

**SAN ANDREAS SANITARY DISTRICT'S
AMENDMENT NO. 3 TO
ORDINANCE NO. 8**

**ORDINANCE AMENDING SECTIONS 2.45 AND 2.64 OF ARTICLE II OF
ORDINANCE NO. 8, SECTIONS 3.4 AND 3.5 OF ARTICLE III OF ORDINANCE NO. 8,
AND SECTIONS 5.2, 5.16 AND 5.25 OF ARTICLE V OF ORDINANCE NO. 8.**

WHEREAS, the Board of Directors (“Board”) of the San Andreas Sanitary District (“District”) in 2017 adopted Ordinance No. 8 (“Ordinance No. 8”);

WHEREAS, the Board desires to amend the definition of Residential in Section 2.45 of Article II to make clear that the definition includes a lodging or dwelling of any kind;

WHEREAS, the Board desires to add the definition of Mobile Home in Section 2.64 of Article II;

WHEREAS, the Board desires to amend Section 3.4 of Article III of Ordinance No. 8 to limit the use of temporary portable toilets used for residential purposes by public agencies or public utilities;

WHEREAS, the Board desires to amend Section 3.5 of Article III to clarify that mobile homes are not subject to the section;

WHEREAS, the Board desires to amend Section 5.2 of Article V to clarify that the Section applies to maintenance, repairs and replacement of Private Sewer systems;

WHEREAS, the Board desires to repeal Section 5.16 of Article V since it redundant with Section 5.15; and

WHEREAS, the Board desires to add Section 5.25 of Article V to make clear that the owner of the property is responsible for the Private Sewer system;

NOW THEREFORE, the Board of Directors of the San Andreas Sanitary District ordains as follows:

1. The above recitals are true and correct, and are hereby incorporated as part of this ordinance.
2. That Amendment No. 3 shall amend Article II of Ordinance No. 8 by amending Section 2.45 to read in full as follows:

“Section 2.45. Residential. “Residential” shall mean a building or other structure

or vehicle or trailer used as a residence, for lodging, or as a dwelling.”

3. That Amendment No. 3 shall amend Article II of Ordinance No. 8 by adding Section 2.64 to read in full as follows:

“Section 2.64. Mobile Home. “Mobile Home” shall mean a transportable prefabricated structure that is designed and intended to be transported to a permanent site and used for Residential purposes. Mobile Home does not include recreational vehicles, including, but not limited to, motor homes, trailers, and boats.

4. That Amendment No. 3 shall amend Article IV of Ordinance No. 8 by amending Section 3.4.B to read in full as follows:

“Section 3.4. Use of Portable Toilets. Portable Toilets shall not be used as an alternative for the Public Sewer System. Therefore, Portable Toilets shall not be allowed except under the following limited conditions:

- A. Property where an active building permit exists,
- B. Non-Residential use by public agencies or public utilities,
- C. Upon a permit being issued by the District.”

5. That Amendment No. 3 shall amend Article III of Ordinance No. 8 by amending Section 3.5 to read in full as follows:

“Section 3.5. Connection of Vehicles to Sewer System. Connection of vehicles Including, but not limited to recreational vehicles, trailers, food trucks, and all other mobile sources of Sewage to the Public Sewer System, is hereby prohibited. This Section shall not apply to Mobile Homes with a valid permit issued by the District.

6. That Amendment No. 3 shall amend Article V of Ordinance No. 8 by amending Section 5.2 to read in full as follows:

“Section 5.2. The installation, maintenance, repair, and replacement of all Private Sewer systems and connections to the Public Sewer System shall be made in accordance with this Ordinance, including the most current version of the District’s Standard Plans and Specifications.”

7. That Amendment No. 3 shall amend Article V of Ordinance No. 8 by repealing Section 5.16 in its entirety.

8. That Amendment No. 3 shall amend Article V of Ordinance No. 8 by adding Section 5.25 to read in full as follows:

“Section 5.25. The Property Owner shall be responsible for the installation, maintenance, repair, and replacement of all Private Sewer systems and connections to the Public Sewer System.”

9. The Board finds and declares that the adoption of this ordinance is exempt from the requirements of the California Environmental Act pursuant to Title 14, California Code of Regulations § 15273(a), and specifically adopts and incorporates herein as part of the record and as findings those sections of the report which discuss the need for revenue, including the projected total operating expenses, the capital projects and required improvements, and specifically finds and declares that the charges established herein for the purposes specified in Title 14, California Code of Regulations § 15273(a)(1) through 15273(a)(4), and not to fund expansion of either water or wastewater system.

10. The District Manager of the District is hereby authorized and directed to file a notice of exemption pursuant to Title 14, California Code of Regulations § 15062 and prepare a fair and adequate summary of Amendment No. 3 to Ordinance No. 8 including the names of those board members voting for and against it for publication, together with the posting of a certified copy of the full text of the ordinance/regulation in the office of the District.

11. This Amendment No. 3 shall become effective seven days after its posting or publication pursuant to *Health and Safety Code* § 6490 and 6491.3.

Passed and adopted at the special meeting of the Board of Directors of the San Andreas Sanitary District on September 5, 2019, by the following votes:

AYES: Director Strange, Director Young, Director Walker, Director Fischer,
Director Turner

NOS: None

ABSENT: None

ABSTAIN: None


SAN ANDREAS SANITARY DISTRICT

By: 

TERRAL STRANGE

President, Board of Directors

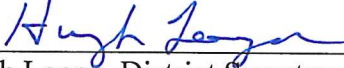
ATTEST:


HUGH LOGAN, District Secretary
San Andreas Sanitary District

CERTIFICATION

I, Hugh Logan, District Secretary of the San Andreas Sanitary District, do hereby certify that the foregoing is a full, true and correct copy of San Andreas Sanitary District's Amendment No. 3 to Ordinance No. 8 duly passed and adopted at a special meeting of the Board of Directors thereof held on the 5th day of September, 2019.

Dated: 9-5, 2019



Hugh Logan, District Secretary
San Andreas Sanitary District