

CITY OF HEALDSBURG

ORDINANCE NO. 1127

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HEALSBURG AMENDING PORTIONS OF CHAPTER 13.20 "SEWER SYSTEM" OF THE CITY'S MUNICIPAL CODE RELATING TO INSPECTION AND REPLACEMENT OF PRIVATE SEWER LATERALS

WHEREAS, the inspection, testing, repair, maintenance, renovation and timely replacement of private building sewer laterals connected to public sewers protects the public health, safety and welfare by preventing or mitigating potentially harmful discharges of untreated wastewater into the environment through leaky or unsound sewer laterals; and

WHEREAS, a comprehensive program that enforces routine maintenance of building sewer laterals fosters compliance with requirements of the Clean Water Act, 33 U.S.C. § 1251, et. seq., the U.S. Environmental Protection Agency ("EPA"), the State of California Water Resources Control Board ("SWRCB"), and the North Coast Regional Water Quality Control Board ("NCRWQCB") by reducing both infiltration and inflow ("I&I") and sewer system spills and overflows ("SSOs"); and

WHEREAS, in July 2009, the City of Healdsburg (City) adopted a Sanitary Sewer Maintenance Plan (SSMP) for its sanitary sewer collection system and is currently updating it to reflect changes in operations and staffing; and

WHEREAS, as part of annual reports to the NCRWQCB it has been observed that during wet weather our winter time flows increase significantly due to I&I; and

WHEREAS, the I&I comes from both private sewer laterals and private mains, as well as the public sewer system; and

WHEREAS, the greater the amount of flow within the system, the greater the costs to the wastewater rate payers in the City; and

WHEREAS, the City has performed lining and replacement of the collection mains, removed exposed sewer mains from Foss Creek, and rehabilitated manholes in the public sewer system to remove sources of I&I in the public portion of the collection system; and

WHEREAS, the City experiences three to five SSOs per month that are attributable to failed or blocked private sewer laterals; and

WHEREAS, the City entered into a settlement agreement with Northern California River Watch in January 2012 which requires the preparation and consideration of a private sewer lateral ordinance to increase the level of effort devoted to video inspections and repair or replacement of private sewer laterals in the City to reduce I&I and SSOs; and

WHEREAS, SSOs require significant resources to respond, abate, and report, and the City is exposed to administrative and civil fines, and litigation due to SSOs; and

WHEREAS, the proposed Ordinance is not a "project" within the meaning of Section 15378 of the State CEQA Guidelines, because it has no potential for resulting in a direct or reasonably foreseeable indirect physical change in the environment.

NOW, THEREFORE, the City Council of the City of Healdsburg does ordain as follows:

Section 1. Section 13.20.015 is hereby added to the Healdsburg Municipal Code as follows:

13.20.015 Definitions.

The definitions given in this part shall be used in the interpretation of this chapter, the issuance of permits, the making of charges for service and all other operations of this chapter unless another meaning for the word is apparent from the context.

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

“Backflow prevention devices” shall mean any anti-backflow device as required pursuant to Section 5.02(E) of the Healdsburg Engineering Design Standards or as required by the California Plumbing code.

“BOD” or “biochemical oxygen demand” shall mean the measure of decomposable organic material in domestic or industrial wastewaters as represented by the oxygen utilized over a period of five days at 20 degrees Centigrade and as determined by the appropriate procedure in “Standard Methods.”

“Building” shall mean any structure used for human habitation, business or commercial activity, industry, recreation, public use, or other purpose containing sanitary facilities.

“Building sewer” shall mean that portion of any sewer beginning at the plumbing or drainage outlet of any building and extending to the property line.

“Certificate of Private Sewer Lateral Compliance” shall mean a certificate issued by the City Engineer or his/her designee certifying that the private sewer main and/or private sewer lateral complies with the standards set forth in this chapter.

“Chlorine demand” shall mean the difference between the amount of chlorine added to a wastewater sample and the amount remaining at the end of a 30-minute period as determined by the procedures given in “Standard Methods.”

