

RULES AND REGULATIONS

RESOLUTION NO. 83-21

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF SAN BERNARDINO
ACTING ON BEHALF OF

COUNTY SERVICE AREA 42

ESTABLISHING
RULES AND REGULATIONS
FOR SEWER SERVICE

January 24, 1983

COUNTY OF SAN BERNARDINO
SPECIAL DISTRICTS DEPARTMENT

COUNTY SERVICE AREA 42

Rules and Regulations

for

SEWER SERVICE

RESOLUTION NO. 83-21

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COUNTY SERVICE AREA 42

COUNTY OF SAN BERNARDINO

RULES AND REGULATIONS FOR SEWER SERVICE

RESOLUTION NO. R3-21

RESOLUTION OF THE BOARD OF SUPERVISORS OF
THE COUNTY OF SAN BERNARDINO ACTING IN ITS CAPACITY AS
THE GOVERNING BODY OF COUNTY SERVICE AREA 42 ESTABLISHING
RULES AND REGULATIONS FOR SEWER SERVICE.

BE IT RESOLVED by the Board of Supervisors of the County of San Bernardino, California, acting in its capacity as the governing body of County Service Area 42 as follows:

SECTION 1.0 - GENERAL PROVISIONS

1.1 Short Title - This Resolution shall be known and may be cited as Rules and Regulations, Sewer Service.

1.2 Words and Phrases - For the purpose of this Resolution, all words used herein in the present tense shall include the future; all words in the plural number shall include the singular number; and all words in the singular number shall include the plural number.

1.3 Sewer System - The District provides a Public Sewer System, including all parts of the system, all appurtenances to it, and lands, easements, rights to land, contract rights, other collection facilities and equipment for the collection of waste waters within the District; and contracts with Victor Valley Wastewater Reclamation Authority for the treatment, and disposal of waste waters from the District's System.

1.4 Separability - If any section, sub-section, sentence, clause, or phrase of this Resolution is for any reason adjudged to be invalid, such decision shall not affect the validity of the remaining portions of this Resolution.

1.5 Tampering with District System - No one, except an authorized employee or representative of the District, shall at any time and in any manner operate, interfere disrupt or tamper with the District's system or any related equipment.

1.6 Protection from Damage -All District property comes within the operation of Penal Code, Section 594, which provides in general that every person who maliciously injures or destroys any real or personal property not his own, in cases otherwise than such as are specified in this Code, is guilty of a misdemeanor."

SECTION 1.0 - GENERAL PROVISIONS
(continued)

1.7 Penalty for Violation - If any Person fails to comply with all or any part of these Rules and Regulations, or any District resolution or order fixing rates and charges, the District may pursue any remedy provided to it by law, including, without limitation, Section 1.13 of the District Ordinance, a copy of which is on file and available for inspection at the business office of the District and at the office of the Clerk of the Board of Supervisors.

1.8 Variance - When any person, by reason of special circumstances, is of the opinion that a variance is necessary or that any provision of these Rules and Regulations is unjust or inequitable as applied to his facilities or property, that Person may make written application as specified in Section 1.12.10 of the District Ordinance, a copy of which is on file and available for inspection at the business office of the District and at the office of the Clerk of the Board of Supervisors.

SECTION 2.0 - DEFINITIONS

2.1 Definitions - The meaning of terms used in these Rules and Regulations shall be as defined in the Uniform Plumbing Code except as specifically modified herein, or as inconsistent with the definitions contained herein or with the context thereof. The following definitions shall prevail in the event of any inconsistency with or omission from the Uniform Plumbing Code definitions:

2.1.01 APPLICANT - The person making application hereunder, who shall be the owner of the premises involved or his agent authorized as such in writing, or a plumber or contractor licensed as such by the State of California.

2.1.02 AGENT - The person authorized in writing to act on behalf of the Owner, or a plumber or Contractor acting at the direction of the Owner and licensed as such by the State of California.

2.1.03 BOARD - The Board of Supervisors of the County of San Bernardino, State of California, acting in its capacity as the governing body of the District.

2.1.04 BUILDING SEWER - That portion of sewer from the building sewer drain to the Public Sewer, including the sewer lateral and the cleanout.

2.1.05 COMMISSION - An Advisory Commission of the District appointed by the Board in accordance with its policies.

2.1.06 CONTRACTOR - An individual, firm, corporation, partnership, or association duly licensed by the State of California to perform the type of work to be done under the permit, contract or agreement.

2.1.07 COST - The cost of labor, material, transportation, supervision, engineering, and all other necessary overhead expenses.

2.1.08 COUNTY - The County of San Bernardino, State of California.

2.1.09 DISTRICT - Any county service area, improvement zone, or sanitation district which has adopted these Rules and Regulations and for which the Board is the governing body. Also, textual reference to "The District", shall mean the county service area, improvement zone or sanitation district which is administering or enforcing these Rules and Regulations.

