MARIPOSA COUNTY ORDINANCE NO. 506

AN ORDINANCE AMENDING
COULTERVILLE COUNTY SERVICE AREA NO. 1
SEWER AND WATER ORDINANCE,
MARIPOSA COUNTY ORDINANCE NO. 484

The Board of Supervisors of the County of Mariposa, State of California, does hereby ordain as follows:

Section 1. The title of Mariposa County Ordinance No. 484, Coulterville County Service Area No. 1, Sewer and Water Ordinance, is amended to read:

"An Ordinance Regulating the Use of Public and Private Wastewater Disposal, the Installation and Connection of Building Sewers, the Discharge of Waters and Wastes into the Public Sewer System; and

An Ordinance Regulating the Use of Public Water Services, Establishing Rates for Water Services, Sewer Services and Facilities and Prescribing Rules and Regulations for the Government of the Water Services and Sewer Services and Facilities; and

An Ordinance Providing Penalties for Violations Thereof in Coulterville County Service Area No. 1, County of Mariposa, State of California."

Section 2. Article I, Section 1, Subsection I:125.5, is added to said Ordinance No. 484 to read as follows:
"I:125.5. Sewer Availability Charge shall mean the immediate availability or sewer standby charge on lands within the District to which sewers are made available but not actually used, except that the charge shall not apply to lands permanently dedicated exclusively to the public transportation of persons or property."

Section 3. Article I, Section 8, Subsection I:806(a), is amended to read as follows:

"(a) Single-Family Residence, Trailer Parks and Mobile Home Parks. After initial system installation, persons desiring connection to the sanitary sewer system of the Service Area shall pay to the Service Area, prior to issuance of a permit, a connection charge in the amount of $1,737.19 for each single-family residential unit, trailer space or mobile home pad."

Section 4. Article I, Section 8, Subsection I:807(a) is amended to read as follows:

"(a) Single-Family Residence, Trailer Parks and Mobile Home Parks. After initial system installation, a fee of $65 shall be paid to the Service Area for issuing a permit and inspecting each single-family residential building, trailer space or mobile home pad sewer installation."

Section 5. Article II, Section 9, Sewer Availability Charge, is added to read as follows:

"Section 9: Sewer Availability Charge
I:901. Findings. It is hereby found that the Coulterville Wastewater Facilities have been designed and constructed with capacity available for properties other than those anticipated to be connected immediately upon the completion of the facilities."
In order to assure that such non-served properties bear a fair allocation of the cost of the facilities from whose availability they benefit, it is necessary that the following charge be levied and collected.

I:902. Establishment of Charge. Effective upon the first day of the month following recording of a final notice of completion, or similar document, relating to the contract for the construction of the Coulterville Wastewater Treatment Works, a sewer availability charge is hereby fixed and shall be applicable to all properties within the District not connected to the wastewater facilities on any due date of such charge.

I:903. Rate. The sewer availability charge is fixed as follows:

(a) $4.22 per individual lot or parcel per month for each separate lot or parcel, which is not connected to the wastewater facilities.

I:904. Payment. The sewer availability charge herein fixed shall be payable upon billing and due on the first day of each calendar month. Said monthly charge shall not be subject to proration or refund.

I:905. Billing Period. Monthly, on or after the tenth day of each month, each owner of land, as shown by the last equalized assessment roll of the County, shall be billed for the amount of sewer availability charge which will accrue to such property for the thirty (30) day preceding period.
I:906. Credit Upon Connection. Should a parcel of land become connected to the wastewater facilities and subject to monthly service charges, there shall be credited against future service charges so much of the availability charge as has been actually paid that is not yet due as of the date of connection.

I:907. Delinquency - Penalty. If any sewer availability charge remains unpaid on the first day of August following its due date, a six percent (6%) penalty thereon shall accrue.

I:908. Collection With Taxes. The total amount of the delinquent unpaid sewer availability charge plus the penalty shall be added to the annual tax upon the land to which the sewer facilities were available and for which the charge is unpaid and shall constitute a lien on that land in the manner provided in Section 25210.77 (d) of the Government Code.

I:909. Delinquency Report. No later that August 15 of each year, the District's Manager shall furnish in writing to the Board of Supervisors and to the County Auditor of the County of Mariposa, respectively, a report containing a description of each and every parcel of land within the District upon which a standby charge remains unpaid, together with the amount unpaid, plus the penalty, on each parcel. From and after that date, unless the County Auditor agrees otherwise, such delinquent amounts in penalties shall be paid together with, and not separately from, taxes and shall be subject to the same procedures and penalties."

Section 6. This Ordinance shall take effect immediately as an emergency measure in accordance with Government Code Section 25123 (d) as absence of such an Ordinance and the Laws to
implement the service area will prevent the orderly construction of critically needed sewer and water systems, and therefore jeopardize the health and safety of the citizens and visiting public.

Passed and adopted by the Board of Supervisors of the County of Mariposa, acting as the Board of Directors of the Coulterville County Service Area No. 1 of the County of Mariposa, this 10th day of April, 1979, by the following vote:

AYES: Dalton, Clark, Owings, Weber, Erickson

NOES: None

NOT VOTING: None

ABSENT: None

/s/ Eugene P. Dalton, Jr.
EUGENE P. DALTON, Chairman
Board of Directors

ATTEST:

/s/ Joan J. Lynk
Joan J. Lynk
Clerk of the Board
MARIPOSA COUNTY ORDINANCE 484

COULTERVILLE COUNTY SERVICE AREA NO. 1
SEWER AND WATER ORDINANCE

AN ORDINANCE regulating the use of public and private
sewers and drains, private wastewater disposal, the installation
and connection of building sewers, and the discharge of waters and
wastes into the public sewer system (s); and

AN ORDINANCE regulating the use of public water services,
establishing rates for water services, and prescribing rules and
regulations for the government of the water services; and

AN ORDINANCE providing penalties for violations thereof
in Coulterville County Service Area No. 1, County of Mariposa,
State of California.

BE IT ORDAINED and enacted by the Board of Supervisors
of the County of Mariposa, acting as the Board of Directors of the
Coulterville County Service Area No. 1, County of Mariposa, State
of California, as follows:

ARTICLE I: SEWER

SECTION 1: DEFINITIONS

Unless the context specifically indicates otherwise, the
meaning of terms used in this ordinance shall be as follows:

I:101. Biochemical oxygen demand (BOD) shall mean the
quantity of oxygen utilized in the biochemical oxidation of
organic matter under standard laboratory procedure in five days at
20° Centigrade, expressed in milligrams per liter.

I:102. Board shall mean the Board of Directors of the
said service area.

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I:103. **Building** shall mean any structure, including trailers or mobile homes, used for human habitation or a place of business, recreation, or other purpose when said building contains sanitary facilities.

I:104. **Building drain** shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five feet (1.5 meters) outside the inner face of the building wall.

I:105. **Building sewer** shall mean the extension from the building drain to the public sewer or other place of disposal, also called house connection.