“City engineer” shall mean the City engineer of Healdsburg or his duly authorized deputy or agent.

“City” shall mean the City of Healdsburg.

“City Council” shall mean the governing body of the City.

“COD” or “chemical oxygen demand” shall mean the measure of chemically decomposable material in domestic or industrial wastewater as represented by the oxygen utilized as determined by the appropriate procedure described in “Standard Methods.”

“Commercial owner” shall mean any owner who is not a residential owner, industrial owner or institutional owner.

“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 under this permit.

“Discharger” shall mean any person that discharges or causes a discharge to a public sewer.

“Domestic wastewater” shall mean the water-carried wastes produced from noncommercial or nonindustrial activities and which result from normal human living processes.

“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 dwelling units, and each group of rooms constituting a dwelling unit for a single family in any multiple-dwelling structure.

“Effluent” shall mean the liquid outflow of any facility designed to treat, convey or retain wastewater.

“Family” shall mean any one or more persons comprising a single-family unit.

“Filterable residue” shall mean the solid matter in solution in the wastewater and shall be obtained by evaporation of a sample from which all suspended matter or nonfilterable residue has been removed by filtration as determined by the procedures in “Standard Methods.”

“Formula” shall mean the industrial wastewater treatment surcharge formula.

“Garbage” shall mean or include kitchen and table refuse, offal, swill and every accumulation of animal, vegetable and other matter that attends the preparation, consumption, decay or dealing in the storage of meats, fish, birds, fruits, or vegetables and all broken or discarded crockery, bottles and tin vessels. Dead animals, swill, offal and other savable waste matter having a value shall not be included within the meaning of the word garbage.

“Gravity separation interceptor” shall mean any facility designed, constructed and operated for the purpose of removing and retaining dangerous, deleterious or prohibited constituents from wastewater by differential gravity separation before discharge to the public sewer.

“Industrial connection sewer” shall mean the sewer connecting the building sewer or building waste drainage system to the public sewer for the purpose of conveying industrial wastewater.

“Industrial owner” shall mean any owner on whose premises any manufacturing or processing activity for profit is engaged in, including the manufacturing or processing of agricultural products, animals, poultry, goods, wares or other products or materials.

“Industrial wastewater” shall mean all water-carried wastes and wastewater of the community excluding domestic wastewater and uncontaminated water, and shall include all wastewater from any producing, manufacturing, processing, institutional, commercial, agricultural or other operation where the wastewater discharged includes significant quantities of wastes of nonhuman origin.

“Inspector” shall mean a person authorized by the City engineer to inspect wastewater generation, conveyance, processing and disposal facilities.

“Institutional owner” shall mean any owner of a public or nonprofit school, church, hospital, lodge, club, fire department, library, memorial building or other public or nonprofit activity.

“Lateral sewer” shall mean the sewer from the main sewer to the property line.

“Local sewerage agency” shall mean the City of Healdsburg or other public agency legally authorized to construct, maintain and operate a system of lateral or collecting sewers.

“Main sewer” shall mean a public sewer designed to accommodate more than one lateral sewer.

“Multiple-lodging structure” shall mean any two or more lodging units in any single building or structure or group of buildings or structures, including any rooming house, hotel or motel, or bed and breakfast.

“Nonfilterable residue” shall mean that portion of the “total residue” of any wastewater sample that is retained by a filter when a sample is passed through a filter, as determined by the appropriate procedure described in “Standard Methods.”

“Ordinance” shall mean, unless otherwise specified, the sewer use ordinance.

“Outside sewer” shall mean a sanitary sewer beyond the City limits not subject to the control or jurisdiction of the City.

“Peak flow rate” shall mean the average rate at which wastewater is discharged to a public sewer during the highest 30-minute flow period in the preceding 12 months.

“Permit” shall mean any written authorization required pursuant to this or any other regulation of the City for the installation of any sewage works.

“Person” shall mean any individual, partnership, committee, association, corporation, public agency and any other organization or group of persons, public or private.