2.1.10 DISTRICT ENGINEER - The Engineer appointed by the Board to support the District.

2.1.11 DISTRICT MANAGER - The person employed or appointed to act as manager for the District.

SECTION 2.0 - DEFINITIONS
(continued)

- 2.1.12 DISTRICT ORDINANCE - Ordinance No. SD 80-9, adopted by the Board on December 1, 1980 to regulate the use and construction of Public Wastewater Facilities, as the same may be amended from time to time.
- 2.1.13 EQUIVALENT DWELLING UNITS (EDU) - The number of Equivalent Dwelling Units fixed and established for all the various classifications of types and uses of property by the Rules and Regulations of the District, as such classifications may be duly revised from time to time.
- 2.1.14 FIXTURE UNIT EQUIVALENTS - The fixture unit equivalent prescribed by the Uniform Plumbing Code or substantially equivalent provisions in subsequent plumbing codes adopted by the Board.
- 2.1.15 GARBAGE - Solid wastes from the preparation, cooking, and dispensing of food, and from the handling, storage and sale of produce.
- 2.1.16 INSPECTOR - An authorized District representative who performs inspection duties.
- 2.1.17 INDUSTRIAL WASTEWATER - Any and all liquid or water borne waste from industrial or commercial processes, except domestic sewage.
- 2.1.18 LIVING UNIT - A building or part of a building which contains one kitchen facility and/or one or more bathrooms, and which is normally used as a residence.
- 2.1.19 OWNER - The person or persons in whose name the legal title to property appears by deed duly recorded in the County Recorder's Office. Also, a person holding property pursuant to a Term Special Use or other permit issued by a governmental entity.
- 2.1.20 PERMIT - Any written authorization required pursuant to these Rules and Regulations, the District Ordinance, or any other rule or regulation of the Board.
- 2.1.21 PERSON - One or more individuals of either sex, or a company or other legal entity, including the heirs, assigns and successors in interest thereof.
- 2.1.22 PUBLIC SEWER - That portion of a sewer which is a common sewer and is owned or directly controlled by the District. It does not include any portion of a building sewer.
- 2.1.23 SEWAGE - Any liquid waste containing animal or vegetable matter in suspension or solution and may include liquids containing chemicals in solution.

SECTION 2.0 - DEFINITIONS
(continued)

- 2.1.24 SEWER SYSTEM - A system which may include any combination of integrated facilities for collecting, transporting, pumping, treating and disposing of sewage, which are owned, directly controlled, or otherwise furnished by the District.
- 2.1.25 SEWER - A pipe or conduit for carrying sewage.
- 2.1.26 SPECIAL DISTRICTS DEPARTMENT - The department authorized by the Board to provide extended services to special districts functioning in the County.
- 2.1.27 SPECIAL DISTRICTS DIRECTOR - The person appointed by the Board to act as Director for the Special Districts Department.
- 2.1.28 UNIFORM PLUMBING CODE - The Uniform Plumbing Code as published by the International Association of Plumbing and Mechanical Officials and as adopted by the County as its plumbing code.
- 2.1.29 USER - The person or persons owning or controlling or entitled to possession of property or improvements to which the sewer facilities of the District are connected or available.
- 2.1.30 WASTEWATER FACILITIES - Any facility for the transportation, treatment, or disposal of sewage.

SECTION 3.0 - GENERAL USE REGULATIONS

3.1 General - The construction of sewers and laterals and connections to the Sewer System shall be governed by the District's Standards for Sanitary Sewers and the Uniform Plumbing Code except as herein modified. Unless the context dictates otherwise, the technical terms used in Sections 3.6 through 3.12 of these Rules and Regulations (i.e. Biochemical Oxygen Demand- B.O.D., Dissolved Solids- D.S., Suspended Solids- S.S., etc.) shall be as defined in the latest adopted edition of "Standard Methods for the Examination of Water and Wastewater" as published by the American Public Health Association.

3.2 Installation Costs - All costs and expenses incident to the installation and connection of the Building Sewer shall be borne by the Owner. The Owner shall indemnify the District against any liability occasioned by the installation of the Building Sewer.

3.3 Notification of District - An Applicant for a Building Sewer Permit shall notify the District twenty four (24) hours in advance when the Building Sewer is ready for inspection. The Building Sewer and its connection to the Sewer System shall be consistent with the District's Standards, the Uniform Plumbing Code, and in accordance with Section 1.8 of the District Ordinance #SD 80-9.

3.4 Excavations - All excavations for Building Sewer installations shall be adequately guarded with barricades and lights to protect the public from hazard. Streets, sidewalks, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the District and the Owner of such property. All excavations shall comply with all applicable government safety codes and the Contractor or Owner shall secure all necessary permits.

3.5 Testing - A clean-out or two way test tee shall be installed at the point the Building Sewer exits the structure and at the point the Building Sewer crosses the property line. A length of 1/2" x 18" steel re-bar shall be buried horizontally 6" below the ground surface at the location of the clean-out at the property line. The connections to the Sewer System shall be water tested and inspected in the presence of the Inspector. The labor and materials for testing shall be furnished by the Person constructing the sewer. All lines showing leakage, poor workmanship not in conformance with all applicable codes and District Standards for Sanitary Sewers shall be repaired, reworked, or replaced at the expense of the Applicant or Person doing the work and to the satisfaction of the Inspector.