I:106. **Combined sewer** shall mean a swere intended to receive both wastewater and storm or surface water.

I:107. **County** shall mean the County of Mariposa.

I:108. **Disposal area** shall be that area, pond, spray field, or other, where treated effluent is finally disposed.

I:109. **District** shall mean the Coulterville County Service Area No. 1.

I:110. **Easement** shall mean an acquired legal right for the specific use of land owned by others.

I:111. **Floatable oil** is oil, fat, or grease in a physical state such that it will separate by gravity from wastewater by treatment in an approved pretreatment facility. A wastewater shall be considered free of floatable fat if it is properly pretreated, and the wastewater does not interfere with the collection system.

I:112. **Garbage** shall mean the animal and vegetable waste resulting from food handling, preparation, cooking, or serving.
I:113. **Industrial wastes** shall mean the wastewater from industrial processes, trade, or business as distinct from domestic or sanitary wastes.

I:114. May is permissive. (See **shall**, Subsection I:126).

I:115. **Natural outlet** shall mean any outlet, including storm sewers and combined sewer overflows, into a watercourse, pond, ditch, lake, or other body of surface or groundwater.

I:116. **Outfall line** shall be that pipe or conduit carrying treated sewage effluent to the final disposal area.

I:117. **Permit** shall mean any written authorization required pursuant to this or any other ordinance or regulation of the State of California, County of Mariposa, or the District.

I:118. **Person** shall mean any person, firm, company, partnership, association, private, public, and/or municipal corporations, the U.S.A., State of California, and all political subdivisions thereof, and all governmental agencies.

I:119. **pH** shall mean the logarithm of the reciprocal of the hydrogen ion concentration. The concentration is the weight of hydrogen ions, in grams, per liter of solution. Neutral water, for example, has a pH value of "7" and a hydrogen-ion concentration of "10-7".

I:120. **Properly shredded garbage** shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half inch (1.27 centimeters) in any dimension.

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I:121. Public sewer shall mean a sewer which is controlled by or under jurisdiction of the District.

I:122. Sanitary sewer shall mean a sewer that carries liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions together with minor quantities of ground, storm, and surface waters that are not admitted intentionally.

I:123. Sewage shall mean the spent water of a community. The preferred term is wastewater, Subsection I:132.

I:124. Sewage treatment plant shall mean any arrangement of devices and/or structures used for treating sewage.

I:125. Sewer shall mean a pipe or conduit that carries wastewater or drainage water.

I:126. Shall is mandatory. (See may, Subsection I:114.)

I:127. Slug shall mean any discharge of water or wastewater which, in concentration of any given constituent or in quantity of flow, exceeds for any period of duration longer than fifteen minutes more than five times the average twenty-four-hour concentration or flows during normal operation and shall adversely affect the collection system and/or performance of the wastewater treatment works.

I:128. Storm drain (sometimes termed storm sewer) shall mean a drain or sewer for conveying water, groundwater, subsurface water, or unpolluted water from any source.

I:129. Districts manager shall mean the manager of operations for all districts, service areas, etc. within the County of Mariposa, or his authorized deputy, agent, or representative.
I:130. **Suspended solids** shall mean total suspended matter that either floats on the surface of, or is in suspension in, water, wastewater, or other liquids, and that is removable by laboratory filtering as prescribed in "Standard Methods for the Examination of Water and Wastewater" and referred to as nonfilterable residue.

I:131. **Unpolluted water** is water of quality equal to or better than the effluent criteria in effect or water that would not cause violation of receiving water quality standards and would not be benefited by discharge to the sanitary sewers and wastewater treatment facilities provided.

I:132. **Wastewater** shall mean the spent water of a community. From the standpoint of source, it may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions, together with any groundwater, surface water, and storm water that may be present.

I:133. **Wastewater facilities** shall mean the structures, equipment, and processes required to collect, carry away, and treat domestic and industrial wastes and dispose of the effluent.

I:134. **Wastewater treatment works** shall mean an arrangement of devices and structures for treating wastewater, industrial wastes, and sludge. Sometimes used as synonymous with waste treatment plant or wastewater treatment plant or water pollution control plant.

I:135. **Watercourse** shall mean a natural or artificial channel for the passage of water either continuously or intermittently.

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SECTION 2. USE OF PUBLIC SEWERS REQUIRED

I:201. It shall unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the service area, or in any area under the jurisdiction of said service area, any human or animal excrement, garbage, or objectionable waste.

I:202. It shall be unlawful to discharge to any natural outlet within the service area, or in any area under the jurisdiction of said service area, any wastewater or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.

I:203. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of wastewater.

I:204. The owner(s) of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the service area and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the service area, is hereby required at the expense of the owner(s) to install therein any and all plumbing fixtures required by law, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance within ninety days after date of official notice to do so, provided that said public sewer is within one hundred feet (30.5 meters) of the property line.

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SECTION 3. PRIVATE WASTEWATER DISPOSAL

I:301. Where a public sanitary or combined sewer is not available as determined by the Board of Directors, the building sewer shall be connected to an approved private wastewater disposal system complying with the provisions of this section.

I:302. Before commencement of construction of a private wastewater disposal system, the owner(s) shall first obtain a written permit signed by the districts manager and the County Sanitarian. The application for such permit shall be made on a form furnished by the service area, which the applicant shall supplement by any plans, specifications, and other information as are deemed necessary by the districts manager.

I:303. A permit for a private wastewater disposal system shall not become effective until the installation is completed to the satisfaction of the districts manager and the County Sanitarian. The districts manager shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the districts manager when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within seventy-two hours of the receipt of notice by the districts manager.

I:304. The type, capacities, location, and layout of a private wastewater disposal system shall comply with all recommendations of the Department of Public Health of the State of California. No permit shall be issued for any private wastewater disposal system employing subsurface soil absorption facilities where the area of the lot is less than forty thousand square feet.

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No septic tank or cesspool shall be permitted to discharge to any 
natural outlet.

I:305. At such time as a public sewer becomes available 
to a property served by a private wastewater disposal system, as 
provided in Section 3, Subsection I:304, a direct connection shall 
be made to the public sewer which by-passed the septic tank within 
sixty days in compliance with this ordinance, and the owner shall 
have any septic tanks, cesspools, and similar private wastewater 
disposal facilities cleaned or sludge by an authorized septic tank 
pumper and filled with suitable material as required by law.

I:306. The owner(s) shall operate and maintain the pri-
ivate wastewater disposal facilities in a sanitary manner at all 
times, at no expense to the County.

I:307. No statement contained in this Section shall be 
construed to interfere with any additional requirements that may 
be imposed by the health officer.

SECTION 4. BUILDING SEWERS AND CONNECTIONS

I:401. No unauthorized person(s) shall uncover, make 
any connections with or opening into, use, alter, or disturb any 
public sewer or appurtenance thereof without first obtaining a 
written permit from the districts manager.