“Plant” shall mean the wastewater treatment plant of the City of Healdsburg.

“Premises” or “property” 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.

“Private sewer lateral” shall mean the sewer pipeline which connects a building or buildings to the public sewer. It includes both the building sewer and the lateral sewer.

“Private sewer main” shall mean a private sewer which serves multiple buildings to convey sewage to the public sewer. It includes all components of the private sewer main including the entire point of connection to the public sewer and any lateral sewer or building sewer connected to it.

“Public improvements standards” shall mean the minimum standards for public works construction in the City of Healdsburg and on file in the office of the City engineer.

“Public sewer” shall mean a sewer main lying within a public street or accepted public utility easement which is under the jurisdiction of the City or other public agencies. Public sewer does not include that portion of a lateral sewer within a public street or accepted public utility easement.

“Qualifying Sewer Lateral Service Call” shall mean any work on a private sewer lateral or private sewer main performed by a septic or sewer line cleaning business, plumber or similar service provider, where the service provider in the course of providing service encounters conditions indicating root intrusion or other permanent damage to the sewer lateral or main, such as deflection or separation of the lateral or main.

“Radioactive material” shall mean material containing chemical elements that spontaneously change their atomic structure by emitting any particles, rays or energy forms.

“Residential owner” shall mean any owner whose premises are used solely for residential purposes by any one or more persons.

“Sanitary sewer” shall mean a sewer which carries sewage and to which storm, surface and ground waters are not intentionally admitted.

“Section” shall mean a section of this chapter.

“Sewage” shall mean water and water-carried wastes, including industrial sewage and industrial wastes disposed of or disposable through plumbing outlets and carried through and ultimately disposed of by the municipal sewage disposal system.

“Sewer” shall mean a pipe or conduit for carrying sewage.

“Sewer Lateral Service Provider” shall mean any person or business entity duly licensed by the State of California to perform the type of plumbing work associated with private sewer lateral or private sewer main service in the City for compensation, including but not limited to removal or clearing of roots, blockages by foreign objects, grease or lateral/main failure, and any repair or replacement of private sewer laterals or mains.

“Sewer service” shall mean the service and facilities for collection, treatment and disposal of sewage furnished or available to premises by the sewer system.

“Sewerage system” shall mean a network of wastewater collection, conveyance, treatment and disposal facilities interconnected by sewers, and owned by the City.

“Shall” is mandatory and “may” is permissive.

“Single-family dwelling” shall mean one dwelling unit in a single structure.

“Solid wastes” shall mean the non-liquid-carried wastes normally considered to be suitable for disposal with refuse at a sanitary landfill refuse disposal site.

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

“Storm drain” shall mean a conduit which carries storm and surface or ground waters and drainage, but excludes sewage and polluted industrial wastes.

“Street” shall mean any public highway, road, street, avenue, alley, way, easement or right-of-way in the City.

“Total residue” is the material left in a vessel after evaporation of a sample of water, as determined by the appropriate procedure described in “Standard Methods.”

“Trade secrets” shall include but shall not be limited to any formula, plan, pattern, process, tool, mechanism, compound, procedure, production data or compilation of information which is not patented, which is known only to certain individuals within a commercial concern who are using it to fabricate, produce or compound an article of trade or a service having a commercial value, and which gives its user an opportunity to obtain a business advantage over competitors who do not know or use it.

“Trunk sewer” shall mean a sewer constructed, maintained and operated by the City that conveys wastewater to the City’s treatment facilities and into which lateral and collecting sewers discharge.

“Uncontaminated water” shall mean any wasted water of the community not contaminated or polluted with wastewater and which is suitable or could readily be made suitable for discharge to the municipal storm water drainage system.

“User” shall mean discharger.

“Wastewater” shall mean the water-carried wastes of the community derived from human or industrial sources including domestic wastewater and industrial wastewater. Rainwater, ground water or drainage or uncontaminated water is not wastewater.

