

**ORDINANCE NO. 1  
OJAI VALLEY SANITARY DISTRICT  
COUNTY OF VENTURA**

AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS: THE INSTALLATION OF BUILDING CONNECTION SEWERS AND PUBLIC SEWER MAIN EXTENSIONS: PROVIDING PERMISSION AND REQUIREMENTS FOR THE INSTALLATION AND CONNECTION OF SANITARY SEWERS: REGULATING THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEM, AND PROVIDING PENALTIES FOR THE VIOLATIONS THEREOF.

PASSED, APPROVED, AND ADOPTED THIS 16<sup>th</sup> DAY OF MAY 1985

# OJAI VALLEY SANITARY DISTRICT

## ORDINANCE ONE

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**THIS SECTION WAS REPLACED BY ORDINANCE NO. 24 & THEN  
ORDINANCE NO. 24 WAS REPLACED BY ORDINANCE NO. 49  
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ARTICLE I  
DEFINITIONS

1.1 APPLICANT

Shall mean the person making application for permission for a sewer or plumbing installation and shall be the owner of premises to be served by the sewer for which permission is requested or his authorized agent.

1.2 BIOCHEMICAL OXYGEN DEMAND (BOD)

Shall mean the quantity of oxygen expressed in milligrams per liter, utilized in the biochemical oxidation of organic matter as determined by the appropriate procedures set forth in "Standard Methods".

1.3 BOARD

Shall mean the Governing Board of Ojai Valley Sanitary District of Ventura County.

1.4 BUILDING

Shall mean any structure used for human habitation or place of business, recreation or other purpose containing sanitary facilities.

1.5 BUILDING CONNECTION SEWER

Shall mean the portion of the side sewer lying within a public way or easement connecting a building sewer to the main or lateral sewer.

1.6 BUILDING SEWER

Shall mean the portion of the side sewer beginning at any building and running to the property line or to a private sewage disposal system.

1.7 CESSPOOL

Shall mean an excavation in the ground made for receiving sewage and so constructed that the solid matter is retained and the liquid portion is permitted to seep away.

1.8 CHEMICAL OXYGEN DEMAND (COD)

Shall mean the measurement of sewage strength in terms of quantity of oxygen required for oxidation of organic matter as determined by the appropriate procedure set forth in "Standard Methods".

1.9 CONDOMINIUM

Shall mean an individual ownership of a unit within a multi-unit structure.

1.10 CONTRACTOR

Shall mean an individual, firm, corporation, partnership or association duly licensed by the State of California to perform the type of work to be done.

1.11 DATE OF PRESENTATION

Shall mean the date upon which a bill or notice is mailed or delivered personally to the user.

1.12 DISCHARGER

Shall mean any person discharging sewage, liquid waste or industrial waste to a sewerage facility of the District.

1.13 DISTRICT

Shall mean Ojai Valley Sanitary District, a sanitary district organized and existing under the laws of the State of California.

1.14 DISTRICT SERVICE AREA

Shall mean the territory served by the District including all premises within the boundaries of the District which are now or at any time hereafter served by or required by this Ordinance to be connected to the District sewer system.

1.15 DISTRICT SEWER SYSTEM

Shall mean the entire sewer system of the Ojai Valley Sanitary District acquired, constructed and financed with funds derived from the sale of revenue bonds, general obligation bonds, or otherwise, together with all improvements and extensions to said system later constructed or acquired.

1.16 DISSOLVED SOLIDS OR DISSOLVED MATTER OR TOTAL DISSOLVED SOLIDS

Shall mean the solid matter in solution in the sewage and shall be determined by evaporation of a sewage sample from which all suspended matter has been removed by filtration as determined by the appropriate procedures set forth in "Standard Methods".

1.17 DOMESTIC SEWAGE

Shall mean the liquid and water born waste derived from the ordinary living processes, free from non-domestic waste 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.

1.18 DWELLING UNIT

Shall mean any single family dwelling of one or more rooms having one or more plumbing fixtures suitable for residential occupancy by any number of persons living together as a single family, including single family dwellings, and each group of rooms constituting a dwelling unit for a single family in any multiple dwelling structure.

1.19 EASEMENT

Shall mean a recorded document in which the landowner gives the District permanent rights to construct and maintain a sewer across private or other property.

1.20 EFFLUENT

Shall mean the liquid outflow from any treatment plant or facility designated to treat, convey or store sewage, liquid waste or industrial waste.

1.21 ENGINEER

Shall mean the District Engineer appointed by and acting for the District.

1.22 FEE

Shall mean any charge made to the discharger for the use, or continued use, of any public sewer or sanitary sewer system and shall include, but not be limited to connection or tap fees for new customers, bimonthly sewer service charges, industrial or liquid waste permit fees, use charges, excess capacity connection charges, industrial or liquid waste treatment capacity charges, treatability charges, unusual industrial waste charges, testing laboratory charges, waste haulers permit fees, and oversize sewer charges.

1.23 GENERAL MANAGER

Shall mean the person appointed by the Board of Directors to administer and enforce the rules and regulations of the District.

1.24 GRAVITY SEPARATION DEVICE

Shall mean a device for retaining sand, silt, grit, mineral material, petroleum solvent, grease or oil by gravity-differential separation from wastewater and of a design and capacity as determined by the current edition of "Standard Specifications".

1.25 GREASE

Is defined in "Standard Methods" and includes, but is not limited to, waxes, fats, oils, and other nonvolatile materials tested as determined by appropriate procedures set forth in "Standard Methods".

1.26 GREASE TRAP

Shall mean a device designed and installed so as to separate and retain deleterious, hazardous, or undesirable matter from normal wastes while permitting normal sewage waste or non-domestic waste to discharge into drainage system by gravity.

