



SEWER AUTHORITY MID-COASTSIDE
Board of Directors Special Meeting Agenda
Special Board Meeting 4.00 PM, Thursday, September 23, 2021

SAM Administration Building, 1000 N. Cabrillo Highway, Half Moon Bay, CA 94019

Directors will attend the meeting through teleconferencing pursuant to and as permitted by Executive Order N-29-20, as extended to September 30, 2021 per Governor issued Executive Order N-08-21. Consistent with Executive Order N-29-20, Executive Order N-08-21, and the guidance issued by the San Mateo County Health Officer, members of the public may observe and participate in the open session portions of the meeting electronically by using the following link:

Join Zoom Meeting

<https://us02web.zoom.us/j/85625802567?pwd=VDVxUXJ5SGg3bk45U0dtSFhGUU5ndz09>

Meeting ID: 856 2580 2567

Passcode: 952515

One tap mobile

+16699006833,,85625802567#,,,,*952515# US (San Jose)

Dial by your location

+1 669 900 6833 US (San Jose)

Meeting ID: 856 2580 2567

Passcode: 952515

Find your local number: <https://us02web.zoom.us/j/85625802567?pwd=VDVxUXJ5SGg3bk45U0dtSFhGUU5ndz09>

If you have a disability and require special assistance related to participating in this teleconference meeting, please contact the Authority at least two working days in advance of the meeting at (650) 726-0124 or via email at kishen@samcleanswater.org.

1. CALL TO ORDER

A. Roll Call:	Chair:	Barbara Dye (GCSD)
	Vice-Chair:	Deborah Ruddock (HMB)
	Secretary/Treasurer:	Kathryn Slater-Carter (MWSD)
	Director:	Dr. Deborah Penrose (HMB)
	Director:	Ric Lohman (MWSD)
	Director:	Matthew Clark (GCSD)

2. PUBLIC COMMENT / ORAL COMMUNICATION

Members of the public are welcome to submit comments via e-mail by sending them to kishen@samcleanswater.org. All comments so submitted prior to 4 pm on September 23, 2021 will be read out loud during the discussion of the respective item(s) identified in the e-mail; comments without such identification shall be read during this Item. Members of the public may also provide comments telephonically or electronically on individual items following recognition by the Board Chair presiding over the meeting.

3. REGULAR BUSINESS *(The Board will discuss, seek public input, and possibly take action on the following items)*

- A. Implementation Options for SAM Existing Non-Domestic Waste Source Control Program and Regulations Approved in Resolution 2-94

4. ADJOURNMENT

- Upcoming Regular Board Meetings: September 27, 2021 and October 25, 2021

The meeting will end by 9:00 p.m. unless extended by Board vote.

INFORMATION FOR THE PUBLIC

This agenda contains a brief description of each item to be considered. Those wishing to address the Board on any matter not listed on the Agenda, but within the jurisdiction of the Board, may do so during the Public Comment section of the Agenda and will have a maximum of three minutes to discuss their item. The Board Chair will call forward those wishing to speak on a matter listed on the Agenda at the appropriate time.

Any writing that is a public record and relates to an agenda item for an open session of a regular meeting that is distributed to the Board less than 72 hours prior to the meeting, is available for public inspection, during normal business hours, at the Authority's office.

Board meetings are accessible to people with disabilities. Upon request, the Authority will make this agenda available in appropriate alternative formats to persons with a disability. In compliance with the Americans with Disabilities Act, the Authority will provide special assistance for participation in this meeting. Please submit requests for a disability-related modification or an accommodation in order to participate in the public meeting at least two working days in advance of the meeting by contacting the Authority at (650) 726-0124.



SEWER AUTHORITY MID-COASTSIDE

Staff Report

TO: Honorable Board of Directors

FROM: Kishen Prathivadi, General Manager

DATE: September 23, 2021

SUBJECT: Implementation Options for SAM Existing Non-Domestic Waste Source Control Program and Regulations Approved in Resolution 2-94

Executive Summary

The purpose of this report is to provide information on the Implementation of SAM's Non-Domestic Waste Source Control Program (Resolution 2-94).

Fiscal Impact

Implementation of the NDWSCP will have future costs that will need to be funded through discharger fees, member agency contributions, or a combination of both.

Strategic Plan Compliance

The recommendation complies with the SAM Strategic Plan Vision: "*Utilize state of the art technologies and management practices to advance public health and environmental protection.*" It also complies with the Strategic Plan Goal 5: Infrastructure, Operations and Maintenance: "*The goals are no spills, safety, environmental protection, reliability, and long-term cost effectiveness.*"

Background and Discussion/Report

For the past eleven months SAM's wastewater treatment plant (WWTP) has had periodic upsets and interference with secondary treatment processes primarily because of influent entering the WWTP that is believed by SAM staff to contain excessive biochemical oxygen demand (BOD). Upset at the WWTP attributable to excessive BOD

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	D. Penrose	D. Ruddock	K. Slater-Carter
ALTERNATE MEMBERS:	S. Boyd	E. Suchomel	P. Dekker
	J. Harvey	H. Rarback	

has resulted in interference with the effectiveness of secondary treatment processes and resulted in repeated exceedances of SAM's National Pollutant Discharge Elimination system permit ("NPDES" or "Permit"), though no exceedances have occurred in August and September 2021 as a result of extensive efforts on the part of SAM operators, in close consultation with SAM consultant Brown & Caldwell, to adjust plant operations in order to prevent upsets and interference.

During the 1990's SAM's WWTP had difficulties achieving permit standards. The result was a determination by the SAM Member agencies to grant additional powers to SAM via amendment to the JPA Agreement and approval of Resolution 2-94, to allow SAM a greater role in controlling non-domestic and industrial wastes with potential to enter the WWTP and cause upset.

As indicated, SAM adopted the initial draft of the NDWSCP with Resolution 1-91, and thereafter adopted comprehensive regulations to implement the NDWSCP, in cooperation with Member Agencies, in 1994 with the SAM Board's approval of SAM resolution 2-94. Resolution, 2-94, and the non-domestic source control regulations it adopted, was also part of the Plant Expansion process of state and federal grant funding for much of SAM's wastewater conveyance, treatment and disposal system. Resolution 1-91 was modified in 2-94 to increase limits for oil and grease. It also provided authority for SAM to: (1) collect NDWSCP fees through property tax rolls and delinquent fees penalties; (2) notify property owners and utilize member agency disconnection procedures for termination of service in the event of non-compliance with the NDWSCP. SAM's fee structure for the NDWSCP was amended by the Board in 2014, but the program has largely remained unchanged since initial passage and ratification by the Member Agencies in 1991—with the caveat that SAM's emphasis in the NDWSCP since 2014 has been on implementation of SAM's fats, oils and grease (FOG) control program.

SAM's NDWSCP Regulations are applicable to all non-domestic dischargers (as defined in 2-94), either by SAM, the Member Agencies, or a combination thereof, within the Member Agency service areas. However, it appears that the issuance of permits and program enforcement was halted in 2014. Since that time, permits previously issued to non-domestic discharges have lapsed while new potential non-domestic sources, with the potential to discharge high concentrations of BOD and other pollutants, have been approved by the County to operate and connect to the sanitary sewers discharging to SAM's WWTP without being evaluated or permitted by SAM or the Member Agencies. Given the recent violations, and the need to ensure that sources outside of the WWTP are not causing or contributing to upset/interference with

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treatment processes within the WWTP going forward,, SAM staff believes that—in addition to modifications planned for the aeration basins within the WWTP, it is essential that the NDWSCP program be reintroduced and prudently implemented with permits issued to businesses determined to be non-domestic dischargers per Resolution 2-94. This was discussed at the Board meeting on Sept 13, 2021, and staff was directed to discuss various options with the Member agency managers and bring it back to the Board. Subsequently, the Managers met on September 14 and 21. Two options were considered:

- Option 1: Continue the existing NDWSCP program with SAM responsible for implementation and administration of Non-Domestic Dischargers to the SAM system
- Option 2: Member agencies administer the NDWSCP program with SAM oversight.

After much consideration, the Managers agreed to Option 1 where SAM is delegated the duties and responsibility for the implementation and administration of the NDWSCP program for a one year period, after which the Board and member agencies will evaluate program effectiveness. However, implementation of the Fats, Oils and Grease (FOG) compliance of the NDWSCP will continue to be administered by the City of Half Moon Bay in its service area and SAM will continue to administer the FOG compliance component of the NDWSCP for Montara Water and Sanitary District and Granada Community Services District service areas on a cost reimbursable basis. Mark Thomas has been retained under separate contracts with the City of HMB and SAM to facilitate FOG compliance under the NDWSCP, so one consultant is responsible for administering FOG compliance throughout SAM's service area, albeit through two separate contracts.