Section 2. Section 13.20.460 of the City of Healdsburg Municipal Code is hereby deleted in its entirety and replaced as follows:

13.20.460 General.

The design and construction of all sewers, connections to sewers, pretreatment facilities and appurtenances which are directly or indirectly connected to the City sewer and wastewater treatment system shall be in accordance with all state laws, City ordinances, City standard drawings, specifications and regulations as may be adopted from time to time by resolution of the City Council, and in accordance with generally accepted engineering practice. Any public works to be constructed shall be designed by an engineer licensed to practice in California.

No property owner shall maintain a private sewer lateral or private sewer main in a defective condition. As used in this Chapter, "defective condition" includes, but is not limited to: (1) displaced joints, leaks or breaks; (2) root intrusion; (3) substantial deterioration; (4) damaged, uncapped or missing sewer clean-out; (5) damaged or missing Backflow Prevention Device when required; (6) a condition that will allow infiltration and inflow of extraneous water, including, but not limited to rain, storm water or groundwater, or which allows exfiltration of Sewage; (7) a condition that materially increases the possibility of a blockage or overflow; (8) construction without a proper permit or with materials not approved by the City; (9) lack of a proper connection to the City's sewer system; (10) otherwise in violation of City requirements; or (11) in such a condition that the tests required by this Chapter cannot be accomplished to the satisfaction of the City.

Separate sewer service connections are required for each separate building whether or not such building is on the same or a different lot or parcel of land.

Exceptions may be made upon appeal to the City Engineer or City Council, where several single-family, multifamily, commercial or industrial units are constructed within several buildings on the same parcel of land, where it is agreed that such land can be adequately served by a single private sewer main.

If the land is later divided, then separate laterals shall be provided for each building or several buildings on each separate parcel of land or for each air space unit unless the private sewer main has been legally made the responsibility of the property or unit owner(s). Such property owner or owners association will be responsible for construction, reconstruction, maintenance and repair of the private sewer main.

In the case of the exception, a private sewer main may be placed in the proposed development with a private sewer lateral to each building.

All private sewer mains and private sewer laterals shall be connected to the public sewer main at a single location approved by the City Engineer, and a manhole or cleanout shall be provided on the private sewer main at or near the point of connection with the City sewer system, normally near the property line. All such private sewer mains and all such private sewer laterals thereto shall be installed at the expense of the property owner or developer. The property owner will be responsible for all aspects of construction for new private sewer laterals and or new private sewer mains. The property owner will be responsible for all aspects of reconstruction, maintenance, repair and response related to sanitary sewer overflows from private sewer mains, and all portions of the private sewer laterals as provided for in Section 13.20.465 of this Chapter. (For Private sewer mains, the property owner or owners association shall apply for, and be responsible for, a single billing for the service).

Where such connections preexist these regulations, they shall be permitted until sale of the parcel, at which time a separate Private sewer lateral shall be provided for the sold parcel.

Existing Private sewer mains and/or Private sewer laterals may be used in connection with new buildings only when they are found upon examination and test to meet all requirements of this chapter and the City standards. All test documentation (pressure testing, CCTV inspection, visual inspection reports, etc.) shall be submitted to the City Engineer for approval and authorization to use the existing private sewer lateral or private sewer main prior to placing it into service.

In all buildings in which any building sewer is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building sewer shall be lifted by artificial means, approved by the building official, and discharged to the public sewer at the expense of the owner. Adequate anti-backflow devices shall be installed by the applicant.

The connection of the building sewer into the public sewer shall be made at the lateral or "T" branch, if such lateral or "T" branch is available at a suitable location. Where no properly located "T" branch is available, a neat hole may be cut into the public sewer to receive the building or lateral sewer, with entry in the downstream direction at an angle of 45 degrees. A wye saddle shall be used for the connection and in no case shall the pipe protrude inside the main sewer. A smooth, neat joint shall be made, and the connection made secure and watertight, including by encasement in concrete, if so determined by the engineer. The connection to the public sewer shall be made in the presence of the City Engineer and under his supervision and direction. Any cutting of public mains shall be done only by City personnel, cost borne by applicant. Any damage to the public sewer shall be repaired at the cost of the applicant to the satisfaction of the City Engineer.