SECTION 3.0 - GENERAL USE REGULATIONS
(continued)

3.6 Industrial Wastewater - Any Person desiring to discharge industrial wastewater into a Public Sewer of the District will be required, on request of the District, to submit a letter to the District Manager presenting information as to the kind and amount of industrial wastewater to be so discharged. No industrial wastewater shall be discharged into the Sewer System which will cause the effluent discharged from the sewage treatment facilities to violate any discharge requirements set by the California Regional Water Quality Control Board having jurisdiction.

No industrial wastewater shall be discharged to the Public Sewer which exceeds the following chemical, physical and/or bacteriological concentrations:

- a. Methylene Blue Active Substance, 1.0 mg/l.
- b. Dissolved sulfides, 0.1 mg/l.
- c. Five (5) day Biochemical Oxygen Demand, 700 mg/l.
- d. Total dissolved solids, 500 mg/l plus the yearly average total dissolved solids in the industry's water supply.
- e. Sodium-ion, 100 mg/l plus yearly average sodium-ion in the industry's water supply.
- f. Chloride-ion, 100 mg/l plus yearly average of the chloride-ion in the industry's water supply.

3.7 Types of Waste Prohibited - No Person shall discharge or cause to be discharged any of the following described liquids or other wastes to any Public Sewer:

3.7.01 Flammable, or Explosive Substances - Any gasoline, benzene, naphtha, fuel oil, or other flammable, or explosive hydrocarbon as a liquid, solid or gas.

3.7.02 Toxic or Poisonous Substances - Any toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with any other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard to the receiving waters of the sewage treatment plant, including but not limited to cyanides in excess of two (2) mg/l as CN in the wastes as discharged to the Public Sewer.

3.7.03 pH Range and Corrosive Properties - Any liquid or other wastes having a pH lower than 5.5 or higher than 9.5 or having any other corrosive property capable of causing damage or hazard to person or to property.

SECTION 3.0 - GENERAL USE REGULATIONS
(continued)

- 3.7.04 Solid or Viscous Substances - Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works, including but not limited to such substances as ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole blood, paunch, manure, hair and fleshings, entrails, and paper dishes, cups, milk containers, or other material, either whole or ground by garbage grinders.
- 3.7.05 High Temperature Limit - Any liquid or vapor having a temperature higher than one hundred fifty (150) degrees F (65 degrees C) at the Building Sewer.
- 3.7.06 Fats, Waxes, Grease or Oils - Any liquid or other waste containing fats, wax, grease, or oils, in excess of one hundred (100) mg/l, whether emulsified or not; or containing substances which may solidify or become viscous at temperatures between thirty-two (32) degrees F and one hundred fifty (150) degrees F (0 degrees C and 65 degrees C).
- 3.7.07 Heavy Metals or Excessive Chlorine Demand - Any liquid or other waste containing iron, chromium, copper, zinc, and similar objectionable or toxic substances, or wastes exerting an excessive chlorine requirement, to such degree, that any such material received in the composite sewage at the sewage treatment works exceed the limits established by local, State or Federal agencies for such materials.
- 3.7.08 Phenols, Odor or Taste Producing Substances - Any liquid or other waste containing phenols or other taste or odor-producing substances in concentrations exceeding limits which may be established by the District to meet applicable requirements of the local, State, or Federal agencies.
- 3.7.09 Suspended or Dissolved Solids - Materials which exist or cause unusual concentrations of Suspended Solids or of Dissolved Solids, which interfere with the treatment plant process or cause violations of applicable waste discharge requirements.
- 3.7.10 Radioactive Wastes - Any radioactive material or substance which exceeds the half life or concentration limits set by applicable State or Federal regulations.
- 3.7.11 Untreatable Wastes - Liquid or other wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed, or are not sufficiently amenable to treatment to permit the sewage treatment plant effluent to meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

SECTION 3.0 - GENERAL USE REGULATIONS
(continued)

3.7.12 Pumpings from Septic Tanks, Cesspools, Leach Pits, Holding Tanks and Chemical Toilets - Pumpings from chemical toilets, septic tanks, holding tanks, and cesspools or leach pits.

3.7.13 Surface Runoff or Groundwater - Surface runoff or groundwater as indicated in Section 1.8.08 of the District Ordinance.

3.7.14 Water Softening Unit Wastes - Any waste discharge resulting from the charging, regeneration or operation of water softening equipment.

3.7.15 Damaging Substances - Any material or concentration of material which will cause damage, or abnormal maintenance or operation costs in respect to any part of the Sewer System.