1.27 GROUND GARBAGE

Shall mean the residue from the preparation, cooking and dispensing of food that has been shredded to such a degree that all particles will be carried freely in suspension under the flow conditions normally prevailing in public sewers with no particle greater than one-half inch (1/2") in any dimension.

1.28 INDUSTRIAL WASTE(S)

Shall mean any solid, liquid, radioactive or gaseous waste substance discharged, flowing or permitted to escape from any producing, manufacturing, processing, institutional, commercial, agricultural, or other operation, or from the development, recovery or processing of any material resource other than domestic, and which, will enter into the public sewers.

1.29 INSPECTOR

Shall mean the person appointed by and acting for the Board of Directors to inspect wastewater generation, conveyance, processing and disposal facilities within the District's jurisdiction.

1.30 INTERCEPTOR

Shall mean a device designed and installed so as to separate and retain deleterious, hazardous, or undesirable matter from normal wastes and permit normal sewage or liquid wastes to discharge by gravity.

1.31 INTERCEPTOR SEWER

Shall mean a closed conduit whose primary purpose is to transport rather than collect wastewater.

1.32 LIQUID WASTE

Shall mean the discharge from any plumbing fixture, which does not receive fecal matter.

1.33 MAIN SEWER

Shall mean any sewer in any public street or easement used to collect sewage from building connection sewers and from sewer laterals to be transported to the trunk sewer.

1.34 MULTIPLE DWELLING STRUCTURE

Shall mean any two or more dwelling units in any single building or structure or group of buildings or structures, including any apartment house or apartment court, mobile home park, excepting any multiple lodging structure.

1.35 MULTIPLE LODGING STRUCTURE

Shall mean any two or more lodging units in any single building or structure or group of buildings or structure, including any rooming house, motel, and auto, trailer or recreational vehicle park.

1.36 NON-DOMESTIC

Shall mean same as Industrial Waste.

1.37 NUISANCE

Shall mean anything, which is injurious to health or is indecent or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life and property.

1.38 OCCUPANT

Shall mean any person actually occupying any premises whether as owner or tenant or under contract or otherwise.

1.39 OWNER

Shall mean the person owning fee title to any premises as shown by the Official Records of the County Recorder of Ventura County and shall mean user as referred to herein.

1.40 PERMISSION

Shall mean any written authorization required pursuant to this or any other regulation of the District.

1.41 PERSON

Shall mean any human being, individual, firm, company, partnership, association and private or public and municipal corporations, the United States of America, State of California, districts and all political subdivisions, governmental agencies and mandatory thereof. Singular includes plural, male includes female.

1.42 pH

Shall mean the logarithm (base 10) of the reciprocal of the hydrogen ion concentration expressed in moles per liter as determined by the appropriate procedures set forth in "Standard Methods".

1.43 PLUMBING SYSTEM

Shall mean all plumbing fixtures and traps, or soil, waste, special waste and vent pipes, and all sanitary sewer pipes within a building and extending to the building sewer connection three feet (3') outside the building wall.

1.44 POLLUTED WATER

Shall mean any water altered in quality by waste to a degree which unreasonably affects: (1) such water for beneficial uses or (2) the facilities, which serve such beneficial uses.

1.45 PREMISES

Shall mean, with reference to the District sewer system, 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.

1.46 PRETREATMENT FACILITY

Shall mean any works or devices for the treatment or flow limitation of sewage, liquid waste or industrial waste, prior to discharge into a public sewer.

1.47 PRIVATE SEWAGE DISPOSAL SYSTEM

Shall mean a septic tank, and appurtenant piping, cesspool, seepage pit, leach fields or other such facilities not connected with a public sewer.

1.48 PUBLIC SEWER

Is a common sewer lying within a public way or easement, which is controlled by or under the jurisdiction of the District, and which receives flows from building connection sewers.

1.49 RECLAIMED WATER

Shall mean water, which, as a result of treatment of waste, is suitable for a direct beneficial use or a controlled use which, would not otherwise occur.

1.50 RESIDENTIAL USER

Shall mean any user whose premises are used solely for residential purposes.

1.51 SANITARY SEWER

Shall mean a conduit that conveys sewage or non-domestic wastes or a combination of both, and into which storm waters, surfaces, and ground waters and unpolluted waters are not admitted.

1.52 SEPTIC TANK

Shall mean a watertight receptacle which receives the discharge of a building, sanitary drainage system, or part thereof, and is designed and constructed so as to separate solids from the liquid, digest organic matter through a period of detention and allow the liquid to discharge into the soil outside of the tank through a system of open joint or perforated piping, or a seepage pit.

1.53 SEWAGE

Shall mean a combination of water-carried wastes from residences, business buildings, institutions and industrial establishments.

1.54 SEWAGE TREATMENT PLANT

Shall mean an assemblage of devices, structures and equipment for treatment of wastewater.

1.55 SEWAGE WORKS

Shall mean all facilities for collection, pumping, treating and disposing of sewage.

1.56 SEWER

Shall mean a pipe or conduit for carrying sewage.

1.57 SEWER SERVICE

Shall mean the services and facilities for collection, treatment and disposal of sewage furnished or available to premises by the District sewer system.

1.58 SHALL

Is mandatory and “may” is permissive.

1.59 SIDE SEWER

Shall mean the sewer line beginning at any building and terminating at the sewer main or lateral and includes the building connection sewer and building sewer.

1.60 STANDARD METHODS

Shall mean the current edition of “Standard Methods for Examination of Water and Wastewater” as published by the American Public Health Association.

1.61 STREET

Shall mean any public highway, road, street, avenue, alleyway, public place, public easement or right of way within the District.

1.62 SUSPENDED SOLIDS OR SUSPENDED MATTER

Shall mean the solid matter suspended in sewage as determined by appropriate procedures set forth in "Standard Methods".