All excavations for a lateral sewer installation shall be adequately guarded with barricades or lights so as to protect the public from hazard. Streets, sidewalks, parkways and other property damaged in the course of the work shall be restored in a manner satisfactory to the City Engineer.

All domestic or sanitary wastewaters from restrooms, showers, drinking fountains, etc., shall be kept separate from all industrial wastewaters until the industrial wastewaters have passed through any required pretreatment system or device. A control manhole of a design approved by the City Engineer shall be furnished and installed by certain designated industrial wastewater dischargers to facilitate visual inspection, sampling and flow measurements by personnel of the City. This control manhole shall be located off the industrial premise or, if within the plant fence, a special locked gate shall be provided, with keys to the gate lock given to the City. Unrestricted access to this control manhole shall be available to authorized personnel of the City at all times. The control manhole may be used as a junction manhole for domestic sewage and industrial wastes provided the junction occurs downstream of the sampling or flow measuring point.

Each discharger shall provide protection from accidental discharge of prohibited materials or other wastes regulated by this chapter. Where necessary, or as directed by the City Engineer, retention basins, dikes, storage tanks or other devices designed to eliminate, neutralize, offset or otherwise negate the effects of prohibited materials or waste discharges in violation of this chapter shall be installed.

Section 3. Section 13.20.465 is hereby added to the Healdsburg Municipal Code as follows:

13.20.465 Responsibilities for Private Sewer Mains and Private Sewer Laterals

Private sewer laterals shall be maintained by the owner of the property served from the building being served up to the front property line, provided a cleanout accessible to maintenance forces is available. If an accessible cleanout is not available, the owner shall be responsible for all aspects of maintenance, repair or replacement of the private sewer lateral to its connection to the public main. For the purposes of this section a “P-trap” is not an accessible cleanout.

The owner of any premises is responsible for all aspects of the maintenance of the private sewer main and/or the building sewer lateral. The owner shall perform all necessary maintenance to keep all private sewer mains or building sewer laterals free from roots, grease deposits, and other solids that may impede the flow or obstruct the transmission of sewage. The owner shall perform all necessary repairs, including replacement, of all components of the private system (sewer lateral, sewer main, building sewer, etc.) to keep it in good condition and free from structural defects, cracks, breaks, openings, and missing portions.

The owner of any premises is also responsible for any civil or administrative liabilities, or other penalties allowed by law, associated with sanitary sewer overflows caused by owner’s failure to comply with provisions this Section.

All private sewer mains and/or private sewer laterals serving a property shall be inspected, at the property owner’s expense, by closed circuit television (CCTV inspection) and their operational conditions verified and tested by means approved by the City Engineer, upon the occurrence of one or more of the following general conditions:

A. Upon the occurrence of a qualifying sewer lateral service call. The CCTV inspection must be completed, all necessary repairs completed as specified in any notice of violation issued by the City, and a certificate of private sewer lateral compliance issued by the City;

B. Upon issuance of a building permit with a valuation of \$25,000.00 or more if no inspection/replacement of the private sewer main and/or lateral and issuance of a certificate of private sewer lateral compliance has occurred within the previous twenty (20) years prior to issuance of the building permit. The CCTV inspection must be completed and a certificate of private sewer lateral compliance issued prior to conducting a final inspection or issuance of a certificate of occupancy. For the purposes of determining the valuation of work subject the \$25,000 threshold any work required by the Americans with disabilities act ("ADA") or to add fire sprinklers as required by the City, shall not be included when determining whether a private sewer lateral is subject to inspection and testing;

C. The occurrence of one (1) sanitary sewer overflow caused by the private sewer main and/or lateral. The CCTV inspection must be completed, all necessary repairs completed as specified in any notice of violation issued by the City, and a certificate of private sewer lateral compliance issued by the City;