I:402. There shall be two classes of building sewer 
permits: (a) for residential and commercial service, and (b) for 
service to establishments producing industrial wastes. In either 
case, the owner(s) or his agent shall make application on a 
special form furnished by the County. The permit application 
shall be supplemented by any plans, specifications, or other in-
formation considered pertinent in the judgment of the districts
manager. A permit and inspection fee of Thirty-five Dollars for a
residential or commercial building sewer permit shall be paid to
the County at the time the application is filed. See Section 8.

I:403. All costs and expenses incidental to the in-
stallation and connection of the building sewer shall be borne by
the owner(s). The owner(s) shall indemnify the County from any
loss or damage that may directly or indirectly be occasioned by
the installation of the building sewer.

I:404. A separate and independent building sewer shall
be provided for every building; except where one building stands
at the rear of another on an interior lot and no private sewer is
available or can be constructed to the rear building through an
adjoining alley, court, yard, or driveway, the front building may
be extended to the rear building and the whole considered as one
building sewer; but the County does not and will not assume any
obligation or responsibility for damage caused by or resulting
from any single connection aforementioned.

I:405. Old building sewers may be used in connection
with new buildings only when they are found, on examination and
test by the districts manager, to meet all requirements of this
ordinance.

I:406. The size, slope, alignment, materials of con-
struction of a building sewer, and the methods to be used in ex-
cavating, placing of the pipe, jointing, testing, and backfilling
the trench shall all conform to the requirements of the building
and plumbing code or other applicable rules and regulations of the
County. In the absence of code provisions or in amplification
thereof, the materials and procedures set forth in appropriate
specifications of the ASTM and WPCF Manual of Practice No. 9 shall apply.

I:407. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer.

I:408. No person(s) shall make connection of roof downspouts, foundation drains, areaway drains, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer unless such connection is approved by the districts manager for purposes of disposal of polluted surface drainage.

I:409. The connection of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the County, or the procedures set forth in appropriate specifications of the ASTM and the WPCF Manual of Practice No. 9. All such connections shall be made gastight and watertight and verified by proper testing. Any deviation from the prescribed procedures and materials must be approved by the districts manager before installation.

I:410: The applicant for the building sewer permit shall notify the districts manager when the building sewer is ready for inspection and connection to the public sewer. The
connection and testing shall be made under the supervision of the
districts manager or his representative.

I:411. All excavations for building sewer installation
shall be adequately guarded with barricades and lights so as to
protect the public from hazard. Streets, sidewalks, parkways, and
other public property disturbed in the course of the work shall be
restored in a manner satisfactory to the County.

SECTION 5. USE OF THE PUBLIC SEWERS

I:501. No person(s) shall discharge or cause to be dis-
charged any unpolluted waters such as storm water, groundwater,
roof runoff, subsurface drainage, or cooling water to any sewer,
except storm water runoff from limited areas, which storm water
may be polluted at times, may be discharged to the sanitary sewer
by permission of the districts manager.

I:502. Storm water, other than that exempted under
Subsection I:501, Section 5, and all other unpolluted drainage
shall be discharged to such sewers as are specifically designated
as combined sewers or storm sewers or to a natural outlet approved
by the districts manager and other regulatory agencies.

I:503. No person(s) shall discharge or cause to be dis-
charged any of the following described waters or wastes to any
public sewers:

(a) Any gasoline, benzene, naptha, fuel
oil, or other flammable or explosive liquid, solid, or
gas.

(b) Any waters containing toxic or
poisonous solids, liquids, or gases in sufficient
quantity, either singly or by interaction with other
wastes, to injure or interfere with any waste treat-
ment process, constitute a hazard to humans or animals,
create a public nuisance, or create any hazard in the
receiving waters of the wastewater treatment plant.
(c) Any waters or wastes having a pH lower than "5.5", or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the wastewater works.

(d) Solid or viscous substances in quantities or such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the wastewater facilities such as, but not limited to, ashes, bones, 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, etc., either whole or ground by garbage grinders.

1:504. The following described substances, materials, waters, or waste shall be limited in discharges to municipal systems to concentrations or quantities which will not harm either the sewers, wastewater treatment process, or equipment, will not have an adverse effect on the receiving stream, or will not otherwise endanger lives, limb, public property, or constitute a nuisance. The districts manager may set limitations lower than the limitations established in the regulations below if, in his opinion, such more severe limitations are necessary to meet the above objectives. In forming his opinion as to the acceptability, the districts manager will give consideration to such factors as the quantity of subject waste in relation to flows and velocities in the sewers, materials of construction of the sewers, the wastewater treatment process employed, capacity of the wastewater treatment plant, degree of treatability of the waste in the wastewater treatment plant, and other pertinent factors. The limitations or restrictions on materials or characteristics of waste or wastewater discharged to the sanitary sewer which shall not be violated without approval of the districts manager are as follows:

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(a) Wastewater having a temperature higher than 150° Fahrenheit (65° Celsius).

(b) Wastewater containing more than twenty-five milligrams per liter of petroleum oil, nonbiodegradable cutting oils, or product of mineral oil origin.

(c) Wastewater from industrial plants containing floatable oils, fat, or grease.

(d) Any garbage that has not been properly shredded (see Section 1, Subsection I:120). Garbage grinders may be connected to sanitary sewers from homes, hotels, institutions, restaurants, hospitals, catering establishments, or similar places where garbage originates from the preparation of food in kitchens for the purpose of consumption on the premises or when served by caterers.

(e) Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances in such degree that any such material received in the composite wastewater at the wastewater treatment works exceeds the limits established by the districts manager for such materials.

(f) Any waters or wastes containing odor-producing substances exceeding limits which may be established by the districts manager.

(g) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the districts manager in compliance with applicable state or federal regulations.

(h) Quantities of flow, concentrations, or both which constitute a "slug" as defined herein.

(i) Waters or wastes containing substances which are not amenable to treatment or reduction by the wastewater treatment processes employed, or are amenable to treatment only to such degree that the wastewater treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

(j) Any water or wastes which, by interaction with other water or wastes in the public sewer system, release obnoxious gases, form suspended solids which interfere with the collection system, or create a condition deleterious to structures and treatment processes.
I:505. If any waters or wastes are discharged or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Subsection I:104, Section 1, of this Article, and which in the judgment of the districts manager, may have a deleterious effect upon the wastewater facilities, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the districts manager may:

(a) Reject the wastes,

(b) Require pretreatment to an acceptable condition for discharge to the public sewers,

(c) Require control over the quantities and rates of discharge, and/or

(d) Require payment to cover added cost of handling and treating the wastes not covered by existing taxes or sewer changes under the provisions of Subsection I:110, Section 1, of this Article.

When considering the above alternatives, the districts manager shall give consideration to the economic impact of each alternative on the discharger. If the districts manager permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the districts manager.

