OLYMPIC VALLEY PUBLIC SERVICE DISTRICT
ADMINISTRATIVE CODE

CHAPTER 1 WATER CODE

CHAPTER 2 SEWER

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OLYMPIC VALLEY PUBLIC SERVICE DISTRICT
ADMINISTRATIVE CODE CHAPTER 1 WATER CODE

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DIVISION I ADMINISTRATION

Section 1.01 Title

This chapter shall be known as the "Water Code," and may be cited as such.

Section 1.02 Scope

The provisions of this Chapter shall apply to water supply and service in, upon, or affecting the territory of the Olympic Valley Public Service District, and the design, construction, alteration, use, and maintenance of public water mains, distribution system, reservoirs, booster pump stations, pressure reducing stations, connections and services, and all system appurtenances; the issuance of permits and the collection of fees therefore and fees to pay for the cost of checking plans, inspecting construction, and making record plans of the facilities permitted hereunder; and providing penalties for violation of any of the provisions thereof.

Section 1.03 Amendments

This Chapter was adopted by the District on June 30, 1988, by Ordinance 88-2. Any future changes, additions, or deletions to this Chapter will be accomplished by adoption of future Ordinances amending, adding or repealing Sections in this Water Code.

DIVISION II DEFINITIONS

Section 2.01 Scope

The words and phrases appearing in this Chapter shall have the following meanings, unless it shall be apparent from the context that they have a different meaning.

Section 2.02 Accessory Dwelling Unit (ADU)

An attached or detached residential dwelling unit which provides complete independent living facilities for one or more persons. It includes provisions for living, sleeping, eating, cooking, and sanitation on the same parcel as the single-family dwelling. The total area of floor space of an attached ADU shall not exceed 50 percent of the proposed or existing primary dwelling living area. The total area of floor space for an attached or detached ADU shall not exceed 1,200 square feet. ADUs can also be referred to as a “mother-in-law unit”, “second unit”, or “granny flat”.

ADUs are owned by the same owner of the Single Family Dwelling on the parcel.

ADU Connection Fees are applied as follows:

Scenario	Connection Fee (Y/N)	Physical Connection
New attached or detached ADU that does not increase the existing space of an existing primary residence and / or ancillary structure	No	No New Connection
New attached or detached ADU that increases the existing space of an existing primary residence and / or ancillary structure	Yes	New Connection Possible
New construction of an attached or detached ADU concurrent with primary residence	Yes	Two Connections Possible
Discovery of an existing attached or detached ADU	No	Inspection and Testing of Connection Possible

ADUs are served by a single water meter serving the Single Family Dwelling and ADU.

For the base rate, ADUs are charged User Fees established for Multi-Family Units. There are no separate consumption charges as water consumed by the ADU is measured by the meter serving the Single Family Dwelling. Fees for consumption are included in the consumption charges billed to the Single Family Dwelling.

Section 2.03 Air and Vacuum Relief Valve
Combination automatic valve at high point in line which releases entrapped air or admits air when a vacuum is created.

Section 2.04 Air Release Valve
Automatic valve at high point in line which releases accumulated entrapped air.

Section 2.05 Apartment
Consist of five (5) or more independent living spaces in one building. They have common areas and amenities for everyone in the complex to enjoy. There are no private yards for apartment dwellers. Apartments are usually anywhere from 1 to 3 bedrooms with 1 to 2 bathrooms. They also usually have adjoining walls, floors, and ceilings with other tenants.

An apartment complex is owned by a single entity and leased out to individual tenants.

An apartment is different than a condominium in that an apartment is a unit in a larger building with one owner, where a condo is a unit in a larger building and each unit can be individually owned.

A Multi-Family Unit Connection Fee applies.

User Fees will be charged a base fee and consumption fees in accordance with Multi-Family Units.

An apartment building is master-metered.

Section 2.06 Approved Water Supply
The potable water supply of safe, sanitary quality approved for human consumption by the authorities having jurisdiction.

Section 2.07 Blowoff
Valved take-off at low points in distribution line.

Section 2.08 Board
"Board" means the Board of Directors of the Olympic Valley Public Service District.

Section 2.09 Commercial
Any use on lands or buildings where the owner is engaged in trade or business including, but not limited to, hotels, motels, restaurants, stores, service stations, schools, churches, professional offices, retail stores, etc. See the definition for “Hotel / Motel Unit” in this section.

Connection Fees are based on meter size.

User Fees consist of a Commercial base rate based on meter size as well as a flat rate for Commercial consumption.

Commercial units are served by individual meters.

Section 2.10 Condominium – Commercial
"Commercial Condominium" shall have the same meaning as a residential condominium with the additional provision that it is managed in such a manner as determined by the District to be of a commercial nature or it is configured such that treating it as a commercial condominium would be the most equitable means of billing the user.

Section 2.11 Condominium – Residential (Sole Ownership)
Condominium, or condo, units are individually owned, each owner receiving a recordable deed to the individual unit purchased, including the right to sell, mortgage, etc. that unit and sharing in joint ownership of any common grounds, passageways, etc. and common property (i.e. elevators, halls, roof, stairs, etc.) under the umbrella of an HOA. Condo owners only own the interior of their unit. They also usually have adjoining walls, floors, and ceilings with other units.

A condominium unit is an individually owned residential parcel or dwelling unit within a Condominium Development.

A condominium is different than an apartment in that a condo is a unit in a building where each unit is individually owned; an apartment is a unit in a larger building with one owner.

A Condominium Unit may have a “Lock-Off Unit”. See the definition for “Lock-Off Unit” in this section.

A Multi-Family Unit Connection Fee applies to each Condo Unit. Condominium buildings are also charged Commercial Connection Fees for the meter installed to serve all other water demands on the property.

Condominium Units are charged User Fees (Multi-Family Unit base rate and consumption charges) for each unit in addition to Commercial User Fees (base rate and consumption charges) for the meter installed to serve all other water demands on the property.

All Condominium units are master-metered and the building’s commercial uses are metered separately.

Section 2.12 Cooking Facilities
A facility used or designated to be used for the cooking or preparation of food and includes any full-size refrigerator, stovetop and oven, kitchen sink, microwave, and / or dishwasher.

“Cooking Facilities” are different from a “Kitchenette” in that “Cooking Facilities” contain a full-size refrigerator, stovetop, oven, kitchen sink, or dishwasher.

Section 2.13 Corporation Stop
The valve adjoining the water main on a service connection.

Section 2.14 County Health Officer
"County Health Officer" means the County Health Officer of the County of Placer, or his authorized deputy, agent, representative, or inspector.

Section 2.15 Curb Stop
The shutoff valve on the service connection at the property line.

Section 2.16 Customer
"Customer" shall mean any person described herein to whom water is delivered through the District distribution system.

Section 2.17 Dielectric Couplings
A non-metallic insert between ferrous and non-ferrous metal with high insulating properties used to interrupt transient currents and to prevent electrolysis.

Section 2.18 Disinfection
Introduction of an oxidizing agent into the system to kill potentially infectious living organisms.

Section 2.19 Distribution System
The network of pipes used to convey water throughout the service area operated by the District.

Section 2.20 District
"District" means the Olympic Valley Public Service District.

Section 2.21 District Manager
"District Manager" shall mean the Manager of the District or other person designated by the Board or the Manager to perform the services or make the determinations permitted or required under this chapter by the District Manager.

Section 2.22 Duplex
A house that accommodates two separate families or residents at the same time, with two separate entrances from the outside for each. Usually, when looking at a duplex it will look like a large house, but it will have two entrances to the two separate living spaces. They can be side by side, one story, or two stories. Inside it will have all the rooms you would expect in a single-family home including bathrooms, a kitchen, bedrooms, etc. On some occasions there will also be two garage doors. The owner is responsible for interior and exterior upkeep, landscape, etc. Duplex ownership is generally single ownership for the entire structure, deeded as one parcel.

There are also triplexes and quadplexes that are the same but have three (3) and four (4) living spaces, respectively, instead of the two in the duplex.

A duplex is different than a halfplex in that a duplex has one owner for the entire parcel. Each unit of a halfplex can be individually-owned and each unit has its own parcel number.

A triplex and quadplex are different than an apartment building in that the number of units in the building is less than five.

A Single Family Dwelling Connection Fee applies for the first unit and a Multi-Family Unit Connection Fee applies for additional units. The first unit of a duplex is considered a Single Family Dwelling.

User Fees consist of a Single Family Dwelling base rate charge for the first unit and Multi-family base rate charge for additional units. Consumption is charged as Single Family Units tiered rate structure. Irrigation and additional units are considered in the consumption.

Duplexes and similar type structures are served by a single meter (similar to an ADU).

Section 2.23 Frontage
"Frontage" means the length or width in feet applied to a lot based on the benefit received from the abutting water line, as determined by the District.

Section 2.24 Halfplex
A halfplex is one-half of an attached residence. There are two halfplexes per building, but each unit can be individually owned and each has its own parcel number. For all practical purposes, a halfplex is like a single family residence that shares a common wall.

Owners own their unit’s interiors and exteriors, including roof, lawn, and driveway (sometimes), but not the common areas. The responsibility of landscape maintenance, exterior maintenance and repair, etc. is on the individual owner, generally meeting the requirements of CCRs.

A halfplex is different than a duplex in that each unit is deeded separately and each has its own parcel number; a duplex has one owner for the entire parcel.

A Single Family Dwelling Connection Fee applies to each unit in the halfplex.

User Fees consist of a Single Family Dwelling base rate charge for each unit as well as a tiered rate structure for consumption for each unit. Irrigation and additional units are considered in the consumption.

Each unit is served by an individual water meter.

Section 2.25 Hotel / Motel Unit (Also includes Bed & Breakfast establishments)
A mixed-use establishment providing lodging and other guest services, rented out on a day-to-day basis. It is typically a single room with a bathroom facility and sometimes a kitchenette. A hotel room may include two rooms with two bathrooms with or without a single kitchenette. Hotels include Bed and Breakfast establishments.

A Hotel is an individually owned commercial parcel.

A Hotel is different than a condo in a rental pool in that a hotel unit is owned by the building owner; a condo unit is individually owned and there are many owners in a condo building.

A Hotel room (unit) is the same as a condo unit in a rental pool in that a hotel unit is used for lodging on a short-term basis; a condo unit in a rental pool has similar use.

A Multi-Family Unit Connection Fee applies to each Hotel Room with “Cooking Facilities”. A Hotel Unit Connection Fee applies to each Hotel Room with a “Kitchenette” or with no food preparation facilities. Hotels and motels are also charged Commercial Connection Fees for the meter installed to serve commercial water demands on the property.

Hotels and motels are charged User Fees (Multi-Family Unit base rate and consumption charges) for each unit in addition to Commercial User Fees (base rate and consumption charges) for the meter installed to serve all other water demands on the property.

All Hotel units are master-metered and the hotel’s commercial uses are metered separately.

Section 2.26 Hydropneumatic System
A system comprised of a booster pump, pressure tank, air compressor, and controls used to boost pressure and store water at the increased pressure.

Section 2.27 Inspector
"Inspector" means the authorized inspector, deputy, agent or representative of the District.

Section 2.28 Kitchenette
A small cooking area usually in hotel type facilities that could include a coffee maker, microwave oven, toaster oven, dorm / half-refrigerator, and / or a bar sink.

A “Kitchenette” is different from “Cooking Facilities in that a “Kitchenette” does not contain a full-size refrigerator, stovetop, oven, kitchen sink, or dishwasher.

Section 2.29 Licensed Contractor
"Licensed Contractor" means a contractor having a valid license issued pursuant to Chapter 9, Division 3, of the Business and Professions Code, State of California, which license includes the activities listed on permit applied for.

Section 2.30 Lock-Off Unit
Condominium units and hotels are often constructed with lock-off units. A condominium with a lock-off unit, sometimes called a lockout unit, is a condominium that can be divided into two separate sections by a locking door. The owner of a lock-off has several options when it comes to renting out the unit: they can rent the entire unit to one party, stay in one half of the unit and rent out the other half, or rent out both halves to different parties. While the main, or full unit, may have a full kitchen and laundry facilities, the lock-off unit will likely look more like a hotel room - with one room, a bathroom, possibly a kitchenette, and a separate door to enter or exit to the hallway or outdoors.

Lock-off units are owned by the same owner as the main unit and have the same parcel number as the main unit.

Lock-Off Units are different than an apartment in that it can be joined to another living unit under common ownership by unlocking a door internal to the condo unit.

A Multi-Family Unit Connection Fee applies to each Lock-Off Unit with “Cooking Facilities”. A Hotel Unit Connection Fee applies to each Lock-Off Unit with a “Kitchenette” or with no food preparation facilities. The main, or full, unit is also charged a Multi-Family Unit Connection Fee.

Multi-Family Unit User Fees (base rate and consumption) apply to the main, or full, unit. In addition, Multi-Family Unit User Fees (base rate and consumption) apply to the lock-off unit.

All Lock-Off units are master-metered along with other condo units and the condominium’s commercial uses are metered separately.

Section 2.31 Lot
"Lot" means any piece or parcel of land bounded, defined, or shown upon a map or deed recorded or filed in the office of the County Recorder of Placer County, provided, however, that in the event any building or structure covers more area than a lot as defined above, the term "lot" shall include all such pieces or parcels of land upon which said building or structure is wholly or partly located, together with the yards, courts and other unoccupied spaces legally required for the building or structure.

Section 2.32 Metered Service Connection
The service connection, plus the meter and meter box.

Section 2.33 Mixed Use Facilities
Parcels or facilities with both residential and commercial uses.

Connection Fees are charged based on the land use.

User Fees are charged based on the land use. The commercial portion will be charged based on meter size plus commercial rate consumption fees. The residential portion will be charged in accordance with its land use. See the most recent rate schedule adopted via resolution.

Commercial and residential uses shall be separately metered.

Section 2.34 Ordinance
"Ordinance" means an ordinance of the Olympic Valley Public Service District.

Section 2.35 Owner
"Owner" shall mean any person who by lease, contract of sale, deed, deed with security as trust deed, mortgage, or other evidence of indebtedness, estate or other color of right, or color of title, has fee title or demonstrates, or ostensibly demonstrates the authority to grant, or accept the incidents of ownership to any lot, premises, or parcel of land.

Section 2.36 Permittee
"Permittee" means the person to whom a permit has been issued pursuant to the provisions of this chapter.

Section 2.37 Person
"Person" shall mean any person, firm, company, corporation, partnership, association, any public corporation, political subdivision, city, county, district, the State of California, or the United States of America, or any department or agency thereof.

Section 2.38 Premises
"Premises" shall mean any lot, or any piece or parcel of land comprising two or more lots of record in one ownership, or any building or other structure or any part of any building or structure used or useful for human habitation or gathering or for carrying on a business or occupation or any commercial or industrial activity.

Section 2.39 Pressure Reducing Station
A structure containing pressure reducing valves used to reduce water pressure between pressure zones.

Section 2.40 Pressure Reducing Valve
An automatic device which reduces water pressure to acceptable levels by means of a pressure drop across the valve.

Section 2.41 Pressure Zone
The area within a boundary where service pressure is controlled within specified limits by reducing or boosting water pressure.

Section 2.42 Private Waterline
That portion of the water distribution system which is located on the private owner's or customer's side of the street property line.

Section 2.43 Pumping Station
Pumping equipment used to increase water system pressures to acceptable levels in a service area.

Section 2.44 Reservoir
A tank or basin used for the collection and storage of water.

Section 2.45 Section
"Section" means a section of this chapter unless some other ordinance, chapter or statute is mentioned.

Section 2.46 Service Connection
The pipeline and other equipment in place necessary to convey water from the District's main to the meter or meter box located on or near the property line, including the tap, corporation stop or shutoff valve at the main, service line, curb stop and drain, but not including the meter or meter box.

Section 2.47 Single Family Dwelling Unit
A Single Family Dwelling is a parcel with a single-family residential dwelling unit.

A Single Family Dwelling is an individually owned residential parcel.

A Single Family Unit Connection Fee applies.

User Fees consist of a Single Family Unit base rate charge as well as a tiered rate structure for consumption. Irrigation and additional units are considered in the consumption.

A Single Family Dwelling is served by a single water meter.

Section 2.48 Street Property Line
As used in this chapter, "Street Property Line" means a State or County right-of-way line or a road easement line immediately adjacent to the premises.

Section 2.49 Tapping
The installation of a corporation stop or saddle tee on a pipeline after it is in place.

Section 2.50 User Fees

User Fees are levied and assessed annually against consumers for the purposes of providing funds for the maintenance, operation and capital improvements of the District.

Each lot or premises which is connected to and each owner or customer receiving water from the District's distribution system shall pay an annual water service charge. These are also known as Service Fees or “Rates & Charges for Water Service”.

Section 2.51 Water Conservation Devices
The following words and phrases shall have the meanings given herein relative to water conservation equipment and facility uses:

A. Water-saving Shower Head. A shower head equipped with a flow reducing device limiting flow to a maximum of two and one-half (2½) gallons per minute.

B. Water-saving Aerator. An aerator equipped with a flow reducing device limiting flow to a maximum of two and two-tenths (2.2) gallons per minute.

C. Self-closing Valve. A water valve designed to close by spring or water pressure when left unattended shall be installed in all commercial establishments and shall be rated for not more than .25 gallons per use.

D. Water Saving Toilets. Tank-type toilets shall be designed for a maximum one and six-tenths (1.6) gallon flush or equipped with an approved flush-o-meter valve. Urinals shall be designed for a maximum one (1) gallon flush.

E. Water Closet Reservoir Device. A device designed to reduce the flush in tank-type toilets to three and one-half (3½) gallons or less.

F. Pressure Reducing Valve. A valve device providing regulation of water pressure to structures designed to limit the pressure for use within that structure to a range not exceeding 60 psi.

G. Approved Fixtures and Devices. Fixtures and devices approved by the Olympic Valley Public Service District and meeting minimum standards of the Plumbing Code.

H. New Uses. Any uses incorporated in new construction or added to existing construction through remodeling taking place after the date of adoption of Ordinance No. 88-2.

I. Existing Uses. All lawful uses existing at the date of adoption of Ordinance No. 88-2.

Section 2.52 Water Main

A water supply line in street or easement which is a part of the distribution system.

DIVISION III GENERAL PROVISIONS AND REGULATIONS

Section 3.01 Amendments

Whenever a power is granted to any portion of this chapter, such reference applies to all amendments and additions thereto.

Section 3.02 Delegation of Powers

Whenever a power is granted to or a duty imposed upon the District by provisions of this chapter, the power may be exercised or the duty performed by an authorized person or agent of the District.

Section 3.03 Validity

If any provision of this chapter or the application thereof to any person or circumstance, is held invalid, the remainder of the chapter, and the application of such provisions to other persons or circumstances shall not be affected thereby.

Section 3.04 Enforcement

This District Manager shall enforce the provisions of this chapter and for such purpose shall have the powers of a peace officer. Such powers shall not limit or otherwise affect the powers and duties of the County Health Officer.

Section 3.05 Standards

The minimum acceptable standards for design and construction of water lines and appurtenances within the District shall be the latest version of the Olympic Valley Public Service District's Standard Specifications.

Section 3.06 Penalty for Violation

Every person violating any provision of this chapter or any conditions or limitation of permit issued pursuant thereto is guilty of a misdemeanor punishable in the manner provided by law.

Section 3.07 Continued Violation

Each day during which any violation described in this chapter as willful continues shall constitute a separate offense punishable as provided by this chapter.

Section 3.08 Notice

Unless otherwise provided herein, any notice required to be given by the District Manager under this chapter shall be in writing and may be mailed by regular first-class mail to the last address known to the District Manager. Where the address is unknown service may be made as above provided upon the owner of record of the property.

Section 3.09 Time Limits

Any time limit provided for in this chapter may be extended by mutual written consent of both the District and the permittee or applicant, or other person affected.

Section 3.10 Identification

Inspectors and maintenance men shall identify themselves upon request when entering upon the work of any contractor or property owner for any inspection or work required by this chapter.

Section 3.11 Inspections
The District Manager may inspect, as often as he deems necessary, all construction of water lines, connections, reservoirs, pumping plants, treatment facilities and all other appurtenances. All persons shall permit and provide the District Manager with access to all such facilities at all reasonable times.

Section 3.12 Access Requirements
No physical object or structure, including, but not necessarily limited to, permanent or temporary structures, plantings, landscaping, fill, boulders, rockery walls or irrigation systems, shall be located on or within a District water line easement or placed in such a position as to unreasonably interfere with District's access, maintenance and repair of any facility, located within a water line easement and as described in Section 3.11. Any such obstruction, upon request of the District's General Manager, or his designee, shall immediately be removed by the property owner at no expense to the District and once removed, shall not be replaced on or within the easement.

Upon the District's written notification to the property owner, any and all obstructions which impede or prevent access to the utility easement shall be removed by the Owner at no cost to the District. If, after 45-days notice, the Owner has failed or refused to remove the obstruction(s) affecting the utility easement, District shall, at its election, remove said obstructions and bill the Owner to recover District expenses incurred in connection therewith. Owner shall be responsible for payment of all District expenses, including Staff time, administrative fees, legal fees, charges from independent contractors and/or as otherwise associated with removal of Owner's encroachments upon or within District's utility easement.

The obligation to pay District expenses shall become due upon presentation of a billing therefor and shall become delinquent if not paid within forty-five (45) days from date of billing presentation. Any delinquent payment shall gather interest at the Annual Percentage Rate of twelve percent (12%) from date of delinquency until paid. If the bill remains unpaid for a period of forty five (45) days from presentation of the original billing, the District will forward the delinquent charges to Placer County for collection on the Owner's property tax bill.

Section 3.13 Interference with Inspectors
No person shall, during reasonable hours, refuse, resist, or attempt to resist the entrance of the District Manager into any building, plant, yard, field, or other place or portions thereof in the performance of his duty within the power conferred upon him by law or by this chapter.

Section 3.14 Temporary Service

A. Prior to receiving temporary water service from the District or connecting into the District's distribution system for temporary water service, a contractor shall comply with the following:
    1. A contractor shall make written application on the forms provided by the District.
    2. The contractor shall agree to pay the District a non-refundable connection fee to be determined by the District based on the size of the meter to be used, and all account set-up costs.
    3. 3. The contractor shall agree to pay the District for actual consumption at the rate established by the Board from time to time. This rate shall not be less than the actual total cost of the District to produce the water consumed.
    4. The contractor may be required to deposit with the District a sum to be

determined by the District to cover the cost of the contractor's estimated water usage for the entire period of use. If the actual amount of water used is less than the amount deposited with the District, the District shall refund the difference to the contractor after the contractor disconnects from the District's distribution system and returns the meter to the District. The contractor shall pay such further sums as necessary to cover the actual usage.

5. The contractor shall deposit with the District a sum to be determined by the District equal to the replacement cost of the meter to be used. The District shall refund the deposit if the meter is returned undamaged.

B. In addition to other enforcement provisions of this chapter, the District may terminate the supply of water to any contractor receiving temporary water service in violation of this section.
C. A contractor shall be liable for all reasonable expenses incurred by the District in its enforcement of Section 3.14B.
D. This section shall not apply to contractors working directly for the District.

Section 3.15 Service to Others

No person shall supply water to any other lot or premises other than that owned or occupied by such person unless written permission is first granted by the District.

Section 3.16 Interruptions in Service

The District shall have the authority to turn off water from mains without notice. The District will not be liable for damage that may result for an interruption in service.

In the event of planned water outages, every effort will be made to notify persons living in affected areas of the shut-off. In such cases, District personnel will go door-to-door or will place the flags notifying individuals of the date and time of the planned shut-off.

Nothing in this section shall require the District to notify affected persons in the event of emergency shut-offs.

Section 3.17 Shut-off Valves

All shut-off valves installed by the District are for District use only. For ordinary usage, all owners shall provide their own shut-off valves.

Section 3.18 Tampering

A. No person shall operate, construct, alter, connect, interfere, or otherwise tamper with the District's main line, fire hydrant, service connection, shut-off valve, disconnection meter lock, or other portion of the District's distribution system which is owned by the District, without prior written District authorization.
B. Any person who, without prior District authorization, operates, constructs, alters, connects, interferes, or otherwise tampers with the District's main line, fire hydrant, service connection, shut-off valve, disconnection meter lock, or other portion of the District's distribution system which is owned by the District, shall pay to the District the minimum cost of investigating and correcting the unauthorized tampering, which rate shall be determined by staff and approved by the Board. This person shall also pay to the District any additional sums which the District incurs to cover the District's administrative, legal, repair, and other related expenses of investigating and correcting the unauthorized tampering.
C. Any person who needs to temporarily close or otherwise utilize any District shut-off valve

shall first obtain the District's authorization prior to initiating such action. This person shall pay all District costs relating to the temporary closing or utilizing of any District shut-off valve.

D. Any person who closes or otherwise utilizes any District shut-off valve, without prior District authorization, shall contact the District immediately about the reasons for using the shut-off valve and location of the shut-off valve. A person who fails to contact the District immediately shall pay to the District the minimum cost of investigating an unauthorized and unreported use of a District shut-off valve which rate shall be determined by staff and approved by the Board. This person shall also be subject to the costs identified in Section 3.18B.

Section 3.19 Water Bleeds

No water bleeds shall be operated by any person for the purpose of freeze prevention without written permission of the District. Water wasted in this manner will be estimated and charged for at the rate set by the Board of Directors.

Section 3.20 Wastage of Water

No person and/or consumer shall cause or permit any water furnished to his property by the District to waste water for any purpose contrary to any provision of this Code, or in quantities in excess of the use permitted by the conservation stage in effect pursuant to Section 3.23. Any leak or abnormal use in plumbing and/or irrigation systems, pools, spas, water features, etc. shall be repaired when found, but in any case within 10 days of District notice of repair. The District may, after two warnings by certified mail or personal service, disconnect the service to any property and/or consumer for failure to comply with the foregoing rule. Such service shall be restored only upon payment of the current turn-on charge in effect at the time the water is disconnected, plus any assessed fine as specified in Section 3.23. The amount of water wasted in this manner will be estimated and charged at the rates set by the Board of Directors from time to time.

Section 3.21 Water Conservation Devices - Area of Installation

Water conservation requirements concerning installation of devices in new and existing facilities shall apply to all areas within the Olympic Valley Public Service District boundaries.

Section 3.22 Installation Requirements for Water Conservation Devices

Requirements for installation of water conservation devices are contained herein.

A. Low flow fixtures are required in all residential structures that are required to obtain a District construction or tear down/rebuild permit and shall meet the requirements of the most current version of the California Plumbing Code (CPC) and Uniform Plumbing Code (UPC), whichever is more restrictive.
B. Where a residential structure is required to obtain a District remodel permit, all existing non-compliant fixtures within the residential unit must be replaced with low-flow fixtures pursuant to the requirements of most current version of the CPC and UPC, whichever is more restrictive. This applies to <u>all non-compliant fixtures</u> within the residential unit, not just the ones initially being replaced.
C. Low-flow fixtures are required in all new or completely reconstructed commercial and public structures that are subject to the District permit process and shall meet the requirements of the most current version of the CPC and UPC, whichever is more restrictive.
D. Water pressure shall not exceed 60 psi within residential or non-residential structures.

Pressure will be checked at final inspection of new construction, reconstructions, and remodels to ensure compliance.

E. Insulation of Hot Water Pipes. Hot water pipes installed in all residential structures required to obtain a construction, tear down/rebuild, or remodel permit shall be insulated pursuant to Section 609.11 of the most current version of the CPC and Placer County Building Department standards.

Section 3.23 Water Conservation

Notwithstanding any other provision of law, and in accordance with Division 1, Chapter 3.5 of the California Water Code, the District finds that a Water Conservation Program is in the public's best interest, will serve a public purpose, and will promote the health, welfare, and safety of the people of Olympic Valley. The District shall strive to educate water users regarding the benefits of water conservation and will notify customers of high usage rates or when water leaks are suspected.

Stages of water conservation measures, use requirements, and restrictions are set forth in this Section. The District shall operate in Water Conservation Stage 1 under normal conditions. The Board may declare other levels if conditions warrant. Each increasing conservation stage also includes all conservation measures, use requirements, and restrictions of all previously declared lower level stages. Customers shall comply with the conservation stage declared by the District, or other regulatory agencies, or both.

3.23.1. Declaration, Implementation, and Termination of Water Conservation Stages 2, 3, and 4

Water conservation stages 2, 3, and 4 will be declared by the Board at a publicly noticed meeting. In emergency situations, the General Manager may declare a water conservation stage initially, to be followed up with a Board declaration as soon as reasonably possible. Each water conservation stage will be triggered by specific conditions related to the operating capacities of District water sources and the water distribution system, and/or any regulatory mandates. Examples may include, but shall not be limited to, severe local drought conditions, regulatory mandates, significant depletion of pumping capacity due to mechanical failure or aquifer depletion, major distribution system failures such as water or transmission main failure, water tank failure, impacted water quality or water system contamination, natural disasters such as fire, weather or earthquake events, or long term power outages. The water conservation stage chosen will vary based on the severity of the situation and/or per regulatory mandates. The District may choose to implement varying water consumption reduction requirements for different customers, based upon factors such as, but not limited to; historical water usage, type of water usage, time of water usage, or other relevant factors.

The District shall monitor the projected supply and demand for water by its customers on a regular basis. Following the declaration of any conservation stage, the District will implement appropriate response actions. If emergency conditions warrant the rationing or emergency conservation of water, customers shall be notified of the conservation stage by one or more of the following methods:

A. Door hanger notices delivered to the property served
B. Mass mailing to customers, including billing inserts
C. Email notification to customers, if such contact information is readily available or on file with the District

D. Public postings, including signs in affected neighborhoods and subdivisions
E. Announcements in local media, such as newspapers, radio and television
F. Announcements via social media and on the District's website
G. Any other methods deemed appropriate by the General Manager

The District will regularly monitor drought conditions and promptly recommend that the water conservation response stage level increases if conditions worsen. The Board will rescind Water Conservation Stage 2, 3, or 4 if warranted by improved conditions or reduced regulatory requirements.

The table below defines the relationship between the District's four (4) water conservation stages and the State of California's six (6) standard water shortage levels as defined in Section 10632 of the California Water Code.

District Conservation Stage	Conservation Goal - System Wide Water Demand Reduction	State Water Shortage Level Equivalent
1 - Normal Conditions	Up to 10%	1
2 - Water Shortage Watch	Up to 20%	2
3 - Drought Emergency	Up to 30%-50%	3-5
4 - Critical Water Shortage	>50%	6

3.23.2. Irrigation Conservation.

A. All new construction landscaping or rehabilitated landscape shall conform with the requirements of the Model Water Efficient Landscape Ordinance per CCR Title 23, Division 2, Chapter 2.7.
B. The Model Water Efficient Landscape Ordinance includes a Maximum Applied Water Allowance (MAWA) for any given parcel of land, based on evapotranspiration rates, by region. Appendix A hereto specifies the Maximum Water Allowance Calculation applied to properties located within District boundaries and is incorporated herein by reference.
C. Automatic irrigation controllers utilizing either evapotranspiration or soil moisture sensor data utilizing non-volatile memory shall be required for irrigation scheduling in all irrigation systems.
D. Sensors (rain, freeze, wind, etc.), either integral or auxiliary, that suspend or alter irrigation operation during unfavorable weather conditions shall be required on all irrigation systems.
E. No irrigation shall occur during and within 48 hours after measurable precipitation or when the air temperature is less than 40 degrees Fahrenheit. Measurable precipitation shall be defined as greater than or equal to 0.25 inches of precipitation. Irrigation should be avoided during windy conditions.
F. Pressure regulators shall be required on all irrigation systems and set not to exceed 60 psi.
G. Drought Resistant Landscapes. The District strongly encourages the use of drought resistant plants, native plants, groundcovers, or naturalized plants. New and remodeled landscaping shall be limited to native or drought tolerant plants. Drip irrigation or low-flow irrigation systems in new landscape areas shall be required. Installation of large turf areas, and/or unused turf areas are strongly discouraged.
H. Decorative water features that do not recirculate water are prohibited.

3.23.3. Stage 1 (Normal Conditions)

Water Conservation Stage 1 requires that overall water consumption be reduced by up to 10% and requires that all District customers (residential, commercial, non-profit, and public agencies) shall not waste water in any fashion or in violation of Section 3.20 and shall abide by the following restrictions.

A. Voluntary Odd-Even Designated Irrigation Encouraged. The District encourages no irrigation, for any purpose, other than for fire safety measures, on Mondays in Stage 1 (Normal Conditions). Properties with street addresses ending with even numbers are encouraged to irrigate on Tuesdays, Thursdays, and Saturdays. Properties with street addresses ending with odd numbers are encouraged to irrigate on Wednesdays, Fridays, and Sundays.
    1. No outdoor irrigation will be permitted during the hours of 10:00 a.m. and 5:00 p.m.
    2. Irrigation systems shall be taken offline and winterized by November 1 of each year.
B. Use of any water for any purpose which results in flooding or runoff in gutters, streets, or adjacent properties is prohibited.
C. Leaks. District customers shall repair all leaks in plumbing and irrigation systems occurring on the customer's side of each meter within ten (10) days from date of discovery or notification. A leak detection notice may be given to the property owner.
D. Hoses shall not be used for any purpose without an automatic shut-off device being attached to the hose. Hoses left running are not permitted.
E. A District Fire Hydrant and Meter Use Permit must be obtained before use of any fire hydrant for any purpose other than fire suppression, emergency aide, or water and sewer system maintenance.
F. Undeveloped Property & Vacant Lots. Irrigation of undeveloped property and vacant lots is expressly prohibited unless required or mandated by Placer County Code or other governmental agency.
G. Food and Beverage Establishments. Commercial food and beverage establishments should encourage serving water to customers only when requested by the customer.

3.23.4. Stage 2 (Drought Watch)

Water Conservation Stage 2 requires that overall water consumption be reduced by up to 20%. In addition to restrictions contained in Stage 1, the following restrictions shall become effective immediately upon declaration by the Board:

A. The filling of all swimming pools, which are not covered during periods of non-use, is prohibited.
B. Outdoor irrigation of all vegetation, including lawns and landscaping, is limited to three times per week. Even numbered addresses are allowed to irrigate on Tuesdays, Thursdays, and Saturdays. Odd numbered addresses are allowed to irrigate on Wednesdays, Fridays, and Sundays.
C. Irrigation of non-turf areas which utilize exclusively drip systems are exempt from designated irrigation days.
D. No irrigation is allowed on Monday.
E. No new or remodeled landscaping shall be installed, except as authorized in writing by the General Manager. Installation of decorative grass is prohibited.
F. Hardscapes. Water shall not be used to wash sidewalks, driveways, parking areas, tennis courts, decks, patios or other improved areas, except as required or necessitated

by driveway repair or necessary maintenance, or to alleviate immediate fire, sanitation, or health hazards.

G. Lodging Facilities. Lodging facilities subject to registration and payment of transient occupancy taxes to Placer County shall post water conservation literature in each room. Literature to be distributed shall be approved by the General Manager.
H. All food and beverage establishments shall serve drinking water to customers only upon request. All establishments shall include a placard at each table stating such.
I. All visitor accommodations shall wash guest linens only upon request and/or after checking out. A notice shall be placed in each room stating such.

3.23.5. Stage 3 (Drought Emergency)

Water Conservation Stage 3 requires that overall water consumption be reduced by up to 30-50%. In addition to restrictions contained in Stage 1 and 2, the following restrictions shall become effective immediately upon declaration by the Board.

A. Outdoor irrigation of all vegetation, including lawns and landscaping, shall be limited to two (2) times per week, no more than 15 minutes per day per station. Even numbered addresses are allowed to irrigate on Mondays and Thursdays. Odd numbered addresses are allowed to irrigate on Tuesdays and Fridays.
B. No irrigation is allowed on Wednesday, Saturday, and Sunday.
C. Irrigation of non-turf areas which utilize exclusively drip systems is allowed only Monday-Friday.
D. No new or remodeled landscape shall be installed.
E. Filling, refilling, or replenishing swimming pools and spas is prohibited, except as authorized in writing by the General Manager.
F. Decorative water features are to be drained and kept dry.
G. The District may limit or discontinue the issuance of new water supply permits as deemed necessary by the General Manager.

3.23.6. Stage 4 (Critical Water Shortage)

Water Conservation Stage 4 may require that overall water consumption be reduced by more than 50%. In addition to restrictions contained in Stage 1, 2, and 3, the following restrictions shall become effective immediately upon declaration by the Board.