Here are the brief steps for program re-implementation as per Resolution 2-94 Article III.

Non-domestic sources as defined in Resolution 2-94 include all dischargers of non-domestic wastewater, that exceeds or has the reasonable potential to exceed the maximum allowable concentration limits (MACLs) partially listed as follows:

Constituent	Maximum Allowable Concentration Limit¹
Biochemical Oxygen Demand (BOD)	400
Chemical Oxygen Demand (COD)	1,000
Total Suspended Solids (TSS)	350
Total Nitrogen (TN)	85
Total Phosphorus (TP)	15
pH	6 to 9
Total Dissolved Solids (TDS)	850
Oil and Grease (animal/vegetable)	200
Oil and Grease (mineral/petroleum)	100

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Total Organic Carbon (TOC)	290
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Note: All MACLs units of measure are milligrams per liter except pH. pH units of measure are log base 10 of the hydrogen ion concentration.

There is a second trigger for obtaining a non-domestic permit. Industrial dischargers must obtain a non-domestic permit per Resolution 2-94. There are two triggers for being considered an industrial discharger under 2-94. First, the discharger's category of business must be listed in the Significant Industrial Classification (SIC) Manual (Manual) published by the Department of Labor Occupational Health and Safety Administration. All beverage production classifications are listed with SIC codes in the above Manual. Second, the business having a listed SIC Code will trigger classification as an industrial source if it has any of the following characteristics:

1. Flow greater than 1000 gallons per day
2. Flow or pollutant loading greater than 5 percent of the design capacity of the Authority's WWTP;
3. Contains toxic pollutants;
4. Produces significant impact as determined by the Manager either individually or in combination with other industries on the sanitary sewer system or the quality of the effluent from the sanitary sewer system;
5. Is subject to adopted categorical treatment standards;
6. Is a non-domestic source;
7. Or discharges a prohibited waste to the sanitary sewer system.

Upon evaluation of the discharger, including information provided in the registration form, nature and volumes of the production processes, water usage, on-site toxic and organic materials use and storage, the site plumbing plans, the results of the site inspection, and, if deemed appropriate, the certified laboratory report of the business' composite sample, the SAM Manager will make a determination whether the discharger is a non-domestic source. If determined to be a non-domestic source, then a permit must be obtained from SAM as a condition of continued discharge to the SAM system.

In the Phase 1 of the program, SAM will be pursuing the registration process from breweries, distilleries and wineries. Subsequently, the next phase will address obtaining registration and evaluation of non-domestic status from Meat/ Fish Processing Units, Agriculture/Floriculture/ Fertilizer Units and Holding Tank Waste sites like RV dump sites and similar industries.

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If the business is determined to be a non-domestic source, SAM Manager will issue a NDWSCP permit subject to specific terms and conditions. Permit conditions are listed in in Section 3.2 of Resolution 2-94, but generally may include:

1. Allowable levels for constituents and limitations on the time and rate of discharge.
2. Limitations on time and rate of wastewater discharge
3. Requirements for the installation and maintenance of inspection, sampling or testing facilities;
4. Pre-treatment requirements including device specifications and maintenance schedule;
5. Specifications for monitoring programs, which may include but shall not be limited to, sampling locations, frequency and method of sampling, number, types and standards for tests, and reporting schedule;
6. Requirements for submission of wastewater discharge reports
7. Requirements for maintaining plant records relating to the discharge of wastewater
8. Mean and maximum emission rates as appropriate
9. Compliance schedules;
10. Requirements for notifying the Manager of any introduction of wastewater constituents or volume or character changes being introduced into the wastewater stream;
11. Requirements for plan and protection against accidental discharge;
12. Requirements for notification of accidental discharge;
13. Requirements for notification of change applicable to the permit

Other conditions deemed appropriate by the Manager to ensure the WWTP can effectively treat and dispose of all non-domestic discharges in accordance with the NPDES Permit.

While it is anticipated that sampling and analysis will be required for the permittee as part of an annual detailed site inspection by SAM, actual sampling frequency and constituents will be specified in the NDWSCP permit issued by SAM. Sampling will also be required upon permit renewal.

The attached table outlines the steps planned for preliminary implementation of the NDWSCP and the associated timeline. SAM has already identified several industrial dischargers to begin program implementation and requested registration information from these dischargers. SAM will work with the member agencies and identify other industrial dischargers in their respective service areas and continue Program implementation. Specifically, SAM in cooperation with the member agencies will identify all business and potential non-domestic sources, including those identified in the 2014 approved fee schedule, and prioritize this list based on potential impacts to the WWTP.

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SAM will then focus its NDWSCP permitting efforts based on the prioritized list of dischargers for registration and potential permitting.

SAM will return to the Board later for review and approval of the NDWSCP fee schedule.

The various NDWSCP Permitting Steps and the timeline for implementation is listed below in the table:

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NDWSCP Timeline for Implementation		
NDWSCP Permitting Steps	Steps Required	Duration/ Total Duration (weeks)
Identification and Registration of NDW Dischargers	<ol style="list-style-type: none"> 1. Member Agencies identify the NDW Dischargers in their respective service areas and refer any new NDW development permit applications to SAM. 2. SAM prioritizes lists and requests registration documents from high priority NDW Dischargers (Manufacturers, Beverage and Food Processors). 	1/1
Inspect and identify Sampling Location	<ol style="list-style-type: none"> 1. SAM coordinates/schedules facilities inspection for Dischargers. 2. SAM inspects facilities, verifies water use, identifies effluent sampling location and system modifications for sample collection, if necessary, for 24-hour composite sample. 	2/3
Coordinate sampling oversight	<ol style="list-style-type: none"> 1. After NDW Discharger schedules composite sampler, SAM coordinates time to oversee set up, verifies adequate sample can be collected and verifies sample will be collected during normal production. Discharger to pay for sampling set up and testing. 2. SAM visits site during sampling to verify sample is collected appropriately and production is occurring. 3. Discharger submits analytical report to SAM within 7 days. 	3.5/6.5
Determine if NDWSC Permit is required	<ol style="list-style-type: none"> 1. SAM reviews inspection, operations, water use, analytical results, BMPS, etc. 2. SAM assesses if permit is required per 2-94. 3. SAM notifies Discharger of determination and requires permit application per Section 3 of 2-94 for all non-domestic dischargers. 	1.5/8
Draft and Issue Permit	<ol style="list-style-type: none"> 1. SAM receives permit application containing all required pertinent information not included in the registration. 2. SAM drafts and transmits permit for Discharger review. 3. Discharger submits comments and requested revisions within 7 days. 4. SAM addresses Discharger comments, final permit; Discharger and SAM execute permit and SAM issues permit with a copy to MA. SAM collects Permit fees. 	5/13

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Compliance Monitoring and Reporting	<ol style="list-style-type: none"> 1. SAM reviews monitoring reports (at frequency required in permit) and enforces wherever necessary keeping MA informed. 2. SAM periodically verifies compliance with on-site visits. 3. SAM performs annual inspections. 4. If wastewater surcharges are assessed due to flow or constituent strength, SAM coordinates wastewater billing as required. 5. SAM enforces permits per 2-94 mechanisms outlined therein. 	On going
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Staff Recommendation

Staff recommends moving forward with NDWSCP registration process as detailed in the table above.

Supporting Documents

Attachment A: Resolution 2-94

Attachment B: Approved Fee Schedule- January 27,2014

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RESOLUTION NO. 2-94

A RESOLUTION ADOPTING REVISIONS TO REGULATIONS ESTABLISHING
STANDARDS AND REGULATIONS FOR WASTEWATER TREATMENT, AUTHORIZING
TRANSMITTAL, AND REQUESTING ADOPTION THEREOF BY THE MEMBER
AGENCIES

RESOLVED by the Board of Directors of the Sewer Authority
Mid-Coastside, San Mateo County, California, as follows:

WHEREAS, as a condition to Federal and State partial funding of the wastewater interceptor, treatment and disposal facilities that were constructed and are now operated and maintained by this Authority, it is necessary and in the public interest that uniform wastewater treatment standards and regulations be established throughout the jurisdictions of the Member Agencies to be served by the facilities;

WHEREAS, in furtherance thereof, the Member Agencies have agreed, in Article IV, Section B (9) of the Agreement Creating the Sewer Authority Mid-Coastside, as amended, to adopt such uniform regulations, and have authorized the delegation of certain duties and responsibilities with respect thereto to this Authority;

WHEREAS, the Authority by its Resolution No. 1-91 adopted uniform regulations providing for the establishment of the aforesaid standards and regulations, including provisions relating to non-domestic waste pre-treatment requirements (Regulations);

WHEREAS, there has been prepared for and on behalf of this Authority, revisions to the Regulations, which have been reviewed by this Board; and

WHEREAS, this Board desires to adopt the revised Regulations and to authorize the transmittal thereof, with a recommendation that they be enacted by ordinance of each of the Member Agencies of this Authority, to the governing bodies of the Member Agencies;

NOW THEREFORE, it is determined and ordered that:

1. Those certain proposed revised Regulations attached hereto as Exhibit "A", and by this reference incorporated herein, are hereby adopted.
2. The Secretary is hereby authorized and directed to transmit a copy of this Resolution to the governing bodies of the Authority Member Agencies.