I:506. Grease, oil, and sand interceptors shall be provided when, in the opinion of the districts manager, they are necessary for the proper handling of liquid wastes containing floatable grease in excessive amounts, as specified in Subsection I:504(c), or any flammable wastes, sand, or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall
be of a type and capacity approved by the districts manager, and shall be located as to be readily and easily accessible for cleaning and inspection. In the maintaining of these interceptors, the owner(s) shall be responsible for the proper removal and disposal by appropriate means of the captured material and shall maintain records of the dates and means of disposal which are subject to review by the districts manager. Any removal and hauling of the collected materials not performed by personnel of owner(s) must be performed by currently licensed waste disposal firms.

I:507. Where pretreatment or flow-equalizing facilities are provided or required for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner(s) at his expense.

I:508. When required by the districts manager, the owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable structure together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such structure, when required, shall be accessibly and safely located and shall be constructed in accordance with plans approved by the districts manager. The structure shall be installed by the owner at his expense and shall be maintained by him so as to be safe and accessible at all times.

I:509. The districts manager may require a user of sewer services to provide information needed to determine compliance with this ordinance. These requirements may include:
(1) Wastewaters discharge peak rate and volume over a specified time period.

(2) Chemical analyses of wastewaters.

(3) Information on raw materials, processes, and products affecting wastewater volume and quality.

(4) Quantity and disposition of specific liquid, sludge, oil, solvent, or other materials important to sewer use control.

(5) A plot plan of sewers of the user's property showing sewer and pretreatment facility location.

(6) Details of wastewater pretreatment facilities.

(7) Details of systems to prevent and control the losses of materials through spills to the municipal sewer.

I:510. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater", published by the American Public Health Association. Sampling methods, location, times, durations, and frequencies are to be determined on an individual basis subject to approval by the districts manager.

I:511. No statement contained in this section shall be construed as preventing any special agreement or arrangement between the County and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the County for treatment.
SECTION 6. PROTECTION FROM DAMAGE

I:601. No person(s) shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance, or equipment which is a part of the wastewater facilities. Any person(s) violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

SECTION 7. POWERS AND AUTHORITY OF INSPECTORS

I:701. The districts manager and other duly authorized employees of the County bearing proper credentials and identification shall be permitted to enter all properties for the purpose of inspection, observation, measurement, sampling, and testing pertinent to discharge to the community system in accordance with the provisions of this ordinance.

I:702. The districts manager or other duly authorized employees are authorized to obtain information concerning industrial processes which have a bearing on the kind and source of discharge to the wastewater collection system. The industry must establish that the revelation to the public of the information in question might result in an advantage to competitors.

I:703. While performing the necessary work on private properties referred to in Section 7, Subsection I:701, above, the districts manager or duly authorized employees of the County shall observe all safety rules applicable to the premises established by the company, and the company shall be held harmless for injury or death to the County employees, and the County shall indemnify the company against loss or damage to its property by County employees and against liability claims and demands for personal injury or
property damage asserted against the company and growing out of
the gauging and sampling operation, except as such may be caused
by negligence or failure of the company to maintain safe condi-
tions as required in Section 5, Subsection I:108.

I:704. The districts manager and other duly authorized
employees of the County bearing proper credentials and identifica-
tion shall be permitted to enter all private properties through
which the County holds a duly negotiated easement for the purposes
of, but not limited to, inspection, observation, measurement,
sampling, repair, and maintenance of any portion of the wastewater
facilities lying within said easement. All entry and subsequent
work, if any, on said easement shall be done in full accordance
with the terms of the duly negotiated easement pertaining to the
private property involved.

SECTION 8. PERMITS AND FEES

I:801. Permit Required. No person shall uncover, make
any connection with or opening into, use, alter, or disturb any
public sewer or appurtenances without first obtaining a written
permit from the District.

I:802. Application for Permit. Any person legally en-
titled to apply for and receive a permit shall make such applica-
tion on the form provided by the District and shall provide all
information requested thereon.

I:803. Agreement. The applicant's signature on an
application for any permit shall constitute an agreement to comply
with all of the provisions, terms, and requirements of this and
other resolutions, ordinances, rules, and regulations of the
Service Area, and with the plans and specifications he has filed

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with his application, if any, together with such corrections or
modifications as may be made or permitted by the District, if any.
Such agreement shall be binding upon the applicant and may be
altered only by the District upon the written request for the al-
teration from the applicant.

I:804. Fees - Annexation Charges. The owner or owners
of lands within areas to be annexed to the Service Area shall pay
the Service Area, prior to the final hearing on the proposed
annexation, an amount to be fixed by the Service Area Board which
shall equal the engineering, legal, and publications costs and all
other charges which may be incurred by the Service Area in prepar-
ing and examining maps, legal descriptions, and other documents in
relation thereto, and other expenses regularly incurred in connec-
tion therewith. This fee is in addition to the annexation appli-
cation fee.

I:805. Fees - Connection Charges - Annexed Areas. The
owner or owners of lands within areas hereafter annexed to the
Service Area shall pay to the Service Area, prior to the issuance
of a permit to connect any portion of the property so annexed to
the sanitary sewer system of the Service Area, a fee to be deter-
mined by resolution of the Board. This charge shall be in addi-
tion to other connection, permit, and inspection charges
hereinafter fixed.

This charge shall be due and payable, in the
case of subdivisions in annexed areas, prior to approval of the
final improvement plans for the subdivision by the Service Area.

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I:806. Fees – Building Sewer Connection Charge.

(a) Single-Family Residence. After initial system installation, persons desiring connection to the sanitary sewer system of the Service Area shall pay to the Service Area, prior to issuance of a permit, a connection charge in the amount of $1,010 for each single-family residential unit.

(b) Multiple Dwellings, Commercial, Industrial, Public, and Other Uses. After initial system installation, persons desiring connection to the sanitary sewer system of the Service Area other than for a single-family residence shall pay to the Service Area, prior to issuance of a permit, a connection charge in the amount of $1,010 for the connection of twenty or less fixture units installed on the premises as said units are defined and set forth in the Uniform Plumbing Code.

The charge for additional fixture units to be connected to the District sewers shall be computed at the rate of $50.50 per fixture unit.

The Service Area Board of Directors shall establish equivalent fixture units for types of fixtures or facilities not specifically set forth in the Uniform Plumbing Code.

I:807. Fees – Permit and Inspection Charges.

(a) Single-Family Residence. After initial system installation, a fee of $65 shall be paid to the Service Area for issuing a permit and inspecting each single-family residential building sewer installation.

(b) Multiple Dwellings, Commercial, Industrial, Public, and Other Uses. After initial system installation, a fee of $65 shall be paid to the Service Area for issuing a permit and inspecting each building sewer installation serving a multiple dwelling, commercial building, industrial building, school, public building, or other facility.

(c) Alteration of Existing Sewer Installation. After initial system installation, a fee of $100 shall be paid to the Service Area for issuing a permit and inspecting any work adding to, altering, or extending an existing building sewer installation.

(d) Public Sewer Construction. A fee of $0.20 per lineal foot of sewer line shall be paid to
the Service Area for reviewing plans and specifications, issuing a permit, and inspecting the construction of public sewer mains and laterals proposed by a private party and approved by the Service Area Board of Directors.