1.63 TRUNK SEWER

Shall mean the sewer in any public street or easement constructed to accommodate more than one main sewer.

1.64 TOXIC POLLUTANT

Shall mean any pollutant or combination of pollutants listed as toxic in regulations promulgated by the Administrator of the Environmental Protection Agency, or any substance which is harmful or lethal to biological systems within the Treatment Plant.

1.65 USER

Shall mean owner responsible for payment of sewer service charges for premises served as provided in this Ordinance.

1.66 WASTEWATER

Shall mean the same as sewage.

## ARTICLE II

### GENERAL PROVISIONS

#### 2.1 RULES & REGULATIONS

The following rules and regulations respecting sewer construction and disposal of sewage and drainage of buildings and connection to the sewage works of the District are hereby adopted, and all work in respect thereto shall be performed as herein required.

#### 2.2 PURPOSE

This Ordinance is intended to provide rules and regulations for the use and construction of sanitary sewer facilities installed, altered, or repaired within the District. This Ordinance sets forth uniform requirements for contributors into the wastewater collection and treatment system for the Ojai Valley Sanitary District and enables the District to comply with all applicable State and Federal Laws required by the Clean Water Act of 1977 and the General Pretreatment Regulations.

#### 2.3 AMENDMENT OF ORDINANCE

Amendments to this Ordinance shall be noticed and adopted according to applicable statutory requirements.

#### 2.4 SHORT TITLE

This Ordinance shall be known as the "Sanitary Code" of the Ojai Valley Sanitary District.

#### 2.5 PUBLICATION

The adoption of this Ordinance shall be entered in the Minutes of the Board and shall be published in local newspapers following its passage and adoption and shall take effect and be in force immediately upon the expiration of one week of publication.

#### 2.6 VIOLATION UNLAWFUL

It shall be unlawful for any person to connect to, construct, install or provide, maintain and/or use any other means of sewage disposal from any building in said District except by connection to a public sewer in the manner as this Ordinance provides.

## 2.7 RELIEF ON APPLICATION

When any person by reason of special circumstances, thinks that any provision of this Ordinance is unjust or inequitable as applied to his premises, he may make written application to the Board, stating the special circumstances, citing the provision complained of, and requesting suspension as applied to his premises. If the Board makes findings, Board may, by motion, suspend or modify the provision complained of, as applied to such premises, to be effective as of the date of the application and continuing during the period of special circumstances.

## 2.8 RELIEF ON OWN MOTION

The District may, on its own motion, find that by reason of special circumstances any provision of this regulation and Ordinance should be suspended or modified as applied to a particular premise and may, by motion, order such suspension or modification for such premise during the period of such special circumstances or any part thereof.

## 2.9 DISTRICT AUTHORIZATION

District approval shall be required and applicable fees shall be paid prior to any construction, installation, alteration, repair, opening, uncovering, extending, connecting to, or other work related to any system discharging into public sewers. Contracts awarded under certain emergency situations do not require prior approval of the Board of Directors.

District approval shall be required prior to the use of any system discharging to public sewers. A District Permit for Non-Domestic Wastewater Discharge shall be required prior to any discharge of non-domestic wastewater directly or indirectly to District owned sewage facilities.

Individuals shall make application for District permits by completing pertinent forms provided by the District. Information required from the applicant shall include, but not be limited to, such items as a description of the work to be accomplished, location name(s) of legal owner(s), occupancy, and use of the premises involved with the construction. Additionally, the District may require plans, specifications, drawings or other such information that may be deemed necessary.

Construction of sewers shall be commenced within six (6) months of District approval. If, after partial completion, the work is discontinued for a period of one (1) year, District authorization shall thereupon become void and no further work done until new authorization has been secured.

## 2.10 AGREEMENT

The applicant's signature on an application shall constitute an agreement to comply with all of the provisions, terms and requirements of this and other ordinance, rules and regulations of the District, and with the plans and specification he has filed with his application, if any, together with such corrections or modifications as may be made or permitted by the District, if any. Such agreements shall be binding upon the applicant and may be altered only by the District upon written request for alteration from the applicant.

## 2.11 PAYMENT OF FEES AND COSTS

All fees, costs and expenses incident to the installation and connection of any sewer or other work for which authorization has been granted shall be borne by the owner. Specific fees shall be those in effect at the time payment is to be made.

## 2.12 STREET EXCAVATION

Any persons constructing a sewer within a public way or easement shall comply with all applicable State, County, District, and City laws, ordinances, rules and regulations pertaining to the cutting of pavement, opening, barricading, lighting and protecting of trenches, back-filling and repaving. All permits shall be obtained and fees required by the department(s) having jurisdiction should be paid prior to receiving authorization to proceed from the District.

## 2.13 DISTRICT INSPECTION

All sewer construction work and building sewers shall be inspected to ensure compliance with all requirements of the District. No sewer shall be covered at any point until it has been inspected and passed for acceptance. The Inspector shall be allowed to inspect at any stage of construction. No sewer shall be connected to the District's public sewer until all authorized sewer construction has been completed, inspected and approved by the District Inspector. If the tests prove satisfactory, the Inspector shall issue a certificate of satisfactory completion.

Upon exhibiting the proper credentials and identification the Inspector shall be permitted to enter into every facility or property that is involved with the discharge of waste to the sewage collection and treatment facilities. Inspections may be made to determine that such facilities are maintained and operated properly and for the purpose of inspection, re-inspection, observation, measurement, sampling, testing or otherwise performing such duties as may be necessary in the enforcement of the provisions of the ordinances, rules and regulations of the District. Access to all facilities connected to the sewerage system shall be given to authorized personnel at all reasonable times or at other times when occasioned by emergency conditions. No person shall interfere with, delay, resist or refuse entrance to an authorized inspector attempting to inspect any waste generation conveyance or treatment facility connected to the sewerage system.