3. This Board hereby requests to the governing bodies of the City Half Moon Bay, the Granada Sanitary District and the Montara Sanitary District, to enact, pursuant to Article IV, Section B (9) of the Agreement Creating the Sewer Authority Mid-Coastside, as amended, a revised ordinance substantially in the form of Exhibit "A" hereof, in order that such standards and regulations be implemented within the respective sanitary sewerage service areas served by the Member Agencies.

4. Upon each member agency's adoption of the revised ordinance, the Authority intends to implement the regulations attached hereto as Exhibit "A".

* * * * *

I hereby certify that the foregoing is a full, true and correct copy of the Resolution duly passed and adopted by the Board of Directors of the Sewer Authority Mid-Coastside, San Mateo County, California, at its regular Board meeting held on the 23rd day of May 1994, by the following vote of its members:

AYES, and in favor thereof, **PROSSER, OKONEK, PASTORINO, DONOVON,
WALL AND BRIODY.**

NOES, Directors: **NONE.**


ABSENT, Directors: **PATTERSON.**

ABSTAIN, Directors: **NONE.**



Chairman
Sewer Authority Mid-Coastside

COUNTERSIGNED:



Secretary
Sewer Authority Mid-Coastside

ORDINANCE NO. C- 9 -94

ORDINANCE OF THE CITY OF HALF MOON BAY AMENDING
THE HALF MOON BAY MUNICIPAL CODE BY ADDING
CHAPTER 13.52 - NON-DOMESTIC WASTEWATER SOURCE
CONTROL PROGRAM

It is ordained by the City Council of the City of Half Moon Bay to amend the Half Moon Bay Municipal Code as follows:

SECTION 1: Existing Chapter 13.52 - Non-Domestic Wastewater Source Control Program, is deleted in its entirety.

SECTION 2: New Chapter 13.52, entitled Non-Domestic Wastewater Source Control Program, EXHIBIT A hereto, is added to the Half Moon Bay Municipal Code.

SECTION 3: That the City Council hereby declares that it would have passed this Ordinance sentence by sentence, paragraph by paragraph, and section by section, and does hereby declare that any provisions of this Ordinance are severable and, if for any reason any sentence, paragraph or section of this Ordinance shall be held invalid, such decision shall not affect the validity of the remaining parts of this Ordinance.

SECTION 4: This Ordinance shall be published and posted according to law and shall take effect and be in force from and after thirty (30) days after its passage and adoption.

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RECEIVED

JUL 28 1994

SEWER AUTHORITY MID-COASTSIDE

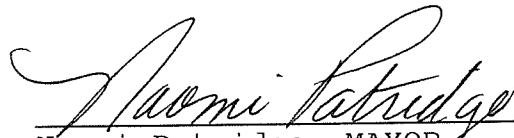
PASSED AND ADOPTED as an Ordinance of the City of Half Moon Bay on the 21st day of June, 1994, by the following vote.

AYES, Councilmembers: Donovan, Pastorino & Mayor Patridge

NOES, Councilmembers: _____

ABSTAIN, Councilmembers: _____

ABSENT, Councilmembers: Patterson and Ruddock



Naomi Patridge, MAYOR

ATTEST:



Dorothy R. Robbins, CITY CLERK

Dorothy R. Robbins, CITY CLERK

PASSED AND ADOPTED AT THE
COUNCIL MEETING OF
6-21-94
D.R.
CITY CLERK

ORDINANCE NO. 101

ORDINANCE AMENDING SECTIONS 1.1(11), 2.9, 3.10, 3.11, 5.0, 5.2, 5.3, 5.4, 5.5, 5.6, AND 5.12 OF, AND ADDING SECTION 3.12.10, THE NON-DOMESTIC WASTEWATER SOURCE CONTROL PROGRAM REGULATIONS OF THE MONTARA SANITARY DISTRICT RELATING TO MAXIMUM ALLOWABLE CONCENTRATION LIMITS OF DOMESTIC WASTEWATER, ADDITIONAL WASTEWATER LIMITATIONS, FEES, COLLECTION OF FEES, ENFORCEMENT RESPONSIBILITY, CEASE AND DESIST ORDERS, TIME SCHEDULES, EMERGENCY CORRECTIONS, DAMAGES TO SEWERAGE FACILITIES, TERMINATION OF SERVICE, APPEALS, AND DELINQUENT FEES, RESPECTIVELY

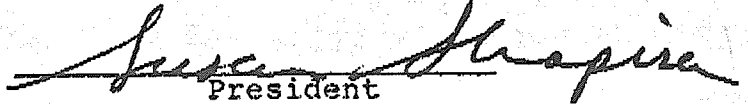
MONTARA SANITARY DISTRICT

THE SANITARY BOARD OF THE MONTARA SANITARY DISTRICT, A PUBLIC AGENCY IN THE COUNTY OF SAN MATEO, CALIFORNIA, DOES ORDAIN AS FOLLOWS:

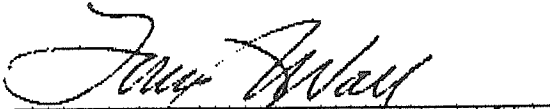
SECTION 1. Those certain amendments and addition to the Non-Domestic Wastewater Source Control Program Regulations of the Montara Sanitary District adopted pursuant to Ordinance No. 95, entitled, "Ordinance Establishing Non-Domestic Wastewater Source Control Program, Including A System Of Permits And Fees Related Thereto, And Providing For The Enforcement Thereof, And Repealing Ordinance No. 92", adopted September 5, 1991, which amendments and addition are attached hereto, marked Exhibit A, entitled, "NDWSCP Ordinance Revisions, May 17, 1994", are hereby adopted and said Non-Domestic Wastewater Source Control Program Regulations are hereby amended and revised as provided in said Exhibit A.

SECTION 2. Upon adoption, this ordinance shall be entered in the minutes of the Sanitary Board and posted for one week in three (3) public places in the District, and shall become

effective one week following said posting.


President

COUNTERSIGNED:


Secretary

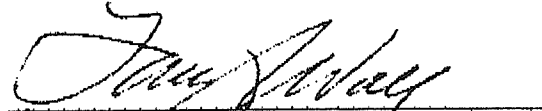
* * *

I hereby certify that the foregoing Ordinance No. 101
was duly and regularly passed and adopted by the Sanitary Board
of the Montara Sanitary District, San Mateo County, California,
at a meeting thereof held on the 7th day of July,
1994, by the following vote of the members thereof:

AYES, and in favor thereof, Directors: Briody, Ptacek, Shapira,
Thollaug, Wall

NOES, Directors: None

ABSENT, Directors: None


Secretary

GRANADA SANITARY DISTRICT

Ordinance No. 95

RECEIVED

AN ORDINANCE ADOPTING AMENDMENTS
TO PREVIOUSLY ADOPTED SECONDARY CODE
GOVERNING NON-DOMESTIC WASTEWATER DISCHARGES

JUL 26 1994
SEWER AUTHORITY

The District Board of Granada Sanitary District, San Mateo County, California, does ordain as follows:

Section 1. Amendments to Secondary Code.

That certain secondary code of the District which is entitled "Non-Domestic Wastewater Discharges Regulations", and which was adopted by District Ordinance No. 83 on November 12, 1991, is amended as to: Article I, Section 1.1; Article II, Section 2.9; Article III, Sections 3.10, 3.11 and 3.12; Article V; and, Article V, Section 5.6, all as more specifically indicated in Exhibit "A" which is attached to this Ordinance and incorporated by reference. (Amendments are indicated in the text with additions double underlined and deletions stricken out.) The secondary code is further amended throughout by replacing the term "SAM" with the term "Authority". For ease of use and identification, each page of the secondary code as reprinted with the foregoing amendments bears the identifying date of "May 17, 1994".

Section 2. Continuing Effect.

Except as expressly amended by this ordinance, the secondary code entitled "Non-Domestic Wastewater Discharges Regulations" shall remain in full force and effect.