In the case of subdivisions, this fee shall be due and payable prior to approval of the final improvement plans for the subdivision by the Service Area Board of Directors.

I:808. Bond - Public Sewer Construction. Prior to the issuance of a permit for public sewer construction, the applicant shall furnish to the Service Area a faithful performance bond or cash in the amount of the total estimated cost of the work, said bond to be secured by a surety or sureties satisfactory to the Service Area. This cash deposit or faithful performance bond shall be conditioned upon the performance of the terms and conditions of the permit and shall guarantee the correction of faulty workmanship and the replacement of defective materials for a period of one year after the date of acceptance of the work.

I:809. Disposition of Fees. All fees collected on behalf of the Service Area shall be deposited with the proper authority provided by the Service Area to receive such funds.

I:810. All Work to Be Inspected. All sewer construction work, building sewers, plumbing, and drainage systems shall be inspected by an inspector acting for the Service Area to insure compliance with all requirements of the Service Area. No sewer shall be covered at any point until it has been inspected and passed for acceptance. No sewer shall be connected to the District's public sewer until the work covered by the permit has been completed, inspected, and approved by the District Inspector. If the test proves satisfactory and the sewer has been clean of
all debris accumulated from construction operations, the Inspector shall issue a certificate of satisfactory completion.

I:811. Notification. It shall be the duty of the person doing the work authorized by the permit to notify the office of the districts manager in writing that said work is ready for inspection. Such notification shall be given not less than twenty-four hours before the work is to be inspected. It shall be the duty of the person doing the work to make sure that the work will stand the tests required by the Service Area before giving the above notification.

I:812. Condemned Work. When any work has been inspected and the work condemned and no certification of satisfactory completion given, a written notice to that effect shall be given instructing the owner of the premises, or the agent of such owner, to repair the sewer or other work authorized by the permit in accordance with the resolutions, ordinances, rules, and regulations of the District.

I:813. All Costs Paid by Owner. All costs and expenses incident to the installation and connection of any sewer or other work for which a permit has been issued shall be borne by the owner. The owner shall indemnify the Service Area from any loss or damage that may directly or indirectly be occasioned by the work.

I:814. Outside Sewers. Permission shall not be granted to connect any lot or parcel of land outside the Service Area to any public sewer in or under the jurisdiction of the Service Area unless a permit therefor is obtained. The applicant shall first enter into a contract in writing whereby he shall bind himself,
his heirs, successors, and assigns to abide by all resolutions, ordinances, rules, and regulations in regard to the manner in which such sewer shall be used, the manner of connecting therewith, and the plumbing and drainage in connection therewith and also shall agree to pay all fees required for securing the permit and a monthly fee in the amount set by the District for the privilege of using such sewer.

I:815. Permit Optional. The granting of such permission for an outside sewer in any event shall be optional with the Board.

I:816. Special Outside Agreements. Where special conditions exist relating to an outside sewer, they shall be the subject of a special contract between the applicant and the Service Area.

I:817. Street Excavation Permit. A separate permit must be secured from the County or any other person having jurisdiction thereover by owners or contractors intending to excavate in a public street for the purpose of installing sewers or making sewer connections.

I:818. Liability. The Service Area and its officers, agents, and employees shall not be answerable for any liability or injury or death to any person or damage to any property arising during or growing out of the performance of any work by any such applicant. The applicant shall be answerable for, and shall save the District and its officers, agents, and employees harmless from any liability imposed by law upon the Service Area or its officers, agents, or employees, including all costs, expenses, fees, and interest incurred in defending same or in seeking to enforce this
provision. Applicant shall be solely liable for any defects in
the performance of his work or any failure which may develop there-
in.

I:819. Time Limit on Permits. If work under a permit
be not commenced within six months from the date of issuance or if,
after partial completion, the work be discontinued for a period of
one year, the permit shall thereupon become void, and no further
work shall be done until a new permit shall have been secured. A
new fee shall be paid upon the issuance of said new permit.

I:820. Violation. Any person found to be violating any
provision of this or any other resolution, ordinance, rule, or
regulation of the Service Area shall be served by the districts
manager or other authorized person with written notice stating the
nature of the violation and providing a reasonable time limit for
the satisfactory correction thereof. Said time limit shall be not
less than two or more than seven working days. The offender shall,
within the period of time stated in such notice, permanently cease
all violations. All persons shall be held strictly responsible
for any and all acts of agents or employees done under the provi-
sions of this or other resolution, ordinance, rule, or regulation
of the Service Area. Upon being notified by the districts manager
of any defect arising in any sewer or of any violation of this
resolution, the person or persons having charge of said work shall
immediately correct the same.

I:821. Public Nuisance. Continued habitation of any
building or continued operation of any industrial facility in vio-
lation of the provisions of this or any other resolution, ordi-
nance, rule, or regulation of the Service Area is hereby declared
to be a public nuisance. The Service Area may cause proceedings to be brought for the abatement of the occupancy of the building or industrial facility during the period of such violation.

I:822. Disconnection. As an alternative method of enforcing the provisions of this or any other resolution, ordinance rule, or regulation of the Service Area, the districts manager shall have the power to disconnect the user or subdivision sewer system from the sewer mains of the Service Area. Upon disconnection, the districts manager shall estimate the cost of disconnection from and reconnection before such user is reconnected to the system. The districts manager shall refund any part of the deposit remaining after payment of all costs of disconnection and reconnection.

I:823. Public Nuisance – Abatement. During the period of such disconnection, habitation of such premises by human beings shall constitute a public nuisance, whereupon the Service Area shall cause proceedings to be brought for the abatement of the occupancy of said premises by human beings during the period of such disconnection. In such event and as a condition or reconnection, there is to be paid to the District a reasonable attorney's fee and cost of suit arising in said action.

I:824. Means of Enforcement Only. The Service Area Board of Directors hereby declares that the foregoing procedures are established as a means of enforcement of the terms and conditions of its resolutions, ordinances, rules, and regulations, and not as a penalty.

I:825. Liability for Violation. Any person violating any of the provisions of the resolutions, ordinances, rules, or
regulations of the Service Area shall become liable to the
Service Area for any expense, loss, or damage occasioned by the
Service Area by reason of such violation.

II:826. Sewer Rates. User charges for sewer service
are as follows:

(a) Residential use: $17.11 per unit per
month.

(b) Multiple commercial rentals, motels,
and commercial recreational vehicle parks: $5 per unit
per month.

(c) Bars and restaurants: $2 per seat
space per month.

ARTICLE II: WATER

SECTION 1: GENERAL PROVISIONS

II:101. Words and Phrases. For the purpose of this
ordinance, all words used herein in the present tense shall in-
clude 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.

II:102. Water System. The District will furnish a sys-
tem, plant, works, and undertaking used for and useful in obtain-
ing, conserving, and distributing water for public and private
uses, including all parts of said system, all appurtenances to it,
and lands, easements, rights in land, water rights, contract
rights, franchises, and other water supply, storage, and distrib-
ution facilities and equipment.