A. Water use shall be for public health and safety purposes only.
B. The use of water for other than domestic and commercial non-irrigation used is prohibited.
C. Dedicated irrigation meters and irrigation backflow devices may be locked off by the District.
D. Water supply permits for projects under construction may be suspended or revoked unless the owner can prove the project will not further exacerbate the water supply shortage.
E. Filling, refilling, or replenishing swimming pools and spas is prohibited.
F. The District may implement mandatory water rationing through the use of rolling outages, or other methods, should the situation arise. Affected customers will be notified via public outreach, local media, written notice posted at the property, mail, and/or personal contact.

3.23.7. Enforcement

The General Manager, and other authorized District employees, have the duty and are hereby authorized to enforce all provisions of Section 3.23.

3.23.8. Violations

A. For the first violation within one calendar year, the District shall issue a warning to the customer in the form of a written notice posted at the property, personal contact and/or a letter advising of the violation. If not corrected within the time limit specified in the District's notice to the customer, the District may elect to take further corrective actions.
B. For the second violation within one calendar year, whether it is the same provisions previously violated or a new provision, the customer will be notified in the form of a written notice posted at the property, personal contact and/or a letter advising of the violation. If not corrected within the time limit specified in the District's notice to the customer, the District may elect to take further corrective actions, including assessment of fines in the amount of $100/day until indicated violation(s) are remedied. The fine shall be added to the customer's water bill.
C. For the third violation within one calendar year, whether it is the same provisions previously violated or a new provision, the customer will be notified in the form of a written notice posted at the property, personal contact and/or a letter advising of the violation. If not corrected within the time limit specified in the District's notice to the customer, the District may elect to take further corrective actions, including assessment of fines in the amount of $250/day until indicated violation(s) are remedied. The fine shall be added to the customer's water bill. The District may also discontinue water service to the property where the violations occurred, in accordance with District procedures. Reconnection shall be permitted only when there is reasonable protection against future violations, as determined by the General Manager.
D. For the fourth and any subsequent violation within one calendar year, whether it is the same provisions previously violated or a new provision, the customer will be notified in the form of a written notice posted at the property, personal contact and/or a letter advising of the violation. If not corrected within the time limit specified in the District's notice to the customer, the District may elect to take further corrective actions, including assessment of fines in the amount of $500/day until indicated violation(s) are remedied. The fine shall be added to the customer's water bill. The District may also discontinue water service to the property where the violations occurred, in accordance with District procedures. Reconnection shall be permitted only when there is reasonable protection against future violations, as determined by the General Manager.

3.23.9. District Enforcement Costs

In addition to collecting any fines assessed per Section 3.23.7 *Enforcement* above, the District shall be reimbursed for its costs and expenses, including legal fees and costs, incurred to enforce the provisions of this Ordinance including all costs for staff to investigate and monitor the customer's compliance with the terms of this Section. Charges for discontinuing or restoring water service shall be added to the customer's bill for the property where the enforcement costs were incurred.

Section 3.24 Location of Service Connection Inconsistent With Record Maps

Whenever a service connection is not located as shown on District record maps, District personnel will assist to the extent possible to determine the location of the service connection by use of surface and underground line detectors. However, the District shall bear no expense for

equipment, excavation and/or labor expenses incurred by any person in determining the location of District lines and other facilities.

Section 3.25 Non-existent Service Connections Shown on Record Maps

A. Before a service connection, which is shown to exist on District maps, is determined to be non-existent, the person attempting to locate the service connection shall contact the District Manager for a determination relative to the amount of digging and/or research to be required of the person in locating the service connection. The District shall not be liable for any expenses for equipment, excavation, and/or labor incurred by any person in determining the existence of any lines or other facilities.
B. When the District has previously been provided with record maps and the Manager has made a determination that no service connection exists as shown on the District record maps, the Manager may:
    1. Waive any applicable main line tap fees; and,
    2. Install the service connection at the District's expense if there is an existing main servicing the property.

Section 3.26 Public Relations Program

The District Board of Directors may undertake a public relations program to provide the public with information in an effort to promote knowledge and understanding of the area's water situation in general and methods to conserve the water supply.

Section 3.27 Service to Separate Premises

Each separate single-family unit, commercial business, establishment or other building or portion of building under single control or management shall be supplied through separate, individual service connections and meters, unless the District elects otherwise.

Section 3.28 Service to Multiple Units on Same or Adjoining Premises

Separate houses, buildings, living or business establishments on the same premises or on adjoining premises under single control or management, or separately owned lots or units in multi-lot or unit structures, may be served at the option of the District by either of the following methods:

A. Through separate service connections and meters to each and any unit or structure, provided that the piping system from each service connection is independent and not interconnected.
B. Through one or more service connections or meters which supply the entire premises or lots.

Section 3.29 Division of Presently Serviced Lots or Premises

When a lot or premises which is presently serviced by the District is divided into two or more lots or premises, the existing service connection and/or meter shall be considered as belonging to the lot or premises which the service connection and/or meter directly enters. Prior to the delivery of water to the new lot(s) or premises, the new lot(s) or premises shall require the installation of a service connection and meter, payment of appropriate fees, and compliance with other District ordinances.

Section 3.30 Meters

All equipment associated with metering, including valves, fittings, settings, meter box, and meter shall be approved by the District. The costs of supplying this equipment shall be borne by the applicant.

A. At the District's option, the meter and related equipment shall be installed by the District at the permittee's expense or by the permittee at the permittee's expense.
B. If the District elects to allow the permittee to install the meter and related equipment, the District shall inspect and approve the meter and related installation. Until the District inspects and approves the installation, water service shall not be provided to a permittee not yet receiving water service and water service shall not be charged to any permittee based upon metered usage. The District reserves the right, for any meter installation determined to be inadequate by the District, to complete the installation and charge the permittee for the District's installation costs pursuant to Division VI.
C. The size of the meter and related equipment supplied by the applicant shall be based upon the information provided in the permit, upon existing construction, and upon the estimated water usage computed from this data.
D. The District reserves the right to require the location of the meter and meter box on the curb line or property line most accessible for the District from existing distribution lines. Existing service connections shall determine the point of delivery of water to the permittee.
E. When the District is to install the meter, the permittee or the permittee's agent shall notify the District at least seventy-two hours, holidays and weekends excluded, in advance of the time the meter is required for individual installation. Multiple meter installation shall be scheduled with the District at the time the permit is issued.

Section 3.31 Operation and Maintenance of Distribution System

A. The owner of the property served and the customer served by the District's distribution system shall be responsible for the operation and maintenance of the private water line, and all devices or safeguards required by the Chapter, which are located upon the property owned by the property owner or occupied by the customer.
B. The District shall be responsible for the operation and maintenance of that portion of the distribution system, which is in the State or County right-of-way or District easement, which has been dedicated to the District, or which is not located upon the property of the person served by the District's distribution system.
C. The property owner served and the customer served by the District's distribution system shall be responsible and liable for all costs involved in the repair of all damage caused by the property owner, the customer, or agents thereof, to any portion of the distribution system, wherever located.

APPENDIX A

MAXIMUM APPLIED WATER ALLOWANCE CALCULATION

MAWA = (ETO)(0.08)(LA)(0.62) where:

ETO = Referenced Evapotranspiration (inches per year)

0.8 = ET Adjustment Factor

LA = Landscaped Area (square feet)

0.62 = Conversion Factor (gallons per square foot)

¼ acre lot LA = 43,560 (0.25) x .33% = 3,600 square feet (using County General Plan)

Average ETO for Truckee and Tahoe City is 35.85"

MAWA for ¼ Acre Lot = (35.85)(0.8)(3,600)(0.62) = 64,000 gallons

DIVISION IV GENERAL POWERS AND DUTIES

Section 4.01 Record of Fees

The District Manager shall keep in proper books a permanent and accurate account of all fees received under this chapter, giving the names and addresses of the persons on whose accounts the same were paid, the date and amount thereof, and the number of permits granted, if any, which books shall be open to public inspection.

Section 4.02 Estimated Valuations

Whenever the fees required by this chapter are based on valuations, the District Manager shall determine the estimated valuation in all cases, and for such purposes he shall be guided by approved estimating practices.

Section 4.03 Joint Action with other Public Agencies

The District Manager may contact, confer, and negotiate with officials of any public agency and may recommend to the Board a contract by which the District and one or more public agencies may jointly exercise any powers pertinent to the enforcement of this chapter and any similar statute, ordinance, rule or regulation of such public agencies, common to all.

Section 4.04 District Manager to Issue Permit

If it appears from the application for any permit required by this chapter that the work to be performed thereunder is to be done according to the provisions of this chapter, the District Manager, upon receipt of the fees hereinafter required, shall issue such permit.

Section 4.05 Certificate of Final Inspection

When it appears to the satisfaction of the District Manager that all work done under the permit has been constructed according to, and meets the requirements of all the applicable provisions of this chapter, and that all fees have been paid, the District Manager, if requested, shall cause to be issued to the permittee constructing such work a certificate of final inspection. The said certificate shall recite that such work as is covered by the permit has been constructed according to this chapter and that said work is in an approved condition.

DIVISION V PERMITS

Section 5.01 Permit Request

No person other than the persons specifically excluded by this Chapter, shall commence, do or cause to be done, construct or cause to be constructed, use or cause to be used, alter or cause to be altered, or connect to any public water main, valve, pressure reducing station, pumping plant, service connection or other similar appurtenance in the Olympic Valley Public Service District without first obtaining a written permit from the District Manager and paying the appropriate fees as set forth in this Chapter.

Section 5.02 When Written Contract Required

The District may require a written contract, as described in Chapter 4, from any consumer as a condition precedent to water service in any residential, commercial, industrial or other type use where unusual quantities of water or construction of special facilities are or will be required. Additionally, if upon determination of the District Manager or Board a written contract is appropriate to best serve the District, one may be required.

Section 5.03 When Permit Not Required

The provisions of this chapter requiring permits shall not apply to contractors constructing water facility improvements under contracts awarded by the District.

Section 5.04 Validity of Permits

A. Transfer and Uses of Permits

1. General Transferability
    a. Upon prior, written approval of the District, a person to whom a permit has been issued and the work permitted has not been completed or approved by the District, may transfer a permit to another person solely for the same lot or premises for which the permit was issued, subject to all terms and conditions under which the permit was issued. The transferee shall meet all requirements of the District relating to the transfer.
    b. Prior to the District's approval of this transfer for the same lot or premises, the District shall inspect the lot or premises for which the permit was issued. The purpose of this inspection shall be for the District to verify that the amount of construction and the number of units, hook-ups, taps, fixture units and facilities has not increased from that authorized by the permit.
2. Unauthorized Use of Permit
    a. The usage of a permit for a lot or premises other than that lot or premises for which the permit was issued shall be considered an unauthorized usage and is prohibited.
    b. The usage of a permit for a lot or premises which has more construction or an increased number of units, hook-ups or taps, than that for which the permit was issued shall be considered an unauthorized usage and is prohibited.
    c. The usage of a permit for a lot or premises which has more fixture units or facilities than that for which the permit was issued shall be considered an unauthorized usage and is prohibited until and unless fees are paid for the additional fixture units/facilities at the rates set forth in Division VI and

for any additional plan checking at the rates set forth in Division VI.

d. The usage of a permit for any lot or premises which has a different design as to its distribution system, fixture units, or facilities from that shown on the plans for which the permit was issued, shall be unauthorized unless the permittee first provides the District with a revised set of plans showing the different design and the permittee pays all administrative fees the District incurs in reviewing and inspecting the revised plans, including, but not limited to, pre-plan check fees and inspection fees. This requirement is in addition to other requirements or limitations imposed upon the usage of permits as set forth in this Code.

This section is declarative of current District policy and shall not be construed to authorize the usage of a permit otherwise prohibited by Section 5.04 of this Code.

3. Resolution of Unauthorized Use of Permit. The unauthorized transfer or usage of a permit in a manner prohibited by Section 5.04 may impose a different or greater demand upon the District's water system. Therefore, a person must:
   a. Apply to the District for a new permit prior to a transfer to or use on lot or premises other than that specified in an existing permit, and/or to authorize more construction or an increase in the number of units, hook-ups, or taps specified in the existing permit. A person applying for a new permit must comply with all of the District's most current rules and regulations concerning permits, including, but not limited to, the payment of the appropriate most current fees and charges.
   b. Where a new permit is not required, pay the fees set forth in Division VI for any fixture units or facil¬ities other than those authorized in the existing permit, including required plan checking fees at the rates set forth in Division VI.
4. When the District determines that an unauthorized transfer or usage of a permit has occurred, the District shall, in addition to all other enforcement devices set forth in this code, have the option of declaring part, or all, of the unauthorized transfer or usage to be void and demand that the unauthorized acts cease until such time as appropriate permits have been applied for and obtained, if available, and/or all appropriate fees and charges have been paid.

B. **Coordination Between Permit and District Improvements.** Prior to the District's completion of construction of all of the facility improvements, each permit issued is hereby expressly conditioned upon the following:
   1. That the applicant assumes the risk of proceeding prior to completion of the District's facilities; and,
   2. That every applicant for or person receiving a permit is to be informed in writing, by receipt of this Division, that he or she may not receive water pursuant to that permit until such time as the District has completed construction of its facilities, despite the fact the applicant for or person has received that permit and proceeded to construct and complete whatever project for which that permit was issued.

C. Will-Serve Commitments and Permits.
   1. Assurance of water service issued by the District to any person, developer, and/or corporation, shall be subject to the same conditions stated in Items A. and B. above-ordained.

2. Any assurance of water service issued by the District in any form, in addition to the conditions as ordained heretofore, shall also be issued on the provision that the assurance is given on the statement of facts on the date of that issuance, and that such facts may change subsequent to the date of the assurance.
3. Any permit or assurance of water service shall be issued on a first-come, first-served basis.
4. Deleted
5. Annual water charges shall commence, shall be billed by the District, and shall be payable by the permittee or successor no later than twelve months following the issuance of any permit(s) or upon actual connection to the water system whether through an existing water lateral or to a water main, whichever occurs first. Water service charges must be paid annually to keep permit valid. In the event of failure to pay applicable water service charges, the District shall be entitled to disconnection or discontinuance of service pursuant to Section 9.4. Reconnection of service shall be subject to the provisions of Section 9.12 of this ordinance.
6. Deleted
7. A letter of assurance for water availability for a single family residential unimproved lot or subdivision shall, in addition to all other terms and conditions required by District rules, regulations, and ordinances, provide that said letter does not unconditionally guarantee any priority or reservation of capacity but that the developer or subsequent purchaser must acquire a water permit prior to construction of any improvements. Said letter shall further provide that such permits will be issued by the District solely upon a first-come, first-served basis and only to the extent there is then remaining available capacity in the physical facilities for conveyance and treatment. The letter shall also indicate that such permits will be issued only upon payment of all then applicable fees and charges and in accordance with and subject to all then applicable District rules, regulations, and ordinances.

D. **Developments - Timing and Conditions for Issuance of Permit.** Notwithstanding any other section of the District Code, no permit shall be issued for any development for which the County of Placer requires approval of a final subdivision map except upon the following conditions:
   1. The application for issuance of a permit shall be accompanied by a certified copy of documentation from the County of Placer indicating the County's approval of a tentative map for the proposed development; and,
   2. Any permits so issued shall automatically become void upon the expiration or invalidation of the tentative map, unless a valid final map has been approved and recorded in place thereof. This provision shall be in addition to any other section of the District Code pertaining to the issuance, vesting or invalidation of permits.

E. **Meter Costs.** The cost for each and every water meter required to be installed on any proposed construction shall be approved by the District. The costs of supplying this equipment shall be borne by the applicant.

Section 5.05 Application for Permit

Any person requiring a Permit shall make written application to the District Manager.

The District Manager shall provide printed application forms for the permits provided for by this chapter, indicating thereon the information to be furnished by the applicant. The District Manager may require in addition to the information furnished by the printed form, any additional

information from the applicant which will enable the District Manager to determine that the proposed work or use complies with the provisions of this chapter.

Section 5.06 Deleted

Section 5.07 No Refunds
The District shall grant no refunds on any monies paid pursuant to Division VI, which pertains to securing a permit or paying a connection fee.

Section 5.08 Water Mains in Public Ways
Before granting any permit for the construction, installation, repair or removal of any water main or appurtenances thereto, which will necessitate any excavation of fill, in, upon, or under any public street, highway or right-of-way under the jurisdiction of another public agency, the District Manager shall require the applicant to obtain the encroachment permit required by the public agency.

Section 5.09 Plan Approval Required
No Permit shall be issued until the District Manager has checked and approved the plans in accordance with other applicable provisions of this Chapter.

Section 5.10 Pumping Plants and Other Water Facilities
Before granting a permit for the construction of any water pumping plant, hydro pneumatic system, or other water facility to be operated by the District, the District Manager shall check and approve the plans or required modification thereof as to their compliance with county, state, and other governmental laws or ordinances and shall require that the facilities be adequate in every respect for the use intended.

Section 5.11 Pre-Plan Check Policy
Prior to the issuance of a permit, the permittee shall submit two (2) sets of plans to the District for pre-plan check. The plans shall be checked for compliance with all District specifications, rules, and regulations. Prior to the District performing the pre-plan check, the applicant shall pay a fee to the District as specified in Division VI of this Code. Such pre-plan check is not an assurance of water service, nor a water permit for the particular project. The submittal of plans and/or documents for pre-plan check shall not constitute nor be considered an application for a water permit.

Section 5.12 Variance
Any consumer may obtain a variance from any provision of this Chapter pursuant to an application and public hearing before the Board of Directors of the District which application and variance is approved by a 4/5's vote of the members of the Board.

DIVISION VI FEES AND CHARGES

Section 6.01 Plan Checking Fees

Any person required by this chapter to have improvement plans checked by the District shall reimburse the District for the actual total costs to the District of providing such a service. Such costs shall be determined by the District Manager. The District will require a deposit to be applied to plan-checking costs as established from time to time by the Board for all commercial, industrial, public or multi-family proposed improvements.

Applications for plan checking are available at the District Office or website and are to be filled out by the owner or agent submitting the improvement plans.

Section 6.02 Distribution System Improvements Fees

Any person making a permanent or temporary improvement to the District's water distribution system shall reimburse the District for the total costs of field and structure inspection, procuring or preparing record plans, automobile mileage, and all overhead and indirect costs. The applicant shall also be responsible to pay the cost of all labor, equipment, and materials required for the actual improvements. Such costs shall be determined by the District Manager.

Section 6.03 Connection Fee

There is hereby levied and assessed against any premise, or portion thereof, which has been approved for connection to the District water system, a connection fee, as set by the Board from time to time via resolution.

A. **Time of Payment.** All connection charges shall be paid to the District upon approval of an application and prior to any construction.
B. **Water Service When Service Connection is Adequate.** Where an existing and adequate service connection and/or meter are properly connected to the District distribution system, and which is or has been legally servicing the premises or for which a District connection permit has been issued, an applicant for water service from the District shall be entitled to such service after the applicant submits an appropriate application to the District, pays a service fee as set by the Board from time to time and complies with all other District regulations. However, if the applicant is delinquent in any bills to the District, the applicant shall pay such bills in full prior to receiving District water service.
C. **Water Service When Service Connection is Inadequate.** A service is deemed inadequate where the installation or enlargement of a main line, service connection or meter is necessary prior to the District's supplying service to an applicant and or a connection permit has not been issued by the District for service. If the District has sufficient water supply and system capacity to supply water, the District shall accept an application. The District shall furnish the water service subsequent to the applicant's construction, or payment for construction, of the necessary portions of the distribution system; the applicant's payment of all fees to the District; the applicant's compliance with all District rules and regulations; and the applicant's payment in full of all delinquent charges, if any, owed to the District.
D. **Meter Installation Fees.** When the District installs a service connection or meter, the District shall collect a service connection fee from the applicant prior to the installation of service connections and meters. The service connection fee shall be to cover the District's cost of labor, equipment and materials required to install the connection. The fee shall be set at a rate for a normal service connection cost of its type as determined by the District

Manager. In the event that the actual cost is greater than the fee the difference shall be collected by the District prior to providing water service.

E. **Water Connection Fee.** The District shall collect from all applicants for water service connections a connection fee which includes an existing system buy-in component, a component for future facilities required to accommodate future growth, and a debt service component. The existing system buy-in can include source, pumping, storage, transmission and distribution, and general plant components. The future facilities may include source, pumping, storage, transmission and distribution, and general plant components as well. The debt service component accounts for the principal owed by the District for existing assets.

1. The connection fee for a 1-inch or less residential meter shall be the basic unit in determining all other connection fees.

2. The connection fee for a residential services connection using a 1-inch or less meter shall be set by the Board from time to time via resolution. Residential units not classified as a Single Family Unit will be charged proportional to a single family residence as provided below.

Component	**Single Family Units** **Single Family Dwelling, Halfplex, First Unit of a Duplex**	**Multi-Family Units** **Condo Unit, Apartment, 2nd Unit of Duplex, ADU, Hotel Room with cooking facility Lock-Off Unit with cooking facility**	**Hotel Units** **Hotel Room with kitchenette or no cooking facility Lock-Off Unit with kitchenette or no cooking facility**
Equivalency Factor	1	0.60	0.40

F. **Meter Equivalency Factor.** The connection fee for larger meter sizes are determined by multiplying the connection fee for a 1-inch meter by a meter equivalency factor. The connection fee for meters larger than one-inch shall be reviewed by the General Manager. Meter equivalencies shall be:

5/8-inch meter	0.4
¾-inch meter	0.6
1-inch meter	1.0
1.5-inch meter	2.0
2-inch meter	3.2
3-inch meter	6.0
4-inch meter	10.0
6-inch meter	20.0

G. **Residential Meter Size Requirements.** These requirements are used for remodels of residential units not required to have a fire suppression system. The meter size for single family residences are based on the number of equivalent fixture units being served.

3. less than 30 EFUs	5/8 x 3/4 inch meter
4. 31 EFUs to 54 EFUs	3/4 inch meter
5. 55 EFUs to 127 EFUs	1 inch meter

H. **Connection Fees for Meters Larger Than 1-inch.** This charge shall be determined by the General Manager on a case-by-case basis.
The applicant shall provide to the District the projected demand as certified by a qualified Engineer and subject to approval by the District Engineer, and meter size requested.
The demand will be evaluated from time to time, at the sole discretion of the District. Said evaluation shall be complete within five years from the date of actual service. If the actual demand within that period differs from the estimated demand that was the basis for the original connection fee by more than 5%, then an additional charge will be assessed.

I. **Change in Commercial Use.** At any time the District becomes aware of a change in the use of a commercial property the District may review and re-evaluate the connection fee for that property. In the case where the new use creates a larger demand than had previously been projected, an additional charge shall be assessed. In the case where a smaller maximum day demand is created there shall be no reimbursement of Connection Fees previously paid.

J. If, at any time after the date of providing service, the connection fee is determined to be insufficient due to an undersized meter, the meter shall be replaced by a properly sized meter at the expense of the owner. The owner shall also be responsible for the difference in connection fee of the new and previously undersized meter. The District shall not be held responsible for any rates or charges resulting from an oversized meter installation.

K. **Connection Fee for Multiple Dwelling Units** Service connections for multiple dwelling units including, but not limited to, residential condominiums, apartments 2nd unit of a duplex, ADU, hotel rooms, and lock-off units shall be assessed a connection fee based upon the water connection fee and equivalency factors in Sections D.

Section 6.04 Billing for Water Service

The District shall begin billing for water service when the District first determines water service is available to the permittee or in accordance with Division V.

Section 6.05 Fee for Processing Water Line Easements

For each written contract required by Division V requiring the processing of water line easements, the District shall be reimbursed by the applicant for the total actual costs of processing the required easement(s). In the event it is necessary to rewrite the description, the District again shall be reimbursed by the applicant for the actual total processing cost. A deposit may be required as set forth in the most recent rate schedule adopted via resolution.

Section 6.06 Application Fee

A. When a person applies for a permit, the applicant shall pay to the District an application fee as determined by the General Manager (seemost recent rate schedule resolution) per application made. The District shall not accept an application until it receives the application fee.

B. Any person who has paid an application fee pursuant to this section, and whose application expires or is canceled, withdrawn, voided, terminated, or abandoned, whether voluntarily or involuntarily, shall not be entitled to a refund of or credit from the application fee.

Section 6.07 Fees for Preparing or Checking Special Studies

Before proceeding with the preparation of any special study the District shall collect from the person making the request for the study a fee in the amount of the estimated cost of preparing the study, as determined by the District Manager. If, after the fee is paid, a change in the study is requested which will increase the cost of preparing the study, supplemental fees shall be collected in the amount of the estimated additional cost. Studies prepared by others and submitted for checking by the District shall be subject to the fee requirement stated above.

Section 6.08 Temporary Fire Hydrant or Water Service Fee

A person desiring connection to a fire hydrant or other system appurtenance shall first apply to the District for permission to connect and shall comply with Division V of this Chapter. Temporary connections for water use outside District boundaries, for a period in excess of 28 days or for a quantity of water in excess of one million gallons, shall require Board approval. The District Board will from time to time establish rates, charges and deposits for this service, which are set via resolution.

Section 6.09 Collection of Fees Charged

All connection charges and other applicable fees shall be due prior to connection to and use of the water distribution system of the District.

Section 6.10 Rates and Charges for Water Service

A. Power of Board. For the purposes of providing funds for the maintenance, operation and capital improvements of the District, the Board may from time to time establish rates, charges, and other fees to be levied and assessed against consumers such as are necessary to carry out the provisions of this chapter.

B. For the purposes of this section only, the specified terms shall have the following definitions:
    1. "Domestic users" shall mean all residential users, including single family dwellings, residential condominiums, and multi-family dwellings.
    2. "Commercial users" shall mean all business or other similar users, commercial condominiums, hotels, laundries, laundromats, service stations, public buildings, and unoccupied storage/warehouses, swimming pools (semi-public), spa/hot tubs (semi-public).
    3. "Commercial unit" shall mean each office, store, or other separately owned or operated commercial space or structure, including any commercial user, which is not otherwise specifically identified.
    4. "Laundry" shall mean a commercial laundering facility.
    5. "Laundromat" shall mean a self-service laundry utilized by the public.
    6. "Public building" shall mean any public service building, including a police station or fire station, or any other publicly owned building not otherwise specifically identified.

C. Each lot or premises which is connected to and each owner or customer receiving water from the District's distribution system shall pay an annual water service charge.
    1. **Residential Water Rate.** There is hereby levied and assessed upon all residential users, a residential water rate consisting of a base rate and a uniform usage rate charge.

a. **Base Rate Charge.** The base rate charge is equal to the unit value assigned by the District to the premise times the rate for a single family unit. If additional units exist on the property they will be charged a 2nd unit base rate as set forth in the most recent rate schedule adopted via resolution.
b. **Unit Value.** The Manager shall assign to each premise within the District subject to a base rate charge a unit value based on the classification system established by the District for such purpose. The basis for such a value shall be that a "living Unit" as defined under the definition of "single family unit" is considered to have a unit value equal to 1.0.
c. **Water Consumption.** Annual consumption is determined from the previous year's April to April or May to May meter reading period.
d. **Uniform Usage Rates.** The uniform usage rate charge is for condominiums, apartments, and duplexes. The measurement of said consumption shall be done by meter, installed on the premises and approved by the District. The rates for such consumption are set by the Board from time to time via resolution .

2. **Commercial Water Rate.** There is hereby levied and assessed upon all commercial users a commercial water rate, which rate is set by the Board from time to time via resolution.
3. **Landscaping/Erosion Control Irrigation Rate.** There is hereby levied and assessed upon all commercial properties and HOA common areas where a separate metered service connection distributes water to a landscaping/ erosion control irrigation system a charge for such use. Said use shall be considered a commercial use and the charge for such use shall be established from time to time by the Board via resolution

D. Whenever reasonably possible, the annual water service charge shall be determined as stated above. However, when a meter fails to register or a meter cannot be reasonably read, the Uniform Usage Rates shall be based on the average quantity of water supplied for comparable service during the preceding year. When there is no record of water supplied for comparable service, the total annual service charge shall be determined by the District Manager based on other comparable dwellings in the District.

E.

1. No water shall be furnished to any premises or persons except through a service connection in compliance with the District's rules and regulations.
2. No water service or facility shall be furnished to any premises or persons free of charge.
3. Whenever possible, all water supplied by the District shall be measured by means of water meters.
4. The minimum meter size shall be 1-inch meter

F. Temporary Water Services:

1. Fire Hydrant Use.

2. Except as provided by Government Code section 53069.9, District shall charge any person who seeks a fire hydrant use permit a basic permit fee for each fire hydrant or hydrants requested. Rates, charges, deposits and rules and regulations thereof may be established from time to time by the Board via resolution. **Temporary Service.**

a. The District shall charge any person who seeks a temporary water service a basic fee for each service requested. Rates, charges, deposits and rules and regulations thereof may be established from time to time by the Board via resolution. A portion of the deposit charged for Temporary Water Service may be retained by the District for fees, as set forth via resolution, or to repair or replace a damaged hydrant or meter. Should inspection of both the hydrant and meter prove to be in sound working order without defects, the remainder of the deposit shall be applied to water usage or refunded to the applicant. This deposit may be waived if the applicant is a District customer with no current delinquencies. All fees and damage charges, if any, shall be paid by direct invoice.

G. **Water Service Outside District Boundaries.** Water service supplied on a permanent basis for use by properties or customers located outside Water District boundaries shall be charged at a higher rate than water supplied to properties or customers for use within Water District boundaries. The water rate shall include:

1. The appropriate residential or commercial rate structure; and,
2. An additional fee equal to the proportion of property tax revenues applied to those properties within the District in calculating the annual rate structure; and,
3. Any additional charges for costs incurred by the District to maintain and supply water service to those properties and customers outside District boundaries.

Water use outside District boundaries shall require Board approval and, when appropriate, a written contract.

Section 6.11 Billing Procedures and Meter Testing

A. Except as otherwise specified herein, the District shall directly bill each individual owner of each lot or premises connected to the District's distribution system. The annual water charge shall be payable by each owner and each customer. Each owner shall be liable to the District for payment of the annual water charge regardless of whether the owner is also the customer and regardless of whether service is provided through an individual meter or multi-customer meter.

B. Where owners of premises in a multi-unit structure served through a multi-customer meter are billed individually and belong to a homeowner's or similar association, the association shall provide to the District current and updated lists of the owners of each premises. The association shall inform the District in timely fashion of any change in ownership in its members.

C. Notwithstanding Section A. above, the District may elect to send a composite bill to groups of customers served by individual or multi-customer meters when each of the following conditions is met:

1. The owners to be billed as a group own lots or premises in a multi-unit living structure;
2. The owners are served through one or more individual or multi-customer meters;
3. The owners have formally organized in writing into a homeowners or similar association.

4. The homeowners or similar association, through properly executed covenants, conditions, articles of incorporation or by-laws, has the power to act as the sole agent for the owners concerning water service charges in a manner which binds individual owners; and

5. The association enters into a written agreement with the District which provides, among other matters, that:

    a. The association shall be responsible for and guarantee payment of all such charges within the time required by the District's rules and regulations, regardless of whether any single owner has paid the owner's share of such charges to the association;

    b. The District shall bill to and the association shall pay all delinquent penalty and interest charges on the composite bills;

    c. The District's bill or other notices to the association shall constitute a bill or other notice to each individual owner or customer, who shall agree that no other notice or bill to individual owners or customers shall be necessary for, or a prerequisite to, the District's exercise of its powers to terminate service, or place liens on each owner's property or exercise other legal remedies necessary to preserve the collection of and collect delinquent bills and charges; and

    d. The bill shall consist of the sum of the total annual water charges for each owner or customer represented by the association, which shall be the sum of the service charge and/or excess charge for each customer, lot, or premises plus the total quantity rate charge for all service through the individual or multi-customer meter. The District shall not be responsible for any disparity among such customers for the amounts of water used or for the size of premises served. Any adjustment for such disparity in water use or in the quantity rate charge shall be the responsibility of the owners or customers served.

D. All applications for service shall constitute a written agreement to pay for all service rendered pursuant to the application and to be bound by all applicable District rules and regulations. An application shall be signed by the person who shall be responsible for the bills for water service provided through that meter, regardless of whether the meter is a single customer or multi-customer meter.

E.

1. Whenever possible, meters shall be read at a minimum on a monthly basis.

2. At its discretion, the District may test a meter at any time. The District shall test a meter upon the request of a customer, provided the customer first deposits an amount estimated by the Manager to conduct the test with the District. If the District's test shows the meter is registering within 5% of accuracy the amount of water actually passing through the meter, the actual cost to conduct the test shall be retained by the District to cover its costs of testing. If the test shows that the meter is in error by at least 5%, the deposit shall be refunded and the meter replaced or repaired.

3. If, after testing a meter, the meter is found to register 5% more water than the amount of water actually passing through the meter, the District shall replace or repair the meter and refund to the customer the overcharge that may have been made during

the preceding three months due to the meter's inaccuracy. If, after testing the meter, the meter is found to register less than 95% of the amount of water actually passing through the meter, the District shall repair or replace the meter and issue a supplemental bill to the customer. The amount of the supplemental bill shall be equal to the difference of the customer's average bill for comparable service and his/her actual bills for the preceding three months. If there is no record of comparable service, the rates set forth earlier in this Section shall be used to establish the amount of the supplemental bill.

Section 6.12 Deleted

Section 6.13 Collection of Water Use and Service Charges and Rates

All water use and service charges and rates may be billed on the same bill and collected together with rates and charges for any other District services. If all or any part of such bill is not paid for any service, the District may discontinue any or all of the services for which the bill is rendered.

A. **Time of Payment.** All annual water services charges are payable in advance on an annual basis or upon presentation of a billing by District to consumer. Payment plans may be prearranged and are payable at the office of the District.

B. **Issuance of Bills.** All bills for water service will be rendered by the District as provided in this chapter. Bills not paid sixty (60) days from billing date, except pursuant to payment plan, are delinquent.

C. **Penalty and Administrative Charge.** All delinquent bills will be subject to a penalty charge equal to 1% per month on all delinquent sums, plus a $10.00 administrative service charge for each additional billing that is prepared by District. Any check which is returned to District on the basis of insufficient funds or "refer to maker" is subject to an additional $25.00 service charge per check.

D. **Notice of Delinquency, Administrative Charge, and Interest.** On each bill for water service, notice will be given of the date upon which the billing shall become delinquent and of applicable administrative and interest charges as provided in this Chapter.

E. **Pay First, Litigate Later.** No appeal to the Board of Directors, nor legal or equitable process shall issue in any suit, action or proceeding before the District or in any court against the District or any officer, employee, or director of the District to appeal, prevent or enjoin the collection of any rate or charge, with or without interest, unless the same shall have been paid in full first.

F. **Base Rate Billing.** Bills for base rate water will be rendered and are payable yearly in advance. Less than annual bills for base rate service will be pro-rated to the end of the billing year in accordance with the applicable District schedule. Should the pro-rated period be less than one month, no pro-ration will be made and no bill shall be less than the monthly fixed charge. Base rate service may be billed, at the option of the District, at intervals other than yearly.

G. **Over Allowance Excess Metered Rate Billing.** All over allowance rate bills may be rendered semi-annually or at the option of the District, based on the District's determination by inspection of such meters of the quantity of water used by each consumer.

H. **Discontinuance of Service.** A consumer's water service may be involuntarily discontinued for non-payment of a bill for service rendered at any current or previous location by District, provided said bill has not been paid within sixty (60) days after the billing date and which is

presented at the consumer's last known address. Discontinuation of service shall be in accordance with Division IX.

I. **Joint and Several Liability.** Two or more parties who join in one application for service or who jointly own property served by the District shall be jointly and severally liable for payment of bills and shall be billed by means of single periodic bills.

J. **Payment Plan.** If consumer is not in default to any other sum due District at the time of the rendering of the annual base rate billing pursuant to the above, and provided further that applicant submits a written request to District within thirty (30) days of the rendering of the bill for a payment plan, District will allow a payment plan for the base rate billing on the following terms:

Payment plan agreement periods will be determined by the District for payment of full service fees due within the fiscal year of billing. One percent (1%) interest per month on the unpaid balance and a $10.00 service fee per billing shall be included with the payment plan. Requesting a payment plan constitutes an agreement by the customer to make all payments on or before the set due date. Additional service fees shall be charged for each reminder notice or rebilling. Failure to make payments as scheduled constitutes a delinquency of the account whereby all remaining service fees, penalties and interest become immediately due and payable. Water service shall be discontinued for any account over 60 days delinquent.

