISORS  
 ABSTAIN:      SUPERVISORS

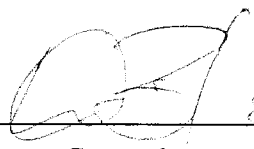
\_\_\_\_\_

Chairperson, Board of Supervisors

Attest: \_\_\_\_\_

Clerk of the Board

APPROVED AS TO FORM:

 8/15/11

\_\_\_\_\_  
County Counsel

Title 5FEES AND CHARGESChapters:

- 5.04 Sewer Service and Connection Charges  
5.08 Special Assessment Connection Charges

Chapter 5.04SEWER SERVICE AND CONNECTION CHARGESSections:

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 5.04.030 Definitions.  
 5.04.040 Appeals.  
 5.04.045 Sewer service charge appeal.  
 5.04.050 Payment under protest.  
 5.04.060 Use of proceeds--Restriction.

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 5.04.090 Expanded facilities.  
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- 5.04.450 Lien for delinquent charges.
- 5.04.460 Collection by suit.
- 5.04.470 Disconnection.
- 5.04.480 Abatement.
- 5.04.490 Additional remedies.

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## ARTICLE I. GENERAL PROVISIONS

5.04.010 Title. The ordinance codified in this chapter may be cited as the "Santa Cruz Sanitation District Sewer Charge Ordinance." (Ord. 4 §1.11, 1973)

5.04.020 Purpose--Authority. The ordinance codified in this chapter is adopted pursuant to the authority of Article 7 (commencing with Section 5040) of Chapter 5 and Section 5470 through and including Section 5473.11 of Article 4 of Chapter 6, of Part 3, Division 5 of the Health and Safety Code of the state of California for the purpose of establishing, prescribing and fixing charges for services and facilities furnished by the district and charges for the privilege of connecting to the sewage facilities of the

district. In addition, this chapter establishes procedures for the collection of charges, and prescribes penalties and remedies. (Ord. 4 §1.2, 1973)

5.04.030 Definitions. Unless the context otherwise indicates, the following words and phrases shall, for the purposes of this chapter, have the meanings respectively ascribed to them by this section:

"Board" means the board of directors of the district.

"Charges" includes fees, tolls, rates and rentals.

"Commercial facility" means any structure, premises, parcel, facility or recreational vehicle park which is not a residential facility, an industrial facility or a school.

"District" means the Santa Cruz County sanitation district.

"District engineer" means the director of the department of public works of the county of Santa Cruz or any person designated by the board.

"Industrial facility" means any structure, premises or facility used for manufacturing, processing or other industrial purposes.

"Residential facility" means:

1. Any single-family residence or other detached structure designed for occupancy by one family;
2. Any habitation unit or room or suite of rooms designed for occupancy by one family in a duplex, townhouse, condominium, apartment house, or other multiple dwelling unit; and
3. Any separate space of a mobile home park or trailer court.

"Secretary" means the secretary of the district.

"Sewer service charge" means a charge for services or facilities furnished by district in connection with its work including charges for the use and maintenance of the district works.

Water Use, Historical. "Historical water use" means any past water usage measurement or calculation resulting in a record of payment of connection fees that are on file with the district.

"Works" includes sewage treatment plants, intercepting and collecting sewers, outfall sewers, force mains, pumping stations, ejector stations and all other appurtenances necessary, useful or convenient for the treatment, purification or disposal of sewage. (Ord. 98 §1, 2000; Ord. 40 §1(part), 1983; Ord. 4 §1.3, 1973)

5.04.040 Appeals. In the event that any person is dissatisfied with any determination made by the district engineer under this chapter, appeal therefrom may be taken within fifteen days after receipt of information concerning such determination from the district engineer by filing written notice of appeal, stating the grounds thereof, with the board. (Ord. 4 §1.4, 1973)

5.04.045--5.04.080

5.04.045 Sewer service charge appeal. In the event that any commercial or industrial discharger feels that its wastewater characteristics are of a level of concentration less than those established by the district, that discharger may appeal to the district. Such appeal shall be in writing accompanied by Form 5.04.045 and a one-hundred-dollar application fee. (Ord. 73 §1, 1992)