II:103. Separability. If any section, subsection, sen-
tence, clause, or phrase of this ordinance is for any reason held
to be unconstitutional, such decision shall not affect the validi-
ty of the remaining portions of this ordinance.
II:104. Pressure Conditions. All applicants for service connections or water service shall be required to accept such conditions of pressure and service as are provided by the distribution system at the location of the proposed service connection, and to hold the District harmless for any damages arising out of low pressure or high pressure conditions or interruptions in service.
II:105. Tampering with District Property. No one except an employee or representative of the Board shall at any time in any manner operate the curb cocks or valves, main cocks, gates, or valves of the District's system; or interfere with meters or their connections, street mains, or other parts of the water system, including fire hydrants.

II:106. Penalty for Violation. For the failure of the customer to comply with all or any part of this ordinance and any ordinance, resolution, or order fixing rates and charges of this District, a penalty for which has not hereafter been specifically fixed, the customer's service shall be discontinued and the water shall not be supplied such customer until said customer shall have complied with the rule or regulation, rate, or charge which said customer has violated or, in the event that said customer cannot comply with said rule or regulation, until said customer shall have satisfied the District that in the future said customer will comply with all the rules and regulations established by ordinance of the District and with all rates and charges of this District. In addition thereto, said customer shall pay the District the sum of $30 for renewal of said customer's service.

II:107. Ruling Final. All rulings of the Board shall be final. All rulings of the special districts manager shall be final unless appealed in writing to the Board within five days. When appealed, the Board's ruling shall be final.

SECTION 2: DEFINITIONS

II:201. District shall mean the Coulterville County Service Area No. 1.
II:202. **Board** shall mean the Board of Directors of the said service area.

II:203. **Water department** means the Board of Directors of the District performing functions related to the District water service together with the special districts manager and other duly authorized representatives.

II:204. **Distribution mains** shall mean water lines in streets, roads, highways, alleys, and easements used for public and private fire protection for general distribution of water.

II:205. **Service or service connection** shall mean the pipe line and appurtenant facilities such as the curb stop, meter, and meter bos, if any, all used to extend water service from a distribution main to premises. Where services are divided at the curb or property line to serve several customers, each such branch service shall be deemed a separate service.

II:206. **Public fire protection service** shall mean the service and facilities of the entire water supply, storage, and distribution system of the District, including the fire hydrants affixed thereto and the water available for fire protection, excepting house service connections and appurtenances thereto.

II:207. **Regular water service** shall mean water service and facilities rendered for normal domestic, commercial, and industrial purposes on a permanent basis, and the water available therefor.

II:208. **Temporary water service** shall mean water service and facilities rendered for construction work and other uses of limited duration, and the water available therefor.

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II:209. **Private fire protection system** means water service and facilities for building sprinkler systems, hydrants, hose reels, and other facilities installed on private property for fire protection and the water available therefor.

II:210. **Premises** shall mean a lot or parcel of real property under one ownership, except that any separate structure under one roof shall be deemed separate premises. Apartment houses, motels, office, buildings, and structure of like nature may be classified as single premises.

II:211. **Cross-connection** shall mean any physical connection between the piping system from the District service and that of any other water supply that is not, or cannot be, approved as safe and potable for human consumption, whereby water from the unapproved source may be forced or drawn into the District distribution mains.

II:212. **Owner** shall mean the person owning the fee, or the person in whose name the legal title to the property appears, by deed duly recorded in the County Recorder's office, or the person in possession of the property or buildings under claim of, or exercising acts of, ownership over same for himself, or as executor, administrator, guardian, or trustee of the owner.

II:213. **Person** shall mean any human being, individual, firm, company, partnership, association, or private or public or municipal corporation, the United States of America, the State of California, districts, and all political subdivisions, governmental agencies, and mandates thereof.

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II:214. Cost shall mean the cost of labor, material, transportation, supervision, engineering, and all other necessary overhead expenses.

SECTION 3: NOTICES

II:301. Notices to Customers. Notices from the District to a customer will normally be given in writing and either delivered or mailed to the customer at the customer's last known address.

Where conditions warrant and in emergencies, the District may resort to notification either by telephone or messenger.

II:302. Notices from Customers. Notice from the customer to the District may be given by the customer or the customer's authorized representative in writing (1) at the District's operating office, (2) to the special districts manager of the District, or (3) to an officer or agent duly authorized by the Board to receive notices or complaints.

SECTION 4: WATER DEPARTMENT

II:401. Creation. A water department is hereby created comprising the following positions, to wit: Special Districts Manager and/or other duly authorized representatives.

SECTION 5: APPLICATION FOR REGULATION WATER SERVICE WHERE NO MAIN EXTENSION REQUIRED

II:501. Application for Water Service. Applications for regular water service, where no main extension is required, shall be made upon a form provided by the District.

II:502. Undertaking of Applicant. Such application will signify the customer's willingness and intention to comply
with this and other ordinances or regulations relating to the regular water service and to make payment for water service required.

II:503. Payment for Previous Service. An application will not be honored unless payment in full has been made for water service previously rendered to the applicant by the District.

II:504. Installation of Services. Regular water services will be installed at the location desired by the applicant of the size determined by the water department. Service installations will be made only to property abutting on public streets or abutting on such distribution mains as may be constructed in alleys or easements, at the convenience of the water department. Services installed in new subdivisions prior to the construction of streets or in advance of street improvement must be accepted by the applicant in the installed location.

II:505. Changes in Customer's Equipment. Customers making any material change in the size, character, or extent of the equipment or operations utilizing water service or whose change in operations results in a large increase in the use of water shall immediately give the District written notice of the nature of the change and, if necessary, amend their application.

SECTION 6: APPLICATION FOR REGULAR WATER SERVICE WHEN MAIN EXTENSION REQUIRED

II:601. Main Extensions. The following rules are established:

(a) Determination. Upon receipt of any application for water service or request for an application form, the special districts manager shall
determine whether, in his judgment, a main extension is necessary to provide service. A main extension shall be installed in the manner provided in this section whenever, in the judgment of the special districts manager and the Board, such main extension is necessary to provide regular water service to property described in such application or request.

(b) Application. Any owner of one or more lots or parcels or subdivider of a tract of land where, in the opinion of the districts manager, one or more main extensions is required, desiring regular water service to serve such property, shall make a written application therefor to the District, said application to contain the legal description of the property to be served and tract number thereof, and any additional information which may be required by the District, and be accompanied by a map showing the location of the proposed connections.

(c) Investigation. Upon receipt of the application, the districts manager shall make an investigation of the proposed extension and submit his opinion and the estimated cost thereof to the Board.

(d) Ruling. The Board shall thereupon consider such application and report and, after such consideration, reject, amend, or approve the application.

(e) District Lines. All extensions thus provided for, in accordance with these regulations, shall be and remain the property of the District.