Section 3. CEQA Findings and Determinations.

In accordance with the California Environmental Quality Act ("CEQA"; Public Resources Code §§21,00 et seq.) and the regulations promulgated pursuant to CEQA (the "State Guidelines"), the District Board makes findings and determinations with respect to the Board's approval and adoption of this Ordinance as follows:

(a) In general, the amendments to the secondary code represent an updating, unification, restatement and clarification of existing policies and procedures of the District with regard to the matters addressed in the existing secondary code and, therefore to that extent, neither the amendments nor their adoption constitute a "project" as that term is defined under CEQA.

(b) To the extent that any portion of this Ordinance may be deemed a "project" for purposes of CEQA, it is found and determined that:

- i. Those portions of this Ordinance and the secondary code which establish policies and procedures which are


ministerial in nature are statutorily exempt from the requirements of CEQA. (State Guidelines §15268).

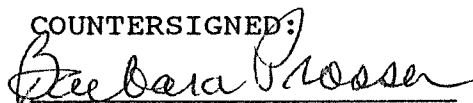
ii. Those portions of this Ordinance and the secondary code which establish regulatory processes and procedures with regard to the disposal of wastewaters and the use of the District's wastewater facilities constitute procedures for the protection of the environment and they are, therefore, categorically exempt from the requirements of CEQA. (State Guidelines, Categorical Exemption Class 8, §15308).

iii. Neither this Ordinance nor the secondary code, nor any portion of either of them, nor their adoption by the District Board, nor their operation and enforcement by the District hereafter are likely to have a significant effect on the environment.

Section 4. Adoption of Ordinance.

Upon adoption, this Ordinance shall be entered in the minutes of the District Board and, within fifteen days thereafter, shall be published in the Half Moon Bay Review pursuant to California Health and Safety Code §6490.


President
GRANADA SANITARY DISTRICT

COUNTERSIGNED:

Secretary

PASSED AND ENACTED at a regular meeting of the District Board of the Granada Sanitary District, duly held on the 20th day of July, 1994, by the following vote:

AYES, and in favor thereof, Members:

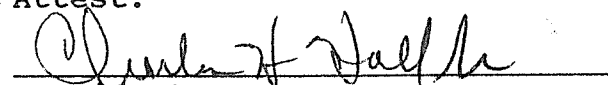
NOES, Members:

ABSENT, Members:

ABSTAIN, Members:


Secretary

Attest:


President

Biochemical oxygen demand, 5-day, 20° C	400
Total Organic Carbon (TOC)	290
Chemical Oxygen Demand (COD)	1000
Nitrogen (total as N)	85
Organic	35
Free Ammonia	50
Nitrites	0
Nitrates	0
Phosphorus (total as P)	15
Organic	5
Inorganic	10
Chlorides	350
pH	6 to 9
Oil and Grease (Animal or Vegetable Origin)..	1200
Oil and Grease (Mineral or Petroleum Origin).	100

(*) mg/L = g/m³

Note: $1.8 \times (^{\circ}\text{C}) + 32 = ^{\circ}\text{F}.$

(12) Fee. A rental or other fee established pursuant to these Regulations for services and facilities furnished by or on behalf of the Agency to any premises in order to carry out the terms of these Regulations.

EXHIBIT, "A"

- (q) 1.44 ug/l HCH;
- (r) 1.08 ug/l PCBs;
- (s) 2.52 ug/l Toxaphene;

Section 2.9. Additional Limitations. No person shall, and it shall be unlawful to, discharge, cause to be discharged, or allow to be discharged into the sanitary sewer system:

(a) Any wastewater or any part thereof, any liquid, solid, vapor, gas, or thing having or developing a temperature of 150°F (65°C) or more, or which may cause the temperature at the sewage treatment plant to exceed 104°F (40°C);

(b) Any wastewater or other waste containing more than 1200 mg/l of oil or grease of animal or vegetable origin;

(c) Any wastewater or other waste containing more than 100 mg/l of oil or grease of mineral or petroleum origin;

(d) Any wastewater or other waste containing a pH lower than 6.0 or having a corrosive property capable of causing damage or hazard to structures or equipment of the sanitary sewer system, or any portion thereof;

(e) Any sand, grit, straw, metal, glass, rags, feathers, paper, tar, plastic, wood, leaves, garden clippings, manure, dead animals, offal, or any other solid or viscous substance capable of causing obstruction to the flow in the sanitary sewer system, or which in any way

(j) Permit renewal fee

Section 3.11. Collection of Fees. Fees imposed by the Authority and/or Agency's resolution shall be collected by SAM Authority and the Agency by any means available to them. Authority and the Agency may collect such fees through the County property tax roles pursuant to Section 5473 of the Health and Safety Code of the State of California.

Section 3.12. Delinquent Fees. Fees which are not paid when due shall be assessed a penalty for delinquent payment as follows:

(a) A basic penalty of 10% of the delinquent charges shall be assessed.

(b) A penalty of 1.5% per month of the delinquent charges and unpaid basic penalty shall be assessed.

(c) In addition to (a) & (b) above the discharger may be subject to additional enforcement action as identified in Article V herein.

Penalties as described above will not be assessed if fees are collected through the County Property Tax Roles.

ARTICLE IV. MONITORING, INSPECTIONS AND PRETREATMENT

Section 4.0. Monitoring Facilities. The Manager may require a discharger to construct, operate and maintain, at

Section 5.2. Cease and Desist Orders. Upon a determination by the Manager that a discharge of waste or wastewater has occurred, or is occurring, or is about to occur, in violation of any provision of these Regulations, or of any provision of any permit issued pursuant to these Regulations, the Manager may issue an order to the discharger, and, to the property owner if other than the discharger. to cease and desist such discharge, or practice, or operation likely to cause such discharge, and further order such person to:

(a) Comply forthwith with the provisions of these Regulations, or the provisions of any permit issued pursuant to these Regulations;

(b) Comply in accordance with a time schedule established by the Manager; and/or

(c) Take appropriate remedial or preventative action.

Section 5.3. Time Schedules. Upon a determination by the Manager that a discharge of waste or wastewater has occurred, or is occurring, or is about to occur in violation of the provisions of these Regulations, or in violation of any provision of a permit issued pursuant to these Regulations, the Manager may require the person or discharger, and the property owner if other than the discharger, having so discharged, or discharging, or about to discharge, to submit for approval subject to such modifications, terms and conditions as the Manager

jointly and severally to the Agency and Authority for such public expenditures.

If such discharger, occupant, or property owner, shall fail to pay the full amount of such public expenditures within 30 days after billing therefor by the Authority, Authority shall then notify the property owner, and bill the Agency and the Agency shall, within thirty (30) days after receipt of the bill from the Authority, pay same. The Agency may, hereafter, collect same in any manner available to it. Should the property owner fail to pay, the Agency may. By order entered upon its minutes, the Agency may declare that such amount, and the administrative expenses incurred by the Agency or Authority, or both, incident to such expenditures, shall be transmitted to the County Assessor and County Tax Collector by copy of the order so providing, certified by the Agency. Upon making such order, the unpaid amount shall constitute a lien upon the premises, and the amount thereof shall be added to the next succeeding tax bill against such property, and shall be collected at the same time and in the same manner as general Agency taxes are collected, and shall be subject to the same penalties and procedure in case of delinquency.

Section 5.5. Damages to Sewage Facilities. In the event damages are caused to the sanitary sewer system, or any portion thereof, by reason of a waste or wastewater discharge from any premises in violation of the provisions

Section 5.12. Appeals. (a) Any discharger, permittee, applicant, property owner or other person aggrieved by any decision, action, finding, determination, order, or directive of the Manager, made and authorized pursuant to the provisions of these Regulations, or any permit issued pursuant to these Regulations, or interpreting or implementing the same, may file a written request with the Manager for reconsideration thereof within 10 days of such decision, action, finding, determination, or order, setting forth in detail the facts supporting such discharger's or person's request for reconsideration. The Manager shall render a final decision within 10 days of the receipt of such request for reconsideration.