K. **Reduction in Unit Count.** District recognizes that a consumer may voluntarily elect to reduce the unit count on a parcel of real property and District will allow such reduction provided consumer:

1. Submits to District in writing a request for reduction, to take effect upon inspection and verification; and,
2. Allows District to inspect the building or buildings, which are subject to the reduction, within thirty (30) days of the request.

If the unit reduction request is granted there will be no reimbursement of connection charges previously paid.
Any reduction of annual service fees as a result of a reduction in unit count will be applied as a credit to the next annual billing.

L. **Deferral of Service Fees on Structures that are Destroyed**. When a residence or commercial structure is destroyed by fire, avalanche, earthquake, or other disaster, the owner of such destroyed structure is allowed a maximum 12-month courtesy period to rebuild without paying service fees. If the structure is rebuilt and approved for occupancy before the 12-month period has passed, service fees will immediately become payable. If the structure is not rebuilt within the 12-month period, minimum service fees must be paid in order to maintain a valid permit.

Section 6.14 Meter Reading Charge

The Board from time to time will set a charge via resolution, for the District to provide an other than normally scheduled meter reading. Any person requesting such a service from the District shall be responsible for such charge.

Section 6.15 Deposit

A. Prior to receiving water service, an applicant for water service may be required to deposit with the District a sum equal to 25 percent of the annual rate for water service

B. A deposit may be required for each lot or premises when any of the following conditions

occur:

a. Whenever an owner of property receiving water service from the District transfers the property to a new owner, the new property owner shall pay a deposit to the District as identified in the most recent rate schedule adopted via resolution.

b. Whenever there is a change in the owner receiving water service, the new owner shall pay a deposit to the District as identified in the most recent rate schedule adopted via resolution.

c. Any District customer or property owner whose water service is disconnected due to non-payment of District charges shall pay a deposit, as specified in the most recent rate schedule adopted via resolution., as a pre-requisite for resumption of water service.

C. Notwithstanding Section A, B.a, B.b, or B.c, an existing customer or property owner within the District who has not incurred any penalties or late charges on any water account with the District for nine (9) months of the immediately preceding twelve (12) months, shall not be required to deposit with the District an amount as identified in Section A above.

D. The District may use the deposit to pay any District bill, and penalties and interest thereon, which are otherwise unpaid by the customer or property owner. The District may also use the deposit for its costs of collecting the unpaid water bill and penalties. If the District uses part or all of a customer's or property owner's deposit, that customer or property owner shall pay the District a sum adequate to maintain a deposit equal to 25 percent of the annual meter rate as a condition of continued water service.

E. The amount of deposit not used by the District shall be refunded to the customer or property owner when the customer or property owner voluntarily terminates water service with the District.

F. The amount of the deposit not used by the District may be credited to the account of the customer or property owner at such time as the District determines a deposit is no longer required, provided the District has held the deposit for a minimum of twelve (12) months.

DIVISION VII DESIGN STANDARDS – REMOVED BY ORDINANCE 2014-01

DIVISION VIII INSPECTION

Section 8.01 Inspection by District Manager or Designee

All work done under the provision of this chapter shall be subject to inspection by and shall meet the approval of the District Manager or designee, provided, however, that approval by the District Manager shall not relieve the permittee or any other person from complying with any other applicable ordinance.

After the fee required has been paid and the permit issued, the District Manager or designee shall inspect the construction for compliance with the requirements of this chapter.

Section 8.02 Notification When Ready For Inspection

The permittee shall notify the District at least twenty-four hours prior to the time any inspection is to be made.

Section 8.03 Work Shall be Uncovered and Convenient

At the time of the inspection the permittee shall have all work uncovered and convenient, and shall give the District Manager or designee every facility to make a thorough inspection.

Section 8.04 Correction of Defective Work

If the construction does not conform to the provisions of this chapter, or if the permittee fails to prosecute the work with such diligence as to insure its completion within the time specified, the District Manager will notify the permittee in writing to comply. If the permittee fails to comply within five (5) days after the written notice, the permit shall be suspended or revoked in accordance with the procedures set forth hereinafter.

Section 8.05 Materials and Construction to Meet Standard Specifications

All material used in any work done under provisions of this chapter shall be new, first-class material and shall conform to, and the manner of construction shall meet all the requirements prescribed in Division VII. All such work shall be approved by the District Manager or designee before a certificate of final inspection will be issued.

Section 8.06 Facilities Not to be Used Prior to Final Inspection

No water or other facility constructed under the provisions of this chapter shall be placed in use until the work has been approved by the District Manager and a certificate of final inspection has been issued. Exceptions to this requirement may be made only when the work is substantially complete and has been inspected, and if the District Manager determines that the best interests of the public will be served by permitting such use prior to completion of the work.

DIVISION IX ENFORCEMENT

Section 9.01 Authority of District

A. The rates and charges levied pursuant to this chapter shall be collected by the Board, who shall make and enforce such regulations as may be necessary for safe, economical and efficient management and protection of the District distribution system, and such regulation, collection, rebating and refunding of such charges or rentals.

B. In the event of a violation of any of the laws of the State of California, Placer County, or the ordinances or rules and regulations of the District, the District shall notify the person or persons causing, allowing, or committing such violation, in writing, specifying the violation and upon the failure of such person or persons to cease or prevent further violation within five (5) days after the receipt of such notice, the District shall have authority to disconnect the property served from the District system.

C. Duty of Manager. The Manager is hereby charged with the duty to enforce all of the provisions of this Division and Chapter.

Section 9.02 Public Nuisance

Continued habitation of any building or continued operation of any industrial or commercial facility in violation of the provisions of this or any other ordinance, rule or regulation of the District is hereby declared to be a public nuisance. The District may cause proceedings to be brought for the abatement of the occupancy of the building or industrial or commercial facility during the period of such violation.

Section 9.03 Public Nuisance, Abatement

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

Section 9.04 Discontinuance of Service

Service may be discontinued for any one of the following reasons:

A. Delinquency in the payment of any bill, except that residential service shall not be discontinued for non-payment in any of the following situations:

1. During the pendency of any investigation by the District of a customer dispute or complaint.
2. When a customer has been granted an extension of the period for payment of a bill.
3. On the certification of a licensed physician and surgeon that to do so will be life threatening to the customer and the customer is financially unable to pay for service within the normal payment period and is willing to enter into an amortization agreement with the District and requests permission to amortize, over a period not to exceed 12 months, the unpaid balance of any bill asserted to be beyond the means of the customer to pay within the normal payment period.

B. The unauthorized taking of water or the taking of water in excess of the amount paid for.

C. Failure of the customer to maintain his facilities in a suitable condition to prevent waste of water.

D. The existence of any unprotected cross connections on the customer's premises or the lack of adequate backflow protection at the service connection.

E. Any violation by the customer of any rules and regulations of the District governing water service.

F. Any fixture, apparatus, appliance or equipment using water is found by the Manager to be dangerous or unsafe.

G. The use of water service on such premise is found by the Manager to be detrimental or injurious to the water service furnished by the District to other consumers.

H. The Manager finds that negligent or wasteful use of water exists on any premise which affects the District's water or sewage service.

I. A consumer has ignored to correct any notice of sewer inflow and infiltration given pursuant to Chapter 2 within five days following mailing of such notice to the last known address of the consumer.

J. A consumer is aiding and abetting another consumer in a violation of this Code or any other law.

In the event of any violation of this Ordinance which results in a public hazard or menace, or in any other appropriate circumstance, the Manager may enter upon the premise without notice and do such things and expend such sums as may be necessary for the safety of the public or District water system.

Section 9.05 Notice Prior to a Discontinuance of Residential Service for Nonpayment

A. At least ten (10) days before any proposed discontinuance of residential service for nonpayment of a delinquent account the District shall mail a notice, postage prepaid to the customer to whom the service is billed, of the proposed discontinuance. Such notice shall be given not earlier than nineteen (19) days from the date of mailing the District's bill for such service and the ten (10) day period shall not commence until five (5) days after the mailing of the notice. In addition to the ten (10) day notice provided for in the preceding sentence, the District shall make a reasonable, good faith effort to contact an adult person residing at the premises of the customer by telephone or in person at least forty-eight (48) hours prior to any discontinuance of such service.

B. Every notice of discontinuance of service required by this Section shall include all of the following information:

1. The name and address of the customer whose account is delinquent.
2. The amount of delinquency.
3. The date by which payment or arrangements for payment is required in order to avoid discontinuance.
4. The procedure by which the customer may initiate a complaint or request an investigation concerning service or charges, unless the District's bill for services contains a description of that procedure.
5. The procedure by which the customer may request amortization of the unpaid charges.
6. The procedure for the customer to obtain information on the availability of financial assistance including private, local, state or federal sources, if applicable.
7. The telephone number and name of a representative of the District who can provide additional information or institute arrangements for payment.

Section 9.06 Notice Prior to a Discontinuance Other Than a Discontinuance of Residential Service for Nonpayment

At least ten (10) days before discontinuing service, other than the discontinuance of residential service for nonpayment of a delinquent account, which is provided for in Section 9.05, the District shall provide the customer with a written notice which shall specify the reason for the proposed discontinuance and inform the customer of the procedure for and the availability of the opportunity to discuss the reason for the proposed discontinuance with the General Manager, or designee, who is empowered to review disputes and rectify errors and settle controversies pertaining to such proposed discontinuance of service. The name and phone number of the General Manager, or designee, shall be included in any such notice of proposed discontinuance given to a customer.

Section 9.07 Notice of Discontinuance of Residential Service to Customers on Master Meters

Whenever the District furnishes residential service to a master meter or furnishes individually metered service to a multi-unit residential structure, or other use where the owner, manager, or employer is listed by the District as the customer of record, the District shall make every good faith effort to inform the actual users of the service, by means of a notice, when the account is in arrears, that service will be discontinued within ten (10) days. Such notice shall also inform the actual users that they have the right to become District customers without being required to pay the amount due under the delinquent account.

Nothing in this section shall require the District to make service available to actual users unless each actual user agrees to the District's terms and conditions of service and meets the requirements of the District's rules and regulations. If one or more actual users are willing and able to assume responsibility for the entire account to the satisfaction of the District, or if there is a physical means, legally available to the District, of selectively terminating service to those actual users who have not met the requirements of the District's rules and regulations, the District shall make service available to the actual users who have met those requirements.

Section 9.08 Discontinuance of Service on Weekends, Holidays or After Hours

No water service shall be discontinued to any customer or user because of any delinquency in payment on any Saturday, Sunday, legal holiday, or at any time during which the business offices of the District are not open to the public.

Section 9.09 Amortization of Delinquent Bill for Residential Service

Every complaint or request for investigation by a residential customer that is made within five (5) days of receiving the disputed bill, and every request by a residential customer that is made within thirteen (13) days of the mailing of the notice required by this Chapter for an extension of the payment period of a bill asserted to be beyond the means of the customer to pay in full during the normal period for payment shall be reviewed by the General Manager, or designee. The review shall include consideration of whether the customer shall be permitted to amortize the unpaid balance of the account over a reasonable period of time as determined by the District. Any customer whose complaint or request for an investigation has resulted in an adverse determination by the General Manager, or designee, may appeal the determination to the Board of Directors.

Section 9.10 Authority to Settle Controversies Relating to Discontinuance and to Permit Amortization of Delinquent Bills

The General Manager, or designee, is hereby authorized to investigate complaints and review disputes pertaining to any matters for which service may be discontinued and to rectify errors and settle controversies pertaining to such matters. The General Manager, or designee, is also authorized upon a proper showing by a residential customer of the customer's inability to pay a delinquent bill during the normal period, to grant permission to amortize the unpaid balance over a reasonable period of time, as determined by the District.

At his or her discretion, the General Manager may bring such controversies to the Board for settlement by the Board prior to the discontinuance of any such service.

Section 9.11 Notice Required Prior to Discontinuance of Service for Failure to Comply with Amortization Agreement

If an amortization agreement is authorized, no discontinuance of service shall be affected for any residential customer complying with such agreement, if the customer also keeps the account current as charges accrue in each subsequent billing period. If a residential customer fails to comply with an amortization agreement, the District shall not continue service without giving notice to the customer at least forty-eight (48) hours prior to continuance of the conditions the customer is required to meet to avoid discontinuance, but the notice does not entitle the customer to further investigation by the District.

Section 9.12 Disconnection/Reconnection

When service has been disconnected as provided in this ordinance the customer shall pay the unpaid account balance in full plus a disconnect/reconnect charge, as set forth in the most recent rate schedule adopted via resolution, before any disconnected service will be reconnected. Additionally, a deposit may be required per this Chapter.

Section 9.13 Means of Enforcement Only

The District hereby declares that the foregoing procedures are established as a means of enforcement of the terms and conditions of its ordinance, rules and regulations and not as a penalty.

Section 9.14 Lien

Each rate, charge, penalty, or rental levied by or pursuant to this chapter on property is hereby made a lien upon said property as hereinafter provided.

A. Liens. Delinquent charges, interest and penalties thereon when recorded as provided in the Revenue Bond Law of 1941 (Government Code section 54300, et seq.) shall constitute a lien upon the real property served (except that no such lien shall be created against any publicly owned property) and such lien shall continue until and unless all charges and penalties thereon are fully paid or the property is sold therefor.

B. In the event that any customer or owner fails to make such payment as provided above, the customer, owner, and subject property shall be deemed to be in default and in such cases, the District may declare the balance or remaining balances due and payable. In the event the District is required to bring action to collect any sum in default under District Ordinance terms, the customer or property owner shall pay, as an additional penalty, any and all Attorney's fees and/or Court and legal costs incurred by the District to bring such action. The District shall not be limited to any one remedy in the event of default, but may avail itself of any remedy or legal procedure available to it in such event

C. The District shall include a statement on its bill to each customer or property owner, or shall provide such statement to each property owner by any other means, that any charges remaining delinquent for a period of sixty (60) days may become a lien against the lot or parcel of land against which the charges were imposed.

D. All rates, charges, penalties, and interest which remain delinquent as of June 30 of each year may be collected in the same manner as the general taxes for the District for the forthcoming fiscal year provided that the District shall have given prior notice to the customer-property owner of the lots or parcels affected as follows:

1. By the last Thursday in May of each year the District staff will prepare a written report for the Board of Directors containing a description of each parcel of real property receiving a specific service and the amount of delinquent charges, penalties, and interest due against that parcel on June 30. The report of delinquent water charges may be combined with a report for any other delinquent charges.
2. The staff shall publish a notice of the filing of the report and of the time and place of hearing by the Board of Directors on the report. Such publications shall be for not less than once a week for two weeks prior to the date set for hearing. The same notice shall be mailed to the owner of each parcel listed on the report as that owner appears on the last equalized assessment roll.
3. At the time of the hearing stated in the notice, the Board of Directors shall hear and consider all objections or protests to the delinquency report. Thereafter, the Board may adopt, revise, change, reduce or modify any charge, overrule any or all objections, and make its determination upon the propriety of each charge and delinquency described in the report. The Board's determination shall be final. Thereafter, the Board may adopt a resolution approving the delinquency charge report, as modified if appropriate, and record such report with the Placer County Recorder, and request the County Auditor to include the amount of delinquencies on the bills for taxes levied against the respective lots and parcels. The resolution and report will be transmitted to the County Auditor not later than July 1 of each year.

E. Action, Attorneys' Fees, Administrative Fees. The District may bring an action in any court of competent jurisdiction for the collection of delinquent charges and interest thereon against the person or persons who occupied or, who owned the property when the service was rendered or against any person guaranteeing payment of bills, or against all said persons. Cost of suit and reasonable attorneys' fees shall be awarded District, pursuant with section 54356 of the California Government Code.

F. If District commences legal action to recover delinquent charges and interest thereon, District shall recover, as an element of damages in said action a sum as determined by the Manager, which sum represents the administrative expense to the District, not including attorneys' fees, as being directly necessitated by the legal action.

G. Availability Charge Addition To Tax. In case any water availability charge is delinquent, the District may add such charge plus any allowed administrative charge or interest to the tax bill of the premise receiving such service subject to the provisions of section 31032 et seq. of the Water Code.

Section 9.15 Cumulative Remedies

All remedies set forth herein for the collection and enforcement of charges, rates and penalties are cumulative and may be pursued alternatively or consecutively.

Section 9.16 Appeals

A. By Motion of Board. The Board may, at any time, upon its own motion, exercise its power to overrule any determination made by the Manager under the terms of this chapter and these regulations.

B. By Other Persons. Any person who shall have a right to appeal as provided in this chapter or who has other grounds for appeal of any determination of the Manager must appeal such determination or other action in writing within thirty (30) days thereof, and must set forth the determination or other action to which such person objects and the grounds for such objection.

C. Report by Manager. In the event of any such appeal, the Manager shall transmit to the Board a report upon the matter appealed within thirty (30) days thereof.

D. Hearing. The Board shall hear any appeal within a reasonable time after receiving notice thereof.

E. Notice. The Board shall cause notice of any such hearing to be given at least fifteen (15) days prior to the hearing and shall include a statement that the appeal will be heard by the Board, the location, date and time of the hearing to the appealing party by personal delivery or by mailing such notice to his or her last known address.

F. Witnesses. The Board may, at its discretion, subpoena witnesses to attend such hearing.

G. Effect of Determination. If the Board determines that the appealing party must pay any charge or do any other act, such party shall be required to do so forthwith, together with any administrative fee or interest, as provided in this chapter.

DIVISION X CONSTRUCTION OF WATER LINES

Section 10.01 Definitions

For the purposes of this Division, the specified terms are defined as follows:

A. "Developer" means any person, excluding those persons contracting with the District, who installs or causes to be installed one or more structures which will be connected to the District water distribution system.

B. "Main line extension" is any extension of the main line between the existing District main line and the lots which are being improved or which are owned by the developer. A main line extension does not include a main line constructed within the tract of land which is being improved or which is owned by the developer.

Section 10.02 Financial Responsibility for Construction of Water Line

A developer who installs or causes to be installed any part of the District distribution system is financially responsible for the installation, and all incidents thereof, of the distribution system, including the water main and the service connection.

A. Buy Back Agreements. At the District's option, the District may enter into an agreement with the owner whereby adjacent properties connecting to the water distribution system installed by the owner or their agent, will be required to reimburse the owner or their agent, through the District, for a prorated share of the cost of water distribution facility design and construction. Administration of the reimbursement monies will continue until such prorated shares have been paid, but no longer than a period of ten years after completion of the water distribution system facilities.

Section 10.03 Construction of Distribution System

A. When a developer proposes to construct a main line and/or one or more service connections, the developer may perform such construction, subject to the requirements of the District.

B. When the developer performs the tap between a service connection constructed by the developer and a main line constructed by the developer, no service connection fee shall be charged. Other connection fees shall be charged as set forth in Division VI.

C. Notwithstanding any other provisions of this Chapter, the installation of meters, and all equipment associated with meters, shall be performed by District personnel, as set forth in Division III, and shall be charged to the developer, as set forth in Division VI.

D. Except as specified in Section 10.3 A, construction of metered service connections, taps, main line and all other parts of the District's distribution system (excluding private water lines) shall be performed solely by District personnel. The time at which the District shall perform such construction, shall be scheduled with the District at the time the permit is issued.

E. Any time-and-material construction costs not covered by the service connection fee in Division VI, or the Drop In or Metered Service Charges in Division VI shall be charged to the developer in addition to any other fees required by this Chapter. The District may require the payment of one or more deposits towards the District's construction costs, prior to and during construction.

Section 10.04 Performance Guarantee

A developer shall post a surety bond, cash or other security satisfactory to the District to guarantee the faithful performance of any agreement for or the construction of water mains or distribution systems. The surety bond, cash or security shall be in the sum of 100 percent (100%)

of the estimated cost of the work, or in such other sum as may be fixed by the Board. The surety

bond, cash or security shall, in addition to guaranteeing the faithful performance of the work, guarantee the maintenance of the distribution system for a period of one year following the completion and acceptance of the work by the District.

Section 10.05 Liability

The District and its officers, agents and employees shall not be liable for any injury or death to any person or damage to any property arising from the performance of any work by a developer. The developer shall indemnify, protect, defend, and shall hold harmless the District and its officers, agents and employees from any liability imposed by law upon the District or its officers, agents or employees, including all costs, expenses, attorneys' fees, and other fees, and interest incurred in defending the same or in seeking to enforce this provision. The developer shall be solely liable for any defects in the performance of the developer's work or any failure which may arise therefrom.

Section 10.06 Formation of Improvement District

A. When a developer installs or causes to be installed any part of the District water distribution system, the developer may request in writing that the District form an improvement district, pursuant to the California County Water District Law or other law, to include that real property which is served and benefited (or to be served and benefited) by the water distribution system caused to be installed, by the developer.

B. The District may agree to form an improvement district only after receiving the developer's written request for formation thereof and the developer's written agreement to pay all sums reasonably incurred by the District in the formation and operation of the improvement district.

C. If the District agrees to form an improvement district, the developer shall pay the District an initial fee, to be determined by the District, towards the District's cost of forming the improvement district. The District shall not take any steps towards the formation of the improvement district until it receives this initial fee.

D. The developer may withdraw the request for the formation of an improvement district if no prejudice will result therefrom to the District or its customers.

E. The developer shall be liable for all costs reasonably incurred by the District in the formation and operation of the improvement district whether or not the improvement district is formed.

Section 10.07 Size of New Main Line

The District may require the developer to install a main line larger than that necessary to adequately serve the developer's proposed construction. When the District requires the installation of a larger main line, the District shall either

A. pay the difference in cost, as determined by the District, between the size necessary to serve the developer's construction and the larger main line or

B. perform the installation itself subsequent to the receipt from the developer of a sum sufficient to cover the cost of installation, and other necessary expenses, of the main line required by the developer.

Section 10.08 District's Option to Construct Facilities
Whenever a developer applies for an assurance of water service or a water permit which involves the extension of the District's main line, the District, at its sole option may install such facilities subsequent to the developer's advancement to the District of funds sufficient to cover the costs of construction and other necessary expenses.

Upon completion of construction, the District shall refund any funds advanced in excess of the actual cost to be borne by the developer.

Section 10.09 Application for Main Line Extension Agreement
Whenever a developer applies for a permit or an assurance of water service which involves a main line extension, the developer may also apply to the District for a main line extension agreement, which provides for partial reimbursement to the developer of the developer's costs of constructing the main line extension. The District may accept the application and approve a main line extension agreement.

Section 10.10 Main Line Extension Agreement
Whenever a developer enters into a main line extension agreement with the District, the agreement may provide for a refund to the developer as follows:

A. Within the limits specified herein, when the main line extension has been installed at the developer's sole expense, the developer shall be entitled to a sum up to 25% of the plant availability charge component of the connection fees received by the District for hook-ups into the main line extension paid for by the developer.
B. Any amounts collected by the District for plant availability charge component of the connection fees, subject to Section 10.10 A, shall be refunded to the developer within ninety days following the date of collection; provided that no refund shall be made for collections made after five (5) years from the date of completion of the extension.
C. The total amount to be refunded to the developer shall not exceed 25% of the net amount paid by the developer to the District for the extension, if installed by the District, or 25% of the estimated cost, as determined by the District, for such extension if installed by the developer.

Section 10.11 Dedication Requirements
An offer of dedication of that portion of the distribution system, including the service connection and all appurtenances, which is located on the District's side of the service connection and not located on the owner's or the customer's private property shall be included in any application for the construction of the water distribution system. The person who causes the plans for the construction of the water distribution system to be prepared shall present an "offer of dedication" signed and acknowledged, on forms provided by the District, with any plans for the construction which were presented to the District. The District shall not accept for dedication any portion of the water distribution system that is not constructed in conformity with the requirements of the District. When the construction of the sewer has been completed and accepted by the District, the water distribution system offered for dedication shall become part of the District's distribution system.

Notice to Developer: Prevailing Wages may have to be paid to employees and subcontractors on construction of facilities which are later to be dedicated to the District.

Section 10.12 Initiation of Water Service
To initiate water service, a permittee shall deliver to the District a written request for the initiation of water service at least two (2) working days prior to the date water service is to be made available.

DIVISION XI CROSS-CONNECTION CONTROL PROGRAM TO PROTECT THE PUBLIC WATER SUPPLY

Section 11.01 Purpose

The purpose of this chapter is:

A. To protect the public water supply against actual or potential cross connection by isolating within the premises contamination that may occur because of some undiscovered or unauthorized cross-connection on the premises.

B. To eliminate existing connections between drinking water systems and other sources of water which are not approved as safe and potable for human consumption.

C. To eliminate cross-connections between drinking water systems and sources of contamination.

D. To prevent the making of cross-connections in the future.

E. These regulations are adopted pursuant to the State of California Administrative Code, Title 17 Public Health, entitled "Regulations Relating to Cross-Connections."

F. It is unlawful for any person, firm, or corporation at any time to make or maintain or cause to be made or maintained, temporarily or permanently, for any period of time whatsoever, any cross-connection between plumbing pipes or water fixtures being served with water by the District and any other source of water supply or to maintain any sanitary fixture or other appurtenances or fixtures which by reason of their construction may cause or allow backflow of water or other substances into the water supply system of the District and/or the service of water pipes or fixtures of any consumer of the District.

Section 11.02 Definitions

A. Air-Gap Separation. The term "air-gap separation" means a physical break between a supply pipe and a receiving vessel. The air-gap shall be at least double the diameter of the supply pipe measured vertically above the top rim of the vessel, in no case less than one inch.

B. Approved Backflow Prevention Device. The term "approved backflow prevention device" shall mean devices which have passed laboratory and field evaluation tests performed by a recognized testing organization which has demonstrated their competency to perform such tests to the California Department of Health Services.

C. Approved Water Supply. The term "approved water supply" means any water supply whose potability is regulated by a State or local health agency.

D. Auxiliary Supply. The term "auxiliary supply" means any water supply on or available to the premises other than the approved water supply.

E. AWWA Standard. The term "AWWA Standard" means an official standard developed and approved by the American Water Works Association (AWWA).

F. Backflow. The term "backflow" shall mean a flow condition caused by a differential in pressure that causes the flow of water or other liquids, gases, mixtures or substances into the distributing pipes of a potable supply of water from any source or sources other than an approved water supply source. Back-siphonage is one cause of backflow. Back pressure is the other cause.

G. Contamination. The term "contamination" means a degradation of the quality of the potable water by any foreign substance which creates a hazard to the public health or which may impair the usefulness or quality of the water.

H. Cross-Connection. The term "cross-connection" as used in this chapter means any

unprotected actual or potential connection between a potable water system used to supply water for drinking purposes and any source or system containing unapproved water or a substance that is not or cannot be approved as safe, wholesome, and potable. By-pass arrangements, jumper connections, removable sections, swivel or changeover devices, or other devices through which backflow could occur, shall be considered to be cross-connections.

I. Double Check Valve Assembly. The term "double check valve assembly" means an assembly of at least two independently acting check valves including tightly closing shut-off valves on each side of the check valve assembly and test cocks available for testing the water tightness of each check valve.

J. Health Agency. The term "health agency" means the California Department of Health Services, or the local health agency with respect to a small water system.

K. Local Health Agency. The term "local health agency" means the county health authority.

L. Person. The term "person" means an individual, corporation, company, association, partnership, municipality, public utility, or other public body or institution.

M. Premise. The term "premise" means any and all areas on a customer's property which are served or have the potential to be served by the public water system.

N. Public Water System. The term "public water system" means a system for the provision of piped water to the public for human consumption which has five or more service connections or regularly serves an average of twenty-five (25) individuals daily at least sixty (60) days out of the year.

O. Reclaimed Water. The term "reclaimed water" means a wastewater which as a result of treatment is suitable for uses other than potable use.

P. Reduced Pressure Principle Backflow Prevention Device. The term "reduced pressure principle backflow prevention device" means a device incorporating two or more check valves and an automatically operating differential relief valve located between the two checks, a tightly closing shut-off valve on each side of the check valve assembly, and equipped with necessary test cocks for testing.

Q. Service Connection. The term "service connection" refers to the point of connection of a user's piping to the water supplier's facilities.

R. Water Supplier. The term "water supplier" means the person who owns or operates the approved water supply system.

S. Water User. The term "water user" means any person obtaining water from a approved water supply system.

Section 11.03 Cross-Connection Protection Requirements

A. General Provisions.

1. Unprotected cross-connections with the public water supply are prohibited.
2. Whenever backflow protection has been found necessary, the District will require the water user to install an approved backflow prevention device by and at his/her expense for continued services or before a new service will be granted.
3. Wherever backflow protection has been found necessary on a water supply line entering a water user'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 backflow

prevention device. The type of device to be installed will be in accordance with the requirements of this chapter.

B. Where Protection is Required.

1. Each service connection from the District water system for supplying water to premises having an auxiliary water supply shall be protected against backflow of water from the premises into the public water system unless the auxiliary water supply is accepted as an additional source by the District and is approved by the public health agency having jurisdiction.
2. Each service connection from the District water system for supplying water to any premises on which any substance is handled in such fashion as may allow its entry into the water system shall be protected against backflow of the water from the premises into the public system. This shall include the handling of process waters and waters originating from the District water system which have been subjected to deterioration in sanitary quality.
3. Backflow prevention devices shall be installed on the service connection to any premises having (a) internal cross-connections that cannot be permanently corrected and controlled to the satisfaction of the state or local health department and the District, or (b) intricate plumbing and piping arrangements or where entry to all portions of the premises is not readily accessible for inspection purposes, making it impracticable or impossible to ascertain whether or not cross-connections exist.

C. Type of Protection Required.

1. The type of protection that shall be provided to prevent backflow into the approved water supply shall be commensurate with the degree of hazard that exists on the consumer's premises. The type of protective device that may be required (listing in an increasing level of protection) includes: Double Check Valve Assembly (DC), Reduced Pressure Principle Backflow Prevention Device (RP), and an Air-gap separation (AG). The water user may choose a higher level of protection than required by the District. The minimum types of backflow protection required to protect the approved water supply, at the user's water connection to premises with varying degrees of hazard are given in Table 1. Situations which are not covered in Table 1 shall be evaluated on a case by case basis and the appropriate backflow protection shall be determined by the District or health agency.

Table 1
TYPE OF BACKFLOW PROTECTION REQUIRED

Degree of Hazard	Minimum Type of Backflow Prevention
a. Sewage and Hazardous Substances	
1. Premises where the public water system is used to supplement the reclaimed water supply.	AG
2. Premises where there are wastewater pumping and/or treatment plants and there is no interconnection with the potable water system. This does not include a single family residence that has a sewage lift pump. ARP may be provided in lieu of an if approved by the health agency and the District.	AG
3. Premises where reclaimed water is used and there is no interconnection with the potable water system. A RP may be provided in lieu of an AG if approved by the health agency and the District.	AG
4. Premises where hazardous substances are handled in any manner in which the substances may enter a potable water system. This does not include a single family residence that has a sewage lift pump. A RP may be provided in lieu of an AG if approved by the health agency and the District.	AG
5. Premises where there are irrigation systems into which fertilizers, herbicides, or pesticides are, or can be, injected, spread or sprayed.	RP
b. Auxiliary Water Supplies	
1. Premises where there is an unapproved auxiliary water supply which is inter-connected with the public water system. A RP or DC maybe provided in lieu of an AG if approved by the health agency and the District.	AG
2. Premises where there is an unapproved auxiliary water supply and there are no interconnections with the public water system. A DC may be provided in lieu of a RP if approved by the health agency and District.	RP
c. Fire Protection Systems	
1. Premises where the fire system is directly supplied from the public water system and there is an unapproved auxiliary water supply on or to the premises (not inter-connected).	DC
2. Premises where the fire system is supplied from the public water system and inter-connected with an unapproved auxiliary water supply. ARP may be provided in lieu of an AG if approved by the health agency and District.	AG
3. Premises where the fire system is supplied from the public water system and where either elevated storage	DC

tanks or fire pumps which take suction from the private reservoirs or tanks are used.

4. Premises where the fire system is supplied from the public Water system and chemicals or fire retardants are utilized or chemicals are used to prevent freezing. — RP
5. Fire hydrant connections for construction purposes. An RP may be provided in lieu of an AG if approved by the health agency and District — AG

d. Premises where entry is restricted so that inspections for cross-connections cannot be made with sufficient frequency or at sufficiently short notice to assure that cross-connections do not exist. — RP

e. Premises where there is a repeated history of cross-connections being established or re-established. — RP

2. Two (2) or more services supplying water from different street mains to the same building, structure, or premises through which an inter-street main flow may occur, shall have at least a standard check valve on each water service to be located adjacent to and on the property side of the respective meters. Such check valve shall not be considered adequate if backflow protection is deemed necessary to protect the District's mains from pollution or contamination; in such cases the installation of approved backflow devices at such service connections shall be required.

Section 11.04 Backflow Prevention Devices

A. Approved Backflow Prevention Devices

1. Only backflow prevention devices which have been approved by the California Department of Health Services shall be acceptable for installation by a water user connected to the District's potable water system.
2. The District will provide, upon request, to any affected customer, a list of approved backflow prevention devices.

B. Backflow Prevention Device Installation

1. Backflow prevention devices shall be installed in a manner prescribed in section 7603, Title 17 of the California Administrative Code. Location of the devices should be as close as practical to the user's connection. The District shall have the final authority in determining the required location of a backflow prevention device.

   a. **Air-gap separation (AG).** The air-gap separation shall be located on the user's side of and as close to the service connection as is practical. All piping from the service connection to the receiving tank shall be above grade and be entirely visible. No water use shall be provided from any point between the service connection and the air-gap separation. The water inlet piping shall terminate a distance of at least two (2) pipe diameters of the supply inlet, but in no case less than one (1) inch above the overflow rim of the receiving tank.

   b. **Reduced pressure principal backflow prevention device (RP).** The approved reduced pressure principal backflow prevention device shall be installed on the user's side of and as close to the service connection as is practical. The device shall be installed a minimum of twelve inches (12") above grade and not more than thirty-six

inches (36") above grade measured from the bottom of the device and with a minimum of twelve inches (12") side clearance. The device shall be installed so that it is readily accessible for maintenance and testing. Water supplied from any point between the service connection and the RP device shall be protected in a manner approved by the District.

c. **Double check valve assembly (DC).** The approved double check valve assembly shall be located as close as practical to the user's connection and shall be installed above grade, if possible, and in a manner where it is readily accessible for testing and maintenance. If a double check valve assembly is put below grade it must be installed in a vault such that there is a minimum of six inches (6") between the bottom of the vault and the bottom of the device, so that the top of the device is no more than a maximum of eight inches (8") below grade, so there is a minimum of six inches of clearance between the side of the device with the test cocks and the side of the vault, and so there is a minimum of three inches (3") clearance between the other side of the device and the side of the vault. Special consideration must be given to double check valve assemblies of the "Y" type. These devices must be installed on their "side" with the test cocks in a vertical position so that either check valve may be removed for service without removing the device. Vaults which do not have an integrated bottom must be placed on a three inch (3") layer of gravel.

C. Backflow Prevention Device Testing and Maintenance

1. The owners of any premises on which, or on account of which backflow prevention devices are installed, shall have the devices tested by a person who has demonstrated their competency in testing of these devices to the District. Persons testing backflow devices in the District must be currently certified by the Cal-Nev Section AWWA and keep a current copy of test instrument calibration on file at the District. Backflow prevention devices must be tested immediately after installation, relocation, or repair and at least annually during months of accessibility (summer). The District may require a more frequent testing schedule if it is determined to be necessary. No device shall be placed back in service unless it is functioning as required. A report in a form acceptable to the District shall be filed with the District each time a device is tested, relocated, or repaired. These devices shall be serviced, overhauled, or replaced whenever they are found to be defective and all costs of testing, repair, and maintenance shall be borne by the water user.

2. The District will notify affected customers by mail annually that testing of a device is required. Owners of devices that are removed from service during winter months must provide a certified test prior to returning the device to service each spring. The District will supply affected water users with a list of persons known to the District to test backflow prevention devices and that have filed proof with the District of certification by AWWA and test instrument calibration. The District will supply users with the necessary forms which must be filled out each time a device is tested or repaired.