(f) Dead-end Lines. No dead-end lines shall be permitted, except as recommended by the districts manager and approved by the Board. In cases where, subsequent to the approval of a dead-end line by the Board, another dead-end line is planned in sufficient proximity to make connection feasible and such connection is recommended by the districts manager and approved by the Board, the dead-end lines shall be connected. In cases where circulation lines are necessary, they shall be designed and installed by the water department as a part of the cost of the extension.

(g) Extent and Design. All main extensions shall extend to the far property line of developed property. If additional property is developed on the same lot after installation of a main extension, the main extension shall be extended to the far property line of the additionally
developed property. All main extensions shall be subject to design approval by the districts manager and the Board.

II:602. General. The applicant will provide all main extensions upon approval of application for service by the Board.

II:603. Determination. If the application for service is approved, the Board shall determine the cost to the District of such extension including all engineering, inspection, and other expenses attributable to the line.

II:604. Advance Cost. When the Board so determines, the applicant shall advance the amount of such estimate, and the line shall thereupon be installed by the applicant. If the amount of the advance deposit exceeds the actual cost of engineering, legal, inspection, and other charges attributable to the extension, the balance shall be refunded to the property owner. If the amount of the deposit is insufficient to pay all the costs of engineering, legal, inspection, and other charges attributable to the extension, the property owner shall pay all such costs to the District prior to the acceptance of the extension by the District.

SECTION 7: SUBDIVISIONS

II:701. Application. A person desiring to provide a water system within a tract of land which he proposes to subdivide shall make written application therefor.

II:702. Contents of Application. The application shall state the number of the tract, the name of the subdivision, and its location. It shall be accompanied by a copy of the tentative map and of the plans, profiles, and specifications for the street work and sanitary and storm sewer work therein.

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II:703. Investigation. Upon receiving the application, the special districts manager shall review the engineered plans and shall report his findings to the County Planning Commission, including a recommendation as to the facilities required. The size, type, and quality of materials shall be in accordance with Mariposa County development standards in effect at the time of the application.

II:704. Specifications and Construction. Location of the lines shall be specified by the water department and the actual construction will be done at the expense of and by the subdivider and supervised and inspected by the special districts manager. Fire hydrants shall be located at intervals as determined by the District in keeping with Pacific Fire Notary Bureau standards along the distribution main. Plans and engineering costs will be the responsibility of property owners.

II:705. Property of District. All facilities shall be the property of the District and shall be conveyed to the District by a proper instrument in writing at the time the facilities are completed and accepted by the District.

II:706. Service Connections. The subdivider shall, at his cost, provide and install the service connection to each house or proposed house in the tract including the pipeline, curb stop, and meter box, including the meter.

II:707. Costs and Expenses. All costs and expenses incurred by the District under this section, including the cost of investigation, inspection, legal, and consulting engineer's services, shall be paid to the District by the subdivider prior to approval of the application.
II:708. Further Requirements. In granting an application, the Board may make whatever further requirements as may appear to it to be necessary.

SECTION 8: GENERAL USE REGULATIONS

II:801. Number of Services per Premises. The applicant may apply for as many services as may be reasonably required for his premises provided that the pipeline system from each service be independent of the others and that they not be interconnected. The cost of all services shall be borne by the applicant.

II:802. Supply to Separate Structures. Each house or structure for which application for water service is hereafter made which fronts on a public street or private road shall have a separate service connection.

II:803. Water Waste. No customer shall knowingly permit leaks or waste of water. Where water is wastefully or negligently used on a customer's premises, seriously affecting the general service, the District may discontinue the service if such conditions are not corrected within five days after giving the customer written notice.

II:804. Responsibility for Equipment on Customer Premises. All facilities installed by the District on private property for the purpose of rendering water service shall remain the property of the District and may be maintained, repaired, or replaced by the water department without consent or interference of the owner or occupant of the property. The property owner shall use reasonable care in the protection of the facilities. No payment shall be made for placing or maintaining said facilities on private property.
II:805. Damage to Water System Facilities. The customer shall be liable for any damage to the District-owner customer water service facilities when such damage is from causes originating on the premises by an act of the customer or his tenants, agents, employees, contractors, licensees, or permittees, including the breaking or destruction of locks by the customer or others on or near a service, and any damage to a service that may result from hot water or steam from a boiler or heater on the customer's premises. The District shall be reimbursed by the customer for any such damage promptly on presentation of a bill.

II:806. Ground Wire Attachments. All persons are forbidden to attach any ground wire or wires to any plumbing which is or may be connected to a service connection or main belonging to the District; the District will hold the customer liable for any damage to its property occasioned by such ground wire attachments.

II:807. Control Valve on the Customer Property. The customer shall provide a valve on his side of the service installation as close as is practicable to the street, highway, alley, or easement in which the water main serving the customer's property is located to control the flow of water to the piping on his premises. The customer shall not use the service curb stop to turn water on and off for his convenience.

II:808. Cross Connections. The customer must comply with the state and federal laws governing the separation of dual water systems or installations of back flow protective devices to protect the public water supply from the danger of cross connections. Back flow protective devices must be installed as near the service as possible and shall be open to test and inspection by
the water department. Plans for installation of back flow protective devices must be approved by the water department prior to installation.

In special circumstances when the customer is engaged in the handling of especially dangerous or corrosive liquids or industrial or process waters, the District may require the customer to eliminate certain plumbing or piping connections as an additional precaution and as a protection of the back flow preventive devices.

As a protection to the customer's plumbing system, a suitable pressure relief valve must be installed and maintained by him, at his expense, when check valves or other protective devices are used. The relief valve shall be installed between the check valves and the water heater.

Whenever back flow protection has been found necessary on a water supply line entering a customer's premises, then any and all water supply lines from the District's mains entering such premises, buildings, or structures shall be protected by an approved back flow device regardless of the use of the additional water supply lines.

The double check valve or other approved back flow protection devices may be inspected and tested periodically for water tightness by the District. The devices shall be serviced, overhauled, or replaced whenever they are found defective, and all costs of repair and maintenance shall be borne by the customer.

The service of water to any premises may be immediately discontinued by the District if any defect is found in
the check valve installation or other protective devices or if it is found that dangerous unprotected cross connections exist. Service will not be restored until such defects are corrected.

II:809. Interruptions in Service. The District shall not be liable for damage which may result from an interruption in service from a cause beyond the control of the water department. Temporary shutdowns may be made by the water department to make improvements and repairs. Whenever possible and as time permits, all customers affected will be notified prior to making such shutdowns. The District will not be liable for interruption, shortage, or insufficiency of supply or for any loss or damage occasioned thereby if caused by accident, act of god, fire, strikes, riots, war, or any other cause not within its control.

II:810. Ingress and Egress. Representatives from the water department shall have the right of ingress and egress to the customer's premises at reasonable hours for any purpose reasonably connected with the furnishing of water service.

SECTION 9: BILLING

II:901. Billing Period. The regular billing period will be annual. The annual charge for sewer and water service may be paid in two installments, one on June 1st and one on February 1st. If the charge is paid in full prior to June 1st, a discount of $3 will be allowed.