D. A change of the use of the structure served from: (1) residential to non-residential uses; (2) to a non-residential use that will result in a higher flow than the current nonresidential use; and (3) non-residential uses where the structure served has been vacant/unoccupied for more than three (3) years. The CCTV inspection must be completed and a certificate of private sewer lateral compliance issued prior to conducting a final inspection or issuance of a certificate of occupancy;

E. Upon replacement or repair of any part of the sewer lateral;

F. Upon significant repair or replacement of the main sewer line to which the lateral is attached.

The CCTV inspection shall be conducted by a licensed contractor who is qualified to provide video inspections. The contractor must have both a City business license and a State of California contractor's license. All private sewer mains and/or private sewer laterals shall be inspected by CCTV video.

The property owner shall submit a video recording of the private sewer main/lateral inspection to the Department of Public Works for review with the appropriate review fee as established by the City's master fee schedule. At the beginning of such video, the qualified contractor shall state the address of the property and take a photograph of the building whose lateral is being videoed, which shall be submitted with the video inspection to the Public Works Department.

The property owner or duly appointed agent for the property owner shall notify the City of the time and date of the CCTV inspection at least seven (7) calendar days prior to the inspection.

Prior to inspection, the private sewer main and/or private sewer lateral shall be thoroughly cleaned.

An inspection shall be valid for a period of six (6) months from the date of the inspection. If a property owner fails to obtain a certificate of private sewer lateral compliance within six (6) months after obtaining a CCTV inspection the Department of Public Works may, in its discretion, require the property owner to obtain another inspection before issuing a certificate of private sewer lateral compliance.

A property complies with the provisions of this Section if the CCTV inspection and other test parameters verify all of the following conditions as approved by the City Engineer:

- (1) The private sewer main and/or private sewer lateral is free of roots, grease deposits, and other solids which may impede or obstruct the transmission of Sewage;
- (2) There are no improper or illegal connections to the private sewer main and/or private sewer lateral such as sump pumps, down spouts or area drainage facilities;
- (3) All joints in the private sewer main and/or private sewer lateral are tight and sound to prevent the exfiltration of sewage and the infiltration of groundwater, storm water and/or rain water;
- (4) The private sewer main and/or private sewer lateral is free of structural defects, cracks, breaks, or missing portions and the grade is reasonably uniform without major sags or offsets, including all components of its connection to the Public sewer main;
- (5) The private sewer lateral is equipped with at least one (1) clean-out located within five (5) feet of the building footprint, a clean-out located at the property line and with a backflow prevention device as required by this Chapter;
- (6) None of the other defective conditions referred to in this Section exist on the property.

If the City Engineer determines, in his or her sole discretion, that a private sewer main and/or private sewer lateral is in a defective condition, the city shall provide a written notice of violation that meets the criteria contained in Section 13.20.420 of the Healdsburg Municipal Code. The property owner shall cause all repairs necessary to bring the private sewer main and/or lateral into compliance as outlined in the notice of violation. All costs of repair or replacement of the private sewer main and/or private sewer lateral shall be borne by the property owner, including obtaining all necessary permits prior to commencement of construction.

Upon completion of repairs or replacement of the private sewer main and/or private sewer lateral, the property owner shall have another CCTV inspection and other test parameters conducted in order to verify that the repairs or replacement have been properly completed, pursuant to this Chapter. The CCTV inspection and other reports shall be submitted to the City Engineer or his representative. All work shall be done to the satisfaction of the City Engineer or his representative, in accordance with all state laws, City ordinances, City standard drawings, specifications and regulations.