(b) Any discharger, permittee, applicant, property owner, or other persons aggrieved by the final determination of the Manager may appeal such determination to Authority within 10 days of notification by the Manager of his final determination. Written notification of such appeal shall be filed with the Authority within 10 days after notification of the final determination of the Manager and shall set forth in detail the facts and reasons supporting the appeal. Hearing on the appeal shall be heard by the Authority Board of Directors within 30 days from the date of filing the Notice of Appeal. The appellant, the Manager, and such other persons as the Authority Board of Directors may deem appropriate, shall be heard at the hearing on such appeal. Upon conclusion of the hearing, the Authority Board of

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EXHIBIT "A"

REGULATIONS OF THE SEWER AUTHORITY MID-COASTSIDE
ESTABLISHING A NON-DOMESTIC WASTEWATER SOURCE CONTROL
PROGRAM, INCLUDING A SYSTEM OF PERMITS AND FEES RELATED
THERE TO, AND FOR THE ENFORCEMENT THEREOF

THE BOARD OF DIRECTORS OF THE SEWER AUTHORITY MID-COASTSIDE
DOES ORDAIN AS FOLLOWS:

ARTICLE I. GENERAL

Section 1.0. Purpose. The purpose of these
Regulations are to:

(a) Establish uniform requirements for non-domestic discharges into the wastewater interceptor, treatment and disposal system used and owned jointly with other public entities as parties to the certain joint exercise of powers agreement entitled "An Agreement Creating the Sewer Authority Mid-Coastside", dated February 3, 1976, as amended, whereby there was established the Sewer Authority Mid-Coastside (herein, Authority), by and between the Montara Sanitary District, Granada Sanitary District and the City of Half Moon Bay (each, herein, Agency).

(b) Provide for and regulate the disposal of non-domestic wastewater into the sanitary sewer system of the Agency in such a manner and to such extent as may be reasonably necessary to maintain and to increase the ability of said system to handle and dispose of non-domestic wastewater without decreasing the ability of said system to handle and dispose of all sanitary sewage;

(c) Improve opportunities to recycle and reclaim treated effluent and wastewater sludge;

(d) Protect the physical structures of said sanitary sewer system and the efficient functioning of its component parts;

(e) Protect the Agency and Authority, and their personnel, and preserve and protect the health, safety and comfort of the public;

(f) Comply with all applicable laws, rules, regulations and orders of the State of California and of the United States, including but not limited to 40 CFR 403;

(g) Provide for the assessment and collection of various fees and other charges reasonably necessary for the implementation, administration and enforcement of the non-domestic wastewater source control program;

(h) Delegate to Authority certain duties and responsibilities as herein set forth.

Section 1.1 Terminology.

(a) General. Words, phrases, or terms not specifically defined herein, and having a technical or specialized meaning shall be defined as set forth in the latest edition of "Standard Methods for the Examination of Water and Wastewater", published by the American Public Health Association, the American Water Works Association, and the Water Pollution Control Federation.

References to waste constituents and characteristics shall have the meanings ascribed thereto in the aforesaid "Standard Methods for the Examination of Water and Wastewater", and measurements thereof shall be as set forth in said publication, or as established by federal or state regulatory agencies.

(b) Specific Definitions. The following words or phrases wherever used in these Regulations shall have the following meanings unless the context otherwise requires:

(1) Ammonia. That form of nitrogen in the tri-negative oxidation state which is chemically definable as a compound.

(2) Biochemical Oxygen Demand. The quantity of oxygen expressed in parts per million by weight, utilized in the biochemical oxidation of organic matter under standard laboratory conditions for five (5) consecutive days at a temperature of 20.0 °C.

(3) Building sewer. A sewer conveying wastewater from the premises of a discharger to the sanitary sewer system.

(4) Categorical standards. National pretreatment standards specifying quantities or concentrations of pollutants or pollutant properties which may be discharged to a publicly owned treatment works by existing or new industrial dischargers in specific industrial subcategories established as separate regulations under the appropriate sub-part of 40 Code of Federal Regulations, Chapter I, Subchapter N. These standards, unless specifically noted otherwise, shall be in addition to the general prohibitions established in Article II of these Regulations.

(5) Compatible pollutant. Biochemical oxygen demand, suspended solids, pH and fecal coliform bacteria, additional pollutants identified in Authority's National Pollutant Discharge Elimination System (NPDES) permit, or of any amendments thereto, and such other pollutants as may be designated by Authority upon a finding by the Manager that such pollutants are substantially treated and removed by the sanitary sewer system.

(6) Commercial discharger. Any discharger who is neither a residential discharger nor an industrial discharger.

(7) Contamination. An impairment of the quality of the waters of the Agency or State by waste to a degree which creates a hazard to the public health. Contamination shall

include any equivalent effect resulting from the disposal of wastewater whether or not waters of the Agency or State are affected thereby.

(8) Discharger. Any person who discharges, causes or permits the discharge of wastewater into the sanitary sewer system.

(9) Domestic source. Any residential or commercial discharger which only discharges domestic wastewater.

(10) Domestic wastewater. Wastewater from a residential or commercial discharger which does not exceed the domestic wastewater maximum allowable concentration limits and does not contain prohibited wastewater as defined in Article II.

(11) Domestic wastewater - Maximum allowable concentration limits. All values except settleable solids and pH are expressed in mg/L(*)

<u>Constituent</u>	<u>Concentration</u>
Solids, total	1200
Dissolved, total	850
Fixed	525
Volatile	325
Suspended, total	350
Fixed	75
Volatile	275
Settleable solids, mL/L-hr	20

Biochemical oxygen demand, 5-day, 20° C	400
Total Organic Carbon (TOC)	290
Chemical Oxygen Demand (COD)	1000
Nitrogen (total as N)	85
Organic	35
Free Ammonia	50
Nitrites	0
Nitrates	0
Phosphorus (total as P)	15
Organic	5
Inorganic	10
Chlorides	350
pH	6 to 8
Oil and Grease (Animal or Vegetable Origin)..	200
Oil and Grease (Mineral or Petroleum Origin)..	100

(*) mg/L = g/m³

Note: 1.8x(°C) + 32 = °F.

(12) Fee. A rental or other fee established pursuant to these Regulations for services and facilities furnished by or on behalf of the Agency to any premises in order to carry out the terms of these Regulations.

(13) Garbage. Solid waste from the preparation, cooking and dispensing of foods, and from the handling, storage, and sale of produce.

(14) Grease. Grease, oil, fat, or other ether soluble matter, and shall include each of the following two types:

A. Dispersed grease, which means grease which is not floatable grease;

B. Floatable grease, which means grease which floats on the surface of quiescent sewage water or other liquid or which floats upon dilution of the liquid with water.

(15) Holding tank waste. Any waste from sewage or waste disposal holding tanks such as are associated with vessels, chemical toilets, campers, trailers, motor homes, septic tanks, and vacuum pump tank trucks.

(16) Incompatible pollutant. Any pollutant which is not a compatible pollutant.

(17) Industrial discharger. Any discharger identified in the Standard Industrial Classification (SIC) Manual, prepared and published by the Executive Office of Management and Budget of the United States, classified within divisions A, B, D, E, and I therein, the wastewater of which has any one or more of the following characteristics: (1) a flow of 1,000 gallons or more per average work day; (2) a flow or pollutant loading greater than five percent of the design capacity of Authority's wastewater treatment plant; (3)

contains toxic pollutants in amounts defined in standards issued pursuant to Section 307(a) of the Federal Water Pollution Control Act Amendments of 1972 (Public Law 92-500; 33 U.S.C. 1151, et seq.); (4) produces a significant impact (determined by the Manager either individually or in combination with other contributing industries, on the sanitary sewer system, or upon the quality of effluent from the sanitary sewer system; (5) adopted categorical standards; or (6) constitutes a non-domestic waste.

(18) Industrial discharger classification. A classification of dischargers based upon classifications set forth in the Standard Industrial Classification (SIC) Manual, 1972 edition, prepared and published by the Executive Office of Management and Budget of the United States, as amended and supplemented, under the following divisions:

- A. Division A - Agricultural, forestry & fishing
- B. Division B - Mining
- C. Division D - Manufacturing
- D. Division E - Transportation, communications, electric gas, and sanitary
- E. Division I - Service

(19) Industrial wastewater. The wastewater from the production, manufacturing, or processing operations of any industrial discharger, where wastewater is used for the removal of wastes other than domestic waste from the premises.

(20) Interference. An inhibition or disruption of the sanitary sewer system, the wastewater treatment process or operation, or the sewage sludge removal or disposal process, which causes or significantly contributes either to a violation of Authority's NPDES permit or to the prevention of sewage sludge being disposed of by the Authority in accordance with applicable state and federal statutory provisions and regulations or permits issued thereunder.

(21) Manager. The Manager of the Authority, or his/her designee, including, but not limited to, duly authorized personnel of the Authority.

(22) Mass emission rate. The weight of material discharged to the sanitary sewer system during a specified time interval. Unless otherwise specified, the mass emission rate shall mean pounds per day of a particular waste constituent or combination of constituents.

(23) Non-domestic source. Any residential or commercial discharger which discharges or could potentially discharge non-domestic wastewater, and any industrial discharger.