II:902. Opening and Closing Bills. Opening and closing bills for less than the normal billing period shall be pro-rated both as to minimum charges and quantity blocks. If the total period for which service is rendered is less than one month, the bill shall not be less than the monthly minimum charge applicable.
Closing bills may be estimated by the water department for the final period as an expediency to permit the customer to pay the closing bill at the time service is discontinued.

II:903. Payment of Bills. Bills for water service and sewer service shall be rendered at the end of each billing period to include the minimum charge for the following period. Bills shall be payable on presentation. On each bill for services rendered by the District shall be printed substantially the following:

If charges are not paid within thirty days after the due date or dates (February 1 and June 1), a penalty of ten percent will be added to said charges plus a further penalty of one percent per month on the first day of each month following. If full charges and penalty, if any, are not paid within sixty days after the due date or dates, District shall discontinue service, and a reconnection charge in the amount of $15 will be imposed.

SECTION 10: DISCONTINUANCE OF SERVICE

II:1001. Disconnection for Non-Payment. Service may be discontinued for non-payment of bills. At least five days prior to such discontinuance, the customer will be sent a final notice informing him that discontinuance will be enforced if payment is not made within the time specified in said notice. The failure of the District to send, or any such person to receive, said notice shall not affect the District's power hereunder. The service will not be discontinued, however, until the amount of the deposit made to establish credit for that service has been fully absorbed. A customer's water service may be discontinued if water service furnished at a previous location is not paid for within the time herein fixed for the payment of bills. If a customer receives water service at more than one location and the bill for service at any one location is not paid within the time provided for
payment, water service at all locations may be turned off. A waiver of this provision may be made by application to the Board.

II:1002. Reconnection Charge. A reconnection charge of $30 plus penalties will be made and collected prior to renewing service following a discontinuance.

II:1003. Unsafe Apparatus. Water service may be refused or discontinued to any premises where apparatus or appliances are in use which might endanger or disturb the service to other customers.

II:1004. Cross Connections. Water service may be refused or discontinued to any premises where there exists a cross connection in violation of state or federal laws.

II:1005. Fraud or Abuse. Service may be discontinued if necessary to protect the District against fraud or abuse.

II:1006. Non-Compliance with Regulations. Service may be discontinued for non-compliance with this or any other ordinance or regulations related to the water service.

II:1007. Upon Vacating Premises. Customers desiring to discontinue service should so notify the water department five days prior to vacating the premises. Unless discontinuance of service is ordered, the customer shall be liable for charges whether or not any water is used.

II:1008. Short-Term Disconnection. Upon notification to the water department, short-term disconnections will be made where the time involved comprises multiples of the minimum billing period.

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SECTION 11: COLLECTION BY SUIT

II:1101. Penalty. Rates and charges which are not paid on or before the sixtieth day after due date, or dates, shall be subject to a penalty of ten percent, and thereafter shall be subject to a further penalty of one percent per month on the first day of each month following.

II:1102. Suit. All unpaid rates and charges and penalties herein provided may be collected by suit.

II:1103. Costs. Defendant shall pay all costs of suit in any judgment rendered in favor of District.

SECTION 12: PUBLIC FIRE PROTECTION

II:1201. Use of Fire Hydrants. Fire hydrants are for use by the District or by organized fire protection agencies pursuant to contract with the District. Other parties desiring to use fire hydrants for any purpose must first obtain written permission from the water department prior to use and shall operate the hydrant in accordance with instructions issued by the water department. Unauthorized use of hydrants will be prosecuted according to law.

II:1202. Moving of Fire Hydrant. When a fire hydrant has been installed in the location specified by the proper authority, the District has fulfilled its obligation. If a property owner or other party desires a change in the size, type, or location of the hydrant, he shall bear all costs of such changes without refund. Any change in the location of a fire hydrant must be approved by the proper authority.
SECTION 13: PRIVATE FIRE PROTECTION SERVICE

II:1301. Payment of Cost. The applicant for private fire protection service not now installed shall pay the total actual cost of installation of the service from the distribution main to the customer's premises including the cost of a detector check meter or other suitable and equivalent device, valve, and meter box, said installation to become the property of the District.

II:1302. No Connection to Other System. There shall be no connections between this fire protection system and any other water distribution system on the premises.

II:1303. Use. There shall be no water used through the fire protection service except to extinguish accidental fires and for testing the fire-fighting equipment.

II:1304. Monthly Rates. The monthly rates for private fire protection shall be established in the District's schedule of rates.

II:1305. Water for Fire Storage Tanks. Occasionally, water may be obtained from a private fire service for filling a tank connected with the fire service, but only if written permission is secured from the District in advance and an approved means of measurement is available. The regular water rates will be applied.

II:1306. Violation of Agreement. If water is used from a private fire service in violation of the agreement or of these regulations, the District may, at its option, discontinue and remove the service.

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II:1307. Water Pressure and Supply. The District assumes no responsibility for loss or damage due to lack of water or pressure and merely agrees to furnish such quantities and pressures as are available in its general distribution system. The service is subject to shutdowns and variations required by the operation of the system.

SECTION 14: TEMPORARY SERVICE

II:1401. Duration of Service. Temporary service connections shall be disconnected and terminated within six months after installation unless an extension of time is granted in writing by the District.

II:1402. Deposit. The applicant shall deposit, in advance, an amount equal to $100 for each inch of service desired. Upon discontinuance of service, the actual cost of installing and removing the facilities required to furnish said service, exclusive of the cost of salvageable material, shall be determined and an adjustment made as an additional charge, refund, or credit.

If service is supplied through a fire hydrant, the applicant will be charged a flat charge per connection, for both installation and removal of service facilities including meter, of $100.

Water rates will be charged at 150 percent of the rates set forth in Subsection II:1501.

II:1403. Installation and Operation. All facilities for temporary service to the customer connection shall be made by the water department and shall be operated in accordance with its instructions.

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II:1401. Responsibility for Meters and Installation.

The customer shall use all possible care to prevent damage to any loaned facilities of the District which are involved in furnishing the temporary service from the time they are installed until they are removed or until forty-eight hours notice in writing has been given to the District that the contractor or other person is through with the meter or meters and the installation. If the meter or other facilities are damaged or lost, the cost of making repairs shall be paid by the customer.

II:1405. Temporary Service from a Fire Hydrant. If temporary service is supplied through a fire hydrant, a permit for the use of the hydrant shall be obtained from the proper authority and the District. It is specifically prohibited to operate the valve of any fire hydrant other than by the use of a spanner wrench designed for this purpose.

II:1406. Unauthorized Use of Hydrants. Tampering with any fire hydrant for the unauthorized use of water therefrom, or for any other purpose, is a misdemeanor punishable by law.

II:1407. Credit. The applicant shall pay the estimated cost of service in advance or shall be otherwise required to establish credit.

SECTION 15: WATER RATES

II:1501. User Charges. User charges for water service are $8.06 per month per connection for the first 12,400 gallons used and 73 cents per 1,000 gallons after the 12,400 gallons per month. Charge for new connection to the water system is $560 per connection.

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