D. Backflow Prevention Device Removal

1. Approval must be obtained from the District before a backflow prevention device is removed, relocated or replaced.

   a. Removal: The use of a device may be discontinued and the device removed from service upon presentation of sufficient evidence to the District to verify that a cross-connection no longer exists or is not likely to be created in the future.

b. Relocation: A device may be relocated following confirmation by the District that the relocation will continue to provide the required protection and satisfy installation requirements. A retest will be required following the relocation of the device.

c. Repair: A device may be removed for repair, provided the water use is either discontinued until repair is completed and the device is returned to service, or the service connection is equipped with other backflow protection approved by the District. A retest will be required following the repair of the device.

Section 11.05 User Supervisor

At each premises where it is necessary, in the opinion of the District, a user supervisor shall be designated by and at the expense of the owner of such premises. This user supervisor shall be responsible for the monitoring of the backflow prevention devices and for avoidance of cross-connections. In the event of contamination or pollution of the drinking water system due to a cross-connection on the premises, the District shall be promptly notified by the user supervisor so that appropriate measures may be taken to overcome the contamination. The water user shall inform the District of the user supervisor's identity on, as a minimum, an annual basis and whenever a change occurs.

Section 11.06 Administrative Procedures

A. Water System Survey

1. The District shall review all requests for new services to determine if backflow protection is needed. Plans and specifications must be submitted to the District upon request for review of possible cross-connection hazards as a condition of service for new service connections. If it is determined that a backflow prevention device is necessary to protect the public water system, the required device must be installed before service will be granted.

2. The District may require an on-premise inspection to evaluate cross-connection hazards. The District will transmit a written notice requesting an inspection appointment to each affected water user. Any customer which cannot or will not allow an on-premise inspection of their piping system shall be required to install the backflow prevention device the District considers necessary.

3. The District may, at its discretion, require a re-inspection for cross-connection hazards of any premise to which it serves water. The District will transmit a written notice requesting an inspection appointment to each affected water user. Any customer which cannot or will not allow an on-premise inspection of their piping system shall be required to install the backflow prevention device the District considers necessary.

B. Customer Notification - Device Installation

1. The District will notify the water user of the survey findings, listing corrective action to be taken if required. A period of sixty (60) days will be given to complete all corrective action required including installation of backflow prevention devices.

2. A second notice will be sent to each water user which does not take the required corrective action prescribed in the first notice within the sixty (60) day period allowed. The second notice will give the water user a two week period to take the required corrective action. If no action is taken within the two week period the District may terminate water service to the affected water user until the required corrective actions are taken.

C. Customer Notification - Testing and Maintenance

1. The District will notify each affected water user annually that the backflow prevention device installed on their service connection must be tested. This written notice shall give the water user thirty (30) days to have the device tested and supply the water user with the necessary form to be completed and resubmitted to the District.
2. A second notice shall be sent to each water user which does not have his/her backflow prevention device tested as prescribed in the first notice within the thirty (30) day period allowed. The second notice will give the water user a two (2) week period to have his/her backflow prevention device tested. If no action is taken within the two (2) week period the District may terminate water service to the affected water user until the subject device is tested.
3. Extension of time may be granted by the General Manager on a case-by-case basis. Any extension of time, as may be granted pursuant hereto, shall not release the owner from the requirement of annual testing, nor shall such extension of time delay or in any manner result in any device failing to be tested annually, as set forth in Section 11.04.

Section 11.07 Water Service Termination

A. General - When the District encounters water uses that represent a clear and immediate hazard to the potable water supply that cannot be immediately abated, the District shall institute the procedure for discontinuing the District water service.

B. Basis for Termination - Conditions or water uses that create a basis for water service termination shall include, <u>but are not limited to</u>, the following items:

1. Refusal to install a required backflow prevention device.
2. Refusal to test a backflow prevention device.
3. Refusal to repair a faulty backflow prevention device.
4. Refusal to replace a faulty backflow prevention device.
5. Direct or indirect connection between the public water system and a sewer line.
6. Unprotected direct or indirect connection between the public water system and a system or equipment containing contaminants.
7. Unprotected direct or indirect connection between the public water system and an auxiliary water system.
8. A situation which presents an immediate health hazard to the public water system.
9. The District has not received a test certificate during the calendar year as required in Section 11.04 C and 11.06 C.

Section 11.08 Severability

If any section, subsection, subdivision, paragraph, sentence, clause, or phrase of this chapter, or any part thereof, is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this chapter or any part thereof. The Board hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses, or phrases be declared invalid.

OLYMPIC VALLEY PUBLIC SERVICE DISTRICT
ADMINISTRATIVE CODE CHAPTER 2 SEWER CODE

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DIVISION I ADMINISTRATION

Section 1.01 Title

This Chapter shall be known as the "Sanitary Sewer Service Code," and may be cited as such.

Section 1.02 Scope

The provisions of this Chapter shall apply to the discharge or disposal of all wastes including any material which may cause pollution of underground or surface waters in, upon, or affecting the territory of the Olympic Valley Public Service District, and the design, construction, alteration, use, and maintenance of public sewers, house laterals, industrial connections, liquid waste pretreatment plants, sewage pumping plants, sand and grease interceptors; the issuance of permits and the collection of fees therefore and fees to pay for the cost of checking plans, inspecting construction, and making record plans of the facilities permitted hereunder; and providing penalties for violation of any of the provisions thereof.

Section 1.03 Amendments

This Chapter was adopted by the District on June 30, 1988, by Ordinance 88-2. Any future changes, additions, or deletions to this Chapter will be accomplished by adoption of future Ordinances amending, adding or repealing Sections in this Sanitary Sewer Service Code.

DIVISION II DEFINITIONS

Section 2.01 Scope

The words and phrases appearing in this Chapter shall have the following meanings, unless it shall be apparent from the context that they have a different meaning.

Section 2.02 Accessory Dwelling Unit (ADU)

An attached or detached residential dwelling unit which provides complete independent living facilities for one or more persons. It includes permanent provisions for living, sleeping, eating, cooking, and sanitation on the same parcel as the single-family dwelling.

The total area of floor space of an attached ADU shall not exceed 50 percent of the proposed or existing primary dwelling living area. The total area of floor space for an attached or detached ADU shall not exceed 1,200 square feet.

ADUs are owned by the same owner of the Single Family Dwelling on the parcel.

ADUs can also be referred to as a “mother-in-law unit”, “second unit”, or “granny flat”.

ADU Connection Fees are applied as follows:

Scenario	Connection Fee (Y/N)	Physical Connection
Attached or detached ADU that does not increase the existing space of an existing primary residence and / or ancillary structure	No	No New Connection
Attached or detached ADU that increases the existing space of an existing primary residence and / or ancillary structure	Yes	New Connection Possible
Construction of an attached or detached ADU concurrent with primary residence	Yes	Two Connections Possible
Discovery of an existing attached or detached ADU	No	Inspection and Testing of Connection Possible

ADUs are charged User Fees established for Multi-Family Residential Units. There are no consumption charges.

ADUs are served by a single water meter serving the Single Family Dwelling and ADU.

Section 2.03 Apartment
Consist of five (5) or more independent living spaces in one building. They have common areas and amenities for everyone in the complex to enjoy. There are no private yards for apartment dwellers. Apartments are usually anywhere from 1 to 3 bedrooms with 1 to 2 bathrooms. They also usually have adjoining walls, floors, and ceilings with other tenants.

An apartment complex is owned by a single entity and leased out to individual tenants.

An apartment is different than a condominium in that an apartment is a unit in a larger building with one owner, where a condo is a unit in a larger building and each unit can be individually owned.

A Multi-Family Residential Unit Connection Fee applies.

Apartments are charged User Fees established for Multi-Family Residential Units. There are no consumption charges.

An apartment building is served water by a master-meter.

Section 2.04 Board
"Board" means the Board of Directors of the Olympic Valley Public Service District.

Section 2.05 Building Lateral
The sanitary sewer pipeline extending from outside of the building foundation to the service lateral connection point at the point of service (usually located at the property line or sewer easement line). The cleanouts at the building foundation and service lateral connection point are part of the building lateral.

Section 2.06 Building Sewer
That part of the piping of a drainage system which ends at a point five (5) feet outside the foundation of the building or structure and discharges to the building lateral.

Section 2.07 Collection System
The system by which sewage is collected throughout the service area within the District, including but not limited to, private sanitary sewage facilities, lateral sewers, main line sewers, interceptors, pumping plants and all other appurtenances.

Section 2.08 Commercial
Any use on lands or buildings where the owner is engaged in trade or business including, but not limited to, hotels, motels, restaurants, stores, service stations, schools, churches, professional offices, retail stores, etc. See the definition for “Hotel / Motel Unit” in this section.

Connection Fees are based on meter size.

User Fees consist of a Commercial base rate as well as a flat rate for consumption for any gallons in excess of 75,000 gallons per year.

Commercial units are served by individual meters.

Section 2.09 Condominium
Condominium, or condo, units are individually owned, each owner receiving a recordable deed to the individual unit purchased, including the right to sell, mortgage, etc. that unit and sharing in joint

ownership of any common grounds, passageways, etc. and common property (i.e. elevators, halls, roof, stairs, etc.) under the umbrella of an HOA. Condo owners only own the interior of their unit. They also usually have adjoining walls, floors, and ceilings with other units.

A condominium unit is an individually owned residential parcel or dwelling unit within a Condominium Development.

A condominium is different than an apartment in that a condo is a unit in a building where each unit is individually owned; an apartment is a unit in a larger building with one owner. Townhomes are considered to be the same as condominiums.

A Condominium Unit may have a “Lock-Off Unit”. See the definition for “Lock-Off Unit” in this section.

A Multi-Family Unit Connection Fee applies to each Condo Unit. Condominium buildings are also charged Commercial Connection Fees for the meter installed to serve all other water demands on the property.

Condominiums are charged User Fees established for Multi-Family Residential Units. There are no consumption charges. In addition, Commercial User Fees (base rate and consumption charges) are charged to serve all other water demands on the property.

All Condominium units are served water by a master-meter and the building’s commercial uses are served water by a separate meter(s).

Section 2.10 Condominium – Commercial
"Commercial Condominium" shall have the same meaning as a residential condominium with the additional provision that it is managed in such a manner as determined by the District to be of a commercial nature or it is configured such that treating it as a commercial condominium would be the most equitable means of billing the user.

Section 2.11 Condominium – Residential
"Residential Condominium" shall mean an estate in real property consisting of an undivided common interest in a portion of a parcel of real property together with a separate interest in a living unit of the residential multiple unit.

Section 2.12 Cooking Facilities
A facility used or designated to be used for the cooking or preparation of food and includes any full-size refrigerator, stovetop and oven, kitchen sink, microwave, and / or dishwasher.

“Cooking Facilities” are different from a “Kitchenette” in that “Cooking Facilities” contain a full-size refrigerator, stovetop, oven, kitchen sink, or dishwasher.

Section 2.13 County Health Officer
"County Health Officer" means the County Health Officer of the County of Placer, or his authorized deputy, agent, representative, or inspector.

Section 2.14 Customer
"Customer" shall mean any person described herein who receives sanitary sewer service from or discharges sewage to the District system.

Section 2.15 District
"District" means the Olympic Valley Public Service District.

Section 2.16 District Manager
"District Manager" shall mean the Manager of the District or other person designated by the Board or the Manager to perform the services or make the determinations permitted or required under this Chapter by the District Manager.

Section 2.17 Domestic Sewage
"Domestic Sewage" means the waterborne wastes derived from the ordinary living processes and of such character as to permit satisfactory disposal, without special treatment, into the public sewer or by means of a private sewage disposal system.

Section 2.18 Duplex
A house that accommodates two separate families or residents at the same time, with two separate entrances from the outside for each. Usually, when looking at a duplex it will look like a large house, but it will have two entrances to the two separate living spaces. They can be side by side, one story, or two stories. Inside it will have all the rooms you would expect in a single-family home including bathrooms, a kitchen, bedrooms, etc. On some occasions there will also be two garage doors. The owner is responsible for interior and exterior upkeep, landscape, etc.

Duplex ownership is generally single ownership for the entire structure, deeded as one parcel.

There are also triplexes and quadplexes that are the same but have three (3) and four (4) living spaces (units), respectively, instead of the two units in the duplex.

A triplex and quadplex are different than an apartment building in that the number of units in the building is less than five.

A duplex is different than a halfplex in that a duplex has one owner for the entire parcel. Each unit of a halfplex can be individually-owned and each unit has its own parcel number.

A Multi-Family Residential Unit Connection Fee applies to each units of the Duplex.

Duplexes are charged User Fees established for Multi-Family Residential Units. There are no consumption charges.

Duplex units are served water by a single water meter, serving both units.

Section 2.19 Effluent
"Effluent" means the liquid flowing out of any treatment plant or facility constructed and operated for the partial or complete treatment of sewage or industrial waste.

Section 2.20 Fixture Units
"Fixture Units" means fixture unit load values for drainage piping and plumbing, and shall be as specified in the Uniform Plumbing Code.

Section 2.21 Frontage
"Frontage" means the length or width in feet applied to a lot based on the benefit received from the abutting sewer line, as determined by the District.

Section 2.22 Halfplex
A halfplex is one-half of an attached residence. There are two halfplexes per building, but each unit can be individually owned and each has its own parcel number. For all practical purposes, a halfplex is like a single family residence that shares a common wall.

Owners own their unit's interiors and exteriors, including roof, lawn, and driveway (sometimes), but not the common areas. The responsibility of landscape maintenance, exterior maintenance and repair, etc. is on the individual owner, generally meeting the requirements of CCRs.

A halfplex is different than a duplex in that each unit is deeded separately and each has its own parcel number; a duplex has one owner for the entire parcel.

A Single Family Dwelling Connection Fee applies to each unit in the halfplex.

Each halfplex unit is charged User Fees established for Single-Family Residential Units. There is no charge for consumption.

Each unit is served by an individual water meter.

Section 2.23 Hotel / Motel Unit (Also includes Bed & Breakfast Establishments)
A mixed-use establishment providing lodging and other guest services, rented out on a day-to-day basis. It is typically a single room with a bathroom facility and sometimes a kitchenette. A hotel room may include two rooms with two bathrooms with or without a single kitchenette. A hotel unit does not contain Cooking Facilities. Hotels include Bed and Breakfast establishments.

A Hotel is an individually owned commercial parcel.

A Hotel is different than a condo in a rental pool in that a hotel unit is owned by the building owner; a condo unit is individually owned and there are many owners in a condo building.

A Hotel room (unit) is the same as a condo unit in a rental pool in that a hotel unit is used for lodging on a short-term basis; a condo unit in a rental pool has similar use.

Commercial Connection Fees apply to Hotels and Motels.

User Fees consist of a Commercial base rate and flat rate for consumption.

Hotels are served water by a master-meter and the hotel's commercial uses may be served water by a separate meter.

Section 2.24 Industrial Waste
"Industrial Waste" means any and all waste substances, liquid or solid, except domestic sewage, and includes among other things radioactive wastes and explosives, noxious or toxic gas when present in the sewage system.

Section 2.25 Inspector
"Inspector" means the authorized inspector, deputy, agent or representative of the District.

Section 2.26 Interceptor
An "Interceptor" is a device designed and installed so as to separate and retain deleterious, hazardous or undesirable matter from wastes. "Interceptor" shall also mean a major sewer line that

collects waterborne wastes from several trunks or pumping stations and conveys it to a sewage treatment plant.

Section 2.27 Kitchenette
A small cooking area usually in hotel type facilities that could include a coffee maker, microwave oven, toaster oven, dorm / half-refrigerator, and / or a bar sink.

A “Kitchenette” is different from “Cooking Facilities in that a “Kitchenette” does not contain a full-size refrigerator, stovetop, oven, kitchen sink, or dishwasher.

Section 2.28 Licensed Contractor
"Licensed Contractor" means a contractor having a valid license issued pursuant to Chapter 9, Division 3, of the Business and Professions Code, State of California, which license includes the activities listed on permit applied for.

Section 2.29 Lock-Off Unit
Condominium units and hotels are often constructed with Lock-Off Units. A condominium with a Lock-Off Unit, sometimes called a lockout unit, is a condominium that can be divided into two or more separate sections by a locking door. The owner of a Lock-Off has several options when it comes to renting out the unit: they can rent the entire unit to one party, stay in one part of the unit and rent out the parts, or rent out all parts to different parties. While the main, or full unit, may have a full kitchen and laundry facilities, the Lock-Off Unit(s) will likely look more like a hotel room - with one room, a bathroom, possibly a kitchenette, and a separate door to enter or exit to the hallway or outdoors.

Lock-off Units are owned by the same owner as the main unit and have the same parcel number as the main unit.

Lock-Off Units are different than an apartment in that it can be joined to another living unit under common ownership by unlocking a door internal to the condo unit.

A Multi-Family Residential Unit Connection Fee applies to each Lock-Off Unit. The main condominium unit is also charged a Multi-Family Residential Unit Connection Fee.

Lock-Off Units are charged User Fees established for Multi- Family Residential Units. In addition, the main, or full, unit is charged User Fees established for Multi- Family Residential Units. There are no consumption charges.

All Lock-Off Units are served water by a master-meter along with other condo units. The condominium’s commercial uses are metered separately.

Section 2.30 Lot
"Lot" means any piece or parcel of land bounded, defined, or shown upon a map or deed recorded or filed in the office of the County Recorder of Placer County, provided, however, that in the event any building or structure covers more area than a lot as defined above, the term "lot" shall include all such pieces or parcels of land upon which said building or structure is wholly or partly located, together with the yards, courts and other unoccupied spaces legally required for the building or structure.

Section 2.31 Main Line Sewer or Force Main Sewer
"Main Line Sewer" or "Force Main Sewer" means any public sewer in a dedicated right of way in which changes in alignment and grade occur only at manholes, or where angle points or curves between manholes have been approved by the District. Such sewer lines are generally six (6) inches or more in diameter.

Section 2.32 Mixed Use Facilities
Parcels or facilities with both residential and commercial uses.

Connection Fees are charged based on the land use.

User Fees are charged based on the land use. The commercial portion will be charged a commercial base rate and consumption rate. The residential portion will be charged in accordance with its land use. See the most recent rate schedule adopted via resolution..

Commercial and residential uses shall be separately metered.

Section 2.33 Multiple "Single Family Units"
Multiple "Single Family Units" as used herein means any residential housing facility containing two or more separate living units as defined for "Single Family Dwelling Unit" in this section. Separate, as used herein, means isolated by means of partition, wall, door, floor, ceiling, or other obstruction, which detaches one living unit from another.

Examples of Multi-Family Units include Condominiums, Townhomes, Apartments, Duplex units, Accessory Dwelling Units (ADUs), Lock-Off Units (with or without Cooking Facilities or Kitchenette).

Section 2.34 Ordinance
"Ordinance" means an ordinance of the Olympic Valley Public Service District.

Section 2.35 Owner
"Owner" shall mean any person who by lease, contract of sale, deed, deed with security as trust deed, mortgage, or other evidence of indebtedness, estate or other color of right, or color of title, has fee title or demonstrates, or ostensibly demonstrates the authority to grant, or accept the incidents of ownership to any lot, premises, or parcel of land.

Section 2.36 Permittee
"Permittee" means the person to whom a permit has been issued pursuant to the provisions of this chapter.

Section 2.37 Person
"Person" shall mean any person, firm, company, corporation, partnership, association, any public corporation, political subdivision, city, county, district, the State of California, or the United States of America, or any department or agency thereof.

Section 2.38 Pollution of Underground or Surface Waters
"Pollution of Underground or Surface Waters" means affecting such waters in a manner which, if allowed to continue, would render them unfit for human or animal use or toxic to vegetation to an extent adversely affecting plant growth.

Section 2.39 Point of Service
“Point of Service” shall mean the point of physical connection of private sanitary sewer facilities to the public sewer. For residential customers, this is typically the sanitary sewer easement or property line. The Point of Service defines the interface between the District and private ownership of sewer facilities.

Section 2.40 Premises
"Premises" shall mean any lot, or any piece or parcel of land comprising two or more lots of record in one ownership, or any building or other structure or any part of any building or structure used or useful for human habitation or gathering or for carrying on a business or occupation or any commercial or industrial activity.

Section 2.41 Private Fixtures
"Private Fixtures" are those which are intended for the use of an individual, or which are limited to the use of the employees of a business, provided that the number of employees in that business at any one time does not exceed the ratio of five employees to each restroom.

Section 2.42 Private Sanitary Sewer Facilities
The system of pipelines, manholes, cleanouts, pump stations, interceptors, building laterals, and/or related appurtenances, not operated or maintained by the District, that carry liquid and waterborne waste from residential, commercial, or industrial facilities to the District's sanitary sewer system.

Section 2.43 Private Sewer
"Private Sewer" means a sewer system serving an independent sewer disposal system not connected with a public sewer and which accommodates one or more buildings or industries.

Section 2.44 Public Fixtures
"Public Fixtures" are those which are intended for the use of the employees of a business when the ratio of employees per restroom exceeds 5 to 1; or those fixtures in a business which are for unrestricted use by clients or customers of the business; or members of the public; or those which are located in places to which the public is invited, or places which are frequented by the public without special permission, or other installations where fixtures are installed so that their use is similarly unrestrictive.

Section 2.45 Public Sewer
"Public Sewer" means a sewer that is controlled by or under the jurisdiction of the District.

Section 2.46 Saddle
A "Wye Saddle" is a short pipe fitting with a shoulder at one end to allow the application of the fitting to a hole tapped in the main line sewer such that the short pipe shall form a 45 degree angle from the main line sewer pipe.

A "Tee Saddle" is a short pipe fitting with a shoulder at one end to allow the application of the fitting to a hole tapped in the main line sewer such that the short pipe shall form a 90 degree angle from the main line sewer pipe.

Section 2.47 Section
"Section" means a section of this chapter unless some other ordinance, chapter or statute is mentioned.

Section 2.48 Seepage Pit
A "Seepage Pit" is a lined excavation in the ground which receives the discharge of a septic tank, so designed as to permit the effluent from the septic tank to seep through its bottom and sides.

Section 2.49 Septic Tank
A "Septic Tank" is a watertight receptacle which receives the discharge from a sewage system designed and constructed so as to retain solids, digest organic matter through a period of detention and allow the liquids to discharge into the soil outside of the tank through a drain field system or one or more seepage pits.

Section 2.50 Service Lateral
"Service Lateral" means the sanitary sewer piping which extends from the District main pipeline to the point of service (usually the property line or sewer easement line cleanout). The point of service cleanout is part of the building lateral.

Section 2.51 Sewage
"Sewage" means any waterborne or liquid wastes including domestic sewage and industrial waste, but does not include or mean storm water, ground water, roof or yard drainage.

Section 2.52 Sewage Pumping Plant
"Sewage Pumping Plant" means any works or device used to raise sewage from a lower to a higher level or to overcome friction in a pipe line.

Section 2.53 Single Family Dwelling Unit
"Single Family Residential Unit (SFU)," for the purpose of this chapter, shall mean a residential housing facility containing no more than one living unit. "Living unit" as used herein means any building or portion thereof containing the following:

- Cooking Facilities; and
- A sleeping area or sleeping accommodations, and
- A bathroom facility

See definition for "Cooking Facilities" in this Chapter.

"Bathroom Facility," as used herein, means an area containing a toilet and bathtub or shower.

A Single Family Dwelling is a parcel with a single-family residential dwelling unit.

A Single Family Dwelling is an individually owned residential parcel.

A Single Family Residential Unit Connection Fee applies.

Single Family Dwelling Units are charged User Fees established for Single Family Residential Units. There are no consumption charges.

A Single Family Dwelling is served by a single water meter.

Section 2.54 Street Property Line
As used in this chapter, "Street Property Line" means a State or County right-of-way line or a road easement line immediately adjacent to the premises.

Section 2.55 Swimming Pool
"Swimming Pool" means all swimming or wading pools containing 2,000 gallons of water or more.

Section 2.56 Tapping
"Tapping" means the forming of a Tee or Wye branch connection to a main line sewer by installing a Tee or Wye Saddle after the sewer is in place.

Section 2.57 Tee or T
"Tee" or "T" means a fitting for a branch on which the spur joins the barrel of the pipe at an angle of approximately 90 degrees.

Section 2.58 User Fees
User Fees are levied and assessed annually against consumers for the purposes of providing funds for the maintenance, operation and capital improvements of the District.

Each lot or premises which is connected to and each owner or customer distributing wastewater into the District's collection system shall pay an annual sewer service charge. These are also known as Service Fees or “Rates & Charges for Sewer Service”.

Section 2.59 Wye or Y
"Wye" or "Y" means a fitting for a branch on which the spur joins the barrel of the pipe at an angle of approximately 45 degrees.

DIVISION III GENERAL PROVISIONS AND REGULATIONS

Section 3.01 Amendments

Whenever a power is granted to any portion of this Chapter, such reference applies to all amendments and additions thereto.

Section 3.02 Delegation of Powers

Whenever a power is granted to or a duty imposed upon the District by provisions of this Chapter, the power may be exercised or the duty performed by an authorized person or agent of the District.

Section 3.03 Validity

In any provisions of this Chapter or the application thereof to any person or circumstance, is held invalid, the remainder of the Chapter, and the application of such provisions to other persons or circumstances shall not be affected thereby.

Section 3.04 Enforcement

This District Manager shall enforce the provisions of this Chapter and for such purpose shall have the powers of a peace officer. Such powers shall not limit or otherwise affect the powers and duties of the Placer County Health Officer.

Section 3.05 Minimum Standards

Facilities shall be designed so as to produce an effect which will not pollute underground or surface waters, create a nuisance, or menace the public peace, health, or safety. The District Manager shall consult with the Health Officers and officials of public agencies, and from time to time, promulgate standards which may vary according to location, topography, physical conditions, and other pertinent factors.

The minimum acceptable standards for design and construction of sewage collection systems within the District shall be the latest version of the Olympic Valley Public Service District's Technical Specifications.

Section 3.06 Penalty for Violation

Every person violating any provision of this Chapter or any conditions or limitation of permit issued pursuant thereto is guilty of a misdemeanor punishable in the manner provided by law.

Section 3.07 Continued Violation

Each day during which any violation described in this Chapter as willful continues shall constitute a separate offense punishable as provided by this Chapter.

Section 3.08 Notice

Unless otherwise provided herein, any notice required to be given by the District Manager under this Chapter shall be in writing and may be mailed by regular first-class mail to the last address known to the District Manager. Where the address is unknown, service may be made as above provided upon the owner of record of the property.

Section 3.09 Time Limits

Any time limit provided for in this Chapter may be extended by mutual written consent of both the District and the permittee or applicant, or other person affected.

Section 3.10 Identification
Inspectors and maintenance men shall identify themselves upon request when entering upon the work of any contractor or property owner for any inspection or work required by this Chapter.

Section 3.11 Maintenance Inspections
The District Manager may inspect, as often as he deems necessary, every main line sewer, sewage pumping plant, sewage connection, interceptor, or similar appurtenances to ascertain whether such facilities are maintained and operated in accordance with the provisions of this Chapter. All persons shall permit and provide the District Manager with access to all such facilities at all reasonable times.

Section 3.12 Access Requirements
No physical object or structure, including but not necessarily limited to permanent or temporary structures, plantings, landscaping, fill, boulders, rockery walls or irrigation systems shall be located on or within a District sewer line easement or placed in such a position as to unreasonably interfere with District's access, maintenance or repair of any facility located within a sewer line easement and as described in Section 3.11. Any such obstruction, upon request of the District's General Manager, or his designee, shall immediately be removed by the property owner at no expense to the District and once removed shall not be replaced on or within the easement.

Upon the District's written notification to the property owner, any and all obstructions which impede or prevent access to the utility easement shall be removed by the owner at no cost to the District. If, after 45-days notice, the Owner has failed or refused to remove the obstruction(s) affecting the utility easement, District shall, at its election, remove the obstructions and bill the Owner to recover District expenses incurred in connection therewith. Owner shall be responsible for payment of all District expenses, including staff time, administrative fees, legal fees, charges from independent contractors and/or as otherwise associated with removal of Owner's encroachments upon or within District's utility easement.

The obligation to pay District expenses shall become due upon presentation of a billing therefor and shall become delinquent if not paid within forty-five (45) days from date of billing presentation. Any delinquent payment shall gather interest at the Annual Percentage Rate of twelve percent (12%) from date of delinquency until paid. If the bill remains unpaid for a period of forty-five (45) days from presentation of the original billing, the District will forward the delinquent charges to Placer County for collection on the Owner's property tax bill.

Section 3.13 Interference with Inspectors
No person shall, during reasonable hours, refuse, resist, or attempt to resist the entrance of the District Manager into any building, plant, yard, field, or other place or portions thereof in the performance of his duty within the power conferred upon him by law or by this Chapter.

Section 3.14 Maintenance of Plants, Interceptors, and Other Facilities
The requirements contained in this Chapter, covering the maintenance of sewage pumping plants, interceptors, or other appurtenances, shall apply to all such facilities now existing or hereafter constructed. All such facilities shall be maintained by owners thereof in a safe and sanitary condition, and all devices or safeguards which are required by this Chapter for the operation of such facilities shall be maintained in good working order.

This section shall not be construed as permitting the removal or non-maintenance of any devices or safeguards on existing facilities unless authorized in writing by the District Manager.

Section 3.15 Operation and Maintenance Responsibilities

A. The owner of the property served and customer served by the District's collection system shall be responsible for the operation and maintenance, repair, and replacement of the private sanitary sewer facilities, and all devices or safeguards required by this Chapter, which are located upon the property owned by the property owner or occupied by the customer.

B. The District shall be responsible for the operation and maintenance, repair, and replacement of that portion of the collection system which is in the state or county right-of-way or District easement, which has been dedicated to the District or which is not located upon the property of the person served by the District's collection system.

C. With the exception of those sanitary sewer facilities which have been dedicated to the District or are located within a state or county right-of-way or District easement, the owner or their contractor or agent shall, at their own risk and expense, install, keep and maintain in good repair all private sanitary sewer facilities (sanitary sewer pipelines, force mains, manholes, building laterals, equipment, pump stations, and related appurtenances) situated on the premises so served. The District shall not be responsible for any losses, damages, claims or demands caused by improper or defective installation, operation, or maintenance of private sanitary sewer facilities by the owner, its contractors, agents or employees, whether inspected and/or approved by the District. All such installations of private sanitary sewer facilities shall conform with all federal, state, county, and local laws, ordinances, rules and regulations.

D. The property owner or customer served by the District’s collection system shall be responsible and solely liable for all costs incurred by the District in connection with the repair or replacement of all damage to the system caused by the property owner, customer, or their respective contractors, agents, or employees, including but not limited to sewage line obstructions, wherever located.

E. All private sanitary sewer facilities found in need of repair as a result of testing procedures conducted as required by this Chapter shall be repaired or replaced to the current standards set forth in the District Code.

Section 3.16 Pool, Rain and Surface Water Drainage

No private pool, receptacle, area, or roof which receives or disposes of rainwater or surface water shall be connected to the collection system. All swimming pools may discharge backwash and drain wastewater to the public sewer as set forth in this section.

If swimming pool draining and backwash is discharged to the main system, prior written approval must be obtained from the District Manager. No person shall discharge any substance in the District's collection system without first applying for a permit from the District. The District Manager reserves the right to prohibit the draining of swimming pools when, in his opinion, such activity would deleteriously affect the operation of the sewage works. Draining operations shall take place only between the hours of 9 p.m. and 7 a.m. or at any other time with prior approval of the District Manager.

Section 3.17 Notice to Stop Work

Whenever any construction is being done contrary to the provisions of any law, standard, or ordinance, the District Manager shall issue a written notice to the responsible party to stop work on that portion of the work on which the violation has occurred. No work shall be done on that portion until corrective measures have been taken and approved by the District Manager.

Section 3.18 Mandatory Sewer Connections

All occupancies requiring sanitation facilities as defined in the Uniform Building Code or as determined by the appropriate state agency shall be connected to the public sewer system. Notwithstanding any provision to the contrary, structures shall be connected to the public sewer system by July 1, 1989, if the public sewer system is available. Availability shall mean a public sewer system which has been constructed and is in use within two hundred (200) feet of the premises.

No person shall cause or permit the disposal of sewage or other liquid waste into any drainage system which is not connected to the public sewer system when such connection is required by this section.

Section 3.19 Location of Service Lateral Inconsistent With District Record Maps

Whenever a service lateral is not located as shown on District record maps, District personnel shall assist to the extent possible to determine the location of the service lateral by use of surface and underground line detectors. However, the District shall bear no expense for equipment, excavation and/or labor expenses incurred by any person in determining the location of District lines, service laterals and other facilities.

Section 3.20 Non-existent Service Laterals Shown on Record Maps

A. Before a stub out, wye or point of service that is shown to exist on District maps is determined to be "nonexistent," the person attempting to locate the service lateral connection point shall contact the District for assistance. The District shall review records of closed circuit television inspections and other available records to ensure that there is, in fact, a stub. The District shall not be liable for any expense, equipment, excavation and/or labor incurred by any person in determining the existence or the "nonexistence" of any stub out, wye, point of service and/or other facility.

B. When the District has previously been provided with record maps and the Manager has made a determination that no service lateral exists as shown on the District record maps, it shall be the property owner's responsibility to install a new service lateral in accordance with this Chapter and the Sewer Technical Specifications. Installation of a service lateral shall be performed by a California licensed contractor approved by the District.

Section 3.21 Sewer Service When Existing Service Lateral is Inadequate.

If there is an existing service lateral connection which is not adequate for the unit(s) to be served or if there is no existing service lateral to which the unit(s) to be served may be connected, then it will be the property owners responsibility to install a new service lateral and abandon the existing service lateral in accordance with this Chapter and the Sewer Technical Specification's. Installation of a service lateral and abandonment of existing service laterals shall be performed by a California licensed contractor approved by the District. The District shall furnish the sewer service subsequent to the applicant's construction of the necessary portions of the collection system; the applicant's payment of all fees to the District; the applicant's compliance with all District rules and regulations; and the applicant's payment in full of all delinquent charges, if any, owed to the District.

DIVISION IV GENERAL POWERS AND DUTIES

Section 4.01 Record of Fees

The District Manager shall keep in proper books a permanent and accurate account of all fees received under this Chapter, giving the names and addresses of the persons on whose accounts the same were paid, the date and amount thereof, and the number of permits granted, if any, which books shall be open to public inspection.

Section 4.02 Estimated Valuations

Whenever the fees required by this Chapter are based on valuations, the District Manager shall determine the estimated valuation in all cases, and for such purposes he shall be guided by approved estimating practices.

Section 4.03 Joint Action with other Public Agencies

The District Manager may contact, confer, and negotiate with officials of any public agency and may recommend to the Board a contract by which the District and one or more public agencies may jointly exercise any powers pertinent to the enforcement of this Chapter and any similar statute, ordinance, rule or regulation of such public agencies, common to all.

Section 4.04 District Manager to Issue Permit

If it appears from the application for any permit required by this Chapter that the work to be performed thereunder is to be done according to the provisions of this Chapter, the District Manager upon receipt of the fees hereinafter required shall issue such permit.

Section 4.05 Certificate of Final Inspection

When it appears to the satisfaction of the District Manager that all work done under the permit has been constructed according to, and meets the requirements of all the applicable provisions of this Chapter, and that all fees have been paid, the District Manager, if requested, shall cause to be issued to the permittee constructing such work a certificate of final inspection. The said certificate shall recite that such work as is covered by the permit has been constructed according to this Chapter and that said work is in an approved condition.

DIVISION V PERMITS

Section 5.01 Permit Request

No person other than the persons specifically excluded by this Chapter, shall commence, do or cause to be done, construct or cause to be constructed, use or cause to be used, alter or cause to be altered, or connect to any public sewer main, mainline sewage system, house lateral, sewage pumping plant, or other similar appurtenance in the District without first obtaining a written permit from the District Manager and paying the appropriate fees as set forth in this Chapter.

Section 5.02 When Written Contract Required

The District may require a written contract, as described in Chapter 4, from any consumer as a condition precedent to sewer service in any residential, commercial, industrial or other type use where there may be unusual quantities of sewage or construction of special facilities are or will be required. Additionally, if upon determination of the District Manager or Board a written contract is appropriate to best serve the District, one may be required.