#### 2.14 INSPECTION NOTIFICATION

It shall be the duty of the person doing the work to notify the District a minimum of one (1) working day in advance when said work is ready for inspection, prior to any underground portions being covered. It shall be the duty of the person doing the work to make sure that the work will meet the requirements of the District before requesting inspection. The inspection shall be made during normal District working hours.

#### 2.15 UNSATISFACTORY COMPLETION

When any work has been inspected and does not meet District specifications notice shall be given specifying corrections required to conform to the Ordinances, rules and regulations of the District.

#### 2.16 LIABILITY

The District shall not be answerable for any liability or injury or death to any person or damage to any property arising during or growing out of the performance of any work by any such applicant, including all costs, expenses, fees and interest incurred in defending same or in seeking to enforce this provision. Applicant shall be solely liable for any defects in the performance of his work or any failure, which may develop therein.

The District shall not be responsible for any loss or damage caused by any negligence or unlawful act of any user or any other person in installing maintaining supplying or using any appliances, facilities or equipment for which sewer service is furnished by the District. Each user shall be held responsible for damage to any part of the District sewer system which results from use or operation of any appliances or facilities on such user's premises, including, but not limited to, damage caused by steam, hot water or chemicals.

#### 2.17 SEPARABILITY

If any section, subsection, sentence, clause or phrase of this Ordinance or the application thereof to any person or circumstances is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance or the application of such provision to other persons or circumstances. The Board hereby declares that it would have passed this Ordinance or any section, subsection, sentence, clause or phrase hereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared to be unconstitutional.

ARTICLE III  
PUBLIC SEWERS

3.1 SEWER REQUIRED

All new construction or expansion of an existing building, which includes sanitary sewer service, within the District is required to connect to the public sewer, at the owner's expense, when public sewers are available. Public sewer is defined as available when, such public sewer, or any lateral connected to that sewer, is located less than 350 feet from any proposed building on any lot, or premises, of which any portion is within 100 feet of, and readily accessible to, public sewer.

3.2 SPECIAL AGREEMENT

Permission shall be required from the District to connect any lot or parcel of land outside the District to any public sewer in or under the jurisdiction of the District. The applicant shall enter into a contract with the District binding himself, his heirs, and successors to abide by all ordinances, rules and regulations.

3.3 OCCUPANCY PROHIBITED

No building, industrial facility or other structure shall be occupied until the owner of the premises has complied with all rules and regulations of the District.

3.4 DISPOSAL OF WASTES

It shall be unlawful for any person to place, deposit, or permit to be deposited in an unsanitary manner upon public or private property within the District, or in any area under the jurisdiction of said District, any human excrement, or other objectionable waste. Except as herein provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, seepage pit, or other facility intended or used for the disposal of sewage.

3.5 TREATMENT OF WASTES REQUIRED

It shall be unlawful to discharge to any stream or watercourse, any sewage, industrial wastes or other polluted waters, except where suitable treatment has been provided in accordance with State and EPA regulations.

3.6 AVAILABILITY OF SEWERAGE TREATMENT CAPACITY

If sewerage capacity is not available, the District may restrict non-domestic discharge or refuse immediate service to new facilities located in areas where their proposed quantity or quality of wastewater is unacceptable in the available treatment facility, until sufficient capacity can be made available.

## ARTICLE IV

### PRIVATE SEWAGE DISPOSAL WITHIN THE DISTRICT

#### 4.1 PUBLIC SEWER NOT AVILABLE

Where a public sewer is not available under the provisions of this Ordinance, the Board of Directors may consider, upon written application the use of a private sewage disposal system complying with the provisions of this Ordinance.

#### 4.2 COST BY OWNER

The Owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the District.

#### 4.3 ADDITIONAL REQUIREMENTS

No statement contained in this article shall be construed to interfere with any additional requirements that may be imposed by any law, ordinance rule or regulation or by the appropriate health officer having jurisdiction.

## ARTICLE V

### BUILDING SEWER, BUILDING CONNECTION SEWER, AND CONNECTION TO MAIN SEWER

#### 5.1 CONSTRUCTION REQUIREMENTS

All sewers shall be constructed in accordance with the Design and Construction Standards of the District. Sewers may be constructed either by the owner or by his contractor after obtaining permission from the District. All work done shall be inspected and approved by the District Inspector before the work is accepted.

#### 5.2 MINIMUM SIZE AND SLOPE

Laterals for single family dwellings shall normally be four (4) inch minimum diameters unless otherwise required by the District. Condominiums or townhouses shall normally be required to have separate four (4) inch minimum diameter laterals. One six (6) inch minimum diameter lateral per building may be installed upon written approval of the Board. All other laterals for commercial or industrial uses shall be no less than six (6) inches minimum diameter. When more than one building sewer shall be connected to a single side sewer, the side sewer from the point of intersection of two or more building sewers to the public sewer shall no be less than six (6) inches in diameter. The minimum slope of a building sewer shall normally be two (2) feet per 100 feet (2% slope).

#### 5.3 SEPARATE SEWERS

No two lots shall be permitted to join in the use of the same side sewer. Every building or industrial facility must be separately connected to a public sewer. Two or more buildings located on a parcel of property belonging to an owner may be served with a single side sewer. Upon the subsequent subdivision of said parcel of property, any buildings located on a newly created parcel shall be separately connected to the public sewer. It shall be unlawful for the owner to continue to use a single or the same side sewer after said subdivision.

#### 5.4 EXISTING SEWERS

Where existing buildings have been demolished and new buildings installed, the existing sewer may be used in connection with new buildings only when found to meet all requirements of the District.