5.04.050 Payment under protest. Any person may pay the charges established in this chapter under protest and bring an action against the board in the superior court to recover any money which the board refuses to refund. Payments made and actions brought under this section, shall be made and brought in the manner provided for the payment of taxes under protest and actions for refund thereof in Article 2, Chapter 5, Part 9, Division 1 of the Revenue and Taxation Code insofar as those provisions are applicable. (Ord. 4 §1.5, 1973)

5.04.060 Use of proceeds--Restriction. Revenues derived under the provisions of this chapter shall be used only for the acquisition, construction, reconstruction, maintenance and operation of the works of the district, to repay principal and interest on bonds issued for the construction or reconstruction of such works, including revenue bonds issued pursuant to Chapter 5 (commencing with Section 4950) of Part 3, Division 5 of the Health and Safety Code, and to repay federal or state loans or advances made to the district for the construction or reconstruction of works; provided, however, that such revenue shall not be used for the acquisition or construction of new local street sewers or laterals as distinguished from main trunk, interceptor and outfall sewers. (Ord. 4 §1.6, 1973)

## ARTICLE II. CONNECTION CHARGES

5.04.070 Establishment. Sewer connection charges are established in the amounts set forth in this article for the privilege of connecting to the district works. (Ord. 4 §2.1, 1973)

5.04.080 New facilities. The amount of the connection charge shall be determined in accordance with the following schedule:

A. For each new residential facility, other than senior housing, including new facilities added to existing multiple dwellings, three thousand dollars, plus one hundred sixty-five dollars per fixture unit, where the number of fixture units exceeds eighteen, as determined and defined under the 1997 Uniform Plumbing Code, Table 7-3.

B. 1. For any sewer connection permits issued on or after Monday, July 27, 1987, for each new senior residential facility, specifically constructed for low-income senior citizens, and for those particular affordable housing units specifically constructed for ownership by below-average-income households (as qualified on a case-by-case basis by the board of directors) within those categories as defined by the county planning department, twenty-five percent of the base charge described in subsection A of this section, plus one hundred sixty-five dollars per fixture unit, where the number of fixture units exceeds twelve, as determined and defined under the 1997 Uniform Plumbing Code, Table 7-3. Any such senior or below-average affordable residential facilities beyond seventy-five units per year would be subject to further review and approval by the board of directors.

2. The board has the authority to issue an interest-free loan, on such terms and conditions it deems reasonable, to the owners of affordable rental housing projects, provided that a condition of such loan include a provision that the loan is paid back in full if the project is refinanced or sold to a third party before the loan is paid in full to the district. The board may elect to record a deed of trust with the county recorder's office as a lien against the property.

C. For each new commercial and industrial facility or parcel, twelve dollars multiplied by the estimated number of gallons of sewage discharged per day of average daily flow; provided, however, that the connection charge shall be not less than three thousand dollars; and provided further, that in the case of industrial facilities or parcels, in the event that the quality of waste discharge by an industrial facility or parcel is of such a character that it will impose a more than normal maintenance and operation burden on the district works, the amount of the connection charge beyond the above base charges for such industrial facility or parcel shall be determined by the board.

D. For each residential swimming pool or spa, two hundred dollars where "residential" is defined as not more than four dwelling units. For each commercial or multi-residential swimming pool, six hundred dollars where "multiresidential" is defined as five or more dwelling units.

E. For each residential or commercial facility which existed within the district prior to October 3, 1972, fifty percent of the normal fee. (Ord. 98 \$2, 2000; Ord. 74 \$1, 1992; Ord. 59 \$1, 1987; Ord. 58 \$1(part), 1987; Ord. 56 \$1, 1987; Ord 53 \$1, 1986; Ord. 52 \$1(part), 1986; Ord. 47 \$1, 1984; Ord. 32 \$1(part), 1981; Ord. 18 \$1(part), 1977; Ord. 4 \$2.2, 1973)



5.04.090 Expanded facilities. The connection charges for additions to existing residential facility or parcels shall be one hundred sixty-five dollars per additional fixture unit and applied to the sum of existing and proposed fixture units in excess of eighteen fixture units in general, or twelve fixture units for senior housing connected under the terms of this chapter. The connection charge for expansion for use by existing commercial or industrial facilities or parcels shall be twelve dollars per additional gallon per day discharge with no minimum charge. (Ord. 98 §3, 2000: Ord. 58 §1(part), 1987: Ord. 52 §1(part), 1986: Ord. 32 §1(part), 1981: Ord. 18 §1(part), 1977: Ord. 4 §2.3, 1973)