Section 5.03 When Permit Not Required

The provisions of this Chapter requiring permits shall not apply to contractors constructing public sewage facility improvements and appurtenances under contracts awarded by the District.

Section 5.04 Validity of Permits

A. Transfer and Uses of Permits

1. General Transferability
   a. Upon prior, written approval of the District, a person to whom a permit has been issued and the work permitted has not been completed or approved by the District, may transfer a permit to another person solely for the same lot or premises for which the permit was issued, subject to all terms and conditions under which the permit was issued. The transferee shall meet all requirements of the District relating to the transfer.
   b. Prior to the District's approval of this transfer for the same lot or premises, the District shall inspect the lot or premises for which the permit was issued. The purpose of this inspection shall be for the District to verify that the amount of construction and the number of units, hook-ups, taps, fixture units and facilities has not increased from that authorized by the permit.
2. Unauthorized Use of Permit
   a. The usage of a permit for a lot or premises other than that lot or premises for which the permit was issued shall be considered an unauthorized usage and is prohibited.
   b. The usage of a permit for a lot or premises which has more construction or an increased number of units, hook-ups or taps, than that for which the permit was issued shall be considered an unauthorized usage and is prohibited.
   c. The usage of a permit for a lot or premises which has more fixture units or facilities than that for which the permit was issued shall be considered an unauthorized usage and is prohibited until and unless fees are paid for the additional fixture units/facilities at the rates set forth in Division VI and for any additional plan checking at the rates set forth in Division VI.

d. The usage of a permit for any lot or premises which has a different design as to its distribution system, fixture units, or facilities from that shown on the plans for which the permit was issued, shall be unauthorized unless the permittee first provides the District with a revised set of plans showing the different design and the permittee pays all administrative fees the District incurs in reviewing and inspecting the revised plans, including, but not limited to, pre-plan check fees and inspection fees. This requirement is in addition to other requirements or limitations imposed upon the usage of permits as set forth in this Code.

This section is declarative of current District policy and shall not be construed to authorize the usage of a permit otherwise prohibited by Section 5.04 of this Code.

3. Resolution of Unauthorized Use of Permit. The unauthorized transfer or usage of a permit in a manner prohibited by Section 5.04 may impose a different or greater demand upon the District's collection system. Therefore, a person must:

   a. Apply to the District for a new permit prior to a transfer to or use on lot or premises other than that specified in an existing permit, and/or to authorize more construction or an increase in the number of units, hook-ups, or taps specified in the existing permit. A person applying for a new permit must comply with all of the District's most current rules and regulations concerning permits, including, but not limited to, the payment of the appropriate most current fees and charges.

   b. Where a new permit is not required, pay the fees set forth in Division VI for any fixture units or facilities other than those authorized in the existing permit, including required plan checking fees at the rates set forth in Division VI.

4. When the District determines that an unauthorized transfer or usage of a permit has occurred, the District shall, in addition to all other enforcement devices set forth in this code, have the option of declaring part, or all, of the unauthorized transfer or usage to be void and demand that the unauthorized acts cease until such time as appropriate permits have been applied for and obtained, if available, and/or all appropriate fees and charges have been paid.

B. Coordination Between Permit and District Improvements. Prior to the District's completion of construction of all of the facility improvements, each permit issued is hereby expressly conditioned upon the following:

1. That the applicant assumes the risk of proceeding prior to completion of the District's facilities; and,

2. That every applicant for or person receiving a permit is to be informed in writing, by receipt of this Division, that he or she may not receive sanitary sewer service pursuant to that permit until such time as the District has completed construction of its facilities, despite the fact the applicant for or person has received that permit and proceeded to construct and complete whatever project for which that permit was issued.

C. Will-Serve Commitments and Permits.

1. Assurance of sanitary sewer service issued by the District to any person, developer, and/or corporation, shall be subject to the same conditions stated in Items A. and B. above-ordained.

2. Any assurance of sanitary sewer service issued by the District in any form, in addition to the conditions as ordained heretofore shall also be issued on the provision that the assurance is given on the statement of facts on the date of that issuance, and that such facts may change subsequent to the date of the assurance.

3. Any permit or assurance of sanitary sewer service shall be issued on a first-come, first-served basis, and shall be valid only for two (2) years; any permit or assurance for service not utilized within the two (2) years shall automatically become void and thereafter a new application shall be filed with a new priority in order to obtain any further permit or assurance of service.
4. In order to keep a permit in full force and effect there shall be no abandonment or cessation of work at any time during the two (2) year period. A permit shall automatically become void if an occupancy certificate has not been obtained from Placer County within two (2) years after the initial date of issuance of a permit. No adverse weather or any other condition shall operate to extend the two (2) year period.
5. Annual sanitary sewer charges shall commence, shall be billed by the District, and shall be payable by the permittee or successor no later than twelve months following the issuance of any permit(s) or upon actual connection to the collection system whether through an existing lateral or to a sewer main, whichever occurs first. Payment of any fees, rates or charges of any type shall not validate a permit which has become void by reason of any other provision of this Division.
6. At the expiration of a permit, all such permit holders must reapply and shall become subject to the same conditions which apply to all new permits.
7. A letter of assurance for service availability for a single family residential unimproved lot or subdivision shall, in addition to all other terms and conditions required by District rules, regulations, and ordinances, provide that said letter does not unconditionally guarantee any priority or reservation of capacity but that the developer or subsequent purchaser must acquire a sewer permit prior to construction of any improvements. Said letter shall further provide that such permits will be issued by the District solely upon a first-come, first-served basis and only to the extent there is then remaining available capacity in the physical facilities for conveyance and treatment. The letter shall also indicate that such permits will be issued only upon payment of all then applicable fees and charges and in accordance with and subject to all then applicable District rules, regulations, and ordinances.

D. Developments - Timing and Conditions for Issuance of Permit. Notwithstanding any other Section of the District Code, no permit shall be issued for any development for which the County of Placer requires approval of a final subdivision map except upon the following conditions:

1. The application for issuance of a permit shall be accompanied by a certified copy of documentation from the County of Placer indicating the County's approval of a tentative map for the proposed development; and,
2. Any permits so issued shall automatically become void upon the expiration or invalidation of the tentative map, unless a valid final map has been approved and recorded in place thereof. This provision shall be in addition to any other Section of the District Code pertaining to the issuance, vesting or invalidation of permits.

Section 5.05 Application for Permit

Any person requiring a Permit shall make written application to the District Manager.

The District Manager shall provide printed application forms for the permits provided for by this Chapter, indicating thereon the information to be furnished by the applicant. The District Manager may require in addition to the information furnished by the printed form, any additional information from the applicant which will enable the District Manager to determine that the proposed work or use complies with the provisions of this Chapter.

Section 5.06 Renewal of Existing Permit

A. A permittee who needs an additional period of time in which to complete the project for which a permit was issued may apply for a renewal of the existing permit and receive a credit of funds already paid subject to the provisions of this Section.

B. To renew an existing permit, the permittee shall follow all District procedures applicable at the time of renewal to a person initially applying for a new permit including, but not limited to, the payment of all fees specified in Division VI.

C. To be valid, the request for renewal shall be submitted in writing by the permittee and received by the District three months or less after the date of the permit's expiration.

D. A permit shall not be eligible for renewal, and no credit of any funds paid shall be granted, if the request for the renewal or credit is not in writing or is received by the District more than three months after the date of the permit's expiration.

E. A person receiving a renewal of an existing permit shall be entitled to a credit towards the cost of renewing the permit of a rate set by the District of the fees actually paid under the issuance of the original permit.

F. A renewed permit shall be eligible for subsequent renewal only pursuant to a case-by-case review by the Board.

G. Notwithstanding any other provision of this Code, to maintain the validity of a renewed permit and keep it in full force and effect, a person holding a renewed permit must complete all work authorized by the permit within three years of the date of issuance of the original permit subject to Board review and approval and comply with all other requirements of this Chapter.

Section 5.07 No Refunds

The District shall grant no refunds on any monies paid pursuant to Division VI, which pertains to securing a permit or paying a connection fee.

Section 5.08 Sewer Mains in Public Ways

Before granting any permit for the construction, installation, repair or removal of any sewer main or appurtenances thereto, which will necessitate any excavation of fill, in, upon, or under any public street, highway or right-of-way under the jurisdiction of another public agency, the District Manager shall require the applicant to obtain the encroachment permit required by the public agency.

Section 5.09 Plan Approval Required

No Permit shall be issued until the District Manager has checked and approved the plans in accordance with other applicable provisions of this Chapter.

Section 5.10 Pumping Plants

Before granting a permit for the construction of any sewage pumping plant, the District Manager shall check and approve the plans or required modification thereof as to their compliance with county, state, and other governmental laws or ordinances and shall require that the facilities be adequate in every respect for the use intended.

Section 5.11 Excessive Discharge of Sewage

Any person proposing to have sewage discharged from any property to a public sewer in quantities or at a rate greater than the capacity for which the public sewer was designed, when such additional quantity will immediately overload the public sewer, shall be denied a permit to connect any facilities to the public sewer which will discharge more than the proportionate share allotted to the property. However, if such additional discharge will not immediately but may in the future overload the public sewer, a conditional permit to connect to the public sewer may be issued after the owner of the property agrees by an agreement satisfactory to the District Manager recorded against the land to construct or to share in the cost of construction of additional public sewer capacity at such future time as the District Manager determines that an overload situation exists or is imminent. The owner of the property shall supply a faithful performance bond guaranteeing compliance with the terms of the agreement, in a penal sum, which, in the opinion of the District Manager, equals the future cost of construction of public sewer facilities to carry such additional discharge.

The faithful performance bond shall be kept in full force and effect until such additional discharge is discontinued or until such additional public sewer facilities are completed, and this obligation shall pass to succeeding owners of the property.

If any owner fails to supply and keep in effect the required faithful performance bond or fails to comply with the terms of the covenant, the conditional permit allowing such additional discharge may be revoked, and the continuing of such additional discharge thereafter will constitute a violation of this Chapter.

The provisions of this Section shall also apply to any property previously connected to a public sewer, the discharge from which is later proposed to be increased or is found to have been increased substantially beyond the proportionate share of public sewer capacity allotted to the property.

Section 5.12 Pre-Plan Check Policy

Prior to the issuance of a permit, the permittee shall submit two (2) sets of plans to the District for pre-plan check. The plans shall be checked for compliance with all District specifications, rules, and regulations. Prior to the District performing the pre-plan check, the applicant shall pay a fee to the District as specified in Division VI of this Code. Such pre-plan check is not an assurance of sanitary sewer service nor a sewer permit for the particular project. The submittal of plans and/or documents for pre-plan check shall not constitute nor be considered an application for a sewer permit.

Section 5.13 Variance

Any consumer may obtain a variance from any provision of this Chapter pursuant to an application and public hearing before the Board of Directors of the District which application and variance is approved by a 4/5's vote of the members of the Board.

DIVISION VI FEES AND CHARGES

Section 6.01 Plan Checking Fees

Any person required by this Chapter to have improvement plans checked by the District shall reimburse the District for the actual total costs to the District of providing such a service. Such costs shall be determined by the District Manager. The District will require a non-refundable deposit as established from time to time by the Board for all commercial, industrial, public, single or multi-family proposed improvements.

Applications for plan checking are available at the District Office or website and are to be filled out by the Engineer submitting the improvement plans.

Section 6.02 Sewer Construction Permit Fee

Any person making a permanent or temporary improvement to the District's collection system shall reimburse the District for the total costs of field and structure inspection, procuring or preparing record plans, automobile mileage, and all overhead and indirect costs. The applicant shall also be responsible to pay the cost of all labor, equipment, and materials required for the actual improvements. Such costs shall be determined by the District Manager.

Section 6.03 Connection Fees

There is hereby levied and assessed against any premise, or portion thereof, which has been approved for connection to the District collection system, a connection fee as set by the Board from time to time via resolution.

A. Time of Payment. All connection fees shall be paid to the District upon approval of an application and prior to any construction.

B. Connections. Connections of building laterals or of the force main into the District's existing force main shall be charged the applicable connection fee.

C. Sewer Connection Fee. The District shall collect from all applicants for sewer service connections a connection fee which includes an existing system buy-in component, a component for future facilities required to accommodate future growth, and a debt service component. The existing system buy-in includes collection and general plant. The future facilities include collection related assets. The debt service component accounts for the principal owed by the District for existing assets.

1. The connection fee for a 1-inch or less residential meter shall be the basic unit in determining all other connection fees.

2. The connection fee for a residential services connection shall be set by the Board from time to time via resolution. This includes single family dwellings, multi-family units, duplex units, halfplexes, condominiums, apartments, ADUs, and lock off units.

3. The connection fee for commercial units shall be set by the Board from time to time via resolution. :

D. Meter Equivalency Factor. The connection fee for larger meter sizes are determined by multiplying the connection fee for a 1-inch meter by a meter equivalency factor. The connection fee for 2-inch and greater size meters shall be reviewed by the General Manager. Meter equivalencies shall be:

1-inch meter	1.0
1.5-inch meter	2.0
2-inch meter	3.2
3-inch meter	6.0
4-inch meter	10.0
6-inch meter	20.0

E. Connection Fees for Meters Larger Than 1-inch. This charge shall be determined by the General Manager on a case-by-case basis.

The applicant shall provide to the District the projected demand and meter size requested as certified by a qualified Engineer and subject to approval by the District Engineer.

The demand will be evaluated from time to time, at the sole discretion of the District. Said evaluation shall be complete within five years from the date of actual service. If the actual demand within that period differs from the estimated demand that was the basis for the original connection fee by more than 5%, then an additional charge will be assessed.

F. Change of Use. If at any time after payment of a connection charge, there is a change of use on the premises resulting in an increase in meter size, the owner shall, prior to issuance of a permit, pay the difference in connection fee for the meter size, as set forth in the most recent rate schedule adopted via resolution. In the case where a smaller meter size is determined there shall be no reimbursement of Connection Fees previously paid

G. Connection Fee for Multiple Dwelling Units Service connections for multiple dwelling units including, but not limited to, condominiums, apartments, duplex units, accessory dwelling units (ADUs), and lock-off units shall be assessed the same connection fee as for single family residential units.

Section 6.04 Billing for Sewer Service

The District shall begin billing for service when the District first determines a discharge to the collection system has occurred by the permittee or in accordance with Division V.

Section 6.05 Fee For Processing Sewer Line Easements

For each written contract required by Division V, requiring the processing of sewer line easements, the District shall be reimbursed by the applicant for the total actual costs of processing the required easement(s). In the event it is necessary to rewrite the description, the District again shall be reimbursed by the applicant for the actual total processing cost. A deposit may be required as set forth on the most recent rate schedule adopted via resolution.

Section 6.06 Application Fee

A. When a person applies for a permit, the applicant shall pay to the District an application fee as established from time to time by the Board (see the most recent rate schedule adopted via resolution) per application made. The District shall not accept an application until it receives the application fee.

B. Any person who has paid an application fee pursuant to this section, and whose application expires or is canceled, withdrawn, voided, terminated, or abandoned, whether voluntarily or involuntarily, shall not be entitled to a refund of or credit from the application fee.

Section 6.07 Fees for Preparing Or Checking Special Studies

Before proceeding with the preparation of any special study, the District shall collect from the person making the request for the study a fee in the amount of the estimated cost of preparing the study, as determined by the District Manager. If, after the fee is paid, a change in the study is requested which will increase the cost of preparing the study, supplemental fees shall be collected in the amount of the estimated additional cost. Studies prepared by others and submitted for checking by the District shall be subject to the fee requirement stated above.

Section 6.08 Septic Tank, Cesspool and Holding Tank Discharge Prohibited

Disposal of residential, septic tank, cesspool, holding tank, wastes, or other discharges into the District's sewer system is prohibited.

Section 6.09 Collection of Fees Charged

All fees and connection charges shall be due prior to connection to and use of the collection system of the District.

Section 6.10 Rates and Charges for Sewer Service

A. Power of Board. For the purposes of providing funds for the maintenance, operation and capital improvements of the District, the Board may from time to time establish rates, charges, and other fees to be levied and assessed against consumers such as are necessary to carry out the provisions of this Chapter.

B. Definitions. For the purposes of this section only, the specified terms shall have the following definitions:

1. "Domestic users" shall mean all residential users, including single family units, residential condominiums, and other multi-family dwellings.
2. "Commercial users" shall mean all business or other similar users, commercial condominiums, hotels, laundries, laundromats, service stations, public buildings, and unoccupied storage/warehouses, swimming pools (semi-public), spa/hot tubs (semi-public).
3. "Commercial unit" shall mean each office, store, or other separately owned or operated commercial space or structure, including any commercial user which is not otherwise specifically identified.
4. "Industrial user" shall mean:
    a. Any user of a publicly owned treatment works:

1. identified in the Standard Industrial Classification Manual, 1972, Office of Management and Budget, as amended; and,
2. which discharges more than 50,000 gallons per day (gpd) of sanitary wastes, or which discharges, after exclusion of domestic wastes or discharges from sanitary conveniences, the weight of biochemical oxygen demand (BOD) or suspended solids (SS) equivalent to that weight found in 50,000 gpd of sanitary waste; or,

b. any user of a publicly owned treatment works which discharges sewage to the treatment works which contains toxic pollutants or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to contaminate the sludge of any municipal systems, or to injure or interfere with any sewage treatment process, or which constitutes a hazard to humans or animals, creates a public nuisance, or creates any hazard in or has an adverse effect on the waters receiving any discharge from the treatment works.

5. "Laundry" shall mean a commercial laundering facility.
6. "Laundromat" shall mean a self-service laundry utilized by the public.
7. "Public building" shall mean any public service building, including a police station or fire station, or any other publicly owned building not otherwise specifically identified.

C. Annual Service Charge. Each lot or premises which is connected to and each owner or customer receiving sewer service from the District's collection system shall pay an annual sewer service charge.

1. **Residential Sewer Rate.** There is hereby levied and assessed upon all residential users, a residential sewer rate consisting of a base rate.

   a. **Base Rate Charge.** For Single Family Residents, the base rate charge is equal to the unit value assigned by the District to the premise times the rate for a single- family unit. If additional units exist on the property, they will be charged a 2nd unit base rate as set forth in the most recent rate schedule adopted via resolution.

   b. **Unit Value.** The Manager shall assign to each premise within the District subject to a flat rate charge a unit value based on the classification system established by the District for such purpose. The basis for such a value shall be that a "living Unit" as defined under the definition of "single family unit" is considered to have a unit value equal to 1.0.

2. **Commercial Sewer Service Rate.** There is hereby levied and assessed upon all commercial users a commercial sewer service rate, which rate is set by the Board from time to time via resolution.

3. **Industrial Sewer Service Rate.** There is hereby levied and assessed upon all industrial users an industrial sewer service rate, which is equal to the commercial sewer service rate as set by the Board from time to time via resolution.

   a. Additionally, the industrial user may be subject to an annual surcharge depending on the strength of the sewage, as may be determined by the District Manager from time to time. In the event that the average waste discharge characteristic and annual surcharge is disputed, the discharger

shall submit a request for an analysis and flow measurement to the District and bear all expenses associated with measurement and sampling.

b. For each industrial user, the District may require the installation, at the expense of the industrial user, of District-approved recording and sampling devices or sewage meters on the user's premises for use by the District. Such devices or meters shall be available for inspection by District personnel at any reasonable time. The industrial user shall be responsible for the maintenance, repair and replacement of all sampling or recording devices, sewage meters, and related equipment. The industrial user shall be responsible for any damage or expenses involved in the repair or replacement for which the industrial user, its agents, officers or employees is or are responsible.

c. At its sole option and as an alternative to the industrial user charge, the District may require an industrial user to pretreat the user's sewage flow so that the flow, after exclusion of domestic wastes or discharges from sanitary conveniences, is less than the equivalent weight in BOD and SS found in 50,000 gpd of sanitary waste.

D. Service Charge. When an annual service charge is based on water use, the annual sewer service charge shall be determined as stated above. However, when a water meter fails to register or a meter cannot be reasonably read, the quantity rate component of the annual sewer service charge shall be based on the average quantity of water supplied for comparable service during the preceding year. When there is no record of water supplied for comparable service, the total service charge shall be determined by the District Manager.

E.

1. No sewage shall be collected from any premises or persons except through a service connection in compliance with the District's rules and regulations.
2. No sanitary sewer service or facility shall be furnished to any premises or persons free of charge.

F. Temporary Sewer Services:

The District shall charge any person who seeks a temporary sewer service a basic fee for each service requested. Rates, charges, deposits and rules and regulations thereof may be established from time to time by the Board via resolution. Fees for temporary sewer service shall include a service establishment fee and per trip cost to inspect facilities as set forth by the Board from time to time via resolution.

Section 6.11 Billing Procedures

A. Direct Bill. Except as otherwise specified herein, the District shall directly bill each individual owner of each lot or premises connected to the District's collection system. The annual sewer charge shall be payable by each owner and each customer. Each owner shall be liable to the District for payment of the annual sewer charge regardless of whether the owner is also the customer and regardless of whether service is provided through an individual service lateral or multi-customer service lateral.

B. Multi-Unit Billing. Where owners of premises in a multi-unit structure served through a multi-customer service lateral are billed individually and belong to a homeowners' or similar

association, the association shall provide to the District current and up-dated lists of the owners of each premises. The association shall inform the District in timely fashion of any change in ownership in its members.

C. Composite Billing. Notwithstanding Section A above, the District may elect to send a composite bill to groups of customers served by individual or multi-customer service laterals when each of the following conditions are met:

1. The owners to be billed as a group own lots or premises in a multi-unit living structure;
2. The owners are served through one or more individual or multi-customer service laterals;
3. The owners have formally organized in writing into a homeowners or similar association.
4. The homeowners or similar association, through properly executed covenants, conditions, articles of incorporation or by-laws, has the power to act as the sole agent for the owners concerning sewer service charges in a manner which binds individual owners; and
5. The association enters into a written agreement with the District which provides, among other matters, that:
    a. The association shall be responsible for and guarantee payment of all such charges within the time required by the District's rules and regulations, regardless of whether any single owner has paid the owner's share of such charges to the association;
    b. The District shall bill to and the association shall pay all delinquent penalty and interest charges on the composite bills;
    c. The District's bill or other notices to the association shall constitute a bill or other notice to each individual owner or customer, who shall agree that no other notice or bill to individual owners or customers shall be necessary for, or a prerequisite to, the District's exercise of its powers to terminate service, or place liens on each owner's property or exercise other legal remedies necessary to preserve the collection of and collect delinquent bills and charges, and;
    d. The bill shall consist of the sum of the total annual sewer charges for each owner or customer represented by the association, which shall be the sum of the service charge for each customer, lot, or premises plus the total quantity rate charge for all service through the individual or multi-customer service lateral. The District shall not be responsible for any disparity among such customers for the amounts of sewage discharged or for the size of premises served. Any adjustment for such disparity in use or in the quantity rate charge shall be the responsibility of the owners or customers served.

D. Written Agreement. All applications for service shall constitute a written agreement to pay for all service rendered pursuant to the application and to be bound by all applicable District rules and regulations. An application shall be signed by the person who shall be responsible for the bills for sewer service provided through that service lateral, regardless of whether the service lateral is a single customer or multi-customer meter.

Section 6.12 Collection of Sewer Use, Service Charges and Rates

All sewer use, service charges and rates may be billed on the same bill and collected together with rates and charges for any other District services. If all or any part of such bill is not paid for any service, the District may discontinue any or all of the services for which the bill is rendered.

A. Time of Payment. All annual sewer service charges are payable in advance on an annual basis. Payment plans may be prearranged and are payable at the office of the District.

B. Issuance of Bills. All bills for sewer service will be rendered by the District as provided in this Chapter. Bills not paid sixty (60) days from billing date, except pursuant to payment plan, are delinquent.

C. Penalty and Administrative Charge. All delinquent bills will be subject to a penalty charge equal to 1% per month on all delinquent sums, plus a $10.00 administrative service charge for each additional billing that is prepared by District. Any check which is returned to District on the basis of insufficient funds or "refer to maker" are subject to an additional $25.00 service charge per check.

D. Notice of Delinquency, Administrative Charge, and Interest. On each bill for sewer service, notice will be given of the date upon which the billing shall become delinquent and of applicable administrative and interest charges as provided in this Chapter.

E. Pay First, Litigate Later. No appeal to the Board of Directors, nor legal or equitable process shall issue in any suit, action or proceeding before the District or in any court against the District or any officer, employee, or director of the District to appeal, prevent or enjoin the collection of any rate or charge, with or without interest, unless the same shall have been paid in full first.

F. Flat Rate Billing. Bills for flat rate sewer service will be rendered and are payable yearly in advance. Less than annual bills for flat rate service will be pro-rated to the end of the billing year in accordance with the applicable District schedule. Should the pro-rated period be less than one month, no pro-ration will be made and no bill shall be less than the monthly fixed charge. Flat rate service may be billed, at the option of the District, at intervals other than yearly.

G. Discontinuance of Service. A consumer's sewer service may be involuntarily discontinued for non-payment of a bill for service rendered at any current or previous location by District, provided said bill was presented to the consumer's last known address and has not been paid within sixty (60) days after the billing date. Discontinuation of service shall be in accordance with Division IX.

H. Joint and Several Liability. Two or more parties who join in one application for service or who jointly own property served by the District shall be jointly and severally liable for payment of bills and shall be billed by means of single periodic bills.

I. Payment Plan. If consumer is not in default to any other sum due District at the time of the rendering of the annual flat rate billing pursuant to the above, and provided further that applicant submits a written request to District within thirty (30) days of the rendering of the bill for a payment plan, District may allow a payment plan for the base rate billing on the following terms:

Payment plan agreement periods will be determined by the District for payment of full service fees due within the fiscal year of billing. One percent (1%) interest per month on the unpaid balance and $10.00 service fee per billing shall be included with the payment plan. Requesting a payment plan constitutes an agreement by the customer to make all payments on or before the set due date. Additional service fees shall be charged for each reminder notice or rebilling. Failure to make payments as scheduled constitutes a delinquency of the account whereby all

remaining service fees, penalties and interest become immediately due and payable. Sewer service shall be discontinued for any account over sixty (60) days delinquent.

J. Reduction in Unit Count. District recognizes that a consumer may voluntarily elect to reduce the unit count on a parcel of real property and District will allow such reduction for the next fiscal year provided consumer:

1. Submits to District before April 30 on a form approved by District, a request for reduction, to take effect July 1 of the same year; and,
2. Allows District to inspect the building or buildings which are subject to the reduction within thirty (30) days of the application.

If the unit reduction request is granted there will be no reimbursement of connection charges previously paid.

Any reduction of annual service fees as a result of a reduction in unit count will be applied as a credit to the next annual billing

K. Deferral of Service Fees on Structures that are Destroyed. At the discretion of the General Manager, the owner of a residence or commercial structure destroyed by fire, avalanche, earthquake, or other disaster may be allowed a maximum 12-month courtesy period to rebuild without paying service fees. If approved by the General Manager, and the structure is rebuilt and approved for occupancy before the 12-month period has passed, service fees will immediately become payable. If the structure is not rebuilt within the 12-month period, minimum service fees must be paid in order to maintain a valid permit.

Section 6.13 Deposit

A. Prior to receiving sewer service, an applicant for sewer service may be required to deposit with the District a sum equal to twenty-five percent (25%) of the annual rate for sewer service.

B. A deposit may be required for each lot or premises when any of the following conditions occur:

1. Whenever an owner of property receiving sewer service from the District transfers the property to a new owner, the new property owner shall pay a deposit to the District as identified in Section A. above.
2. Whenever there is a change in the owner receiving sewer service, the new owner shall pay a deposit to the District as identified in Section A above.
3. Any District customer or property owner whose sewer service is disconnected due to non-payment of District charges shall pay a deposit, as specified in Section A above, as a pre-requisite for resumption of sewer service.

C. Notwithstanding sections A, B1, B2, or B3, an existing customer or property owner within the District who has not incurred any penalties or late charges on any sewer account with the District for nine (9) months of the immediately preceding twelve (12) months, shall not be required to deposit with the District an amount as identified in Section A above.

D. The District may use the deposit to pay any District bill, and penalties and interest thereon, which are otherwise unpaid by the customer or property owner. The District may also use the deposit for its costs of collecting the unpaid sewer service bill and penalties. If the District uses part or all of a customer's or property owner's deposit, that customer or property owner shall pay the District a sum adequate to maintain a deposit equal to 25% of the annual rate as a condition of continued

sewer service.

E. The amount of deposit not used by the District shall be refunded to the customer or property owner when the customer or property owner voluntarily terminates sewer service with the District.

The amount of the deposit not used by the District may be credited to the account of the customer or property owner at such time as the District determines a deposit is no longer required, provided the District has held the deposit for a minimum of twelve (12) months.

DIVISION VII DESIGN STANDARDS – REMOVED BY ORDINANCE 2014-01

DIVISION VIII INSPECTION

Section 8.01 Inspection by District Manager or Designee

All work done under the provision of this chapter shall be subject to inspection by and shall meet the approval of the District Manager or designee, provided, however, that approval by the District Manager shall not relieve the permittee or any other person from complying with any other applicable ordinance.

After the fee required has been paid and the permit issued, the District Manager or designee shall inspect the construction for compliance with the requirements of this chapter.

Section 8.02 Notification When Ready For Inspection

The permittee shall notify the District at least twenty-four hours prior to the time any inspection is to be made.

Section 8.03 Work Shall be Uncovered and Convenient

At the time of the inspection the permittee shall have all work uncovered and convenient, and shall give the District Manager or designee every facility to make a thorough inspection.

Section 8.04 Correction of Defective Work

If the construction does not conform to the provisions of this chapter, or if the permittee fails to prosecute the work with such diligence as to insure its completion within the time specified, the District Manager will notify the permittee in writing to comply. If the permittee fails to comply within five (5) days after the written notice, the permit shall be suspended or revoked in accordance with the procedures set forth hereinafter.

Section 8.05 Materials and Construction to Meet Standard Specifications

All material used in any work done under provisions of this Chapter shall be new, first-class material and shall conform to, and the manner of construction shall meet all the requirements prescribed in Chapter 7. All such work shall be approved by the District Manager or designee before a certificate of final inspection will be issued.

Section 8.06 Facilities Not to be Used Prior to Final Inspection

No sewer or other facility constructed under the provisions of this chapter shall be placed in use until the work has been approved by the District Manager and a certificate of final inspection has been issued. Exceptions to this requirement may be made only when the work is substantially complete and has been inspected, and if the District Manager determines that the best interests of the public will be served by permitting such use prior to completion of the work.

DIVISION IX ENFORCEMENT

Section 9.01 Authority of District

A. The rates and charges levied pursuant to this Chapter shall be collected by the Board, who shall make and enforce such regulations as may be necessary for safe, economical and efficient management and protection of the District distribution system, and such regulation, collection, rebating and refunding of such charges or rentals.

B. In the event of a violation of any of the laws of the State of California, Placer County, or the ordinances or rules and regulations of the District, the District shall notify the person or persons causing, allowing, or committing such violation, in writing, specifying the violation and upon the failure of such person or persons to cease or prevent further violation within five (5) days after the receipt of such notice, the District shall have authority to disconnect the property served from the District system.

C. Duty of Manager. The General Manager is hereby charged with the duty to enforce all of the provisions of this Division and Chapter.

Section 9.02 Public Nuisance

Continued habitation of any building or continued operation of any industrial or commercial facility in violation of the provisions of this or any other ordinance, rule or regulation of the District is hereby declared to be a public nuisance. The District may cause proceedings to be brought for the abatement of the occupancy of the building or industrial or commercial facility during the period of such violation.

Section 9.03 Public Nuisance, Abatement

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

Section 9.04 Discontinuance of Service

Service may be discontinued for any one of the following reasons:

A. Delinquency in the payment of any bill, except that residential service shall not be discontinued for non-payment in any of the following situations:

1. During the pendency of any investigation by the District of a customer dispute or complaint.
2. When a customer has been granted an extension of the period for payment of a bill.
3. On the certification of a licensed physician and surgeon that to do so will be life threatening to the customer and the customer is financially unable to pay for service within the normal payment period and is willing to enter into an amortization agreement with the District and requests permission to amortize, over a period not to exceed twelve (12) months, the unpaid balance of any bill asserted to be beyond the means of the customer to pay within the normal payment period.

B. The unauthorized discharge of sewage in excess of the amount paid for.

C. Failure of the customer to maintain his facilities in a suitable condition to prevent storm water or surface water inflow.

D. Any violation by the customer of any rules and regulations of the District governing sewer service.

E. Any fixture, apparatus, appliance or equipment discharging sewage is found by the Manager to be dangerous or unsafe.

F. The use of sewer service on such premise is found by the Manager to be detrimental or injurious to the collection service furnished by the District to other consumers.

G. The Manager finds that negligent or wasteful use of water exists on any premise which affects the District's water or sewer service.

H. A consumer has ignored to correct any notice of sewer inflow and infiltration given pursuant to this Chapter within five days following mailing of such notice to the last known address of the consumer.

I. A consumer is aiding and abetting another consumer in a violation of this Code or any other law.

In the event of any violation of this Ordinance which results in a public hazard or menace, or in any other appropriate circumstance, the Manager may enter upon the premise with or without notice and do such things and expend such sums as may be necessary for the safety of the public or District sewer collection system.

Section 9.05 Notice Prior to a Discontinuance of Residential Service for Nonpayment

A. At least ten (10) days before any proposed discontinuance of residential service for nonpayment of a delinquent account, the District shall mail a notice, postage pre-paid to the customer to whom the service is billed, of the proposed discontinuance. Such notice shall be given not earlier than nineteen (19) days from the date of mailing the District's bill for such service and the ten (10) day period shall not commence until five (5) days after the mailing of the notice. In addition to the ten (10) day notice provided for in the preceding sentence, the District shall make a reasonable, good faith effort to contact an adult person residing at the premises of the customer by telephone or in person at least forty-eight (48) hours prior to any discontinuance of such service.

B. Every notice of discontinuance of service required by this Section shall include all of the following information:

1. The name and address of the customer whose account is delinquent.
2. The amount of delinquency.
3. The date by which payment or arrangements for payment is required in order to avoid discontinuance.
4. The procedure by which the customer may initiate a complaint or request an investigation concerning service or charges, unless the District's bill for services contains a description of that procedure.
5. The procedure by which the customer may request amortization of the unpaid charges.
6. The procedure for the customer to obtain information on the availability of financial assistance including private, local, state or federal sources, if applicable.
7. The telephone number and name of a representative of the District who can provide additional information or institute arrangements for payment.

Section 9.06 Notice Prior to a Discontinuance Other than a Discontinuance of Residential Service for Nonpayment

At least ten (10) days before discontinuing service, other than the discontinuance of residential service for nonpayment of a delinquent account, which is provided for in Section 9.05, the District

shall provide the customer with a written notice which shall specify the reason for the proposed discontinuance and inform the customer of the procedure for and the availability of the opportunity to discuss the reason for the proposed discontinuance with the General Manager or designee, who is empowered to review disputes and rectify errors and settle controversies pertaining to such proposed discontinuance of service. The name and phone number of the General Manager, or designee, shall be included in any such notice of proposed discontinuance given to a customer.

Nothing in this section shall require the District to make service available to actual users unless each actual user agrees to the District's terms and conditions of service and meets the requirements of the District's rules and regulations. If one or more actual users are willing and able to assume responsibility for the entire account to the satisfaction of the District, or if there is a physical means, legally available to the District, of selectively terminating service to those actual users who have not met the requirements of the District's rules and regulations, the District shall make service available to the actual users who have met those requirements.

Section 9.07 Notice of Discontinuance of Residential Service to Customers on Master Service Laterals

Whenever the District furnishes residential service to a master service lateral or furnishes individually metered service to a multi-unit residential structure, or other use where the owner, manager, or employer is listed by the District as the customer of record, the District shall make every good faith effort to inform the actual users of the service, by means of a notice, when the account is in arrears, that service will be discontinued within ten (10) days. Such notice shall also inform the actual users that they have the right to become District customers without being required to pay the amount due under the delinquent account.

Section 9.08 Discontinuance of Service on Weekends, Holidays or After Hours

No sewer service shall be discontinued to any customer or user because of any delinquency in payment on any Saturday, Sunday, legal holiday, or at any time during which the business offices of the District are not open to the public.