## 5.5 CLEANOUTS

Cleanouts shall be provided immediately behind the property line and at no greater than 100 feet intervals thereafter at angular changes in grade or direction. Cleanouts shall be the same diameter as the building sewer. All cleanouts shall be maintained watertight and the cleanout immediately behind the property line shall be constructed to the surface of the ground per District standards and protected by being enclosed with a cleanout box set at ground surface. Cleanout box to be of a material acceptable to the District. If cleanout box is to be located within a driveway area it shall be provided with a suitable traffic cover.

## 5.6 BACKWATER OVERFLOW DEVICE

An overflow system will be required where there is a possibility of reverse flow in a building sewer. This condition shall be deemed to exist when the pad elevation of a building is lower than the elevation of the upstream manhole lid. When an existing sewer is being repaired or altered and the above condition exists, an overflow system shall then be installed.

## 5.7 SEWER TOO LOW

In all buildings in which any building sewer is too low to permit gravity flow to the public sewer, wastewater shall be lifted by a sewer pump station approved by the District and discharged to the public sewer at the expense of the owner. The owner will be required to file a Notice as a condition of approval for installation of said pump station.

## 5.8 CONNECTION TO MAIN SEWER

The connection of the building sewer into the public sewer shall be made at a wye branch, if such a branch is available at a suitable location. Where such branch is available, a connection shall be made per District Design and Construction Standards. If not in a suitable location and upon approval of the District a new wye branch or manhole stub shall be installed at the applicant's expense and per District specification. The connection to the public sewer shall be made in the presence of the District Inspector and under his supervision and direction. Any damage to the public sewer shall be repaired by the applicant at this sole expense to the satisfaction of the Inspector.

## 5.9 PROTECTION OF EXCAVATION

All excavations shall be adequately guarded with barricades and lights so as to protect the public from hazards. Streets, sidewalks, parkways and other property disturbed in the course of the work shall be restored in a manner satisfactory to the District.

## 5.10 MAINTENANCE OF BUILDING SEWER

Building sewer shall be maintained by the owner of the property served thereby.

5.11 MAINTENANCE OF BUILDING CONNECTION SEWER

Building connection sewer shall be maintained by the owner of the property served thereby.

Upon failure of the property owner to properly clean the building connection sewer immediately upon evidence of need or notification by the District, or upon his request for assistance, after he has demonstrated his inability to effect such cleaning by the use of adequate measures because of proven stoppage in the section of the line, the District will accomplish the necessary cleaning or repair.

Such cleaning or repair of the building connection sewer by the District shall be at the expense of the property owner unless it develops that the stoppage was caused by structural failure, subsidence, etc., directly attributable to faulty materials or workmanship, in which case the District will assume the responsibility.

## ARTICLE VI

### PUBLIC SEWER CONSTRUCTION

#### 6.1 DESIGN AND CONSTRUCTION STANDARDS

Minimum standards for the design and construction of sewers within the District shall be in accordance with the Design and Construction Standards heretofore or hereafter adopted by this District, copies of which are on file in the District Office. The District may permit modifications or may require higher standards where unusual conditions are encountered.

#### 6.2 PLANS, PROFILES AND SPECIFICATIONS

Plans, profiles and specifications shall comply with all applicable ordinances, rules and regulations of the District, shall be prepared by a Registered Civil Engineer and be based on an accurate survey of the ground. Applicant shall be responsible for payment of all fees and charges. The plans, profiles and specifications shall be examined by the Districts' Engineer who shall, within ten (10) working days, approve them as filed or require modifications deemed necessary for proper installation. Upon receipt of the plans, agreements, deeds, bonds, fees and other necessary documents, the Engineer will sign the original plans and notify the applicant's engineer. No construction should occur before plans are signed, or before a pre-construction meeting of all interested parties is conducted.

#### 6.3 SUBDIVISION

Any applicant for an extension of sewer service to serve a new subdivision or tract within the District shall be in writing, on forms prescribed by the District, and shall accompany such application with legal description of the property to be served, a map of such property showing grades, elevations, locations of roads, streets, alleys and utility easements, together with an orientation of said property with adjoining streets, alleys, and utility easements. District requirements shall be fully complied with before the Board shall approve any final subdivision map. The final subdivision map shall provide for the dedication for public use of all streets, easements or rights of way in which public sewer lines are to be constructed. If a final subdivision map of a tract is recorded and the work of constructing sewers to serve the tract is not completed within the time limit specified, the Board may extend the time limit or may complete the work and take appropriate steps to enforce the provisions of the bond furnished by the subdivider.

#### 6.4 PAYBACK AGREEMENT - **REPLACED BY ORDINANCE NO. 38**

#### 6.5 EASEMENTS OR RIGHTS OF WAY

In the event an easement is required for construction of a public sewer or the making of connections the applicant shall procure and have accepted by the District a property grant deed easement or grant right-of-way sufficient in law to allow the laying and maintenance of such construction or connection.

Easements for public sewers shall be granted to the District. In the event that special sewer facilities such as private sewer lift stations, private sewers, etc., are necessary, owner may be required as a condition to granting the application, to furnish such land, proof of easements or rights of way as may be needed for said special sewer facilities.

All main sewers and installations paid for by applicants (excepting building sewers), and all materials and supplies furnished by the District, whether located wholly or partially on public or private property, shall be and remain the property of the District, which shall have the right to repair, replace and maintain the same and the right to remove the same upon discontinuance of service. The District or other duly authorized agents of the District shall have at all reasonable times, the right of ingress to and egress from any user's premises for any purpose properly relating to the furnishing of sewer service to such user.

#### 6.6 PERSONS AUTHORIZED TO PERFORM WORK

Only properly licensed contractors shall be authorized to perform the work of public sewer construction within the District. All terms and conditions issued by the District to applicant shall be binding on the contractor.