(24) Non-domestic wastewater. Wastewater from a residential or commercial discharger which exceeds domestic wastewater maximum allowable concentration limits as defined in (11) above, prohibited wastewater as defined by Article II, or wastewater from an industrial discharger.

(25) Pass-through. The discharge of pollutants through the sanitary sewer system into navigable waters in

quantities or concentrations which cause or significantly contribute to violation of the Authority's NPDES permit.

(26) Permit (or Non-domestic wastewater source control permit) A permit issued hereunder in order to implement and enforce the non-domestic wastewater source control program herein established.

(27) Permitted discharge standards. Standards established by the Authority specifying qualities or concentrations of pollutants or pollutant properties which may be discharged into the sanitary sewer system by a non-domestic source.

(28) Permittee. Any discharger required to have a NDWSCP permit.

(29) Person. Any individual, firm, company, partnership, association, private corporation, public corporation, or governmental entity, authority, or agency, and the officers, agents, or employees of such organizations.

(30) pH. The logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

(31) Pollutant. The term pollutant means dredged spoil, solid waste, incinerator residue, sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rock, sand, cellar dirt and industrial, municipal and agricultural waste discharged into water.

(32) Pollution. An alteration of the quality of the waters of the Agency or State by waste to a degree which unreasonably affects such waters. The term pollution may also include contamination.

(33) Premises. A parcel of land, or portion thereof, including any improvements thereon, which is directly or indirectly connected to the sanitary sewer system. Each dwelling unit of a duplex, apartment, or any other multifamily residence shall be deemed a separate premises. Subject to the provisions of this paragraph, the Agency shall determine what constitutes a premises.

(34) Priority pollutants. All pollutants as defined by the "General Pretreatment Regulations" of the Environmental Protection Agency, found at 40 CFR 401 and 403, as the same may be amended from time to time.

(35) Requirement of law (or "other requirements of law"). Any pertinent provision of the Federal Water Pollution Control Act as amended by the Federal Water Pollution Control Act Amendments of 1972 (Public Law 92-500, 33 U.S.C. 1151 et seq.), or of any statute, ordinance, rule, regulation, order, directive, or of Authority's National Pollutant Discharge Elimination System (NPDES) permit, or of any amendments thereto.

(36) Residential discharger. Any discharger from a residential dwelling.

(37) SAM. The Sewer Authority Mid-Coastside, a public entity established by that certain agreement entitled "An

Agreement Creating the Sewer Authority Mid-Coastside", dated February 3, 1976, and any successor entity thereof.

(38) Sanitary sewer system. Means all sewers, treatment plants and other facilities, including the Agency's share of Authority's interceptor, treatment and disposal system, owned by the Agency, or operated by the Agency, or on its behalf by the Authority, for carrying, collecting, pumping, treating, and disposing of sanitary sewage and industrial wastewater.

(39) Sewage treatment plant. The arrangement of devices and structures for treating sanitary sewage owned and operated by the Authority.

(40) Sewer. A pipe or conduit for carrying sewage.

(41) Standard methods. The examination and analytical procedures for industrial waste set forth in the most recent edition of "Standard Methods for the Examination of Water, Sewage, and Industrial Waste" published jointly by the American Public Health Association and the Water Pollution Control Federation. All analytical measurements shall be in conformity with such Standard Methods or Environmental Protection Agency recommended procedures, and shall be performed by a laboratory certified by the California Department of Health Services.

(42) Stormwaters. The flow in sewers resulting from rainfall.

(43) Suspended solids. Solids that either float on the surface of, or are in suspension in, water, sewage, or liquids.

(44) Unpolluted water. Water to which no constituent has been added, either intentionally or accidentally, which would render such water unacceptable to the Agency or Authority for disposal to storm or natural drainages, or directly to surface waters.

(45) Waste. Sewage and any and all waste substances, whether liquid, solid, gaseous, or radioactive, associated with human habitation, or of human or animal origin, or from any producing, manufacturing or processing operation of whatever nature, including such waste placed within containers of whatever nature prior to, and for purposes of, disposal.

(46) Wastewater. Waste and water, whether treated or untreated, discharged into, or permitted to enter into the sanitary sewer system.

(47) Wastewater constituents and characteristics. The individual chemical, physical, bacteriological and radiological parameters, including volume and flow rate, and such other parameters that serve to define, classify or measure the contents, quality, quantity, or strength of wastewater.

(48) Waters of the Agency or State. Any water, whether surface, underground, and whether saline or non-saline, within the boundaries of the Agency, or within the

boundaries of the Agency and flowing into, touching, or otherwise combined with waters outside the limits of the Agency but within the boundaries of the State.

Section 1.2 Non-Domestic Wastewater Source Control Program. These Regulations, and similar documents to be adopted by the Authority and the other public agency members thereof, establishes the non-domestic wastewater source control program (the "NDWSCP").

There are two categories of dischargers addressed in these Regulations, to wit:

(a) Domestic Source. If residential or commercial discharger does not exceed the domestic wastewater maximum allowable concentration limits and does not discharge a prohibited wastewater, then the discharger will be classified as a domestic source and a permit is not required pursuant to the provisions hereof.

(b) Non-domestic source. If a residential or commercial discharger exceeds domestic wastewater maximum allowable concentration limits or discharges or could potentially discharge a prohibited wastewater, then the discharger will be classified as a non-domestic source, and a permit will be required pursuant to the provisions hereof.

Any industrial discharger is, by definition, a non-domestic source and is required to obtain a permit pursuant to the provisions hereof.

The chart below illustrates the relationship of domestic and non-domestic sources to residential, commercial and industrial dischargers.

	Domestic Source	Non-Domestic Source
Residential Discharger	X	X *
Commercial Discharger	X	X *
Industrial Discharger		X

* Only if discharger exceeds or could potentially exceed domestic wastewater maximum allowable concentration limits, or discharges or could potentially discharge a prohibited waste.

ARTICLE II. PROHIBITIONS.

Section 2.0. General Prohibitions. No person shall, and it shall be unlawful to, discharge wastes into the sanitary sewer system which cause, threaten to cause, or are capable of causing, either alone or by interaction with other substances:

- (a) A fire or explosion;
- (b) Obstruction of flow in, or injury to, the sanitary sewer system, or any portion thereof;
- (c) Danger to life or safety of persons;
- (d) Conditions inhibiting or preventing the effective maintenance or operation of the sanitary sewer system;
- (e) Strong or offensive odors, air pollution, or any noxious, toxic, or malodorous gas or substance, or gas-producing substances;
- (f) Interference with the wastewater treatment process, or overloading of the sanitary sewer system, or excessive collection or treatment costs, or use of a disproportionate share of the capacity of the sanitary sewer system;
- (g) Interference with any wastewater reclamation process which does or may operate in conjunction with the sanitary sewer system, or overloading or a breakdown of such process, or excessive reclamation costs, or any product of the treatment process which renders such reclamation process

impracticable or not feasible under normal operating conditions;

(h) A detrimental environmental impact, or a nuisance wherever located, or a condition unacceptable to any public agency having regulatory jurisdiction over operation of the sanitary sewer system;

(i) Discoloration, or any other adverse condition in the quality of the effluent from the sanitary sewer system such that receiving water quality requirements established by any statute, rule, regulation, ordinance, or permit condition cannot be met by the Agency or Authority;

(j) Conditions at or near the sanitary sewer system, or any portion thereof, which cause, or may cause, the Agency or Authority to be in violation of the requirements of law.

(k) Pollutants introduced into the sanitary sewer system which pass through or cause an interference with the operation or performance of the sanitary system.

Section 2.1 Storm Drainage and Groundwater. No person shall, and it shall be unlawful to, discharge, cause to be discharged, or permit to be discharged, any stormwater, groundwater, rainwater, street drainage, subsurface drainage, or yard drainage, either directly or indirectly into the sanitary sewer system, unless a permit therefor is issued by the Authority. Authority may issue such permit only upon a finding by the Manager that no reasonable

alternative method of disposal of such water is available and upon authorization of the Agency.

Section 2.2. Unpolluted Water. No person shall, and it shall be unlawful to, discharge, cause to be discharged, or permit to be discharged any unpolluted water, including, but not limited to, cooling water, process water, or blow-down water from cooling towers or evaporative coolers, either directly or indirectly into the sanitary sewer system, unless a permit therefor is issued by the Authority and upon authorization of the Agency.

Section 2.3. Garbage Grinders. No person shall, and it shall be unlawful to, discharge, cause to be discharged, or permit to be discharged waste from garbage grinders into the sanitary sewer system, provided, however, that:

(a) Waste generated in preparation of food normally consumed on the premises which cannot be disposed of as solid waste may be so discharged;

(b) Except as provided in (a) hereof, discharge from a garbage grinder may only be made pursuant to a permit issued by the Authority.