Section 9.09 Amortization of Delinquent Bill for Residential Service

Every complaint or request for investigation by a residential customer that is made within five (5) days of receiving the disputed bill, and every request by a residential customer that is made within thirteen (13) days of the mailing of the notice required by this Chapter for an extension of the payment period of a bill asserted to be beyond the means of the customer to pay in full during the normal period for payment shall be reviewed by the General Manager, or designee. The review shall include consideration of whether the customer shall be permitted to amortize the unpaid balance of the account over a reasonable period of time, as determined by the District. Any customer, whose complaint or request for an investigation has resulted in an adverse determination by the General Manager, or designee, may appeal the determination to the Board of Directors.

Section 9.10 Authority to Settle Controversies Relating to Discontinuance and to Permit Amortization of Delinquent Bills

The General Manager, or designee, is hereby authorized to investigate complaints and review disputes pertaining to any matters for which service may be discontinued and to rectify errors and settle controversies pertaining to such matters. The General Manager, or designee, is also authorized upon a proper showing by a residential customer of the customer's inability to pay a delinquent bill during the normal period, to grant permission to amortize the unpaid balance over a reasonable period of time, as determined by the District.

At his or her discretion, the General Manager may bring such controversies to the Board for settlement by the Board prior to the discontinuance of any such service.

Section 9.11 Notice Required Prior to Discontinuance of Service for Failure to Comply with Amortization Agreement

If an amortization agreement is authorized, no discontinuance of service shall be effected for any residential customer complying with such agreement, if the customer also keeps the account current as charges accrue in each subsequent billing period. If a residential customer fails to comply with an amortization agreement, the District shall not continue service without giving notice to the customer at least forty-eight (48) hours prior to continuance of the conditions the customer is required to meet to avoid discontinuance, but the notice does not entitle the customer to further investigation by the District.

Section 9.12 Disconnection/Reconnection

When service has been disconnected as provided in this ordinance the customer shall pay the unpaid account balance in full plus a disconnect/reconnect charge as set forth in the most recent rate schedule adopted via resolution., before any disconnected service will be reconnected. Additionally, a deposit may be required per this Chapter.

Section 9.13 Means of Enforcement Only

The District hereby declares that the foregoing procedures are established as a means of enforcement of the terms and conditions of its ordinance, rules and regulations and not as a penalty.

Section 9.14 Lien

Each rate, charge, penalty, or rental levied by or pursuant to this Chapter on property is hereby made a lien upon said property as hereinafter provided.

A. Liens. Delinquent charges, interest and penalties thereon when recorded as provided in the Revenue Bond Law of 1941 (Government Code section 54300, et seq.) shall constitute a lien upon the real property served (except that no such lien shall be created against publicly owned property) and such lien shall continue until and unless all charges and penalties thereon are fully paid or the property is sold therefor.

B. Default. In the event that any customer or owner fails to make such payment as provided above, the customer, owner, and subject property shall be deemed to be in default and in such cases, the District may declare the balance or remaining balances due and payable. In the event the District is required to bring action to collect any sum in default under District Ordinance terms, the customer or property owner shall pay, as an additional penalty, any and all Attorneys fees and/or Court and legal costs incurred by the District to bring such action. The District shall not be limited to any one remedy in the event of default, but may avail itself of any remedy or legal procedure available to it in such event.

C. Delinquency Notice. The District shall include a statement on its bill to each customer or property owner, or shall provide such statement to each property owner by any other means, that any charges remaining delinquent for a period of sixty (60) days may become a lien against the lot or parcel of land against which the charges were imposed.

D. Assessment. All rates, charges, penalties, and interest that remain delinquent as of June 30 of each year may be collected in the same manner as the general taxes for the District for the forthcoming fiscal year provided that the District shall have given prior notice to the customer-property owner of the lots or parcels affected as follows:

1. By May 30 of each year the District staff sill prepare a written report for the Board of Directors containing a description of each parcel of real property receiving a specific service and the amount of delinquent charges, penalties, and interest due against that parcel on June 30. The report of delinquent sewer service charges may be combined with a report for any other delinquent charges.
2. The staff shall publish a notice of the filing of the report and of the time and place of hearing by the Board of Directors on the report. Such publications shall be for not less than once a week for two weeks prior to the date set for hearing. The same notice shall be mailed to the owner of each parcel listed on the report as that owner appears on the last equalized assessment roll.
3. At the time of the hearing stated in the notice, the Board of Directors shall hear and consider all objections or protests to the delinquency report. Thereafter, the Board may adopt, revise, change, reduce or modify any charge, overrule any or all objections, and make its determination upon the propriety of each charge and delinquency described in the report. The Board's determination shall be final. Thereafter, the Board may adopt a resolution approving the delinquency charge report, as modified if appropriate, and record such report with the Placer County Recorder, and request the County Auditor to include the amount of delinquencies on the bills for taxes levied against the respective lots and parcels. The resolution and report will be transmitted to the County Auditor not later than July 1 of each year.

E. Action, Attorneys' Fees, Administrative Fees. The District may bring an action in any court of competent jurisdiction for the collection of delinquent charges and interest thereon against the person or persons who occupied or, who owned the property when the service was rendered or against any person guaranteeing payment of bills, or against all said persons. Cost of suit and reasonable attorneys' fees shall be awarded District, pursuant with section 5053 of the Health and Safety Code of the State of California.

If District commences legal action to recover delinquent charges and interest thereon, District shall recover, as an element of damages in said action a sum as determined by the Manager, which sum represents the administrative expense to the District, not including attorneys' fees, as being directly necessitated by the legal action.

F. Availability Charge Addition To Tax. In case any sewer service availability charge is delinquent, the District may add such charge plus any allowed administrative charge or interest to the tax bill of the premise receiving such service subject to the provisions of section 31032 et seq. of the Water Code.

Section 9.15 Cumulative Remedies

All remedies set forth herein for the collection and enforcement of charges, rates, and penalties are cumulative and may be pursued alternatively or consecutively.

Section 9.16 Appeals

A. By Motion of Board. The Board may, at any time, upon its own motion, exercise its power to overrule any determination made by the Manager under the terms of this Chapter and these regulations.

B. By Other Persons. Any person who shall have a right to appeal as provided in this Chapter or who has other grounds for appeal of any determination of the Manager must appeal such determination or other action in writing within thirty (30) days thereof, and must set forth the determination or other action to which such person objects and the grounds for such objection.

C. Report by Manager. In the event of any such appeal, the Manager shall transmit to the Board a report upon the matter appealed within thirty (30) days thereof.

D. Hearing. The Board shall hear any appeal within a reasonable time after receiving notice thereof.

E. Notice. The Board shall cause notice of any such hearing to be given at least fifteen (15) days prior to the hearing and shall include a statement that the appeal will be heard by the Board, the location, date and time of the hearing to the appealing party by personal delivery or by mailing such notice to his or her last known address.

F. Witnesses. The Board may, at its discretion, subpoena witnesses to attend such hearing.

G. Effect of Determination. If the Board determines that the appealing party must pay any charge or do any other act, such party shall be required to do so forthwith, together with any administrative fee or interest, as provided in this Chapter.

DIVISION X MAINTENANCE AND TESTING OF FACILITIES

Section 10.01 Maintenance and Testing of Private Sanitary Sewer Facilities

The owner or their agent of a property served by the District's sanitary sewer shall be responsible for the operation and maintenance of the private sanitary sewer facilities, including all devices or safeguards required by this section, which are located upon said property. The owner or their agent's operation and maintenance responsibility is from the building to the point of service.

The owner or their agent shall, at their own risk and expense, install, keep and maintain in good repair all private sanitary sewer facilities (sanitary sewer pipelines, building laterals, force mains, manholes, equipment, pump stations, and related appurtenances) situated on the premises so served. The District shall not be responsible for any loss or damage caused by improper or defective installation of private sanitary sewer facilities, whether inspected and/or approved by the District. All such installations of private sanitary sewer facilities shall conform with all federal, state, county, town and local laws, rules, regulations and ordinances.

The owner or their agent served by the District's sanitary sewer system shall be responsible and liable for all costs involved in the repair of all damages caused by the owner, customer, or agents thereof, to the District's sanitary sewer facilities, including but not limited to sewer obstructions, wherever located.

All private sanitary sewer facilities found in need of repair as a result of testing procedures required by this chapter shall be repaired and/or installed to the standards set forth in this Chapter.

Section 10.02 Conditions Requiring Testing of Sanitary Sewer Facilities

It shall be unlawful for any owner of a house, building, or property connected to the District's sanitary sewer system to maintain private sanitary sewer facilities in a condition such that the tests contained herein cannot be successfully accomplished.

All private sanitary sewer facilities, including those serving residential, multiple residential, commercial, and industrial connected to the District's sanitary sewer system shall be tested when any of the following conditions occur:

1. Connecting a new structure to the District’s sewer system.
2. Remodeling of the house, building or property served by the District’s sewer system.
3. The addition of living quarters, such as Accessory Dwelling Units (ADUs).
4. Installation of additional plumbing fixtures in the house or property served and/or installation of an additional building lateral pipeline.
5. Change of use of the house, building, or property serviced from residential to business or commercial, or from non-restaurant commercial to restaurant commercial.
6. Upon repair or replacement of all or part of the building or house service laterals.
7. Prior to the close of escrow upon the sale of a house, building or property served, or by private transfer of a house, building or property served, unless the house, building or property served has been tested within the previous five (5) years. However, if the building lateral is new or has been completely replaced within the prior ten (10) years, is constructed out of allowable pipe material, includes a double-wye cleanout, and was tested and passed when the system was installed, a pressure test will not be required prior to the close of escrow.

8. Where inflow or infiltration is suspected, or if a defect in the building lateral is suspected based upon observation by the District.
9. Upon determination of the General Manager that testing or sanitary sewer replacement is required for the protection of the public health, safety, and welfare.

Section 10.03 Testing Procedures for Existing Sanitary Sewer Facilities

The owner or their agent of a house, building, or property connected to the District's sanitary sewer system shall conduct all private sanitary sewer facility upgrades and testing required at their sole expense and shall notify the District 48 hours prior to testing. Testing shall be witnessed by a District Inspector.

Sanitary Sewer Pipelines: All building laterals and privately owned main pipelines shall be tested by the air method in accordance with the Sewer Technical Specifications.

In the case of building laterals, the test section shall be from the building cleanout to the point of service or property line cleanout. The test section includes all private pipelines which provide sanitary sewer service to the parcel in question. Privately owned main pipelines shall be tested their full length.

If a cleanout has not been installed at the point of service or easement/property line, a two-way cleanout shall be installed prior to testing. If there is no cleanout located outside the building foundation (within five feet of the foundation wall), then a cleanout shall be installed. If the building lateral exits the foundation under an existing deck or concrete patio, the location of the building cleanout near the foundation may be modified on a case-by-case basis as determined by the General Manager. The cleanouts shall be installed and boxed as specified in the Sewer Technical Specifications. The owner or their agent shall be responsible for such installation. A cleanout underneath the house is not acceptable.

The building cleanout can be substituted by installing a two-way cleanout at the property line when the distance from the point where the building sewer exits the foundation to the property line cleanout is less than 10 feet and the building lateral consists of a single pipe segment with no fittings. Such building laterals will be considered too short to test. At the District's discretion, building laterals that are too short to test may be required to be televised to confirm integrity of pipeline.

Residential Pump System Testing: Residential pump systems shall be inspected and tested for compliance with the Sewer Technical Specifications.

Section 10.04 Time Limits for Completion of Testing Procedures

Testing shall be completed in a timely manner as follows:

- Prior to the close of escrow upon the sale of the residence, building, or property, or transfer of ownership or interest in the parcel, the facility, or the business, or
- Within 30 days of standard notification by the District, or
- Immediately if it is determined by the General Manager that testing and repair are necessary to protect public health and the integrity of the sanitary sewer system.

Section 10.05 Cash Security in Lieu of Testing

1. Weather Conditions, Excavation Restrictions Prohibit Testing:

Should cleaning, testing, repair or replacement be required on a gravity or pressurized private service lateral at a time when weather conditions, excavation restrictions, or other circumstances prohibit such repairs, the General Manager may defer completion of the

requirements until such date as agreed upon between the Owner and the District. If the test is deferred, the Owner shall enter into a contract for performance of said work and shall place a cash deposit in the form of a money order, payable to the District, in an amount equal to one hundred twenty-five percent (125%) of the estimated cost of cleaning, testing, repair or replacement of the private service lateral or sewer pressure system components.

The District shall prepare an estimate of said replacement costs. The Owner shall obtain an estimate from a California State licensed contractor for performing all work necessary so that the private service lateral will pass a sewer pressure test.

The deposit required shall be based upon one hundred twenty-five percent (125%) of the estimated costs from whichever estimate is greater (District's or Contractor's). This amount will be held until the repair or replacement is made, which must be no later than June 15 following the circumstances preventing initial cleaning, testing, repair or replacement.

If the work agreed to is not completed by June 15, the deposit held by the District shall be used by the District to physically disconnect the private service lateral or to perform the work agreed to. The District may use the funds to pay a contractor to physically disconnect the sewer service or to perform the necessary work, at District's discretion. Should such costs exceed the amount deposited, the difference shall be billed to the Owner of record.

Upon completion of the necessary work, whether by Owner, District or contractor, the balance of funds will be released to the Owner within 15 days of the approved inspection of the work.

2. Time of Sale: Weather Conditions or Excavation Restrictions Prohibit Testing:

Owners must plan for and make every effort to complete pressure testing of the building lateral prior to close of escrow. The purpose of the withhold is to ensure the integrity of the building lateral by holding funds for its repair or replacement during periods when the lateral is inaccessible. In the event that sewer cleaning, testing, repair or replacement would be required, at a time when weather conditions or excavation restrictions prohibit such repairs, the District may defer completion of such requirement until June 15th or such earlier date as agreed upon with the property owner. If the test is deferred, the Owner shall enter into a contract for performance of said work and shall place a cash deposit in the form of a money order, payable to the District, in an amount equal to one hundred twenty-five percent (125%) of the estimated cost of cleaning, testing repair or replacement of the private service lateral or sewer pressure system components. The owner must also provide the District with a copy of an executed, binding contract with a California State licensed contractor, authorizing that contractor to perform all work necessary to test and repair or replace the existing building lateral so that it will pass a sewer pressure test. The contract will include the cost to repair or replace existing pressurized systems and abandon any septic systems that may be on the property.

In place of a cash deposit, the owner shall escrow funds in an amount equal to one hundred twenty-five (125%) percent of the District's estimate, if the property is being sold. Funds escrowed will not be released without written notification by the District to the title

company holding such funds. If the cleaning and testing is not completed by the time set by the Sewer Code, the funds held in escrow shall be released to the District. Said funds may be used by the District to perform or have a contractor perform physical disconnection, testing, repair or replacement of the building lateral.

Should such costs exceed the amount held in escrow; the difference will be billed to the property owner of record. Such costs may become a lien on the property in accordance with normal service charge billing procedures. If funds held in escrow are released without the consent of the District and testing has not been satisfactorily performed, the District may perform or have a contractor perform physical disconnection, testing, repair or replacement of the sewer service lateral. Such costs may become a lien on the property in accordance with normal service charge billing procedures.

Upon completion of the necessary work, whether by Owner, District or contractor, the balance of deposited funds will be released to the original depositing party within 15 days of the approved inspection of the work.

Section 10.06 Unsatisfactory Test Results

If a building lateral fails a pressure test following two (2) attempts, or if the visual inspection reveals defects, the line shall be repaired or replaced at the owner's expense, within 30 days of the date of the initial pressure test. The owner shall be responsible for notifying the District and secure a permit before corrective work has been started. The owner shall be responsible for notifying the District after the corrective work has been completed to schedule a new test.

When any work has been inspected and the test results are not satisfactory, notice to that effect shall be given instructing the Owner of the premises or the agent of such Owner, on-site and in writing, to repair the sewer or perform other work authorized by the permit in accordance with the ordinances of the District.

Section 10.07 Removal of or Injury to Sewer

An unauthorized person shall not remove or cause to be removed, or injure or cause to be injured, any portion of any public sewer, sewage pumping plant, water pollution plant, or any appurtenances thereto.

Section 10.08 Opening Manhole

An unauthorized person shall not open or enter, or cause to be opened or entered, for any purpose whatsoever, any manhole in any public sewer.

DIVISION XI DISCHARGE OF WASTE TO THE PUBLIC SEWER

Section 11.01 Waste Disposal Permit Required

No person shall discharge, or cause to be discharged, any industrial waste into the District sanitary sewer system without having obtained an Industrial Waste Permit from T-TSA. Such permit is required in addition to any other permits that may be required by the District Code, County Code, State statute or other ordinance, rule or regulation applicable to the industrial discharge.

A person discharging waste into a public sewer shall obtain a temporary sewer service permit from the District prior to discharge. Persons requesting a temporary sewer service shall pay applicable fees in accordance with the most recent rate schedule adopted via resolution.

The District shall not grant such a permit unless it finds that sufficient capacity exists in the public sewer to allow for such waste.

For the purpose of this section, garbage grinders powered by motors of more than one horsepower and grease interceptors installed in restaurants are considered to be industrial waste facilities.

Section 11.02 Revocation of Permit

The District Manager may recommend that revocation of, and the Board may revoke, any permit, if, after a public hearing, if a public hearing is requested, or otherwise, after due investigation, the Board finds that the Permittee has failed to correct conditions as required by the District, or that fraud or deceit was employed in obtaining the permit, or that any other violation of this Chapter exists.

Section 11.03 Application Form

The District shall provide printed application forms for the permit required by this Section indicating thereon the information to be furnished by the applicant. The District may require in addition to the information furnished by the printed form, any additional information from the applicant which will enable the District to determine that the proposed disposal complies with the provisions of this Chapter.

Section 11.04 Permit

If it appears from the application for any permit required by this article that the proposed disposal complies with the provisions of this Chapter, the District, upon receipt of the fees hereinafter required, shall issue such permit.

Section 11.05 Liquid Waste Disposal

Before granting a Waste Disposal Permit to any applicant, the District shall determine either that the waste is one which will not damage or destroy the public sewer or cause an unwarranted increase in the cost of maintenance of the public sewer or retard or inhibit the treatment of the sewage or is one that can be made acceptable by pre-treatment.

Section 11.06 Pretreatment Plans Required

In the event pretreatment or special facilities are required to make the waste acceptable as provided under the provisions of this Chapter, the applicant for a Waste Disposal Permit may be required to furnish plans showing the method of collections and pretreatment proposed to be used, and a permit shall not be issued until said plans or required modification thereof have been checked and approved by the District.

Section 11.07 Limitations on Use of Sewer

A person shall not place, throw, or deposit, or cause or permit to be placed, thrown, or deposited in any public sewer or main line sewer any dead animal, offal, or garbage, fish, fruit, or vegetable waste, or other solid matters, or materials or obstructions of any kind whatever of such nature as shall clog, obstruct or fill such sewer, or which shall interfere with or prevent the effective use or operation thereof. A person shall not cause or permit to be deposited or discharged into any such sewer any water or sewage or liquid waste of any kind containing chemicals, greases, oils, tars, or other matters in solution or suspension, which may clog, obstruct or fill the same, or which may in any way damage or interfere with or prevent the effective use thereof, or which may necessitate or require frequent repair, cleaning out or flushing of such sewer to render the same operative or which may obstruct or cause an unwarranted increase in the cost of treatment of the sewage. No person shall install, operate, use or maintain upon the premises of any facility any mechanical grinder or waste grinder that is connected directly or indirectly to the sewer system. Storm runoff water shall not be discharged into a sanitary sewer. Any person or entity causing damage to, obstruction to, or spillage from the sanitary sewer shall be fully liable and responsible for all costs and damages, including to person or property and loss of use thereof, as may be suffered or incurred by the District to repair, replace or remediate said damage, obstruction, spillage or conditions resulting from improper use of the sewer collection system.

No person shall discharge, cause, or permit to be discharged into the public sewer the following:

1. Any gasoline, Benzene, Naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas;
2. Any liquid or vapor having a temperature higher than one hundred forty (140) degrees Fahrenheit.
3. Any water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg/l or containing substances which may solidify or become viscous at temperatures below sixty (60) degrees Fahrenheit.
4. Any garbage from a residential unit that has not been properly shredded. Properly shredded is defined to mean ground to a fineness sufficient to pass through a 3/8 inch screen. Garbage is prohibited from a commercial property.
5. Any water or wastes containing 300 milligrams per liter, suspended solids, or excessive dissolved solids.
6. Any water or wastes containing acid or concentrated plating solutions whether neutralized or not.
7. Any water or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement.
8. Any waste water containing cyanides in excess of two milligrams per liter (2 mg/l).
9. Any noxious or malodorous gas or substance capable of creating a public nuisance.
10. Any radioactive wastes or isotopes.
11. Any water or wastes having pH lower than 6.5 or higher than 8.5. Before any person shall discharge acids or alkalis into the public sewer, he shall control the pH to the extent the

District finds adequate.

12. Any wastewater with an excessive BOD or chemical oxygen demand.
13. Any waste water which is prohibited (volume or substance) by the Tahoe-Truckee Sanitation Agency, Ordinance 1-88, or as amended, to be discharged to the sewage treatment plant.
14. Any substance prohibited by Proposition 65, California Constitutional Amendment.
15. Any water or wastes which contain substances or possess characteristics which, in the judgment of the General Manager, may have a deleterious effect upon the sewage treatment works or collection system.
16. The use of diluting waters to meet the requirement standards for discharge of waste is prohibited.

Section 11.08 Water

No uncontaminated water shall be discharged into a public sanitary sewer except by written permission from the District.

Section 11.09 Toxic Substances

All toxic chemical substances shall be retained or rendered acceptable to the District's satisfaction before discharge into the public sewer.

Section 11.10 Rights of Permittee

Within the time specified in the notice of violation of suspension, the permittee shall correct and remedy the conditions so specified, to the satisfaction of the District Manager, or file with the Board a denial that all of the conditions so specified exist, request a public hearing, and correct the conditions which the permittee admits to exist, or file with the Board a denial that any of the conditions so specified exist and request a public hearing.

Section 11.11 Application Fee for Waste Permit

The District shall collect an application fee of $20.00 with each application, which fee shall be separate and apart from any fees or deposits collected or imposed under other ordinances or regulations or by reason of any license, agreement or contract between the applicant and other public agency. Such application fee shall not be refunded even though the application be denied.

Section 11.12 Waste Treatment Plants or Facilities Required

Except for the mandatory installation required by Section 11.16, waste treatment plants, facilities or interceptors shall be installed whenever the District shall find as a fact that such facilities are required to safeguard the public health; prevent pollution of streams, or bodies of surface or underground water, prevent pollution of storage reservoirs, either natural or artificial; prevent damage or increased maintenance costs in the sewerage system; prevent damage to public or private property; prevent a public nuisance; or to comply with applicable regulations of any other public agency. (Amended by Ord 2009-06)

Section 11.13 Installation

Interceptors or other waste treatment plants or facilities shall be so installed and constructed that they shall be at all times easily accessible for inspection and maintenance. The District may require an inspection manhole on the owner's property for sampling and measurement of flow.

Section 11.14 Maintenance and Operation of Private Treatment Plants or Facilities
All waste treatment plants or facilities and all appurtenances thereto, now existing or hereafter constructed under jurisdiction of this Chapter shall be maintained by the owner or person having control of the property affected in good operating condition and in a safe and sanitary condition at all times. All devices and safeguards which are required by this Chapter for the operation thereof, and all records of such operation shall be maintained in good order.

Section 11.15 Access to Properties
The District shall be permitted at all reasonable hours to inspect waste treatment plants or facilities and to enter and inspect the place, enclosures, or structure where wastes or effluent are discharged or deposited.

Section 11.16 Waste Pretreatment Removal Devices
Gravity grease interceptors shall be installed in all establishments which handle, prepare, cook , or service foods or where, in the opinion of the General Manager, they are necessary for the handling of wastes that can affect the proper functioning of the sewer system. With the exception that such interceptors shall not be required for dwelling units. All gravity grease interceptors shall be installed and maintained to comply with the Sewer Technical Specifications and the most current version of the California Plumbing Code, be maintained in good working order, and be supported by records of maintenance and proper operation. Maintenance records shall be provided to the District upon request.

Grease interceptors shall be installed on all new establishments and on existing establishments within ninety (90) days of the following events:

1. Change of ownership of either the underlying property or business.
2. Increase in seating capacity (either inside or outside).
3. An issuance of a County building permit for construction, reconstruction, remodel, or related work to be performed on the premise.
4. Any establishment found to be discharging fats, oils, and grease (FOG) into the sewer system in unreasonable quantities as determined by the District.
5. Receipt of written notice from the General Manager indicating the necessity to install a device.

Sand-oil interceptors shall be installed prior to discharge of waste to the sewer system in all establishments where, in the opinion of the General Manager, they are necessary for the handling of liquid wastes containing grease, flammable wastes, sand, oil, solids, or acidic or alkaline substances in quantities that can affect the proper functioning of the sewer system. With the exception that such interceptors shall not be required for dwelling units. All sand-oil interceptors shall be installed and maintained to comply with the Sewer Technical Specifications and the most current version of the California Plumbing Code, be maintained in good working order and be supported by records of maintenance and proper operation. Maintenance records shall be provided to the District upon request. Sand-oil interceptors shall be installed at the following facilities:

1. Recreational vehicle dump stations.
2. Vehicle wash stations.
3. All automotive service bays and automotive repair shops must have floor drains connected

to the sewer system. All such floor drains shall have a sand-oil separator installed.

All other establishments where, in the opinion of the General Manager, they are necessary for the handling of liquid wastes containing grease, flammable wastes, sand, oil, solids, or acidic or alkaline substances in quantities that will affect the proper functioning of the sewer system.

DIVISION XII CONSTRUCTION OF SEWER LINES

Section 12.01 Definitions

For the purposes of this Division, the specified terms are defined as follows:

A. "Developer" means any person or entity, excluding those persons contracting with the District who installs or causes to be installed one or more structures which will be connected to the District collection system.

B. "Force Main" means pipelines that convey wastewater under pressure from a lower to higher elevation, particularly where the elevation of the source is not sufficient for gravity flow and/or the use of gravity conveyance will result in excessive excavation depths and high sewer pipeline construction costs.

C. "Force Main extension" is any extension of the force main between the existing District force main and the lots which are being improved or which are owned by the developer. A force main extension does not include a force main constructed within the tract of land which is being improved or which is owned by the developer.

Section 12.02 Financial Responsibility for Construction of Sewer Line

A developer who installs and/or causes to be installed any portion of the District collection system is financially responsible for the installation, and all incidents thereof, of that portion of the sewer collection system.

A. Buy Back Agreements. At the District's option, the District may enter into an agreement with the Developer whereby adjacent properties benefited by and connecting to the sanitary sewer facilities installed by the Developer or their agent, will be required to reimburse the Developer or their agent, through the District, for a prorated share of the cost of sanitary sewer facility design and construction. Administration of the reimbursement monies will continue until such prorated shares have been paid, but no longer than a period of ten years after completion of the sanitary sewer facilities.

Section 12.03 Construction of Collection System

A. When a developer proposes to construct a force main and/or one or more house laterals, the developer may perform such construction, subject to the requirements of the District.

B. When the developer performs the tap between the house lateral constructed by the developer and a main line constructed by the developer, no tapping fee shall be charged. Other connection fees, including hook-up fees, fixture unit fees, and sewerage facility fees, shall be charged as set forth in Division VI.

Section 12.04 Performance, Payment and Maintenance Surety Bond

Developer shall procure and continuously maintain at its sole expense Performance, Payment and Maintenance Surety Bonds issued by a company authorized to do surety business in the State of California upon its standard form, guaranteeing that Developer will perform all of its obligations under this Agreement and will pay for all work and material furnished to the job. Said bond shall be in an amount equal to the value of the cost of construction of the Improvements and shall provide coverage for the Improvements and on account of Developer's obligation to replace or repair any and all defects in material or workmanship in said Improvements for a period of two (2) years following completion and acceptance of said Improvements.

Section 12.05 Liability

The District and its officers, agents and employees shall not be liable for any injury or death to any person or damage to any property arising from the performance of any work by a developer. The developer shall indemnify, protect, defend and shall hold harmless the District and its officers, agents and employees from any liability imposed by law upon the District or its officers, agents or employees, including all costs, expenses, attorneys' fees, and other fees, and interest incurred in defending the same or in seeking to enforce this provision. The developer shall be solely liable for any defects in the performance of the developer's work or any failure which may arise therefrom.

Section 12.06 Formation of Improvement District

A. When a developer installs or causes to be installed any part of the District collection system, the developer may request in writing that the District form an improvement district, pursuant to the California County Water District law or other law, to include that real property which is served and benefited (or to be served and benefited) by the collection system installed or caused to be installed, by the developer.

B. The District may agree to form an improvement district only after receiving the developer's written request for formation thereof and the developer's written agreement to pay all sums reasonably incurred by the District in the formation and operation of the improvement district.

C. If the District agrees to form an improvement district, the developer shall pay the District an initial fee, to be determined by the District, towards the District's cost of forming the improvement district. The District shall not take any steps towards the formation of the improvement district until it receives this initial fee.

D. The developer may withdraw the request for the formation of an improvement district if no prejudice will result therefrom to the District or its customers.

E. The developer shall be liable for all costs reasonably incurred by the District in the formation and operation of the improvement district whether or not the improvement district is formed.

Section 12.07 Size of New Force Main

The District may require the developer to install a force main larger than that necessary to adequately serve the developer's proposed construction. When the District requires the installation of a larger force main, the District shall either (a) pay the difference in cost, as determined by the District, between the size necessary to serve the developer's construction and the larger main line or (b) perform the installation itself subsequent to the receipt from the developer of a sum sufficient to cover the cost of installation, and other necessary expenses, of the main line required by the developer.

Section 12.08 District's Option to Construct Facilities

Whenever a developer applies for an assurance of sewer service or a sewer permit which involves the extension of the District's force main, the District, at its sole option, may install such facilities subsequent to the developer's advancement to the District of funds sufficient to cover the costs of construction and other necessary expenses as may be reasonably incurred by District for engineering, administration, staff and legal expenses.

Upon completion of construction, the District shall refund any funds advanced in excess of the actual cost to be borne by the developer.

Section 12.09 Application for Force Main Extension Agreement

Whenever a developer applies for a sewer permit or an assurance of sewer service which involves a force main extension, the developer may also apply to the District for a Force Main Extension

Agreement, which provides for partial reimbursement to the developer of the developer's costs of constructing the force main extension. The District may accept the application and approve a Force Main Extension Agreement.

Section 12.10 Force Main Extension Agreement

Whenever a developer enters into a Force Main Extension Agreement with the District, the Agreement may provide for a refund to the developer as follows:

A. Within the limits specified herein, when the Force Main has been installed at the Developer's sole expense, the Developer shall be entitled to a sum up to twenty-five percent (25%) of the hook-up unit fees and fixture unit fees received by the District for hook-ups into the Force Main Extension paid for by the developer.

B. Any amounts collected by the District for hook-up unit fees and fixture unit fees, subject to Section 12.10 A, shall be refunded to the developer within ninety (90) days following the date of collection; provided that no refund shall be made for collections made after five (5) years from the date of completion of the extension.

C. The total amount to be refunded to the developer shall not exceed 25% of the net amount paid by the developer to the District for the extension, if installed by the District, or 25% of the estimated cost, as determined by the District, for such extension if installed by the developer.

Section 12.11 Dedication Requirements

An Offer of Dedication of all those portions of the collection system to be constructed, excluding private sewer lines, shall be included in any application concerning construction of the collection system.

Upon completion, final inspection and approval of the constructed improvements by the District, the Developer shall present an Offer of Dedication and any and all easements, signed and acknowledged, on the forms and in the content as provided by the District.

No portion of the collection system shall be accepted by the District for dedication unless that portion to be accepted has been constructed in conformity with the requirements of the District. When the construction of the collection system has been completed and accepted by the District, it shall become the property of the District.

Notice to Developer: Prevailing Wages may have to be paid to employees and subcontractors on construction of facilities which are later to be dedicated to the District.

Section 12.12 Initiation of Sewer Service

To initiate sewer service, a permittee shall deliver to the District a written request for the initiation of sewer service at least fifteen (15) working days prior to the date sewer service is to be made available.

OLYMPIC VALLEY PUBLIC SERVICE DISTRICT
ADMINISTRATIVE CODE CHAPTER 3 GARBAGE CODE

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DIVISION I ADMINISTRATION

Section 1.01 Purpose

The primary purpose of the Chapter is to establish rules, regulations and rates for garbage collection service within the Olympic Valley Public Service District.

Section 1.02 Implementation and Objectives

The District will either provide or contract for garbage collection service for residents and businesses within the District boundaries.

In administrating a garbage collection system the District intends to provide an orderly process to keep Olympic Valley beautiful and prevent any additional cost burden on the District taxpayer in the form of either property taxes or water and sewer service fees.

Section 1.03 Amendments

This Chapter was adopted by the District on June 30, 1988 by Ordinance 88-2. Any future changes, additions, or deletions to this Chapter will be accomplished by adoption of future Ordinances amending, adding or repealing Sections in this Chapter.

DIVISION II DEFINITIONS

Section 2.01 Applicability

The following words or phrases when used in this Chapter shall have the meaning hereafter set forth, unless the context of their use clearly requires a different meaning.

Section 2.02 Chapter 1 and Chapter 2 Definitions Applicable

Those definitions contained in Chapter 1 and 2 apply to this Chapter.

Section 2.03 Contractor

"Contractor" shall mean any person, partnership, or corporation providing garbage, trash, or waste collection service within the boundaries of the District pursuant to contract or agreement with the District and providing service is in compliance with all applicable county, state, and federal regulations or laws.

Section 2.04 Trash

"Trash" shall include garbage, waste, or both.

Section 2.05 Garbage

"Garbage" shall include accumulations of all putrescible animal, fruit or vegetable matter that attend the storage, sale, preparation and use of meat, fish, fowl, fruit or vegetables and shall include all containers used in the handling, preparation, cooking and consumption of food. It shall also include abandoned and dead domestic pets and any other discarded or abandoned putrescible, organic materials.

Section 2.06 Waste

"Waste" shall include, but not be limited to all non-putrescible matter such as paper, cardboard, grass clippings, tree trimmings, shrub trimmings, wood, bedding, crockery, glass, rubber tires, and building construction materials which are rejected, abandoned, or discarded by the owners, producers, or users.

Section 2.07 Authorized Containers

"Authorized Containers" shall include any container described and permitted by the County of Placer, State of California, and in accordance with OSHA restrictions for use in collection of garbage, rubbish, or refuse pursuant to ordinances of said county and used for similar purpose in the storage and collection of trash within the District.

Section 2.08 Owner

"Owner" shall mean the owner of record of the premises or lands as shown on the rolls of the Assessor, County of Placer, State of California, as of the date of billing by the District.

DIVISION III GENERAL PROVISIONS AND COLLECTION PRACTICES

Section 3.01 Compulsory Collection Service

The occupant of any premises or lands located within the District shall use the trash collection services. The owner of such premises or lands shall provide payment to the District of those rates for such services set forth by the Board at the beginning of each fiscal period, regardless of whether the trash collection services are utilized.

Section 3.02 Collection Service Contract

The District shall contract with a person, partnership, corporation, or public entity to provide for the collection of trash, garbage, or waste within the boundaries of the District as provided in section 31140 of the California Water Code and the provisions of this Chapter shall be of no force or effect until, or unless, there shall be an existing and valid written contract or agreement between the District and any such person, partnership, corporation or public entity.

Section 3.03 Placer County Franchise

The boundaries of the District are completely within Placer County Garbage Franchise Area #4 of which Tahoe Truckee Sierra Disposal is the franchisee. The District reserves the right to utilize the services of Tahoe Truckee Sierra Disposal under the franchise permit of the county as long as both parties agree to a contract within the scope of this Chapter, section 31140 of the Water Code, and county policies.

Section 3.04 Collection Practices

The frequency of collection of trash, garbage, and waste within the District shall be as prescribed for residential, farms, ranches, and commercial establishments by ordinances duly enacted by the County of Placer, State of California.

Section 3.05 Containers

Only authorized containers shall be used for the storage of trash, garbage, and waste prior to collection of such materials by the Contractor. Materials stored for such collection shall be segregated and prepared for such collection as prescribed by ordinances duly enacted by the County of Placer, State of California.