#### 6.7 GRADE STAKES

Grade and line stakes shall be set by a Registered Civil Engineer, or by a Licensed Surveyor, prior to the start of work on any public sewer construction. The contractor shall be responsible for accurately transferring grades to grade bars and sewer invert.

#### 6.8 COMPLIANCE WITH LOCAL REGULATION

Any person constructing a sewer within a public way or easement shall comply with all State, County, City or District laws, ordinances, rules and regulations pertaining to the cutting of pavement, opening, barricading, lighting and protecting of trenches, back-filling and repaving. All permits required by the agencies having jurisdiction shall be obtained and all applicable fees paid prior to receiving authorization to proceed from the District.

## 6.9 PROTECTION OF EXCAVATION

The applicant shall maintain such barriers, lights and signs as are required to give warning to the public at all times that a sewer is under construction and of each dangerous condition to be encountered as a result thereof. He shall also protect the public in the use of the sidewalk against any such conditions in connection with the construction of the sewers. Streets, sidewalks, parkways and other property disturbed in the course of the work shall be reinstalled in a manner satisfactory to the District or other agencies having jurisdiction.

## 6.10 ACCEPTANCE REQUIREMENTS

All installation work shall be done in accordance with the plans and specifications and conditions as approved and imposed by the District. On completion of the installation, it shall be conveyed to the District free, clear of all liens and encumbrances and shall become the property of the District. Applicant shall not be entitled to repayment made to connect the same with the District sewer system, other than the right against future subdividers of a pro-rata reimbursement as herein above provided. "As-built" drawings with mylar's, showing the actual location of all mains, structures, "Y's", laterals and cleanouts shall be filed with the District before final acceptance of the work. In addition, an Indemnity Agreement with a corporate surety guaranteeing the system free from defects for a period of one year from acceptance by the District shall be required.

## ARTICLE VII

### USE OF PUBLIC SEWERS

#### 7.1 OBJECTIVES

The objective of this article is:

- a. To prevent the introduction of pollutants into the District wastewater collection and/or treatment system which will interfere with the operation of the system or contaminate the resulting sludge;
- b. To prevent the introduction of pollutants into the District wastewater system which will pass (inadequately treated) through the system, into receiving waters or the atmosphere or otherwise be incompatible with the system;
- c. To improve the opportunity to recycle and reclaim wastewater and sludge from the system, and;
- d. To provide for equitable distribution of the cost of the District wastewater system.

#### 7.2 POLICY

The District protects the health, welfare and safety of the local residents by constructing, operating and maintaining a system of local sewers and laterals, trunk sewers and interceptors, and liquid waste treatment and disposal facilities to service the homes, industries and commercial establishments throughout the District and surrounding environs as required by State and Federal laws. The following basic policies apply to sewage, liquid waste, and non-domestic wastes discharged directly or indirectly into the sewerage system and disposal works of the District.

Sewage, liquid waste and on-domestic waste will be accepted into the sewerage system provided such wastes will not: (1) menace public health, (2) detrimentally affect the local environments, (3) create nuisances such as odors, insects, etc., (4) damage structures, (5) impose excessive collection, treatment or disposal costs on the District, (6) significantly interfere with wastewater treatment processes, (7) interfere with wastewater reclamation processes and (8) exceed quality limits and quantity requirements hereinafter established.

### 7.3 INTERCEPTORS REQUIRED

Interceptors shall be provided when, in the opinion of the District, they are necessary for the proper handling of liquid wastes, containing grease in excessive amounts, any flammable wastes, sand, and other harmful ingredients, except that such interceptors shall not be required for buildings used for residential purposes. All interceptors shall be of a type and capacity approved by the District and shall be so located as to be readily and easily accessible for cleaning and inspection. All interceptors shall be installed and maintained by the owner, at his expense, in continuously efficient operation at all times, and will be subject to inspection by the District.

### 7.4 SWIMMING POOLS

It shall be unlawful for any person to discharge the contents of a swimming pool into a public sewer.

### 7.5 CHEMICAL TOILET WASTES

Discharge of chemical toilet wastes may be approved, providing District permission is obtained and the dumping takes place at a District approved discharge location or facility. The District may require payment for any excessive treatment and disposal costs or may refuse permission to discharge certain prohibited wastes. Nothing in this section shall be so construed as to conflict with the requirements or enforcement rights set forth in the Health and Safety Code or other existing laws rules and regulations adopted by the State of California.

### 7.6 PROHIBITED WASTE DISCHARGES/QUALITY REQUIREMENTS

The constituents regulated by this Ordinance provide specific limits only where they are now reasonably well established; other constituents will be regulated from time to time as specific limits are established. In some cases, the concentration or amount of any particular constituent will depend on the results of technical determinations relating to the particular situation and the actions of regulatory agencies.

No user shall contribute or cause to be contributed, directly or indirectly, any pollutant or wastewater which will interfere with the operation or performance of publicly owned treatment works. These general prohibitions apply to all such users of the treatment works whether or not the user is subject to National Categorical Pretreatment Standards or any other nation, state or local pretreatment standards or requirements. A user may not contribute the following substances:

- a. Any gasoline benzene, naphtha, fuels oil or any other flammable or explosive liquid, solid or gas.