3.8 Control of Prohibited Wastes - If any liquid or other waste is discharged, or is proposed to be discharged to the Public Sewers, which contains the substances or possesses the characteristics enumerated in Section 3.7 of these Rules and Regulations or which in the judgment of the District Manager or District Representative may have a deleterious effect upon the Sewer System or the processes, equipment, or receiving waters connected therewith, or which otherwise create a hazard to life or constitute a public nuisance, the District may invoke Section 1.12 and/or 1.13 of the District Ordinance, and in addition may take any of the following actions:

3.8.01 Pretreatment - Require pretreatment by the Owner to an acceptable condition for discharge to the Public Sewers. The design and installation of the plants and equipment shall be subject to the review and approval of the District and subject to the requirements of all applicable codes, ordinances, laws and regulations.

3.8.02 Quantities and Rates - Require that the Owner exercise specific control over the quantities and rates of discharges.

3.8.03 Grease and Sand Interceptors and Separators - Require the Owner to install, maintain, and use Grease and Sand Interceptors and Separators as specified in Sections 708, 710, 711, and 712 of the Uniform Plumbing Code, as modified and superseded by the District Ordinance or District Rules and Regulations.

3.8.04 Costs - Require payment from the Owner to cover the added cost to the District for handling and treating the wastes not covered by existing taxes or sewer charges.

SECTION 3.0 - GENERAL USE REGULATIONS
(continued)

3.9 Maintenance of Flow Equalizing System - Where any fluid or other waste is undergoing preliminary treatment or flow-equalizing, the facilities for such processes shall be continuously maintained in satisfactory and effective operation by the Owner at his expense.

3.10 Tests and Measurements - All measurement, tests, and analyses of the characteristics of liquid and other waste to which reference is made in this Resolution shall be conducted in accordance with the latest adopted edition of "Standard Methods for the Examination of Water and Wastewater" published by the American Public Health Association. The Applicant shall be responsible for all Costs incurred.

3.11 Swimming Pools - It shall be unlawful for any Person to discharge the contents of a swimming pool into the Public Sewer except in the manner specified herein. The rate of out-flow shall not exceed one hundred (100) gallons per minute. Each swimming pool discharging into the Public Sewer shall be equipped with a fixed air gap approved by the San Bernardino County Department of Building and Safety and Department of Environmental Health Services to preclude any possibility of a backflow of sewage into the swimming pool or piping system.

3.12 Pumped Waste - The discharge of pumpings from chemical toilets, septic tanks, holding tanks, and cesspools or leach pits is prohibited.

3.13 More Restrictive Provisions - The District may, by contract or operation of law be or become subject to discharge requirements which impose more restrictive discharge limitations than are set forth in this Regulation. All such discharge requirements are hereby incorporated into this Regulation. After due notice thereof, no Person shall discharge to the Sewer System or cause to be discharged thereto any wastewater or other substance which would violate or cause the District to be in violation of any discharge requirement, whether specifically set forth as incorporated herein or not.

SECTION 4.0 - APPLICATION FOR SEWER SERVICE
AND CONNECTION TO SEWER SYSTEM

4.1 Application for Sewer Service - Application for sewer service from the District shall be made by an Applicant on a form prescribed by the District. The application form must be completed and signed by the Owner of the parcel requesting service. If an authorized agent of the Owner or the Owner's Contractor requests service to a parcel on behalf of the current Owner, and the Owner is not available to sign the application, the Owner's authorized agent or Contractor may make application for service by paying a \$50.00 deposit covering necessary fees. Upon receipt by the District of an application form signed by the Owner, the \$50.00 deposit will be refunded to the Owner's authorized agent or Contractor. The \$50.00 deposit will be forfeited if the District does not receive a completed application form signed by the Owner within 30 days after the Owner's authorized agent or Contractor makes application. In no case shall a sewer connection be inspected by the District unless the completed application form, signed by the Owner, has been received by the District. If sewer service is provided to the parcel and payment is not received for the User Charge due the District, the amount of the User Charge due the District may be deducted from the \$50.00 deposit.

4.2 Compliance-Intent of Applicant - Such application will signify the Owner's willingness and intention to comply with this and other ordinances or regulations relating to District sewer service and to make required payment for sewer service.

4.3 Payment for Previous Service - An application for sewer service or connection permit will not be granted unless all accounts or outstanding invoices due the District, either against subject property or by said Applicant, have been paid in full to the satisfaction of the District.

4.4 Application for Connection to Sewer System - An Applicant shall make application for connection to the Sewer System at the District office. The Applicant shall give a description of the character of the work proposed to be done, the legal description (Lot, Tract, Parcel #, and situs address) the location, ownership, occupancy, and use of the premises to be served, and the name and address of the Person who shall make the connection. The District may require plans, specifications, or drawings and such other information as may be deemed necessary to insure compliance with District's Rules and Regulations.

If the District determines that the plans, specifications, drawings, descriptions, or information furnished by the Applicant are in compliance with the District Ordinance and all other applicable laws, rules and regulations, the District shall issue the Permit applied for upon payment of the required fees pursuant to Section 10.0 hereof.