Section 3.06 Placement of Containers

On days specified for collection by Contractor, all authorized containers containing materials for collection shall be placed within twenty (20) feet of the nearest accessible street or roadway edge or boundary on the same elevation with said street or roadway edge or boundary.

Section 3.07 Storage of Containers

All authorized containers maintained and used for the purpose of the collection of trash within the District shall be maintained and stored at all times so as not to constitute a public nuisance.

Section 3.08 Dumpage or Spillage

"Dumpage or spillage" of the contents of any authorized container by animals or persons other than Contractor or Contractor's employees, agents, or servants shall be promptly restored to such authorized containers by the occupant of the premises or lands upon which such containers are located and upon failure of such occupant to restore such materials within twenty-four (24) hours after notification of such dumpage or spillage, the District shall provide for the removal of such materials and shall bill the occupant or owner for such service at rates established from year to year by the Board. Notification for the purposes of this section will be by posting of such written notice upon the premises served or by personal delivery of such notice to the occupant of the premises.

DIVISION IV SERVICE RATES

Section 4.01 General Conditions

Rates for the collection and removal of trash are set forth by the Board from time to time via resolution.

Section 4.02 Collection of Rates

Collection of single-family residential rates shall be by the District and such rates shall be billed upon the same bill with water and/or sewer service rates.

Section 4.03 Other Rates

Collection of rates applicable to condominium or multiple-family dwellings shall be by the District and such rates shall either be billed upon the same bill with water and/or sewer service rates or billed to the homeowner's association of a condominium development separate from sewer and/or water service charges for each individual unit.

Section 4.04 Dumpage or Spillage Rate

Collection of rates applicable to the removal of materials dumped or spilled from containers servicing single-family residences or multiple-family residences shall be billed as established in Section 3.08 and at the rates set from year to year by resolution of the Board.

Section 4.05 Billings

"Billings" for the payment of rates to be received by District shall be as provided for the billing of water and sewage charges as set forth in Chapters 1 and 2 of the District Administrative Code.

A. Pay First, Litigate Later. No appeal to the Board of Directors, nor legal or equitable process shall issue in any suit, action or proceeding before the District or in any court against the District or any officer, employee, or director of the District to appeal, prevent or enjoin the collection of any rate or charge, with or without interest, unless the same shall have been paid in full first.

DIVISION V COLLECTION OF DELINQUENCIES

Section 5.01 General Conditions

In the event of failure to pay the whole bill or any part thereof after presentation by the District, any and all services provided by the District, including but not limited to, sewer/ water/garbage may be discontinued by the District after notice has been provided the occupant of said premises and the office of the Department of Health, County of Placer. Such notice shall be provided to the occupant of the premises by posting such notice on the premises, certified/return receipt requested mailing, or personal delivery of said notice to the occupant thereof. Notice shall be provided to the office of the Department of Health, County of Placer, by mailing such notice in the United States mail, first class postage prepaid. Discontinuation of water and/or sewer service under this section shall be in accordance with the procedures at Division IX of Chapters 1 and 2.

Section 5.02 Collection Enforcement

In addition to the procedures described by Section 5.01, General Conditions, the District may cause total termination of service as provided by District ordinances, rules and regulations if payment for garbage service is not rendered promptly. Continued nonpayment of charges may result in the following procedures:

A. Posting a $10.00 administrative charge per month.

B. Posting a 1% per month interest charge.

C. Referral to Placer County Health Department for further action.

D. Collection proceedings through Small Claims Court or other appropriate legal proceedings.

E. Assignment of all charges as a lien against the property or the county tax rolls.

Section 5.03 Notices

Unless otherwise provided in the District's Administrative Code, any notices required to be given by the District Manager under this Chapter shall be in writing and may be mailed by regular first-class mail to the last known address known to the District Manager. Where the address is unknown, service may be made as provided above upon the owner of record of the property.

Section 5.04 Disconnection Notices

These notices will be conducted in the same manner as described in Chapter 1 and 2 of the District Administrative Code.

OLYMPIC VALLEY PUBLIC SERVICE DISTRICT
ADMINISTRATIVE CODE CHAPTER 4 WILL SERVE
Regulations for Reviewing, Processing and Approving Sewer and Water Will-Serve Commitments and Contracts when Required

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DIVISION I ADMINISTRATION

Section 1.01 Purpose

The primary purpose of these regulations is to implement the orderly application and allocation of available sewer and water service capacity to those classes of users either engaged in the development of commercial and multiple density land developments or required by the Board to enter into a written contract with the District. All such applicants so engaged or required to enter into a written contract shall be required to comply with the provisions of these regulations.

Section 1.02 Implementation and Objectives

The primary method of implementation of these sections shall be by the receipt, review and approval process regarding applications for new or revised water and sewer service through an agreement between the District and the applicant.

It is intended that these sections be uniformly applied to all users of a like class proposing developments of sufficient magnitude to justify the preparation and execution of a form development agreement required hereunder.

It is intended that the form development agreement required hereunder shall be used for the design, review, construction and completion of any project where a written contract is required or contemplated by a user of a large-scale nature. Once the project is completed, or any phase of the project is completed, the provisions of the chapter regarding sewer and water rates will thereafter apply unless expressly superseded or exempted by this chapter.

Section 1.03 Amendments

This chapter was adopted by the District on June 30, 1988, by Ordinance 88-2. Any future changes, additions, or deletions to this chapter will be accomplished by adoption of future ordinances amending, adding or repealing sections in this chapter.

DIVISION II DEFINITIONS

Section 2.01 Applicability

The following words or phrases when used in this Chapter shall have the meaning hereafter set forth, unless the context of their use clearly requires a different meaning.

Section 2.02 No Conflict with other Chapters

The intent of this Chapter is not to supersede any provision of Chapter 1 or 2, which Chapters relate specifically to water and sewer service by District to all consumers. This Chapter shall supplement and not contradict any section of Chapters 1 or 2.

Section 2.03 Chapter 1 and Chapter 2 Definitions Applicable

Those definitions contained in Chapters 1 and 2 apply to this Chapter.

Section 2.04 Commercial

Means any land use so classified by Placer County and/or the Squaw Valley General Plan as "commercial" or any other use other than single family residential. As used in this Chapter, commercial shall mean any project contemplating the construction or remodeling of any building other than a single family dwelling.

Section 2.05 Multiple Density

As used in this Chapter, "multiple density" means any use of land for residential dwelling purposes which use requires water or sewage service to more than one dwelling unit on a single Assessor's parcel, which parcel qualifies as a subdivision within the meaning of the Subdivision Map Act. Also means a "planned unit development" as defined in the Squaw Valley General Plan.

Section 2.06 Applicant

Means a fee owner of real property located within District or a person authorized in writing to act for such person who seeks execution of a Contract and subsequent issuance of a "will-serve commitment" from District.

Section 2.07 Will-Serve Commitment

Means a written commitment from District to the California Department of Real Estate which states the following:

A. The project lies within the jurisdiction of District; and,
B. Applicant has executed and is obligated to perform all material conditions of the form developer agreement authorized pursuant to this Chapter; and,
C. District will, unless prohibited by an order of a court of competent jurisdiction or appropriate administrative agency, provide potable water and/or sewage disposal to the real property which is the object of the form developer agreement provided, however, that the applicant has fully complied with all terms and conditions of the form developer's agreement.

Section 2.08 Application

Means a written request to the District Board for a Contract and/or subsequent will-serve commitment.

Section 2.09 Contract
Means a form developer agreement executed by applicant and District. A form development agreement has been prepared, attached hereto as Exhibit "A," to be uniformly applied to all qualified applicants.

Section 2.10 Tentative Subdivision Map
Means a map approved by the Placer County Planning Commission and prepared for the purpose of showing the design and improvement of a proposed subdivision and the existing conditions in, around and based upon an accurate survey of the property.

Section 2.11 Planned Unit Development
Means a development approved by the County of Placer, currently in effect, which meets the criteria for a "planned unit development" as defined by Placer County. A form contract for a planned unit development has been prepared and attached hereto as Exhibit "B" to be uniformly applied to all qualified applicants.

Section 2.12 Extension to Contract
Means a written agreement extending a contract entered into between District and an applicant pursuant to this Chapter. A form extension agreement has been prepared and attached hereto as Exhibit "C" to be uniformly applied, if District in the discretion of the Board after hearing, agrees to extend the original contract.

Section 2.13 Memorandum of Agreement
Means a Memorandum of Agreement memorializing the execution of a contract as defined in this Chapter, said Memorandum to be recorded with the Placer County Recorder's Office. A form Memorandum of Agreement has been prepared and attached hereto as Exhibit "D" to be uniformly applied to all contracts and any extensions thereto executed pursuant to this Chapter.

DIVISION III GENERAL PROVISIONS

Section 3.01 Application Regulations

All applications required to be submitted pursuant to the Chapter shall:

A. Evidence and be in compliance with rules, regulations, and ordinances of the District and of all applicable county, state and federal regulations and laws in effect at the time of approval of the application.
B. Be processed in the order they have been received by District.
C. Be processed for approval in compliance with the provisions of the California Environmental Quality Act in effect at the time of approval of the application.
D. Be considered by the Board in light of the available sewer and water service capacity that Board shall in its discretion determine from time to time exists.
E. Be approved only by the Board.
F. Be denied by the Board if in the exercise of its discretion it is determined that granting of the application will result in inequitable allocation of limited service capability of the District to a single applicant.

Section 3.02 Application Form and Termination

Applicants shall submit an application in a form which they agree to hold the District harmless from all loss or injury of whatsoever kind arising out of the approval of any application or termination of right derived therefrom pursuant to the provisions of this Chapter. Any application or right derived therefrom is cancelable or terminable upon disclosure of the misrepresentation of the applicant or the failure of the applicant to comply with the provisions of this Chapter.

Section 3.03 Variance

Any consumer may obtain a variance from any provision of this Chapter pursuant to an application and public hearing before the Board which application and variance is approved by a 4/5 vote of the members of the Board.

Section 3.04 Responsibility for Costs

If, following the submittal of an application to District, an applicant does not sign the contract as defined in this Chapter, for any reason whatsoever, the applicant must reimburse the District for expenses incurred, including but not limited to legal, engineering and administrative staff time; provided that said expenses are outside of the normal scope of the processing fee.

Section 3.05 Exemption from Requirements of this Chapter

The District Manager may exempt an applicant from the requirements of this Chapter if it is determined that the process for reviewing, issuing and administrating water and/or sewer permits for the proposed use is not significantly different than that of a single family dwelling as described in Chapters 1 and 2.

DIVISION IV PROCEDURE FOR PROCESSING APPLICATIONS

Section 4.01 Required Submittals

An applicant shall submit to District before the Board shall consider execution of a contract, the following:

A. A District application form fully and adequately setting forth all information and data requested.
B. Preliminary plans and drawings, which shall include:
    1. Drawings describing the size, type and nature of the proposed land use improvement.
    2. A site map designating the location of the land use improvement and a general description of the lands to be improved.
    3. A description of the type of improvement and the amenities associated with the improvement, i.e., commercial, condominium, swimming pool, tennis court, et cetera.
    4. Description of the number and type of units for which service is requested.
    5. The estimated cost of improvements to be constructed.
C. A non-refundable fee of $1,000 which shall be charged by District to offset handling costs associated with the review and processing of a proposed project. The non-refundable fee may be increased by District if District determines that the actual cost of processing the application exceeds the $1,000 sum. District shall justify any charges to applicant which exceed the $1,000 sum.
D. A copy of the applicable Tentative Subdivision Map and, if required, Conditional Use Permit approved by the Placer County Planning Commission.
E. A letter directed to the Fire Chief of the Olympic Valley Fire Department requesting him to state all future fire flow requirements for the project proposed by applicant.
F. An "Intent to Issue Building Permit" form from the Placer County Building Department.

DIVISION V WILL SERVE COMMITMENT AND CONTRACT

Section 5.01 Contract Conditions

The form developer agreement, Exhibit "A," shall be signed by District and applicant prior to the issuance of a will-serve commitment and shall include, without limitation, the following as conditions:

A. Provisions describing and defining the rights of the parties regarding the construction and maintenance of on-site and off-site facilities.
B. Provisions granting additional or modified easements to the District required to protect the interests of the public or the District.
C. Provisions requiring additions or modifications of existing facilities required to meet applicable regulations and laws to ensure the integrity of the operation of the water or sewer system of District.
D. Provisions ensuring the adequate maintenance and operation of privately owned sewer or water facilities used in common by two or more tenants or owners.
E. Provisions requiring the transmittal of record drawings upon completion of construction of improvements.
F. Provisions for the acquisition by or conveyance of water or sewer facilities to the District deemed by the Board of Directors to be necessary to implement service to the improvements to be constructed. The District will retain the right to abandon any accepted improvement if at any time after dedication to the District it is determined by the District that the developer was negligent in installing the improvement.
G. Provisions specifying inspection fees or costs of the District incurred as a result of the improvements proposed to be constructed which shall be paid by the applicant.
H. Provisions assuring the completion of the work of improvements and providing for the posting of bond of a surety or sureties in amount deemed necessary by the Board to guarantee such completion and the performance of such works after completion.
I. Provisions for expiration dates. A Tentative Map expiration date approved by Placer County Planning Commission shall not be deemed an applicable extension of the contract.
J. Provisions for a term requiring the applicant and his successor(s) in interest to commence the payment of periodic sewer and/or water service charges prior to completion of the work of improvement and regardless of then existing conditions of use or occupancy.
K. Provisions requiring a dedication to District of improvements installed by applicant and the potential acceptance of the same by Board provided the improvements are installed to District's satisfaction, necessary warranty bonds are in effect and applicant acknowledges, in writing, that applicant may incur liability if applicant does not pay prevailing wages within the meaning of Labor Code section 1770.
L. Provisions obligating applicant and District to properly execute a document entitled "Memorandum of Agreement" contemporaneously with execution of "Form Developer's Agreement."
M. Provisions allowing addendums which tailor the project to conform to District Ordinances and other legal or engineering requirements.
N. Provisions indicating that all annual sewer and/or water charges are due from applicant upon issuance of Certificate of Occupancy or upon expiration of one year from date of issuance of the sewer and/or water permit, whichever occurs first.
O. Other provisions which the Board shall find necessary by reason of the scope or character of the improvements.

Section 5.02 When Written Contract Required

The District may require a written contract from any consumer as a condition precedent to water service in any residential, commercial, industrial or other type use where unusual quantities of water or construction of special facilities are or will be required. Additionally, if upon determination of the District Manager or Board a written contract is appropriate to best serve the District one may be required.

Section 5.03 Conditions Precedent to Execution of Contract

On or before the execution of the contract, an applicant shall:

A. Pay all connection charges for sewer and/or water service and other charges pursuant to the terms of the Contract.
B. Submit site Improvement Plans pursuant to the terms of the Construction Contract.

Section 5.04 Termination of Will-Serve Commitment or Contract

Despite the execution of the contract and/or the issuance of a will-serve commitment, the contract and will-serve commitment shall be terminable at the discretion of the Board upon the failure of applicant to:

A. Obtain written approval and verification that all final plans and specifications applicable to the improvements comply with District rules, regulations, and ordinances, said written approval to be obtained from District's Engineer within thirty (30) days of date of submittal of application.
B. Obtain all permits and other approvals necessary to construct the improvements from applicable county, state or federal regulatory agencies prior to commencement of construction and to submit adequate evidence thereof to District.
C. To complete substantial construction (approximately 75%) of the work of improvement by the date specified for such completion in the contract or any extensions thereto.

Notwithstanding the above, any will-serve commitment and contract issued hereunder shall be terminable at the discretion of the Board based upon any default by applicant of contract or any termination provision in contract.

Section 5.05 Notices

Unless otherwise provided herein, any notice required to be given by the District Manager under this Chapter shall be in writing and may be mailed by regular first-class mail to the last address known to the District Manager. Where the address is unknown, service may be made as above provided upon the owner of record of the property.

Section 5.06 Fee Forfeiture

Any fees paid by applicant pursuant to this Chapter shall be forfeited upon termination pursuant to Section 5.04 or upon any forfeiture provision of the contract.

DIVISION VI POLICY OBJECTIVES FOR EXTENSIONS OF CONTRACTS AND TRANSFERABILITY

Section 6.01 Policy Objectives

Since District has and will enter into numerous contracts and extensions pursuant to this Chapter, which contracts and extensions provide for definite completion and termination dates, District recognizes the following:

A. Due to various problems encountered by developers which are beyond their control (e.g., high interest rates, national and economic trends), developers have encountered difficulties in completing development of their projects within the time limits of their contracts with District.
B. Some development projects may be sold or otherwise transferred to a party other than the original developer contracting with District.
C. Developers should not suffer undue hardships and may desire to delay connections to District facilities.
D. Existing District customers should not subsidize new construction within the District.
E. Speculation should not occur regarding sewer and water permits granted by District.
F. Following completion of a development, certain changes in the project may become necessary or desirable to attain the highest and best use of the real property occupied by the development, which changes call for expansion or reduction of sewer and water facilities located on the development.
G. Sewage capacity should not be reserved for any service applicant or customer for any period greater than that which is reasonably necessary to complete a development.
H. Risk of litigation arising from inability to honor "will-serve" commitments due to circumstances beyond District's control should be avoided.

Section 6.02 Transferability of Contracts

No contract or extension granted by this Chapter may be assigned in any manner whatsoever without the express written consent of District, which consent shall not be unreasonably withheld. In deciding whether or not to approve such an assignment, District may consider, without limitation, the following:

A. The age of the contract and number of extensions granted.
B. Hardship upon the developer.
C. Economic issues.
D. Precedent involving similar circumstances.
E. Financial and other data regarding the proposed transferee.
F. The best interests of customers of the District.

Section 6.03 Transferability of Sewer and Water Permits

A. Upon completion of a commercial development, sewer and/or water permits shall be part of the real property and shall only transfer to succeeding owners of said real property.
B. Notwithstanding subparagraph A, if due to remodeling, natural disaster, or other change, there is an elimination or a reduction in sewer unit count or water permits of this District, the then-existing owner of the subject real property may apply to District for approval, subject to Board discretion, to transfer all or a part of the reduced water or sewer unit count if any of the following apply:
    1. The water or sewer unit count is transferred to a different building within the same Placer County Assessor's Parcel number.
    2. The water or sewer unit is transferred to an immediate adjoining parcel of real property owned by the applicant.

3. In case of a natural disaster and subsequent impossibility of rebuilding within the same parcel, to other real property within District owned by the identical applicant.

C. An application for transfer will only be considered by the Board if submitted within two (2) years of the date water and/or sewer service is interrupted by such a natural disaster.

OLYMPIC VALLEY PUBLIC SERVICE DISTRICT
ADMINISTRATIVE CODE CHAPTER 5 FIRE PREVENTION CODE

Section 101.1 amended – Title. 3
Section 105.5.19 deleted – Floor Finishing. 3
Section 105.5.20 deleted – Fruit and Crop Ripening. 3
Section 105.5.21 deleted – Fumigation and Insecticidal Fogging. 3
Section 105.5.30 amended – LP-gas. 3
Section 105.5.43 amended – Private fire hydrants. 3
Section 105.5.51 amended – Temporary membrane structures, special event structures, and tents. 3
Section 105.6.26 added – Exterior Fire Sprinklers. 3
Section 108.2 amended – Schedule of Fees. 3
Section 108.7 added – Cost Recovery Fees. 4
Section 110.3.1 added – Submission of Records. 4
Section 112.1 amended – Board of Appeals Established. 4
Section 112.3 deleted – Qualifications. 4
Section 113.3 amended – Notice of Violation. 4
Section 113.4 amended – Violation Penalties. 4
Section 202 amended – General Definitions. 5
Section 307.1.1 amended – Prohibited Open Burning. 5
Section 307.4.4 added – Campfires. 6
Section 308.1.11 added – Outdoor Open Flame Appliances. 6
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Section 101.1 amended – Title.
Section 101.1 of Chapter 1 is amended to read as follows:

101.1 Title. These regulations shall be known as the Olympic Valley Public Service District Fire Code, hereinafter referred to as "this code."

Section 105.5.19 deleted – Floor Finishing.
Section 105.5.19 of Chapter 1 is deleted.

Section 105.5.20 deleted – Fruit and Crop Ripening.
Section 105.5.20 of Chapter 1 is deleted.

Section 105.5.21 deleted – Fumigation and Insecticidal Fogging.
Section 105.5.21 of Chapter 1 is deleted.

Section 105.5.30 amended – LP-gas.
Exception to Item 1 of Section 105.5.30 of Chapter 1 is amended to read as follows:

Exception: A permit is not required for individual containers with a 125-gallon (473 L) water capacity or less or multiple container systems having an aggregate quantity not exceeding 500 gallons (1893 L), serving occupancies in Group R-3.

Section 105.5.43 amended – Private fire hydrants.
Section 105.5.43 of Chapter 1 is amended.

105.5.43 Private fire hydrants. An operational permit is required for the removal from service, use or operation of private fire hydrants.

Section 105.5.51 amended – Temporary membrane structures, special event structures and tents.
Section 105.5.51 of Chapter 1 is amended to read as follows:

105.5.51 Temporary membrane structures, special event structures and tents. An operational permit is required to operate an air-supported temporary membrane structure, a temporary special event structure or a tent having an area of 400 square feet (37 m²) or more.

Exceptions:

1. Tents used exclusively for recreational camping purposes.
2. Tents, curtains and extensions attached thereto, when used for funeral services.

Section 105.6.26 added – Exterior Fire Sprinklers.
Section 105.6.26 is added to Chapter 1 to read as follows:

105.6.26 Exterior fire sprinklers. A construction permit is required for the installation, modification or removal from service of exterior fire sprinklers installed for protection during a wildland fire. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.

Section 108.2 amended – Schedule of Fees.
Section 108.2 of Chapter 1 is amended to read as follows:

108.2 Schedule of fees. Fees for District services shall be paid by the applicant or owner. Fees for permits, administrative services, cost recovery and capital improvement impacts shall be in accordance with the fee schedule established by the District.

Section 108.7 added – Cost Recovery Fees.
Section 108.7 is added to Chapter 1 to read as follows:

108.7 Cost recovery fees. Fire service fees may be charged to any person, firm, corporation or business that through negligence, violation of the law, or as a result of carelessness, is responsible for the cause of the District to respond to the scene of an incident. The District Board may charge a fee to cover the cost of any service which the District provides or the cost of enforcing any regulation for which the fee is charged. (Health and Safey Code §13916.) The fee shall not exceed the actual cost of responding to the scene and emergency operations at the incident.

Section 110.3.1 added – Submission of Records.
Section 110.3.1 is added to Chapter 1 to read as follows:

110.3.1 Submission of records. Contractors, engineers, test companies and licensed or certified testers who perform inspection, testing or maintenance services on fire protection and life safety systems and equipment are required to electronically submit all compliant and non-compliant reports to the Olympic Valley Fire Department via a method approved by the fire code official.

Section 112.1 amended – Board of Appeals Established.
Section 112.1 of Chapter 1 is amended to read as follows:

112.1 Board of Appeals established. In order to hear and decide appeals of orders, decisions or determinations made by the fire code official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals, comprised of the Board of Directors of the District. The board of appeals shall adopt rules of procedure for conducting its business and shall render all decisions and findings in writing to the appellant with a duplicate copy to the fire code official.

Section 112.3 deleted – Qualifications.
Section 112.3 of Chapter 1 is deleted.

Section 113.3 amended – Notice of Violation.
Section 113.3 of Chapter 1 is amended to read as follows:

113.3 Notice of violation. Where the fire code official finds a building, premises, vehicle, storage facility or outdoor area that is in violation of this code, the fire code official is authorized to prepare a written notice of violation describing the conditions deemed unsafe and, where compliance is not immediate, specifying a time for reinspection.

The fire code official may issue citations for violations of this code pursuant to Health and Safety Code section 13871 and Penal Code section 853.6.

Section 113.4 amended – Violation Penalties.
Section 113.4 of Chapter 1 is amended to read as follows:

113.4 Violation penalties. Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of a misdemeanor, punishable by a fine of not more than $1,000.00 or by imprisonment not exceeding 90 days, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense. (Health and Safety Code, §§13145, 17995.)

Section 202 amended – General Definitions.

Section 202 of Chapter 2 is amended by adding or revising certain definitions to read as follows:

CAMPFIRE. An outdoor fire which is used for cooking, personal warmth, lighting, or aesthetic purposes. This includes fires using jellied, liquid, solid or gaseous fuels and may be contained within outdoor fireplaces and enclosed stoves with flues or chimneys, stoves, portable barbecue pits, braziers, or space heating devices which are used outside of any structure, mobile home or any living accommodation mounted on a vehicle.

DISTRICT. The Olympic Valley Public Service District and all areas within the exterior boundaries thereof as now or hereafter established.

FIRE CHIEF. The chief officer of the fire department serving the Olympic Valley Public Service District, or a duly authorized representative.

JURISDICTION. The Olympic Valley Public Service District and all areas within the exterior boundaries thereof as now or hereafter established.

Section 307.1.1 amended – Prohibited Open Burning.

Section 307.1.1 of Chapter 3 is amended to read as follows:

307.1.1 Prohibited open burning. Open burning , campfires, bonfires, portable outdoor fireplaces and recreational fires, shall be prohibited when atmospheric conditions or local circumstances make such fires hazardous including when, in the judgment of the fire chief or his designee, the menace of destruction by fire to life, improved property, or natural resources is, or is forecast to become, extreme due to critical fire weather, fire suppression forces being heavily committed to control fires already burning, acute dryness of the vegetation, or other factors that may cause the rapid spread of fire such as high winds, low fuel moistures, fire weather or Red Flag Warnings, severe threat of wildland fire, or issuance of Fire Restrictions on lands adjacent to the District by the United States Forest Service or CalFIRE.

Exceptions:

1. Prescribed burning for the purpose of reducing the impact of wildland fire when authorized by the fire code official.
2. Gaseous-fueled outdoor fire pits and barbeques, and pellet grills/smokers unless a Red Flag Warning has been issued
3. Charcoal barbeques for a commercial restaurant, catering operation or special event, where additional mitigations have been approved by the fire code official.

Section 307.4.4 added – Campfires.
Section 307.4.4 is added to Chapter 3 to read as follows:

307.4.4 Campfires. Campfires shall comply with Sections 307.4.4.1 and 307.4.4.2.

307.4.4.1 Prohibited. It is unlawful for any person to light, maintain, or use a campfire upon or near any brush-covered land, grass-covered land, or forest-covered land during the time when burning permits are suspended by the Director of the Department of Forestry, the CalFIRE Unit Chief or the authority having jurisdiction.

307.4.4.2 Campfire restrictions. When campfires are allowed, it shall be unlawful for any person to light, maintain, or use a campfire upon any brush-covered land, grass-covered land, or forest covered land unless the following minimum requirements are complied with.

1. The area within 5 feet of the periphery of the campfire is cleared of all combustible material and vegetation.
2. One serviceable shovel with a handle of at least 12 inches is ready for use at the immediate area of the campfire.
3. Campfires shall be limited to dimensions of 12 inches by 12 inches, unless in an approved manufactured cooking device or fire ring.
4. Written permission of the landowner must be obtained prior to the ignition of the campfire and shall be on site.

Section 308.1.11 added – Outdoor Open Flame Appliances.
Section 308.1.11 is added to Chapter 3 to read as follows:

308.1.11 Outdoor Open Flame Appliances. Outdoor open flame appliances, including permanently installed outdoor fireplaces, fire pits, BBQ's, pizza ovens and any other open flame outdoor device that is connected to a residential or commercial gas line service shall be installed in accordance with the following:

1. All parts and assemblies to be tested and certified by UL, CSA, or ANSI.
2. A gas shut-off valve located shall be installed at the stub out and provided with ready access.
3. A second gas shut-off valve shall be located within 3 feet (9115 mm) to 5 feet (1524 mm) of device where the primary shut-off valve is further than 6 feet (1829 mm) from the appliance.
4. The appliance shall include a timer device which allows a maximum operating time of three hours. The timer shall require a manual reset.
5. A separation distance of 10 feet (3048 mm) feet vertically and horizontally shall be provided to all combustible materials, not including the support structure. The separation distance shall be measured from the open flame.

   Exception: Where approved by the fire code official, the separation distance can be reduced provided the manufacturer's installation guidelines specify a lesser distance to combustible materials.
6. The surface supporting the appliance shall be of an ignition-resistant or fire-resistant material for a distance of 2 feet (610 mm) in all directions from the appliance.
7. The appliance shall produce a maximum flame height of 2 feet (610 mm).

Sections 311.5 through 311.5.5 deleted – Placards.
Sections 311.5 through 311.5.5 of Chapter 3 are deleted.

Section 403.1 amended – General.
Section 403.1 of Chapter 4 is amended to read as follows:

403.1 General. In addition to the requirements of Section 401, occupancies, uses and outdoor locations shall comply with the emergency preparedness requirements set forth in Sections 403.2 through 403.11.3.3, where required by the fire code official. Where a fire safety and evacuation plan is required, evacuation drills shall be in accordance with Section 405 and employee training shall be in accordance with Section 406.

Section 503.2.1 amended – Dimensions.
Section 503.2.1 of Chapter 5 is amended to read as follows:

503.2.1 Dimensions. Fire apparatus access roads shall have an unobstructed width of not less than 20 feet (6096 mm), exclusive of shoulders, except for approved security gates in accordance with Section 503.6, and an unobstructed vertical clearance of not less than 15 feet (4572 mm). Driveways shall have an unobstructed width of not less than 12 feet (3658 mm).

Section 503.2.5 amended – Dead Ends.
Section 503.2.5 of Chapter 5 is amended to read as follows:

503.2.5 Dead ends. Dead-end fire apparatus access roads and driveways in excess of 150 feet (45 720 mm) in length shall be provided with an approved area for turning around fire apparatus.

Section 505.1 amended – Address Identification.
Section 505.l of Chapter 5 is amended to read as follows:

505.1 Address identification. New and existing buildings shall be provided with address identification as specified below. Address identification characters shall contrast with their background. Address numbers shall be Arabic numbers or alphabetical letters. Numbers shall not be spelled out. Each character shall be not less than 4 inches (102 mm) high with a minimum stroke width of ½ inch (12.7 mm). Where required by the fire code official, address identification shall be provided in additional approved locations to facilitate emergency response. Where access is by means of a private road and the building cannot be viewed from the public way, a monument, pole or other sign or means shall be used to identify the structure. Address identification shall be maintained.

1. The address identification shall be legible and placed in a position that is visible from the street or road fronting the property.
2. The address shall be placed at each driveway entrance and visible from both directions of travel along the road.
3. The address shall be posted at the beginning of construction and shall be maintained thereafter.
4. Address signs along one-way roads shall be visible from both the intended direction of travel and the opposite direction.
5. Where multiple addresses are required at a single driveway, they shall be mounted on a single post.
6. Where a roadway provides access solely to a single commercial or industrial business, the address sign shall be placed at the nearest road intersection providing access to that site.

Section 506.1.1 amended – Locks.
Section 506.l.1 of Chapter 5 is amended to read as follows:

506.1.1 Locks. An approved lock shall be installed on gates or similar barriers, and gated residential driveways where required by the fire code official.

Section 506.1.3 added – Key Boxes for Buildings with Automatic Sprinkler Systems.
Section 506.1.3 is added to Chapter 5 to read as follows:

506.1.3 Key Boxes for buildings with automatic sprinkler systems. Any building or complex of buildings with an automatic sprinkler system shall be provided with a key box, mounted in an approved location, containing appropriate keys for fire department access. This section applies to all new facilities, and to existing facilities when required by the fire code official.

Section 506.1.4 added – Key Boxes for Buildings with Fire Alarm Systems.
Section 506.1.4 is added to Chapter 5 to read as follows:

506.1.4 Key boxes for buildings with fire alarm systems. Any building or complex of buildings with a fire alarm sprinkler system shall be provided with a key box, mounted in an approved location, containing appropriate keys for fire department access. This section applies to all new facilities, and to existing facilities when required by the fire code official.

Section 509.2.1 added – Electrical Shunt Trip/Switch.
Section 509.2.1 is added to Chapter 5 to read as follows:

509.2.1 Electrical shunt trip/switch. A remote electrical shunt trip/switch shall be provided where any of the following conditions occur:

1. In new or remodeled structures where the main power disconnect switch is located on the interior of a building,
2. In new or remodeled structures where the main power disconnect switch is inaccessible to fire department personnel due to location or to climatic conditions, or
3. In new or remodeled structures equipped with multiple electrical sources, such as fuel cells, ESS, generators or solar photovoltaic systems.
4. In existing structures where a new electrical power source is provided, such as fuel cells, ESS, generators or solar photovoltaic systems.

Exception: Facilities where the fire code official determines the electrical shunt trip/switch is not required.

The electrical shunt trip/switch shall be installed in an approved location on the exterior of the building and protected from the elements.

Where multiple power sources serve a structure, an electrical shunt trip/switch shall be provided for each power source. Multiple power sources can be connected to a single electrical shunt trip/switch where allowed by the *California Electrical Code*. Where multiple electrical shunt/trip switches are provided for a single structure, the shunt/trip switches shall be separated by no more than 3 feet (914 mm).

Electrical shunt trip/switches shall be hard wired to the power source it controls. Each electrical shunt trip/switch shall have an approved, permanently mounted, weatherproof sign indicating the power source it controls. For example, “MAIN POWER SHUNT TRIP SWITCH”, “GENERATOR SHUNT TRIP SWITCH”, “ENERGY STORAGE BATTERIES SHUNT TRIP SWITCH”, etc.

Section 605.8 amended – Gas Meters.

Section 605.8 of Chapter 6 is amended to read as follows:

605.8 Meters and equipment. Above-ground meters, regulators, secondary regulators and piping supplying fuel to fuel-fired appliances shall be protected in accordance with the following:

1. New above-ground meters, regulators, secondary regulators and piping supplying fuel to fuel-fired appliances shall be protected in accordance with Section 605.8.1.
2. Existing above-ground meters, regulators, secondary regulators and piping supplying fuel to fuel-fired appliances shall be protected in accordance with Section 605.8.1 when required by the fire code official.

For LP-gas installations, see Section 6101.4.

605.8.1 Protection of meters, regulators and piping. Above-ground meters, regulators, secondary regulator and piping supplying fuel to fuel-fired appliances shall comply with the following:

1. Meters, regulators and piping subject to vehicular damage shall be protected by a barrier in accordance with Section 312.
2. New meter installations shall be as close as practical to the building wall and located at the gable end of the building or under an engineered deck.
3. A protective cover shall be installed over meters, regulators and piping. The protective cover shall comply with the following:
   - 3.1. The protective cover shall be capable of supporting the design snow load over the meter and piping assembly.
   - 3.2. The protective cover shall meet the approval by the fuel supplier.
   - 3.3. The protective cover shall allow ready access to the gas meter and piping.
   - 3.4. Where the protective cover encloses the meter and piping assembly on all sides, an approved removable panel shall be provided which can be removed without the use of tools at the front of the protective cover.

   Exception: The Southwest Gas standard is an acceptable alternative for the protective cover, provided the cover also complies with Item 3.4.
4. Meters, regulators and piping shall be protected from horizontal slide or shift of

snow and ice where underground piping extends above ground on a sloping grade or in a location where snow and ice can build up and encroach laterally into the protective cover. The barrier or method of protection shall be approved by the fire code official.

605.8.2 Inspection after interruption of service. Prior to continued use and service of tanks, meters, regulators and piping shall be inspected and approved by the fire code official after any of the following events:

1. When service is interrupted or temporarily discontinued, because of a hazardous condition.
2. Change in size or type of service.
3. Replacement or repair of a tank, meter, regulator, valve or other exterior component, that is not part of routine maintenance for the gas supplier.
4. Relocation of exterior service equipment or piping.
5. Damage to buildings, tanks, meters, piping or exterior components to the extent that the servicing utility, fire department or building department determines the service to be potentially hazardous.

The inspection shall occur prior to refilling the tank or placing the equipment back in operation. Routine refilling of a tank and routine maintenance. of interior appliances does not require this inspection and approval.

Section 606.3.3.2 amended – Grease accumulation.

Section 606.3.3.2 of Chapter 6 is amended to read as follows:

606.3.3.2 Grease accumulation. If during the inspection it is found that hoods, grease-removal devices, fans, ducts or other appurtenances have an accumulation of grease, such components shall be cleaned in accordance with ANSI/IKECA C10. Cleaning frequency shall not exceed 12 months, except for commercial cooking operations located in a building with Group R-1 and R-2 occupancies above shall be cleaned at intervals not exceeding 6 months.