(c) No food waste disposal unit shall be connected to or discharged into any grease trap or grease interceptor. Garbage grinders from which wastes are permitted under either paragraph (a) or (b), above, shall be of such design and capacity to shred wastes used therein such that all

waste particles shall be carried freely under normal flow conditions into and through the sanitary sewer system.

Section 2.4 Point of Discharge. No person shall, and it shall be unlawful to, discharge, cause to be discharged, or permit to be discharged any wastes or wastewater, or any object, material, or other substance directly into a manhole or other opening in the sanitary sewer system other than wastes or wastewater through an approved building sewer; provided, however, that wastes or wastewater may be discharged into the sanitary sewer system by means other than through an approved building sewer pursuant to a permit therefor issued by the Authority and upon authorization of the Agency.

Section 2.5 Holding Tank Waste. No person shall, and it shall be unlawful to, discharge, cause to be discharged, or permit to be discharged any holding tank waste into the sanitary sewer system; provided, however, that:

(a) Such discharges may be made into facilities designed to receive such wastes and approved by the Authority;

(b) Such discharges shall be made pursuant to a permit issued therefor by the Authority and authorized by the Agency. Unless otherwise provided by the Authority and authorized by the Agency, a separate permit shall be required for each separate holding tank waste discharge.

Section 2.6. Radioactive Wastes. No person shall, and it shall be unlawful to, discharge, cause to be discharged, or permit to be discharged, any radioactive waste into the sanitary sewerage system, provided, however, that:

(a) Persons authorized to use radioactive materials by the State Department of Health or other governmental agency empowered to regulate the use of radioactive materials may discharge, cause to be discharged, or permit to be discharged such wastes, provided that such wastes are discharged in strict conformance with current California radiation control regulations (California Administrative Code, Title XVII, Ch. 5, Sub. Ch. 4, Group 3, Art. 5) and Federal regulations and recommendations for such disposal of such wastes; and

(b) the person so discharging radioactive waste does so in compliance with all applicable rules and regulations of all other regulatory agencies; and

(c) A permit has been issued therefor by the Authority and authorized by the Agency.

Section 2.7 Water Softening Waste. Any discharge from any water conditioning device equipment or system serving an industrial discharger, commercial discharger, or planned unit development of 5 or more residential dwellings and which discharges salts or dissolved salts or solids into the sanitary sewer system is prohibited unless a permit therefor

is issued by the Authority and upon authorization of the Agency.

Section 2.8 Wastewater Strength. No person shall, and it shall be unlawful to discharge, cause to be discharged, or permit to be discharged into the sanitary sewer system, any wastewater containing any of the following constituents in excess of the maximum allowable amounts hereinafter established therefor:

- (a) 0.10 mg/l Arsenic;
- (b) 0.11 mg/l Cadmium;
- (c) 2.77 mg/l Chromium;
- (d) 3.88 mg/l Copper;
- (e) 0.69 mg/l Lead;
- (f) 0.010 mg/l Mercury;
- (g) 3.98 mg/l Nickel;
- (h) 0.43 mg/l Silver;
- (i) 2.61 mg/l Zinc; or
- (j) 1.20 mg/l Cyanide;
- (k) 5.0 mg/l Phenolic Compounds (non-chlorinated);
- (l) 1.20 mg/l Chlorinated Phenolics;
- (m) 0.72 ug/l Aldrin and Dieldrin;
- (n) 1.08 ug/l Chlordane and Related Compounds;
- (o) 0.36 ug/l DDT and Derivatives;
- (p) 0.72 ug/l Endrin;
- (q) 1.44 ug/l HCH;
- (r) 1.08 ug/l PCBs;

(s) 2.52 ug/l Toxaphene;

Section 2.9. Additional Limitations. No person shall, and it shall be unlawful to, discharge, cause to be discharged, or allow to be discharged into the sanitary sewer system:

(a) Any wastewater or any part thereof, any liquid, solid, vapor, gas, or thing having or developing a temperature of 150°F (65°C) or more, or which may cause the temperature at the sewage treatment plant to exceed 104°F (40°C);

(b) Any wastewater or other waste containing more than 1200 mg/l of oil or grease of animal or vegetable origin;

(c) Any wastewater or other waste containing more than 100 mg/l of oil or grease of mineral or petroleum origin;

(d) Any wastewater or other waste containing a pH lower than 6.0 or having a corrosive property capable of causing damage or hazard to structures or equipment of the sanitary sewer system, or any portion thereof;

(e) Any sand, grit, straw, metal, glass, rags, feathers, paper, tar, plastic, wood, leaves, garden clippings, manure, dead animals, offal, or any other solid or viscous substance capable of causing obstruction to the flow in the sanitary sewer system, or which in any way interferes with the proper operation of the sanitary sewer system;

(f) Any wastewater or other waste containing a toxic or poisonous substance, not otherwise specifically prohibited in these Regulations, in sufficient quantities to constitute a hazard to humans or animals, or to create a hazard in the sanitary sewer system, or to injure or interfere with the operation thereof;

(g) Any wastewater containing suspended solids, not otherwise specifically prohibited under the provisions of these Regulations, the characteristics or quantity of which require unusual attention, treatment or expense in handling or treating such material in the sanitary sewer system, or any portion thereof;

(h) The use of diluting waters to meet the requirements or limitations on wastewater strength of this Section or the previous Section is prohibited.

Section 2.10. Specific Discharger Limitations.

Notwithstanding the limitations upon the characteristics or quantity of wastewater discharged, caused to be discharged, or permitted to be discharged into the sanitary sewer system pursuant to this Article, Authority may, in connection with the issuance of permits pursuant to the provisions of Article IV, establish additional or different specific limitations on wastewater strength upon a finding by the Authority, that:

(a) The limitations set forth in this Article may not be sufficient to protect the operation of the sanitary sewer

system, or any portion thereof, or that the waste or wastewater proposed to be discharged otherwise constitutes a hazard to, or an unreasonable burden upon, such operation or otherwise causes or significantly contributes to violation of Authority's NPDES permit; or

(b) The limitations set forth in this Article may be unreasonably restrictive when applied to a specific industry; imposing a less stringent limitation will not cause or contribute to violation of any state or federal requirement of law; and the less stringent limitation will not result in a pass through, interference or sludge contamination violation; or

(c) State or federal pretreatment standards are established more stringent than the standards set forth in this Article.

(d) Specific standards have been established by the State or federal government for a specific category of industrial discharger, more stringent than the standards set forth by this Article, which would supersede the limitations set forth in this Article, with respect to such category.

ARTICLE III PERMITS, REPORTS AND ADMINISTRATION

Section 3.0. Permits. It shall be unlawful for any person to discharge non-domestic wastewater into the sanitary sewer system without first obtaining a permit from the Authority. A permit must be obtained by existing non-domestic wastewater dischargers within one hundred eighty (180) days of the effective date of these Regulations. Any person proposing to discharge non-domestic wastewater must obtain a permit from the Authority prior to discharge of non-domestic wastewater into the sanitary sewer system.

The Agency shall require all applicants for other than a residential connection permit to complete a NDWSCP permit application form and provide a copy to the Manager. If the Manager determines that a permit is required, the applicant must obtain a permit from the Authority and show proof of such permit to the Agency prior to the issuance of a sewer connection permit.

Permits required or authorized pursuant to the provisions of this Article shall be subject to reasonable fees and conditions determined necessary or appropriate by the Authority and the Agency in order to carry out the provisions of, and ensure compliance with, these Regulations, or of any other requirements of law. No such permit shall be issued by the Authority until all applicable fees and charges established pursuant to these Regulations have been paid.

Fees shall include a non-refundable permit application fee and, if necessary, a permit application review deposit fee. The permit application review deposit fee will be based on services to be rendered in implementing the permit. Such services are identified in Section 3.10. Part or all of the permit application review deposit fee may be refunded to the applicant if some or all of the services considered in establishing the deposit fee are not performed. The amount of deposit may be increased if additional services are required by the Authority or the Agency to implement the permit.

Section 3.1. Application for Permit.

(a) A written application for a permit must be completed by:

(i) Any industrial discharger, and any person proposing to discharge industrial waste;

(ii) Any residential or commercial discharger discharging wastewater which may exceed the domestic wastewater maximum allowable concentration limits, or which may be a prohibited waste, as defined in Article II, and any person proposing to do so.

(iii) All applicants for a non-residential sewer connection permit;

(b) In the case of residential and commercial dischargers, this application will be used to determine if the discharger is a domestic source or a non-domestic

source, as defined herein. (Industrial dischargers are, by definition, non-domestic sources.)