SECTION 4.0 - APPLICATION FOR SEWER SERVICE
AND CONNECTION TO SEWER SYSTEM
(continued)

4.5 Duration of Permit - Permits issued pursuant to these Rules and Regulations shall expire at the time stated upon the Permit, not to exceed six (6) months, and shall then be of no further force or effect. Fees paid under any Permit are not subject to refund or credit in the event that a Permit expires without completion of its entitlement.

4.6 Compliance with Permit - After approval of the application, evidenced by the issuance of a Permit, no change shall be made in the location of any sewer, or from the grade, materials, time limit ownership or legal description (Lot, Tract, Parcel #, and situs address), or other details described in the Permit or shown on the plans and specifications for which the Permit was issued, except with written permission from an authorized representative of the District. A Permit shall not be transferrable from one Owner to another or from one parcel to another.

4.7 Agreement - The Applicant's signature on a Permit shall constitute an agreement between the Owner and the District, in which the Owner agrees to comply with all applicable laws, rules and regulations, and ordinances, and with the plans and specifications if any, filed with the application, together with such modifications thereto as may be made or permitted by the District. Such agreement shall be binding upon the Applicant and the Owner and may be altered only by the District upon the Applicant's or Owner's written request for the alteration.

4.8 Inspection - All facilities proposed for acceptance into any part of the Sewer System must be inspected by the District, or by an Inspector acting for the District, to insure compliance with all requirements of the District. At least one (1) full working day notice of readiness for inspection shall be given for the required inspection.

4.9 Size and Location - The District reserves the right to determine the number and size of sewer laterals and their location with respect to any premises to be served. Building Sewers shall not be extended to a proposed point of connection until the point of connection has been determined and approved by the District. The District is not responsible, financially or otherwise, for the routing of the Building Sewer from the improvement to the connection, or for the location of the sewer connection in relationship to the property or its improvements.

4.10 Separate Connections Required - Each building shall be connected to the Sewer System through a separate connection. Where there are two or more dwellings, offices, units, etc. within a single building and owned by the same Owner, and the building is connected to the District Sewer Main through one (1) Building Sewer, that Building Sewer shall be no less than six (6) inches in diameter. The District, after reviewing the conditions, may specify the size of the Building Sewer and connection.

SECTION 4.0 - APPLICATION FOR SEWER SERVICE
AND CONNECTION TO SEWER SYSTEM
(continued)

4.11 Residential, Commercial, and Industrial Sewer Service Connection - It shall be unlawful to maintain a connection to the Sewer System except in conformity with the Uniform Plumbing Code, and the Districts Standards for Sanitary Sewers, When property provided with one (1) or more sewer connections is divided, each existing sewer connection shall be considered as belonging to the newly created lot or parcel of land which contains the building connected to the sewer. If any Building Sewer is not completely within the parcel it serves, the Owner must obtain and record any and all necessary easements for said Building Sewer.

4.12 Condemned Work - When any work subject to a Permit has been inspected and the work disapproved or condemned, and no certification of satisfactory completion given, a written notice to that effect will be given to the Applicant, instructing him to repair or remedy such work in accordance with the applicable District rules, regulations, or standards. When any work is disapproved or condemned, a re-inspection fee shall be applicable.

4.13 Liability for Costs - Both the Owner and the Person making the connection shall be liable to the District for all fees, Costs, and expenses incident to the installation and connection of any sewer or other work for which a Permit must be issued. The Owner and the Person making the connection shall indemnify the District for any loss or damage which may directly or indirectly be occasioned by their work.

4.14 Sewers Outside the District - Any lot or parcel of land, or portion thereof, outside of the District is prohibited from connecting to any portion of the Sewer System.

4.15 Sewer Service Feasibility Study - An Applicant wishing to connect a subdivision to the Public Sewer or to modify an existing system shall apply for a Feasibility Study as specified in Section 1.9.04 of the District Ordinance, and pay all applicable fees.

SECTION 5.0 - USER/STANDBY CHARGES

5.1 User Charge - The Owner of each house, building, or property which is required to connect to the Public Sewer, as provided in Section 1.6.3 of the District Ordinance, shall be deemed a User, shall pay a User Charge whether or not such property is connected to the Public Sewer, shall pay a User Charge whether or not the improvement on that property is occupied or utilized, and shall pay that user charge specified in Section 5.2 hereof.

5.2 User Charge Classification - The user charges to be paid to the District by Users for sewer service within the boundaries of the District are hereby fixed as follows:

<u>a. Residential:</u>	<u>User Charge per month</u>
(1) Each single family dwelling on a lot* each additional living unit on same lot*	\$ 6.00 \$ 6.00
(2) Each living unit in a duplex	\$ 6.00
(3) Each living unit in a multiple unit structure or group on one lot	\$ 6.00

b. Commercial Users

The charge for all commercial and/or industrial users shall be seventy-five percent (75%) of the monthly water bill provided that all water used on the premises is from District facilities. On commercial property that is served by sewer only, the charge shall be \$150.00 per month per diameter inch, on that portion in excess of four (4) inches.

c. School:

Each school shall pay a sewer User Charge of two dollars (\$2.00) per monthly period during the school term for each one hundred (100) A.D.A., or part thereof, computed on the previous year's attendance.