Section 903.2 amended – Where Required.

Section 903.2 of Chapter 6 is amended to read as follows:

903.2 Where required. Approved automatic sprinkler systems in new buildings and structures shall be provided in the locations described in Sections 903.2.1 through 903.2.23.

Exceptions:

1. Spaces or areas in telecommunications buildings used exclusively for telecommunications equipment, associated electrical power distribution equipment, batteries not required to have an automatic sprinkler system by Section 1207 for energy storage systems and standby engines, provided that those spaces or areas are equipped throughout with an automatic smoke detection system in accordance with Section 907.2 and are separated from the remainder of the building by not less than 1-hour fire barriers constructed in accordance with Section 707 of the Placer County Building Code or not less than 2-hour horizontal assemblies constructed in accordance with Section 711 of the Placer County Building Code, or both.
2. Low life hazard structures, such as stand-alone public restrooms and ski lift operator structures with an area less than 500 square feet where approved by the fire code official.

Section 903.2.1 amended – Group A.
Section 903.2.1 of Chapter 9 is amended to read as follows:

903.2.1 Group A. An automatic sprinkler system shall be provided throughout buildings containing a Group A-1, A-2, A-3 or A-4 occupancy.

Sections 903.2.1.1 through 903.2.1.4 deleted – Group A-1 through Group A-4.
Sections 903.2.1.1 through 903.2.1.4 of Chapter 9 are deleted.

Section 903.2.1.7 deleted – Multiple fire areas.
Section 903.2.1.7 of Chapter 9 is deleted.

Section 903.2.2 amended – Group B.
Section 903.2.2 of Chapter 9 is amended to read as follows:

903.2.2 Group B. An automatic sprinkler system shall be provided throughout buildings containing a Group B occupancy and as required in Sections 903.2.2.1 and 903.3.2.2.

Section 903.2.2.1 amended – Ambulatory care facilities.
Section 903.2.2.1 of Chapter 9 is amended to read as follows:

903.2.2.1 Ambulatory care facilities. An automatic sprinkler system shall be installed throughout the entire building containing an ambulatory care facility

Section 903.2.3 amended – Group E.
Section 903.2.3 of Chapter 9 is amended to read as follows:

903.2.3 Group E. An automatic sprinkler system shall be provided throughout all buildings containing a Group E occupancy.

1. For public school state-funded construction projects see Section 903.2.19.
2. For public school campuses, Kindergarten through 12th grade, see Section 903.2.20.

Section 903.2.4 amended – Group F.
Section 903.2.4 of Chapter 9 is amended to read as follows:

903.2.4 Group F. An automatic sprinkler system shall be provided throughout all buildings containing a Group F occupancy.

Section 903.2.5.1 amended – Group H.
Section 903.2.5.1 of Chapter 9 is amended to read as follows:

903.2.5.1 General. An automatic sprinkler system shall be provided throughout all buildings containing a Group H occupancy.

Section 903.2.7 amended – Group M.
Section 903.2.7 of Chapter 9 is amended to read as follows:

903.2.7 Group M. An automatic sprinkler system shall be provided throughout all buildings containing a Group M occupancy.

Section 903.2.8.1 amended – Group R-3.
Section 903.2.8.1 of Chapter 9 is amended to read as follows:

903.2.8.1 Group R-3. An automatic sprinkler system installed in accordance with Section 903.3.1.3 shall be permitted in one- and two-family dwellings, townhouses and Group R-3

occupancies. An automatic sprinkler system shall be installed in new manufactured homes, as defined in Health and Safety Code Sections 18007 and 18009, and multiple family manufactured homes with two dwelling units, as defined in Health and Safety Code Section 18008.7, in accordance with Section 4300 of Title 25 of the California Code of Regulations.

Section 903.2.9 amended – Group S.
Section 903.2.9 of Chapter 9 is amended to read as follows:

903.2.9 Group S. An automatic sprinkler system shall be provided throughout all buildings containing a Group S occupancy.

Sections 903.2.9.1 through 903.2.9.4 deleted – Group S-1.
Sections 903.2.9.1 through 903.2.9.4 of Chapter 9 are deleted.
Sections 903.2.10 through 903.2.10.2 deleted – Group S-2.
Sections 903.2.10 through 903.2.10.2 of Chapter 9 are deleted.

Section 903.2.18 amended – Group U Occupancies, Private Garages and Carports Accessory to Group R-3 Occupancies.
Section 903.2.18 of Chapter 9 is amended to read as follows:

903.2.18 Group U occupancies, private garages and carports accessory to Group R-3 occupancies. An automatic sprinkler system shall be provided throughout all buildings containing a Group U occupancy greater than 500 square feet (47 m²).

Carports with habitable space above and garages, accessory to Group R-3 occupancies, shall be protected by residential fire sprinklers in accordance with this section. Residential fire sprinklers shall be connected to, and installed in accordance with, an automatic residential fire sprinkler system that complies with Section R309 of the *California Residential Code* or with NFPA 13D. Fire sprinklers shall be residential sprinklers or quick-response sprinklers, designed to provide a minimum density of 0.05 gpm/ft² (2.04 mm/min) over the area of the garage and/or carport, but not to exceed two sprinklers for hydraulic calculation purposes. Garage doors shall not be considered obstructions with respect to sprinkler placement.

Exception: An automatic residential fire sprinkler system shall not be required for detached garages or carports not greater than 500 square feet (47 m²).

Section 903.3.11 added – Fire Sprinkler Control Room.
Section 903.3.11 is added to Chapter 9 to read as follows:

903.3.11 Fire sprinkler control room. The automatic fire sprinkler system riser and control valves shall be located in an attached room or enclosure with access from an exterior door which has a minimum size of 3 feet (914 mm) wide and 6 feet 8 inches (2032 mm) high.

Exception: Control valves located underground.

The room or enclosure shall be a conditioned space and maintained at or above 40 degrees Fahrenheit.

In buildings where a required fire alarm control room is required in accordance with Section 907.11, the equipment required in the fire sprinkler control room and the equipment required in the fire alarm control room can be collocated in one room.

Exception: One- and two-family dwellings, townhouses and Group R-3 occupancies.

Section 903.4.1 amended – Electronic Supervision.
Exception 1 to Section 903.4.1 of Chapter 9 is amended to read as follows:

1. Automatic sprinkler systems protecting one- and two-family dwellings and townhouses with less than 100 sprinklers.

Section 903.4.2 amended – Monitoring.
Section 903.4.2 of Chapter 9 is amended to read as follows:

903.4.2 Monitoring. Alarm, supervisory and trouble signals shall be distinctly different and shall be automatically transmitted to an approved supervising station or, where approved by the fire code official, shall sound an audible signal at a constantly attended location.

Exception: Monitoring is not required for automatic sprinkler systems with less than 100 sprinklers in one- and two-family dwellings and townhouses.

Section 903.4.3 amended – Alarms.
Section 903.4.3 of Chapter 9 is amended to read as follows:

903.4.3 Alarms. An approved audible and visual sprinkler waterflow alarm device shall be connected to each automatic sprinkler system and installed on the exterior of the building. The sprinkler waterflow alarm device shall be installed in an approved location, shall be connected to each automatic sprinkler system. Such sprinkler waterflow alarm devices shall be activated by water flow equivalent to the flow of a single sprinkler of the smallest orifice size installed in the system. Where a waterflow switch is required by Section 903.4.1 to be electrically supervised, such sprinkler waterflow alarm devices shall be powered by a fire alarm control unit or, where provided, a fire alarm system. Where a fire alarm system is provided, actuation of the automatic sprinkler system shall actuate the building fire alarm system.

Section 903.4.4 added – Alarms in Residential Occupancies.
Section 903.4.4 is added to Chapter 9 to read as follows:

903.4.4 Alarms in Residential Occupancies. Every sleeping room in one- and two-family dwellings, townhouses and Group R occupancies shall be provided with an audible notification device which is activated upon waterflow from the automatic sprinkler system. The notification device must provide at least 75db at the pillow. This can be accomplished by way of interconnected smoke detection systems or horns.

Section 903.6 amended – Where Required in Existing Buildings and Structures.
Section 903.6 of Chapter 9 is amended to read as follows:

903.6 Where required in existing buildings and structures. An automatic sprinkler system shall be provided in existing buildings and structures where in any of the following situations:

1. Where required in Chapter 11.
2. Where an existing building or structure undergoes a change of occupancy, and the occupancy classification changes.
3. Where additions are made to existing buildings or structures and the total floor area building exceeds the floor area of the original structure by more than 20 percent.
4. Where remodel, alteration or repairs to an existing building involve more than 50

percent of the gross floor area of the building, or more than 50 percent of the exterior bearing walls.

Section 904.14.6 added – Monitoring.

Section 904.14.6 is added to Chapter 9 to read as follows:

904.14.6 Monitoring. The fire-extinguishing system shall be supervised and monitored by the fire alarm system in accordance with Section 904.3.5.

Where an existing fire-extinguishing system is replaced, the fire-extinguishing system shall be monitored by an existing fire alarm system, if provided. Where the facility is not equipped with a fire alarm system, a fire alarm system shall be installed in accordance with Section 907.2.

Section 907.2.1 amended – Group A.

Section 907.2.1 of Chapter 9 is amended to read as follows:

907.2.1 Group A. A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group A occupancies. Portions of Group E occupancies occupied for assembly purposes with an occupant load of less than 1,000 shall be provided with a fire alarm system as required for the Group E occupancy.

Exceptions:

1. Manual fire alarm boxes are not required where the building is equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.1 and the occupant notification appliances will activate throughout the notification zones upon sprinkler water flow.
2. Manual fire alarm boxes and the associated occupant notification system or emergency voice/alarm communication system are not required for Group A-5 outdoor bleacher-type seating having an occupant load of greater than or equal to 300 and less than 15,000 occupants, provided that all of the following are met:
   - 2.1. A public address system with standby power is provided.
   - 2.2. Enclosed spaces attached to or within 5 feet (1524 mm) of the outdoor bleacher type seating compose, in the aggregate, a maximum of 10 percent of the overall area of the outdoor bleacher-type seating or 1,000 square feet (92.9 m²), whichever is less.
   - 2.3. Enclosed accessory spaces under or attached to the outdoor bleacher-type seating shall be separated from the bleacher-type seating in accordance with Section 1030.1.1.1.
   - 2.4. All means of egress from the bleacher-type seating are open to the outside.
3. Manual fire alarm boxes and the associated occupant notification system or emergency voice/alarm communication system are not required for temporary Group A-5 outdoor bleacher-type seating, provided that all of the following are met:
   - 3.1. There are no enclosed spaces under or attached to the outdoor bleacher-type seating.
   - 3.2. The bleacher-type seating is erected for a period of less than 180 days.
   - 3.3. Evacuation of the bleacher-type seating is included in an approved fire safety plan.

Section 907.2.2 amended – Group B.
Section 907.2.2 of Chapter 9 is amended to read as follows:

907.2.2 Group B. A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group B occupancies.

Exception: Manual fire alarm boxes are not required where the building is equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.1 and the occupant notification appliances will activate throughout the notification zones upon sprinkler water flow.

Section 907.2.4 amended – Group F.
Section 907.2.4 of Chapter 9 is amended to read as follows:

907.2.4 Group F. A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group F occupancies.

Exception: Manual fire alarm boxes are not required where the building is equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.1 and the occupant notification appliances will activate throughout the notification zones upon sprinkler water flow.

Section 907.2.5 amended – Group H.
Section 907.2.5 of Chapter 9 is amended to read as follows:

907.2.5 Group H. A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group H occupancies. An automatic smoke detection system shall be installed for highly toxic gases, organic peroxides and oxidizers in accordance with Chapters 60, 62 and 63, respectively.

Section 907.2.7 amended – Group M.
Section 907.2.7 of Chapter 9 is amended to read as follows:

907.2.7 Group M. A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group M occupancies.

Exceptions:

1. A manual fire alarm system is not required in covered or open mall buildings complying with Section 402 of the Placer County Building Code.
2. Manual fire alarm boxes are not required where the building is equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.1 and the occupant notification appliances will activate throughout the notification zones upon sprinkler water flow.

Section 907.2.7.1 deleted – Occupant Load.
Section 907.2.7.1 of Chapter 9 is deleted.

Section 907.2.8.1 amended – Manual Fire Alarm System.
Exception 1 to Section 907.2.8.1 of Chapter 9 is deleted.

Section 907.2.9.1 amended – Manual Fire Alarm System.
Section 907.2.9.1 of Chapter 9 is amended to read as follows:

907.2.9.1 Manual fire alarm system. A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group R-2 occupancies.

Exceptions:

1. Manual fire alarm boxes are not required where the building is equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.1 and the occupant notification appliances will activate throughout the notification zones upon sprinkler water flow.
2. The manual fire alarm system is not required in buildings that do not have interior corridors serving dwelling units and are protected by an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 or 903.3.1.2, provided that dwelling units either have a means of egress door opening directly to an exterior exit access that leads directly to the exits or are served by open-ended corridors designed in accordance with Section 1027.6, Exception 3.

Section 907.2.10 amended – Group S.

Section 907.2.10 of Chapter 9 is amended to read as follows:

907.2.10 Group S. A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group S occupancies.

Exceptions:

1. Manual fire alarm boxes are not required where the building is equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.1 and the occupant notification appliances will activate throughout the notification zones upon sprinkler water flow.
2. Buildings with a floor area less than 500 square feet (47 m²) may be exempt, as determined by the fire chief, based on building construction material and features, location, occupancy type, and distance to exposures.

Section 907.6.6 amended – Monitoring.

Section 907.6.6 of Chapter 9 is amended to read as follows:

907.6.6 Monitoring. Fire alarm systems required by this chapter or by the Placer County Building Code shall be monitored by an approved supervising station in accordance with NFPA 72 and this section.

Exception: Monitoring by a supervising station is not required for:

1. Single- and multiple-station smoke alarms required by Section 907.2.11.
2. Smoke detectors in Group I-3 occupancies shall be monitored in accordance with Section 907.2.6.3.
3. Agricultural buildings not under Special Use Permit and/or not used for commercial purposes (e.g. retails sales, food service, and/or special events).

Section 907.11 added – Fire Alarm Control Room.

Section 907.11 is added to Chapter 9 to read as follows:

907.11 Fire alarm control room. When a fire alarm system is installed in a building constructed for multiple tenants and the system protects multiple tenant spaces, the fire alarm control panel and appurtenances shall be located in an attached room or enclosure

with access from an exterior door which has a minimum size of 3 feet (914 mm) wide and 6 feet 8 inches (2032 mm) high. In buildings where a fire sprinkler control room is required in accordance with Section 903.3.11, the equipment required to be in the fire alarm control room and the equipment required in the fire sprinkler control room can be collocated in one room.

Exception: One- and two-family dwellings, townhouses and Group R-3 occupancies.

Chapter 11 amended – Construction Requirements for Existing Buildings.
The following sections are deleted from Chapter 11:

1101 – General
1103.4 through 1103.6.2 – Fire Safety Requirements
1103.7.1, 1103.7.2, 1103.7.5 and 1103.7.6 – Fire Alarm Systems
1103.10 – Medical Gases
1104 – Means of Egress for Existing Buildings
1105.1 through 1105.5.11.2 – Construction requirements for Existing Group I-2
1106 – Requirements for Outdoor Operations

Section 1203.1.3 amended – Installation.
Section 1203.1.3 of Chapter 12 is amended to read as follows:

1203.1.3 Installation. Emergency power systems and standby power systems shall be installed in accordance with the Placer County Building Code, *California Electrical Code*, NFPA 110 and NFPA 111. Where emergency or standby power is provided at a structure, an electrical shunt trip/switch shall be provided in accordance with Section 509.2.1.

Section 1203.7 added – Protection from horizontal impact.
Section 1203.7 is added to Chapter 12 to read as follows:

1203.7 Protection from horizontal impact. Fuel piping to generators shall be protected from damage where underground fuel piping extends above ground and is located in an area subject to the horizontal movement of snow. The barrier or method of protection shall be approved by the fire code official.

Section 1203.8 added – Carbon monoxide detection.
Section 1203.8 is added to Chapter 12 to read as follows:

1203.8 Carbon monoxide detection. Carbon monoxide detection in accordance with Section 915 shall be provided where a new fuel-fired generator is installed for a facility regardless of whether the generator is provided for emergency power, standby power or nonrequired standby power.

Exceptions:

1. Carbon monoxide detection is not required where the generator is located in a detached building or structure and separated from other buildings a minimum of 20 feet (6096 mm).
2. Interconnection with other CO detection or smoke detection in the building is not required.

Section 1205.4.3 amended – Rapid Shutdown Switch.
Section 1205.4.3 of Chapter 12 is amended to read as follows:

1205.4.3 Rapid shutdown switch. Where a facility is provided with more than one electrical power supply, the rapid shutdown switch shall be interconnected to, or within 3 feet (914 mm) of, the electrical shunt trip/switch in accordance with Section 509.2.1. The rapid shutdown switch and the remote electrical shunt trip/switch, if provided, shall have a label located not greater than 3 feet (914 mm) from the switch that states the following: "RAPID SHUTDOWN SWITCH FOR SOLAR PV SYSTEM."

Chapter 25 deleted – Fruit and Crop Ripening.
Chapter 25 is deleted.

Chapter 26 deleted – Fumigation and Insecticidal Fogging.
Chapter 26 is deleted.

Section 3307.1.4 added – Premises Identification.
Section 3307.1.4 is added to Chapter 33 to read as follows:

3307.1.4 Premises identification. Prior to and during construction, approved street signs and address signs shall be provided at each fire and emergency vehicle access road and entry into the project.

Section 3307.2.1 amended – Combustible Building Materials.
Section 3307.2.1 of Chapter 33 is amended to read as follows:

3307.2.1 Combustible building materials. When combustible building materials of the building under construction are delivered to a site, the minimum required fire flow shall be provided. The fire hydrant used to provide this fire-flow supply shall be within 500 feet (152 m) of the combustible building materials, as measured along an approved fire apparatus access lane. Where the site configuration is such that one fire hydrant cannot be located within 500 feet (152 m) of all combustible building materials, additional fire hydrants shall be required to provide coverage in accordance with this section.

Sections 3307.2.2 through 3307.2.2.3 deleted – Vertical Construction.
Sections 3307.2.2 through 3307.2.2.3 of Chapter 33 are deleted.

Section 4104.2 deleted – Open-Flame Cooking Devices.
Section 4104.2 of Chapter 41 is deleted.

Section 5704.2.9.6.1 amended – Locations Where Above-Ground Tanks are Prohibited.
Section 5704.2.9.6.1 of Chapter 57 is amended to read as follows:

5704.2.9.6.1 Locations where above-ground tanks are prohibited. Storage of Class I and Class II flammable liquids in above-ground tanks outside of buildings is prohibited except where approved by the fire code official.

Exception: Protected above-ground storage tanks installed in accordance with Chapters 23 and 57.

Section 5706.2.4.4 amended – Locations Where Above-Ground Tanks are Prohibited.
Section 5706.2.4.4 of Chapter 57 is amended to read as follows:

5706.2.4.4 Locations where above-ground tanks are prohibited. Storage of Class I and Class II flammable liquids in above-ground tanks is prohibited except where approved by the fire code official.

Exception: Protected above-ground storage tanks installed in accordance with Chapters 23 and 57.

Section 5806.2 amended – Limitations.
Section 5806.2 of Chapter 58 is amended to read as follows:

5806.2 Limitations. Storage of flammable cryogenic fluids in stationary containers outside of buildings is prohibited except where approved by the fire code official.

Section 6101.3 amended – Construction Documents.
Section 6101.3 of Chapter 61 is amended to read as follows:

6101.3 Construction documents. Where a single LP-gas container is more than 1,200 gallons (4542 L) in water capacity or the aggregate water capacity of LP-gas containers is more than 2,400 gallons (9084 L), the installer shall submit construction documents for such installation.

Section 6101.4 added – Referenced Standard.
Section 6101.4 is added to Chapter 61 to read as follows:

6101.4 Referenced standard. The installation and inspection of liquified petroleum gas containers shall comply with this code and referenced standards. The Placer County Building and Development Code Article 15.12 is adopted as a referenced standard.

Section 6101.5 added – Inspection After Interruption of Service.
Section 6101.5 is added to Chapter 61 to read as follows:

6101.5 Inspection after interruption of service. An inspection and approval by the fire code official is required when service is interrupted, or temporarily discontinued, because of a hazardous condition; change in size or type of service; replacement or repair of a tank, meter, regulator, valve or other exterior component; relocation of exterior service equipment or piping; damage to buildings, tanks, piping or exterior components to the extent that the servicing utility, fire department or building department determines the service to be potentially hazardous. The inspection shall occur prior to refilling the tank or placing the equipment back in operation. Routine refilling of a tank and routine maintenance. of interior appliances does not require this inspection and approval.

Section 6104.2 amended – Maximum Capacity within Established Limits.
Section 6104.2 of Chapter 61 is amended to read as follows:

6104.2 Maximum capacity within established limits. The storage of liquefied petroleum gas in excess of an aggregate of 2,000-gallon water capacity must meet the approval of the fire code official and obtain a Special/Conditional Use Permit issued by the County.

Section D103.2 amended – Grade.
Section D103.2 of Appendix D is amended to read as follows:

D103.2 Grade. Fire apparatus access roads shall not exceed 10 percent in grade. Driveways for one- and two-family dwellings and Group R-3 occupancies shall not exceed 12 percent in grade.

Exception: Steeper grades where approved by the fire code official.

Section D104.2 amended – Buildings Exceeding 62,000 Square Feet in Area.

Section D104.2 of Appendix D is amended to read as follows:

D104.2 Buildings exceeding 62,000 square feet in area. Buildings or facilities having a gross building area of more than 62,000 square feet (5760 m²) shall be provided with two separate and approved fire apparatus access roads.

Section D104.3 amended – Remoteness.

Section D104.3 of Appendix D is amended to read as follows:

D104.3 Remoteness. Where two access roads are required, they shall be placed a distance apart equal to not less than one half of the length of the maximum overall diagonal dimension of the property or area to be served, measured in a straight line between accesses.

Exception: Remoteness of access roads is not required where fire apparatus roads cannot be installed because of location on property, topography, waterways, nonnegotiable grades or similar condition and an approved alternative means of fire protection is provided.

Section D105.1 amended – Where Required.

Section D105.1 of Appendix D is amended to read as follows:

D105.1 Where required. Where the vertical distance between the grade plane and the highest roof surface exceeds 30 feet (9144 mm), approved aerial fire apparatus access roads shall be provided. For purposes of this section, the highest roof surface shall be determined by measurement to the eave of a pitched roof, the intersection of the roof to the exterior wall, or the top of parapet walls, whichever is greater.

Section D106.1 amended – Projects Having More than 100 Dwelling Units.

Section D106.1 of Appendix D is amended to read as follows:

D106.1 Projects having more than 100 dwelling units. Multiple-family residential projects having more than 100 dwelling units shall be equipped throughout with two separate and approved fire apparatus access roads.

Section D107.1 amended – One- or Two-family Dwelling Residential Developments.

Section D107.1 of Appendix D is amended to read as follows:

D107.1 One- or two-family dwelling residential developments. Developments of one- or two-family dwellings where the number of dwelling units exceeds 30 shall be provided with two separate and approved fire apparatus access roads.

OLYMPIC VALLEY PUBLIC SERVICE DISTRICT
ADMINISTRATIVE CODE CHAPTER 6
BOARD OF DIRECTORS POLICIES AND PROCEDURES

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DIVISION I MEETINGS

Section 1.01 Place of Meetings

The place of meetings of the Board of Directors (Board) of the District shall be in the District Fire Station & Administrative Center, 305 Squaw Valley Road, Olympic Valley, California, unless otherwise posted.

Section 1.02 Time of Regular Meetings

The time for regular meetings of the Board shall be the last Tuesday of each month at 8:30 a.m.; provided, however, if such meeting date shall fall upon a legal holiday, the regular meeting may be rescheduled, or the regular meeting may be rescheduled or adjourned at the discretion of the Board.

Section 1.03 Conduct of Special & Emergency Meetings

The time, place and manner of calling all other meetings of the Board shall be undertaken as prescribed in the Ralph M. Brown Act, Government Code §54950, et seq., (Brown Act).

Section 1.04 Adjourned Meetings

A meeting can be adjourned to a time and place specified in the order of adjournment, as prescribed in the Brown Act.

Section 1.05 Notices of Meetings

An agenda will be posted at least seventy-two (72) hours before a regular meeting in two (2) conspicuous places (Olympic Valley Post Office and the District Administrative Center) located within the boundaries of the District. Notices of special meetings stating the time and place of the meeting and all business to be transacted will be posted at least twenty-four (24) hours prior to the meeting in two (2) conspicuous places located within the Boundaries of the District. Notices of adjourned meetings are the same as for special meetings. In addition, a copy of the order of adjournment will be posted within twenty-four (24) hours after the adjournment at or near the door of the place where the meeting was held.

Section 1.06 Meetings Open to Public

All meetings of the Board shall be open and public and all persons shall be permitted to attend any meeting except closed sessions of the Board when permitted by law.

Section 1.07 Public Participation

Members of the public may address the Board concerning an agenda item. The Board may, in its discretion, exercise reasonable control as to the number and length of presentation of speakers. Members of the public may also address the Board on items of interest that are within the Board's jurisdiction, however any item that requires action will, unless an emergency exists, be referred to staff for a report and action at a subsequent Board meeting.

Section 1.08 Public Not Required to Register

A member of the public shall not be required, as a condition of attendance at a meeting, to register his or her name, to provide other information, to complete a questionnaire, or otherwise to fulfill any condition precedent to attendance.

Section 1.09 Mailed Notice

A written request for notice of regular and special meetings may be filed with the District. Any request for notice shall be valid for one year and shall be renewed after January 1 of each year.

Section 1.10 Annual Organization Meeting

The Board shall hold an annual organizational meeting, usually in December. The Board will elect a President and Vice President from among its members to serve during the coming calendar year at this meeting. The President may also make committee appointments for the coming year at this time.

Section 1.11 Standing Committees

Standing committees of less than a quorum of the Board must comply with the open meeting requirements of the Brown Act. Standing committees are appointed by the President (usually in December) to serve during the coming calendar year. Standing committees are advisory in nature and report to the Board.

Section 1.12 Other Committees

The President may appoint ad hoc committees as may be needed from time to time. Such committees shall be advisory in nature and report to the Board.

DIVISION II BOARD OF DIRECTORS

Section 2.01 Organization of Board

The Board shall consist of five (5) Directors, each of whom, whether elected or appointed, shall be a registered voter within District.

Section 2.02 Purpose

Directors work collectively as a legislative Board to accomplish the mission of the District through formulation and evaluation of policy and general direction to District management.

Directors function as a part of the Board and have no individual authority. As individuals, Directors may not commit the District to any policy, act or expenditure.

Section 2.03 Term of Office

The term of office of each Director, other than directors appointed to fill an unexpired term, shall be four (4) years. Elections are staggered and held every even-numbered year.

Section 2.04 Officers

The Board will elect (usually in December) a President and Vice President from among its members to serve during the coming calendar year.

Section 2.05 President

The President of the Board shall serve as chairperson at Board meetings. The President shall have the same rights as the other Directors in voting, introducing motions, resolutions and ordinances, and in any discussion.

Section 2.06 Vice President

In the absence of the President, the Vice President shall serve as chairperson at Board meetings.

If the President and Vice President are both absent, the remaining members present shall select one of themselves to act as chairperson of the meeting.

Section 2.07 Job Description

A Job Description, outlining the duties and qualifications of a Board member/Director, was approved and adopted by the Board of Directors on 10/26/95. Revisions to the Job Description may be made by the Board from time to time in order to remain current.

Section 2.08 Attendance at Meetings

Directors shall attend all meetings of the Board unless there is good cause for absence.

Section 2.09 Compensation

Directors receive a monthly "Director's Fee," the amount of which shall be established by resolution of the Board.

Section 2.10 Reimbursement of Travel Expenses

Actual business and travel expenses in connection with official duties are reimbursed at cost or per District policy.

Section 2.11 Preparation for Meetings
Directors shall thoroughly prepare themselves to discuss agenda items at meetings of the Board. Information may be requested from staff before meetings.

Section 2.12 Conflict of Interest
Directors shall abstain from participating in consideration or discussion of any item involving a personal or financial conflict of interest, as defined in the District Conflict of Interest Code. However, unless such a conflict of interest exists, Directors should not abstain from the Board's decision making responsibilities.

Section 2.13 Training, Education & Conferences
First term Directors are required to complete at least one course from the Special District and Local Government Institute, California Special District Association, or equivalent, within one year of taking office and shall be certified in Special District Leadership & Management within two (2) years from taking office; attend at least one (1) continuing educational conference and/or professional meeting when the purpose of such activity is to improve District operations and/or to further the Director's professional development and to fulfill mandated training requirements. (Amended by Ord 2009-01)

Section 2.14 Complaints
Complaints from residents and property owners of the District should be referred to the General Manager.

Section 2.15 Safety Concerns
Items related to safety or concerns for safety or hazards should be reported to the General Manager.

Section 2.16 Clarification of Policy
Clarification of policy-related concerns, especially those involving personnel, legal action, land acquisition and development, finances, and programming should be referred directly to the General Manager.

Section 2.17 Constituent Requests
When responding to constituent requests and concerns, Directors should be courteous and respond in a positive manner. Questions and requests should be referred to the General Manager.

Section 2.18 General Manager
Directors should develop a working relationship with the General Manager wherein current issues, concerns and projects can be discussed comfortably and openly.

DIVISION III BOARD MEETING CONDUCT

Section 3.01 Conduct

Board meetings shall be conducted by the President or the Vice President in a manner consistent with the policies of the District. The latest edition of Robert's Rules of Order shall also be used as a general guideline for meeting protocol; however, the Board prefers to observe flexibility in the conduct of their meetings.

Section 3.02 Time of Meeting

Board meetings shall commence at the time stated on the agenda and shall be guided by same.

Section 3.03 Point of Order

A point of order may be raised by a Director to the President if the Director believes procedures are not adequate. If the ruling of the President is not satisfactory to the Director, it may be appealed to the Board. A majority of the Board will govern and determine the point of order.

Section 3.04 Obtaining the Floor

Any Director desiring to speak should address the President and, upon recognition by the President, may address the subject under discussion.

Section 3.05 Motions

Any Director, including the President, may make or second a motion. A Director makes a motion, another Director seconds the motion, the President states the motion, and the motion is open to discussion and debate.

After the motion has been fully discussed and the public has had an opportunity to comment, the President will call for a vote.

Section 3.06 Decorum

The President shall take whatever actions are necessary and appropriate to preserve order and decorum during meetings. No boisterous conduct or disruption of the meeting shall be permitted. The President may eject any person disrupting the meeting.

Section 3.07 Recess

The President may declare a short recess during any meeting.

DIVISION IV BOARD MEETING AGENDA

Section 4.01 Agenda Items

The General Manager and Board Secretary, in cooperation with the Board President, shall prepare an agenda for each meeting of the Board. A Director may request any item be placed on the agenda.

Section 4.02 Public Requests

Members of the public may request that a matter directly related to District business be placed on the agenda of a regular meeting of the Board. The request should be in writing and submitted with supporting documents and information, if any, at least ten (10) days prior to the date of the meeting.

Section 4.03 Agenda Posting

Board meeting agendas shall be posted at least seventy-two (72) hours before a regular meeting in two (2) (Olympic Valley Post Office and the District Administrative Center) conspicuous places located within the boundaries of the District. The agenda for a special meeting shall be posted at least twenty-four (24) hours prior to the meeting. Emergency meetings of the Board may be held without complying with either the twenty-four (24) hour notice or posting requirements, pursuant to Government Code §54956.5 et seq. Agenda posting shall conform to the requirements of the Brown Act.

Section 4.04 Non-Agenda Items

The Board may take testimony at meetings on matters which are not on the agenda which a member of the public may wish to bring before the Board. However, the Board shall not take any action on such matters at that meeting unless an emergency exists.

Section 4.05 Action on Non-Agenda Items

Non-agenda items shall follow the requirements outlined in the Brown Act, which generally prohibits any action or discussion. There are three (3) specific situations in which the Board may act on an item not on the agenda. They are:

A. When a majority decides there is an "emergency situation" as defined in the Brown Act for emergency meetings.
B. When two-thirds of the Directors (or all if less than two-thirds are present) determine there is a need for immediate action and the need to take action came to the attention of the District subsequent to the agenda being posted.
C. When an item appeared on the agenda of, and was continued from, a meeting held not more than five days earlier.

DIVISION V BOARD ACTIONS AND DECISIONS

Section 5.01 Official Action

The Board can only take official action at a Board meeting duly called with a quorum (minimum of 3) of Directors present.

Section 5.02 Types of Action

Actions by the Board include but are not limited to the following:

A. Adoption or rejection of an ordinance.
B. Adoption or rejection of a resolution.
C. Adoption or rejection of a motion (minute action).

Section 5.03 Direction

The Board may give direction which is not formal action. The President shall determine by consensus a Board directive and shall state it for clarification. Should any Director challenge the statement of the President, a voice vote may be requested.

Section 5.04 Ordinances & Resolutions

All ordinances and resolutions adopted by the Board shall be numbered consecutively starting new at the beginning of each calendar year.

Section 5.05 Voting

All ordinances and resolutions adopted by the Board shall record the individual votes of the Directors.

Section 5.06 Motions

Any Director, including the President, may make or second a motion. A Director makes a motion, another Director seconds the motion, the President states the motion, and the motion is open to discussion and debate.

After the motion has been fully discussed and the public has had an opportunity to comment, the President will call for a vote.

Section 5.07 Secondary Motions

Ordinarily only one motion can be considered at a time and must be disposed of before any other motions or business are considered. There are a few exceptions to this general rule; a secondary motion concerning the main motion may be made and considered before voting on the main motion.

Section 5.08 Motion to Amend

A main motion may be amended before it is voted on with the consent of the Directors who moved and seconded or by a new motion and second.

Section 5.09 Motion to Table

A main motion may be tabled before it is voted on by motion made to table, which is then seconded and approved by a majority vote of the Board. This postpones consideration in such a way that the motion can be taken up again in the near future if a majority decides to take it from the table.

Section 5.10 Motion to Postpone
A main motion may be postponed to a certain time by a motion to postpone, which is then seconded and approved by a majority vote of the Board. Consideration of a motion can be postponed until other decisions have been made or until more information is available.

Section 5.11 Motion to Refer to Committee
A main motion may be referred to a committee of the Board for further study and recommendation with a motion to refer to committee, which is then seconded and approved by a majority vote of the Board. A motion may be referred to a committee for study or redrafting. This committee must report back or act as instructed.

Section 5.12 Motion to Close Debate and Vote Immediately
Any Director may move to close debate and immediately vote on a main motion which is then seconded and approved by a majority vote of the Board.

Section 5.13 Motion to Adjourn
A meeting may be adjourned by motion made, seconded, and approved by a majority vote of the Board before voting on a main motion.

Section 5.14 Adjourn
If there is no further business, the President may declare the meeting adjourned without waiting for a formal motion.

DIVISION VI MINUTES OF BOARD MEETINGS

Section 6.01 Minute Action

The Secretary of the Board shall take minutes of all open session meetings of the Board. Minutes shall include any action taken by the Board.

Section 6.02 Minute Inclusions

Minutes shall include the date and time of the meeting, listing of Directors present and absent, listing of staff present, listing of members of the public (if they choose to give their name), and time of adjournment.

Section 6.03 Closed Session

Minutes will not be taken during closed session. If official action is to be taken on an item discussed in closed session, the Board must first go into open session.

Section 6.04 Draft Minutes

Draft copies of minutes shall be distributed to Directors with the agenda for the next regular Board meeting.

Section 6.05 Approval of Minutes

Minutes presented for approval of the Board shall be approved as submitted, approved with corrections, or rejected with direction to the Board Secretary for revisions and resubmitted for approval.

Section 6.06 Recording Meetings

An audio tape recording shall be made during open session of meetings of the Board. Recordings will not be made during closed sessions of the Board.

Section 6.07 Recording of Votes

All motions, resolutions and ordinances shall be recorded in the minutes as having passed or failed and individual votes will be recorded.