- b. Any waste containing toxic or poisonous solids, liquids or gases in such quantities that, alone or in combination with other waste substances may create a hazard for humans, animals or the local environment, interfere detrimentally with sewage treatment processes, cause persistent foam, cause a public nuisance, or cause any hazardous conditions to occur in the sewerage system.
- c. Any waters or wastes having a pH factor lower than 6.0 or higher than 9.0 or having any other corrosive property capable of causing damage or hazard to the biological organisms, structures, equipment, and personnel of the sewerage system.
- d. Any solid or viscous substances of such size or in such quantity that may cause obstruction to flow in the sewer or be detrimental to proper sewage treatment plant operation. These objectionable substances include, but are not limited to: asphalt, dead animals, offal, ashes, sand, mud, straw, industrial process shavings, metal, glass, rags, feathers, tar, plastics, wood, whole blood, paunch manure, bones, hair and fleshings, entrails, paper dishes, paper cups, milk containers, or other similar paper products, either whole or ground.
- e. Any rain water, storm water, ground water, street drainage, subsurface drainage, roof drainage, yard drainage, water from yard fountains, ponds or lawn sprays or other uncontaminated water.
- f. Any water added for the purpose of diluting wastes, which would otherwise exceed applicable maximum concentration limitations.
- g. Any non-biodegradable cutting oils, petroleum oil or refined petroleum products, fat or grease beyond a concentration of 50 mg/l in the waste discharge.
- h. Any amounts of suspended solids exceeding a concentration of 600 mg/l.
- i. Any wastes with amounts of dissolved solids which may cause violation of the Regional Water Quality Control Board discharge requirements, which is presently 1500 mg/l.
- j. Any wastes with amounts of chlorides, which may cause violation of the Regional Water Quality Control Board discharge requirements, which is presently 600 mg/l.
- k. Any wastes with a Biological Oxygen Demand exceeding 600 mg/l or a Chemical Oxygen Demand exceeding 800 mg/l, whichever is more restrictive.
- l. Any strongly odorous waste.
- m. Any wastes containing over 0.1 mg/l of dissolved sulfides.

- n. Any waste having an eight-hour temperature average higher than 150° F., or any waste having an instantaneous temperature exceeding 212° F., or any combination thereof which would cause influent waters at the plant to exceed 104° F.
- o. Any waste containing any significant amounts of total identifiable chlorinated hydrocarbons.
- p. Deionized water discharge - See Ordinance OVSD-7
- q. Any deionized water, steam condensate or distilled water in excess of laboratory usage, nor brines from water softeners using salt to deionize water or ion- exchange regeneration brines.
- r. Any waste containing substances that may precipitate, solidify or become viscous at temperatures between 40° and 100° F.
- s. Any waste producing excessive discoloration of sewage or treatment plant effluent or which causes any violation of the Regional Water Quality Control Board standards.
- t. Any garbage that is not ground sufficiently to pass through a ½” screen.
- u. Any industrial wastes containing quantities of iron, boron, chromium, phenols, copper, nickel, zinc, lead, mercury cadmium, arsenic or any other objectionable materials toxic to humans, animals, the local ecological system or to the biological treatment processes, in excess of concentrations established by the District:

Total nitrogen	60 mg/l
Iron	10 mg/l
Boron	1.5 mg/l
Total chromium	1.0 mg/l
Phenols	3.0 mg/l
Nickel	0.1 mg/l
Copper	0.2 mg/l
Zinc	0.3 mg/l
Lead	0.1 mg/l
Mercury	0.001 mg/l
Cadmium	0.02 mg/l
Arsenic	0.1 mg/l
Cyanide	0.1 mg/l
Fluoride	1.0 mg/l
Phosphates	5.0 mg/l

- v. Any blow-down or bleed water from cooling towers or other evaporative coolers exceeding one-third of the makeup water or any single pass cooling water which contains prohibited substances.

- w. Quantities of radioactive material wastes in excess of those allowed by the State Department of Public Health.
- x. Any wastewater with a sulfate concentration in excess of 600 mg/l.

No person shall discharge, or cause to be discharged, to any public sewer which directly or indirectly connects to the District sewerage system, any sewage, liquid waste or non-domestic waste which may have an adverse or harmful effect on sewers, maintenance personnel, sewage treatment plant personnel or equipment, treatment plant effluent quality, public or private property, or may otherwise endanger the public or local ecological systems or create a public nuisance. The District, in determining the acceptability of specific wastes, shall consider the nature of the waste and the adequacy and nature of the collection, treatment and disposal system available to accept the waste. Affected persons shall have the right of appeal before the Board of Directors as set forth in Section 7 of this Ordinance.

#### 7.7 LIMITATIONS SUPERSEDED

Upon the promulgation of the Federal Categorical Pretreatment Standards for a particular industrial subcategory, the Federal Standard, if more stringent than limitations imposed under this Ordinance for sources in that subcategory, shall immediately supersede the limitations imposed under this Ordinance. Within 180 days after the effective date of a categorical pretreatment standard, any industrial user subject to such standards currently discharging or scheduled to discharge shall be required to submit to the District a report which contains the information and compliance schedule required through EPA Pretreatment Standards 40 CFR 403.12.

ARTICLE VIII

PRETREATMENT

**THIS SECTION WAS REPLACED BY ORDINANCE NO. 24 & THEN  
ORDINANCE NO. 24 WAS REPLACED BY ORDINANCE NO. 49  
ORDINANCE NO. 49 IS ATTACHED**

ARTICLE IX  
ENFORCEMENT

9.1 GENERAL

The District may refuse to furnish sewer service, and may discontinue services to any premises where apparatus, appliances or equipment is found to be detrimental or injurious to the sewer service furnished by the District to other users. The District shall have the right to refuse or discontinue sewer service, or both, to any premises if necessary to protect itself against fraud, abuse, or damage to the system. In addition, no connection to public sewers shall be permitted until work has been authorized, fees paid, and such connection meets all requirements of the District.

9.2 NOTICE OF VIOLATION

Any person found to be violating any provision of these Ordinance rules or regulations of the District shall be served with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction. Where conditions warrant or in an emergency, the District may give verbal notice by telephone or in person. In the event such violation results in a public hazard or menace, the District may enter upon the premises without notice and do such things and expend such sums as may be necessary to abate such hazard, and the reasonable value of the things done and the amounts expended in so doing shall be a charge upon the person so in violation. The offender shall, within the period of time stated in written notice, permanently cease all violations. All persons shall be held strictly responsible for any and all acts of agents or employees done under the provision of this or any other ordinance rule or regulation of the District. Upon being notified of any violation of this Ordinance, immediate corrective action shall be taken. Any amendment to the original notice shall require specific written approval of the District.