5.3 User Contesting Classification - Users who are placed within a classification pursuant to Section 5.2 and who are dissatisfied with such classification may make a written request for a review of their classification in accordance with Section 1.12.10 of the District Ordinance.

SECTION 5.0 - USER/STANDBY CHARGES
(continued)

5.4 User Charge Billing Period - Billing by the District for User Charges will be mailed to the Owner of the property at intervals fixed and established by the District.

5.5 Stand-by Charge - A charge of \$10.00 per year per acre and \$10.00 per year for any portion of a parcel exceeding one (1) acre and \$10.00 per year for parcels less than one (1) acre shall be charged to the Owner of all parcels within 200 feet of a sewer line and not connected to the Sewer System prior to July 1st of any year in which is levied. Delinquent Stand-by Charges may be added to the property tax bill and become a lien on the property.

SECTION 6.0 - NOTICES

6.1 Notices to Owner or User - Notice from the District to an Owner or User will normally be given in writing and either delivered or mailed to the Owner's last known address. Where conditions warrant, and in emergencies, such notice may be given orally, by telephone or messenger.

6.2 Notices from Owner or User - Notice from the Owner or User to the District may be given in writing to the following places or persons.

- 6.2.01 Business office of the District.
- 6.2.02 Office of the District Manager.
- 6.2.03 Office of the Special Districts Director.

SECTION 7.0 - DISCONTINUANCE OF SERVICE

7.1 Service Refused or Discontinued - Sewer service may be refused or discontinued by the District as provided by Section 1.12.02 and 1.12.06 of the District Ordinance, for any one or more of the following reasons:

7.1.01. Unauthorized use of apparatuses or appliances which might endanger or disturb the service to other Users;

7.1.02. Non-compliance with this resolution or any other resolution, ordinance or regulation relating to the sewer service;

7.1.03. Protection of District facilities.

7.1.04. Delinquency of any fee or charge due the District by the Applicant or related to subject property.

7.2. Violation - In addition to discontinuation of sewer service, violation of District regulations or ordinances shall be a misdemeanor, as detailed in Section 1.13 of the District Ordinance.

SECTION 8.0 - BILLING

8.1 Billing Period - The billing period shall be determined by the District.

8.2 User Charges - User Charges shall be due and payable at the Office of the District as noted in the billing statement (in person or by mail) on the date of mailing the bill to the Owner shown on the Application, and shall be delinquent 30 days thereafter. Service may be discontinued if payment is not made within 45 days of billing.

8.3 Rendering of Bills - Bills for User Charges shall be rendered in advance or arrears, at the determination of the District. Bills shall be payable upon presentation.

8.4 Billing of User Charge - Separate bills shall be rendered for each service connection.

8.5 Owner's Guarantee - The User Charge begins when the Building Sewer has been connected to the Sewer System and continues until the District has inspected and approved disconnection for the Building Sewer from the Sewer System. The Owner and the Applicant will be held jointly and severally liable for User Charges.

8.6 Owner-Tenant Agreement - Where the Owner leases his property and wishes to have the tenant billed for sewer service, a standard form provided by the District shall be completed and signed by the tenant and the Owner and returned to and approved by the District before becoming effective. Such an agreement does not relieve the Owner of the primary responsibility for paying User Charges.

8.7 Change of Ownership - Upon transfer of ownership of a property served by the District, the previous Owner is responsible for the payment of all User Charges due the District prior to the effective date of transfer, and the new Owner is responsible for all User Charges accruing after the effective transfer of ownership date.

SECTION 9.0 - COLLECTION

9.1 Delinquent User Charges - Accounts not paid on or before the date in which they become delinquent will be subject to a penalty of ten percent (10%) effective upon the date of delinquency and thereafter subject to an interest charge of one half percent (0.5%) per month on the entire unpaid balance.

9.2 Suit Against Owner and Applicant - All unpaid fees, charges, and penalties herein provided may be collected by suit against the Owner or the Applicant, or both.

9.3 Costs of Suit - Defendant shall pay all costs of suit and a reasonable amount for attorney fees as fixed by the court in any judgment rendered in favor of the District.

9.4 Suit Against Property - Any and all bills rendered for User Charges, permit fees, connection fees, costs of suits, or any other debts owed the District shall be deemed to run with the property in addition to being the personal obligation of the Owner and the Applicant, and, at the option of the District, legal action may be taken, making any such debt a lien against the property.

9.5 Collection On Tax Roll - All User Charges, Permit Fees, Standby Charges, Connection Fees, and other fees or charges payable to the District may, at the option of the District, be added to the County Tax Roll for collection in accordance with procedures established by law.

SECTION 10.0 - SCHEDULE OF FEES

10.1 Connection to Sewer System

10.1.01 Permit and Inspection Fee - For each connection of a Building Sewer to the Sewer System, there shall be a combined Permit and Inspection Fee of twenty-five dollars (\$25.00) due and payable at the time the Applicant applies for a Connection Permit.