5.04.100 Flow rate determination. The district engineer shall determine flow rates to be applied to each facility under this article based on the Uniform Plumbing Code or flow data provided by the owner of the facility and acceptable to the district engineer. Historical water use shall be credited in cases where permits or records indicate that a certain amount of gallons per day has been previously paid. Such credit shall be applied to the parcel and percentages of that credit (in cases of tenant improvements, etc.) shall be divided according to the district's most recent portioning of the building or as submitted by the parcel owner and acceptable to the district. In each case such credit and flows shall be calculated in accordance with the district's procedures. (Ord. 98 §4, 2000: Ord. 4 §2.5, 1973)

5.04.110 Fixture removal--No credit allowed. No reimbursement shall be given for removal of existing fixture units of flow contributors. (Ord. 4 §2.4, 1973)

5.04.120 Annual increase. The connection charges established in this chapter shall remain the same until reviewed and further increased by the board of directors. (Ord. 52 §1(part), 1985: Ord. 32 §1(part), 1981: Ord. 18 §1(part), 1977: Ord. 4 §2.6, 1973)

5.04.130--5.04.140

5.04.130 Payment time. A. Payment Due. Except as outlined in this section, connection charges shall be due and payable at the time necessary building permits are obtained or, where no building permit is required prior to actual connection to the district's works. For mobile home parks, connection charges shall be paid prior to the time of the first connection of a mobile home space, for the total number of mobile home spaces permitted by the terms of the use permit for the mobile home park. The charge to be paid is the charge that is applicable at the time that the charge is paid and the permit obtained.

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D. Appeal to Board of Directors. In those cases that are denied hardship status by the district engineer, the applicant may appeal the decision within ten days to the board of directors, whose two-thirds vote shall be final. The financial information submitted to the district in such cases shall be considered confidential. (Ord. 60 §1(part), 1988: Ord. 27 §1, 1980: Ord. 4 §2.7, 1973)

5.04.140 Temporary mobile home sewer connection. A. No sewer connection charge or other fee shall be made for a temporary sewer connection permit for a mobile home, travel trailer, or recreational vehicle to provide temporary housing for persons whose residence was rendered uninhabitable by the October 17, 1989 earthquake and its related aftershocks.

## 5.04.160-5.04.180

B. Applicants must apply for the free temporary sewer connection permit in subsection A of this section on or before February 1, 1990, and must meet all District criteria for hookup to the sanitary sewer system. This free temporary sewer connection permit will not include any costs associated with the construction of the connection.

C. The temporary sewer connection permit shall expire and the temporary sewer connection shall be disconnected within twenty-four months from the date of issuance of the permit.

D. This section shall expire and be of no further force or effect on February 1, 1992. (Ord. 67 § 1, 1989; Ord. 4 § 2.75, 1973)

## ARTICLE III. SEWER SERVICE CHARGES

5.04.160 Establishment. Sewer service charges are established in the amounts set forth in this article for each facility which has a sewer connection with the works of the District or which discharges sewage that ultimately passes through the works of the District. (Ord. 11 § 1(part), 1974; Ord. 4 § 3.1., 1973)

5.04.180 Residential Facilities.

A. The sewer service charge for each townhouse or condominium for each of which a separate Assessor's parcel number has been assigned shall be \$517.32 per year.

B. The sewer service charge for each unit of a multi-family dwelling on a single parcel, for which only one Assessor's parcel number has been assigned, shall be \$517.32 per year.

C. The sewer service charge for each space of a mobile home park shall be \$433.80 per year.

D. The sewer service charge for each single-family dwelling determined to be a low-rate discharger, based on a verified winter water usage, from the months of December, January, February, and March, not to exceed 21 HCF during that four-month period, shall be \$517.32 per year. Application deadline is June 15 each year.