9.3 PENALTY

Every person violating any provision of this Ordinance, including the failure to pay fees charges or surcharges imposed hereby, or any condition or limitation of a permit issued pursuant thereto, is guilty of a misdemeanor and upon conviction is punishable by a fine of not to exceed one thousand dollars (\$1,000), imprisonment not to exceed 30 days, or both.

Each day during which any violation continues shall constitute a separate offense punishable as provided above.

The District may, upon authorization of its Board of Directors, sue to recover any amounts due the District under the provisions of this Ordinance.

Any person who intentionally or negligently violates any provision of this Ordinance pertaining to the subject matter of either subparagraph (1) or (2) below or any condition or limitation of a permit or plan approval related thereto, shall be civilly

liable to the District in a sum of not to exceed six thousand dollars (\$6,000) for each day in which such violation occurs:

- (1) The failure to pretreat any wastewater which would otherwise be detrimental to the treatment works or its proper and efficient operation and maintenance.
- (2) The failure to prevent the entry of such wastewater into the collecting system and treatment works.

In the event of such violation, District shall, upon authorization of its Board of Directors, petition the Superior Court to impose, assess and recover such sums.

#### 9.4 LIABILITY FOR DAMAGES

The District's sewerage systems are regulated by the State and Federal Governments. Such regulations require the districts to report violations of those agency's regulations which are discovered by the District in the course of its monitoring, inspection or other activities. Any fines or penalties imposed by another governmental agency on the District for a condition of noncompliance caused by a wastewater discharger shall be considered damages to the District and shall subject the person or persons causing the noncompliance to be subject to the provisions of Section 9.4 of this Ordinance. In addition, any person who negligently allows or intentionally discharges or causes the discharge of prohibited sewage liquid waste or non-domestic wastes to the public sewer and such discharge causes damage to District facilities or causes detrimental effects on District treatment processes shall be liable to the District for all damages occasioned thereby.

#### 9.5 CORRECTION OF VIOLATIONS; INJUNCTIONS

In order to enforce the provisions of this Ordinance, the District may correct any violation to this Ordinance. The cost of such correction shall be the responsibility of the person violating the Ordinance or the owner of the property upon which the violation occurred. Such costs may be added to any sewer service charges and shall be subject to any remedies as the District may have for the collection of sewer service charges.

The District may petition the Superior Court for the issuance of a preliminary or permanent injunction, or both, as may be appropriate, restraining any person from the continued violation of the District's Ordinance (California Code 6523.3).

#### 9.6 EXCESSIVE SEWER MAINTENANCE EXPENSE

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

#### 9.7 MALICIOUS DAMAGE TO SEWERAGE FACILITIES

Any unauthorized entering, breaking, damaging destroying, uncovering, defacing or tampering with any structure, equipment or appurtenance, which is a part of the District sewerage system shall be a violation of this Ordinance and subject to the penalties provided by law.

#### 9.8 DELINQUENT SEWER SERVICE CHARGES

In each case where all or any part of any bill remains unpaid for thirty (30) days after such bill becomes delinquent, the District may cause an action at law or lien foreclosure action to be brought on behalf of the District against the person responsible for payment of such bill and penalties and costs o such action or disconnect the premises from the District sewer system. Delinquent charges and penalties for sewer service which are in excess of forty dollars (\$40) and unpaid at the end of June any year shall be collected with general district taxes for the ensuing fiscal year in the manner prescribed by law.

#### 9.9 DISCONNECTION

The District shall have the power to disconnect the user or subdivision sewer system from the public sewers for any violation of this Ordinance. Upon disconnection, the cost of disconnection, fines and re-connection to the system shall be determined and all fees paid prior to such user being reconnected to the system.

(a) In order to effect the powers of the Ojai Valley Sanitary District, its agents and employees may enter upon private property for the purpose of inspection and maintenance of sanitary and waste disposal facilities and may terminate service to property in which a violation of any rule or regulation is found to exist.

(b) Prior to termination of service however the District Board shall notify, in writing the owner and tenant if any, of such property that service is intended to be so terminated and conduct a hearing thereon as herein provided. Such notice shall be mailed to the owner at the address shown on the records of the Assessor of Ventura County or as known to the clerk, and a copy shall be delivered to the tenant if any or posted conspicuously on the property. The notice shall state the date of proposed termination of service and the reasons therefor and the date, time and place the District Board shall hold a hearing upon such intended termination. Such hearing shall not be held less than 10 days subsequent to the giving of notice as herein required.

(c) At the time designated for the hearing the Board of Directors shall hold the hearing and may adjourn the hearing from time to time. Upon the final hearing, the Board of Directors shall make its determination. If the Board of Directors at the close of the hearing, finds that a violation of any rule or regulation exists, the Board of Directors may order the termination of service to the property in which such violation exists.

- (d) Upon a finding by the Board of Directors that a violation exists, the Board of Directors may direct the District Manager to proceed with the disconnection of the service to said property in which the violation is found to exist.
- (e) Said property shall not be reconnected to the District system until:
  - 1. The violation is corrected by the user, and
  - 2. A deposit is made to the District in an amount sufficient to pay all costs incurred directly and indirectly in the disconnection of service to the property and an estimated amount sufficient to pay all costs of reconnection.
  - 3. The District shall refund any unused monies in the deposit after payment of all said costs.
- (f) During the period of such 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 for 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 suits arising in said action.
- (g) The District hereby declares that the foregoing procedures are established as a means of enforcement of the terms and conditions of its ordinances, rules and regulations, and not as a penalty.