Each time a connection has been inspected and the work is disapproved or condemned, a Re-inspection Fee of twenty-five dollars (\$25.00) must be paid by the Applicant to the District office prior to an Inspector re-inspecting any disapproved work.

10.1.02 Main Sewer Connection Charge - A Main Sewer Connection Charge shall be collected at the time the Applicant applies for a Connection Permit, in addition to all other fees herein set forth. The Main Sewer Connection Charge shall be determined by the District at the time of application for Connection Permit.

If a structure which is connected to the Sewer System is destroyed by fire, earthquake, or other natural disaster, or is demolished and removed from the property, and within one (1) year thereafter the Owner receives a Building Permit to construct a new structure on the property and completes such construction within the period initially provided by such Permit, there shall be no additional Main Sewer Connection Charge. If the Owner fails to obtain a Building Permit within one (1) year of the destruction or removal of the original structure (and fails to construct within the time stated in the Permit), the Owner shall pay the Main Sewer Connection Charge in effect at the time he obtains final inspection for the new structure.

10.1.03 Buy-in Charge - A property owner may be charged a "Buy-in" charge if the property is being or has been annexed to the District; was not assessed for the construction of the Public Sewer during Assessment District proceedings; or as otherwise necessary to pay for Public Sewer improvements which benefit the property.

SECTION 10.0 - SCHEDULE OF FEES
(continued)

10.2 Plan Checking

10.2.01 Plan Checking Required - Plans for sewerage facilities to be designed and constructed by any Person other than District, where said facilities are to be conveyed to the District, shall submit the plans and specifications and all other documents required to the Special Districts Department for plan checking with the required plan checking fee as herein specified. The application for plan checking shall be made on the standard form furnished by the Special Districts Department.

10.2.02 Plan Check Fee Schedule

10.2.02.1 - Main line sewer length* (includes manholes, cleanouts, tees) plus lateral length to the property line.

<u>Quantity*</u>	<u>Checking Fee</u>
1,000' or less	\$300
1,001' to 3,000'	\$300 plus \$0.20/ft. over 1,000'
3,001' to 5,000'	\$700 plus \$0.15/ft. over 3,000'
5,001' to 7,000'	\$1,000 plus \$0.10/ft. over 5,000'
7,001' and up	\$1,200 plus \$0.05/ft. over 7,000'

10.2.02.2 - Sewage treatment plants, sewage lift stations and specially designed sewer related facilities. performed on a Cost basis; \$500 deposit required.

10.2.02.3 - Rechecking: Rechecking of plans after plans have been approved, on behalf of County, due to design or quantity changes or modifications in specifications, will be performed on a Cost basis. Rechecking fee shall be paid prior to approval of changes.

10.2.02.4 - In addition to the above fees, Special Districts Department will charge an application and processing fee in the amount of 5% of plan check fees with a minimum fee of \$25.00.

SECTION 10.0 - SCHEDULE OF FEES
(continued)

10.3 Inspection Fees and Construction Permit

10.3.01 Inspection Required - Prior to the commencement of construction of sewage facilities for which plans have been approved, the Owner or his Agent shall make application for a Construction Permit to the Special Districts Department. The fees required for inspection shall accompany said application. The application for Construction Permit shall be made on the standard form furnished by the Special Districts Department.

In addition to the inspection fee listed below, the Owner or his Agent shall deposit with the Special Districts Department, along with said application, \$250 to cover the Cost of any reinspection, including time and mileage when a request is made by the Owner or his Agent for inspection and the work is not ready for inspection. The balance of any unused \$250 will be refunded at the time the work is accepted by the District. If the \$250 deposit is depleted before the work is completed, the Owner or his Agent shall deposit another \$250 with the Special Districts Department for this purpose before any more inspection will be performed by the District Representative.

10.3.02 Inspection Fee Schedule

10.3.02.1 - Main line sewer length* (includes manholes, cleanouts, tees) plus lateral length to the property line.

<u>Quantity*</u>	<u>Required Inspection Fee Deposit (performed on an actual cost incurred basis)</u>
1' to 200'	\$300
201' to 1,000'	\$400
Over 1,000'	\$400 plus \$.40 per foot or portion thereof over 1000'

10.3.02.2 -
Sewage lift station,
sewage treatment plants
and specially designed sewer
related facilities. \$700

10.3.02.3 -
In addition to the above fees, Special Districts Department
will charge an application processing fee of 5% of the total
inspection fees with a minimum fee of \$25.00.

SECTION 10.0 - SCHEDULE OF FEES
(continued)

10.3.02.4 - Saturday, Holiday and Overtime Inspection: Inspection for work on Saturday and holidays will be provided if Inspectors are available and a minimum of one week advance notification is given to the District by the Owner or his Agent. All Costs for Saturday, holiday and overtime inspection shall be paid by the Owner or his Agent at the actual Cost incurred. Advance deposit is required.