E. The sewer service charge for each single family dwelling shall be \$642.48 per year. (Ord. 122 § 1, 2010; Ord. 120 § 1, 2009; Ord. 118 § 1, 2008; Ord. 117 § 1, 2007; Ord. 114 § 1, 2006; Ord. 109 § 1, 2005; Ord. 106 § 1, 2004; Ord. 104 § 1, 2003; Ord. 102 § 1, 2002; Ord. 100 § 1, 2001; Ord. 99 § 1, 2000; Ord. 96 § 1, 1999; Ord. 93 § 1, 1998; Ord. 91 § 1, 1997; Ord. 88 § 1, 1996; Ord. 86 § 1, 1995; Ord. 81 § 1, 1994; Ord. 77 § 1, 1993; Ord. 75 § 1, 1992; Ord. 70 § 2, 1991; Ord. 65 § 1, 1989; Ord. 52 § 2(part), 1986; Ord. 4 § 3.3, 1973).

5.04.190–5.04.220

5.04.190 Commercial Facilities. The sewer service charge for each commercial facility or for each separate business within such a facility shall be computed by the District Engineer in accordance with the following schedule, based upon the previous calendar year's water use:

Bakeries/Donut Shops .....	\$212.76 /year plus\$8.30 /HCF
Restaurants/Catering .....	\$212.76 /year plus\$8.30 /HCF
Food Processing .....	\$212.76/year plus\$10.15/HCF
Funeral Parlor/Mortuary .....	\$212.76/year plus\$10.15/HCF
Other Business (General) .....	\$212.76 /year plus\$5.53 /HCF
Dominican Hospital .....	\$212.76 /year plus\$5.89 /HCF
Chaminade.....	\$212.76 /year plus\$8.48 /HCF

(Ord. 122 § 2, 2010: Ord. 120 § 2, 2009: Ord. 118 § 2, 2008: Ord. 117 § 2, 2007: Ord. 114 § 2, 2006: Ord. 109 § 2, 2005: Ord. 106 § 2, 2004: Ord. 104 § 2, 2003: Ord. 102 § 2, 2002: Ord. 100 § 2, 2001: Ord. 99 § 2, 2000: Ord. 96 § 2, 1999: Ord. 93 § 2, 1998: ord. 91 § 2, 1997: Ord. 88 § 2, 1996: Ord. 86 § 2, 1995: Ord. 81 § 2, 1994: Ord. 77 § 2, 1993: Ord. 75 § 2, 19092: Ord. 70 § 3, 1991: Ord. 65 § 2, 1989: Ord. 52 § 2(part), 1986: Ord. 11 § 1 (part), 1974: Ord. 4 § 3.4, 1973)

5.04.200 Industrial Facilities. In the event that the quality and/or quantity of waste discharge by any facility is of such a character that in the opinion of the District Engineer, it will impose a more than normal maintenance and operation burden on the District works, the amount of the sewer service charge for such facility shall be determined by the board and Section 5.04.190 shall not be applicable to such facility. (Ord. 70 § 4, 1991: Ord. 11 § (part), 1974: Ord. 4 § 3.5, 1973)

5.04.210 State Beach or Park Facilities. The sewer service charge for each state beach and/or park facility shall be \$212.76 per year plus \$5.25 per HCF based upon the previous calendar year's water use. (Ord. 122 § 3, 2010: Ord. 120 § 3, 2009: Ord. 118 § 3, 2008: Ord. 117 § 3, 2007: Ord. 114 § 3, 2006: Ord. 109 § 3, 2005: Ord. 106 § 3, 2004: Ord. 104 § 3, 2003: Ord. 102 § 3, 2002: Ord. 100 § 3, 2001: Ord. 99 § 3, 2000: Ord. 93 § 3, 1999: Ord. 93 § 3, 1998: Ord. 91 § 3, 1997: Ord. 88 § 3, 1996: Ord. 86 § 3, 1995: Ord. 81 § 3, 1994: Ord. 77 § 3, 1993: Ord. 75 § 3, 1992: Ord. 70 § 5, 1991: Ord. 21 § 1, 1977: Ord. 4 § 3.6, 1973)

5.04.220 School Facilities.

A. The sewer service charge for each elementary school, middle school, or junior high school, shall be \$212.76 per year plus \$14.02 per student based on the ADA (average daily attendance), including night and adult classes for the school during the school year.