The City shall review the final submitted CCTV inspection for compliance with this Chapter. When all conditions are met to the satisfaction of the City, the private sewer main and/or private sewer lateral shall be certified as complying with the provisions of the Healdsburg Municipal Code. The City shall thereupon issue a certificate of private sewer lateral compliance to the property owner, noting that based on the evidence submitted the private sewer main and/or private sewer lateral serving the property is properly equipped, structurally sound and meets the requirements of the City. Once a certificate of private sewer lateral compliance is issued, the private sewer main and/or private sewer lateral for which the certificate of compliance is issued shall not require testing for a period of twenty (20) years from the date of issuance of the certificate of compliance unless the City has reason to believe the private sewer main and/or private sewer lateral is in a defective condition as defined in Section 13.20.460 or upon the occurrence of one or more of the general conditions described in paragraphs C through F of Section 13.20.465. The certificate of private sewer lateral compliance shall not imply a warranty or guarantee of any kind.

Section 4. Section 13.20.520 of the City of Healdsburg Municipal Code is hereby deleted in its entirety and replaced as follows:

13.20.520 Requirements for Sewer Lateral Service Providers to Submit Reports

A) On and after July 15, 2013, any person or business entity providing sewer lateral service in the City for compensation shall file a written report with the Public Works Department of each qualifying sewer lateral service call it makes in the City. The report shall contain the date of the call, the address where the sewer lateral is located, and a brief description of the service and of the conditions making it a qualifying sewer lateral service call. All reports must be submitted to the City no later than three business days after the service call.

B) The Public Works Director may adopt a form for use in filing the reports.

C) Upon the receipt of a report of a qualifying sewer lateral service call for an address in the City, the Public Works Director or designee shall issue a notice of violation to the property address that a sewer lateral inspection is required and depending on the results of the inspection repairs or replacement of the sewer lateral may be required.

D) The Public Works Director shall coordinate with the Finance Director or designee to monitor whether businesses that provide septic and sewer line cleaning, plumbing and similar services which have been issued a City business license are filing reports as required by this subsection.

Section 5. Chapter 13.20.530 is hereby added to the Healdsburg Municipal Code as follows:

13.20.530 - Fees.

A) Fees. When any work, testing or inspection in this chapter does not specifically require an application for permit with a city, county or state agency, the City Council may, by resolution, approve a fee schedule to provide for administration of the inspection program.

Section 6. Severability. If any section, subsection, sentence, clause or phrase or word of this Ordinance is for any reason held to be unconstitutional, unlawful or otherwise invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed and adopted this Ordinance and each and all provisions thereof irrespective of the fact that any one or more of said provisions may be declared unconstitutional, unlawful or otherwise invalid.

Section 7. California Environmental Quality Act ("CEQA"). This ordinance is not a "project" within the meaning of Section 15378 of the State CEQA Guidelines, because it has no potential for resulting in a direct or reasonably foreseeable indirect physical change in the environment.

Section 8. Effective Date and Publication. This Ordinance of the City of Healdsburg shall be effective ninety (90) days after the date of its passage. Before expiration of fifteen (15) days after its passage, this ordinance or a summary thereof as provided in Government Code section 36933, shall be published at least once in a newspaper of general circulation published and circulated in the City of Healdsburg, along with the names of the City Council members voting for and against its passage.

This ordinance was introduced by the City Council of the City of Healdsburg at a regular meeting thereof on the 1st day of April, 2013, and passed and adopted on the 15th day of April, 2013 by the following roll call vote:

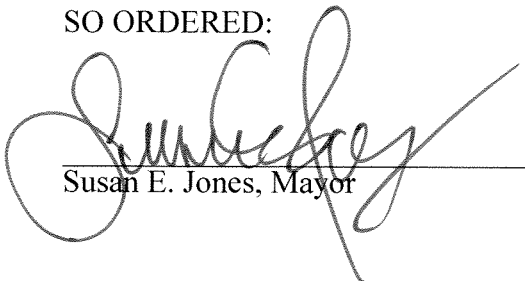
AYES: Councilmembers: (5) Chambers, McCaffery, Plass, Wood and Mayor Jones

NOES: Councilmembers: (0) None

ABSENT: Councilmembers: (0) None


ABSTAINING: Councilmembers: (0) None

SO ORDERED:



Susan E. Jones, Mayor

ATTEST:



Maria Curiel, City Clerk
Dated: April 16, 2013