SECTION 11.0 - CRITERIA FOR DESIGN,
TECHNICAL SPECIFICATIONS AND STANDARD DRAWINGS

11.1 Adoption - Criteria for design, technical specifications and standard drawings for the construction of Public Sewer Facilities shall be recommended by the District Engineer and approved by the Board of Supervisors. All approved criteria will be on file in the office of the District.

SECTION 12.0 - REPEAL OF PRIOR PROVISIONS

12.1 Repeal of Prior Provisions - In accordance with Section 5.0 of Ordinance No. SD 80-9 of the District, all rules, resolutions, and schedules of fees and charges now or heretofore in effect within the District which apply to the same subject matter as contained herein shall be of no further force or effect from and after the date of adoption of this Resolution.

PASSED AND ADOPTED by the Board of Supervisors of San Bernardino County, State of California, by the following vote:

AYES: Joyner, McKenna, Townsend, Hammock, McElwain

NOES: None

ABSENT: None

STATE OF CALIFORNIA)
) ss.
COUNTY OF SAN BERNARDINO)

I, ANDREE DISHAROON, Clerk of the Board of Supervisors of San Bernardino County, California, hereby certify the foregoing to be a full, true and correct copy of the record of the action as the same appears in the Official Minutes of said Board at its meeting of January 24, 1983.

ANDREE DISHAROON, Clerk of the Board of Supervisors of San Bernardino County

By Earlene Spratt
Deputy

MINUTES OF THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA

January 24, 1983

[Signature]
FROM: VERNON KNOUREK, Director
SPECIAL DISTRICTS DEPARTMENT



SUBJECT: COUNTY SERVICE AREA 42 AND COUNTY SERVICE AREA 64
RESOLUTIONS ESTABLISHING RULES AND REGULATIONS
FOR SEWER SERVICE

RECOMMENDATION: Adopt Resolution No. 83-21 establishing the Rules
and Regulations for Sewer Service for County Service Area 42.

Adopt Resolution No. 83-22 establishing the Rules
and Regulations for Sewer Service for County Service Area 64.

BACKGROUND: The current Rules and Regulations for Sewer Service
for County Service Areas 42 and 64 were adopted by the Board
in 1972, and many portions are outdated. For the past year
the Special Districts Department, the District Manager, and
the District Engineer have been reviewing, updating and
standardizing the Rules and Regulations so they may adequately
address the current needs of County Service Areas 42 and 64.

The proposed Rules and Regulations will: state that a Person
damaging the Districts' Systems is guilty of a misdemeanor
(Section 1.6); state the procedure for testing a Building
Sewer Connection (Section 3.5); specify the requirements for
Grease and Sand Interceptors (Section 3.8.03); state the
procedure for making Application for Sewer Service and the
responsibility of the Owner (Sections 4.1-4.3); clarify the
Districts' requirement for separate connections (Section
4.10); state the Districts' policy for billing, delinquency,
collection, costs of suit, change of ownership, and the
Owner's responsibility regarding User Charges (Sections 8.1-
8.7); clarify the Districts' requirement for Inspection Fees
(Section 10.1.01); state the Districts' policy regarding a
building (served by a District) which is destroyed or
demolished and rebuilt (Section 10.1.02); and state the
Districts' requirements for a Buy-in Charge (Section 10.1.04).

Page 1 of 2

cc: EPWA
Spec. Dist. w/res
CSA 42 w/res
CSA 64 w/res
File w/res

Action of the Board of Supervisors
RESOLUTIONS 83-21 & 83-22

APPROVED BOARD OF SUPERVISORS
COUNTY OF SAN BERNARDINO

MOTION	X	X	X	S	M
	1	2	3	4	5

ANDREE DISHAROON, CLERK OF THE BOARD

BY *[Signature]*

DATE: JAN 24 1983

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January 24, 1983
AGENDA ITEM

SUBJECT: COUNTY SERVICE AREA 42 AND COUNTY SERVICE AREA 64
RESOLUTIONS ESTABLISHING RULES AND REGULATIONS
FOR SEWER SERVICE

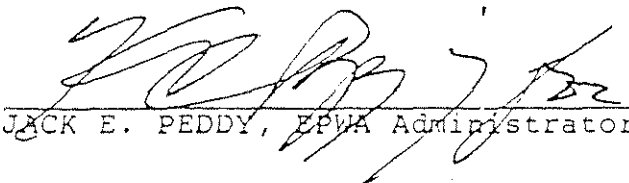
CHANGE OF FEES: The proposed Rules and Regulations establish all fees at the same level as currently adopted by the Board.

REASON FOR RECOMMENDATION: The Board's adoption of the proposed resolutions is needed to assure the Districts' authority to properly regulate the use and construction of the County Service Area 42 and 64 Public Sewer Systems.

COORDINATION WITH OTHER DEPARTMENTS: The proposed Resolutions have been reviewed by Environmental Health Services, Planning, and Building and Safety.

County Counsel, Ed Duddy, has reviewed and approved the Resolutions.

RECOMMENDED FOR BOARD APPROVAL:


JACK E. PEDDY, EPWA Administrator

Michael Perry/3706