(c) The application shall be in writing in such form as the Manager shall require, shall be submitted to the Manager, and shall set forth the following:

- (i) The name and address of the applicant;
- (ii) The name and address of the discharging facility including the name of the operator and owners;
- (iii) The name and address of the property owner, if other than the owner of the discharging facility;
- (iv) List of any environmental control permits held by or for the facility;
- (v) A brief description of the nature, average rate of production and standard industrial classification of the operation(s) carried out by the discharger;
- (vi) Flow measurement showing the average daily and maximum daily flow from each process stream;
- (vii) Wastewater constituents and characteristics, including, but not limited to, those categories thereof described in Article II, the presence and amount of which shall be determined by a State approved laboratory competent to test and describe such constituents and characteristics, and approved by the Manager;
- (viii) The time, duration and volume of the proposed wastewater discharge;

(ix) The average and daily peak wastewater flow rates proposed to be discharge, including weekly, monthly, and seasonal variations, if any;

(x) The numbers of employees per shift and shift schedules;

(xi) Hours of operation;

(xii) Site plans, floor plans, mechanical and plumbing plans, in detail necessary or appropriate to show and to describe all sewers and appurtenances by size, location and elevation;

(xiii) A description of the activities, facilities and plant processes conducted, or proposed to be conducted on the premises, including, but not necessarily limited to, all materials manufactured, fabricated, or processed, and the types of materials which are or could be discharged into the sanitary sewer system;

(xiv) Identification of permitted discharge standards applicable to each process and type of product;

(xv) A statement, reviewed by an authorized representative of the discharger and certified to be a qualified professional in the field of wastewater pretreatment, indicating whether permitted standards are being met on a consistent basis, and, if not, whether additional operation and maintenance (O & M) and/or additional pretreatment is required for the discharger to meet the permitted discharge standards and requirements;

(xvi) If additional pretreatment and/or O & M will be required to meet the permitted discharge standards, the schedule by which the industrial discharger will provide such additional pretreatment and/or O & M. The completion date in this schedule shall not be later than the compliance date established for the applicable permitted discharge standard;

(xvii) Such other information deemed necessary by the Manager to determine the effect upon the sanitary sewer system of the proposed discharge or activities related thereto, or otherwise reasonably necessary to enable the Manager to carry out the provisions of these Regulations, or any other requirements of law.

(d) Upon evaluation and approval of all pertinent data and information, the Manager shall determine whether or not the applicant is a non-domestic source. If the applicant is determined to be a non-domestic source, the Manager shall issue a permit, subject to terms and conditions required or authorized under the provisions hereof. The Agency shall be notified of all permits issued.

Section 3.2. Permit Conditions. (a) Permits authorized under this Article shall be subject to all provisions and requirements hereof, and to all other requirements of law.

(b) Permits authorized under this Article may include any or all of the following:

(i) The allowable average and maximum wastewater constituents and characteristics thereof permitted to be discharged into the sanitary sewer system (the permitted discharge standards);

(ii) Limitations upon time and rate of wastewater discharge, or requirements for flow regulations and equalization thereof;

(iii) Requirements for the installation and maintenance of inspection, sampling or testing facilities;

(iv) Pretreatment requirements, including device specifications and maintenance schedule;

(v) Specifications for monitoring programs which may include, but shall not necessarily be limited to, sampling locations, frequency and method of sampling, number, types and standards for tests, and reporting schedule;

(vi) Requirements for submission of wastewater discharge reports;

(vii) Requirements for maintaining plant records relating to the wastewater discharge as specified by the Manager, and providing for access of the Manager thereto; provisions that such records shall be made available for copying and inspection;

(viii) The mean and maximum mass emission rates, or other appropriate limits when incompatible pollutants are proposed to be discharged into, or are present in, the discharger's wastewater discharge;

(ix) Compliance schedules.

(x) Requirements for notifying the Manager of any new introduction of wastewater constituents or any substantial change in the volume or character of the wastewater constituents being introduced into the wastewater stream.

(xi) Requirements and plans for protection against accidental discharge.

(xii) Requirements for notification of accidental discharge.

(xiii) Requirements for notification of change of any information applicable to the permit or permit application

(xiv) Such other conditions, requirements, or provisions deemed appropriate by the Manager to ensure compliance with the provisions of these Regulations or other requirements of law.

Section 3.3. Duration of Permits. A permit authorized under this Article shall be effective for the period described therein, but, in any event, for no longer than three years. Such period described in the permit may be for a term less than a year, may be expressed in years, or may be stated to expire on a specific date.

A permit shall expire at 12:00 o'clock midnight of the last day of the term specified in the permit, unless the Manager gives written notice to the permittee of the

termination thereof on an earlier date, in which case a new permit shall be required subject to the provisions of these Regulations. Issuance of a new permit will be subject to a permit renewal fee.

A permittee shall notify the Manager in the event of any change in the information previously supplied on the permit application form. In the event any such change could alter the permittee's quality or quantity of discharge, the permittee shall notify the Manager in writing of such proposed change or changes at least thirty (30) days prior to the making of such change or changes. Failure to do so shall be deemed a violation of these Regulations.

Every permit shall be subject to modification, amendment, or other change by Authority during the term thereof, as determined necessary by the Manager, in order to obtain compliance by the discharger with the requirements of these Regulations, or other requirements of law. To the extent practicable, the Manager shall give written notice to a permittee of any proposed modifications, changes or amendments to the discharger's permit not less than thirty (30) days prior to the effective date of such change, modification, or amendment. To the extent reasonably necessary or appropriate, the Manager may specify a time schedule for compliance with any new conditions, provisions, or requirements established by modification, change, or other amendment to a permit.

Permittees must retain all records and documentation pertinent to permit monitoring, sampling, etc. for no less than five years.

Section 3.4. Non-Assignability of Permit. A permit shall be personal to each permittee, and shall relate only to the use or operation described therein.

No person shall, and it shall be unlawful to, assign, reassign, transfer, sell, lease, sublet, or otherwise transfer a permit, or any interest therein, to any person other than the permittee, or to use, cause to be used, or permit to be used, such permit in connection with a different premises, a different operation than that specified in such permit, or a new expanded, modified operation.

Section 3.5. Refusal to Issue Permit. The Manager may refuse to issue a permit if any one or more of the following conditions exist:

(a) The application is not accompanied by the appropriate fee.

(b) The application for a permit contains misleading or false information.

(c) The issuance of the permit would result in the endangerment of public health or safety.

(d) The issuance of the permit would cause the Authority to violate any permit conditions or regulations of the State and/or federal government.

(e) The applicant has not provided sufficient safeguards to prevent accidental discharge to the sanitary sewer system.

If the Manager refuses to issue a permit, Authority shall notify the applicant and Agency and set forth the reasons for such refusal.

Section 3.6. Discharge Reports. Upon a determination by the Manager that such information is necessary or appropriate in order to reasonably carry out the provisions of these Regulations, the Manager may require that any person, other than a domestic discharger, discharging, causing to be discharged, permitting to be discharged, or proposing to discharge wastewater into the sanitary sewer system shall file a periodic discharge report, the cost of which shall be borne by such person. Such report may include, but shall not necessarily be limited to, information relating to the nature of manufacturing, fabricating, or other processes, fresh or non-wastewater volumes, wastewater volumes, rates of flow, mass emission rates, production quantities, hours of operation, number and classification of employees, or other information relating to the generation of waste, including wastewater constituents and characteristics, of the pertinent wastewater discharge. The Manager may also require that

such reports include the chemical constituents and quantity of liquid or gaseous materials stored on the premises relating to such discharge, even though such materials are not normally discharged into, or become a part of the wastewater in, the sanitary sewer system. Such reports shall be in addition to self-monitoring reports required by regulatory agencies other than the Authority or the Agency. The reports authorized and required under this Section shall be filed with the Manager at periods specified in the issued permit.

Section 3.7. Protection Against Accidental Discharges.

Every discharger shall provide protective measures against accidental or unauthorized discharges into the sanitary sewer system of those prohibited wastes, wastewater constituents or characteristics, or volumes set forth in Article II, or as may be otherwise set forth in any permit issued pursuant to these Regulations. Such measures shall consist of operational or other procedures and/or facilities as determined reasonably necessary or appropriate by the Manager. All costs of such measures shall be borne by the discharger.

The Manager may specify standard procedures and/or facilities for each classification of discharger, and, to the extent so specified, the Manager is hereby authorized and directed to require the institution and use of such procedures, and the installation and construction of such facilities for each such classification. Alternatively, the

Manager may require any discharger to propose such procedures and/or facilities, which proposals shall be submitted to the Manager for review, with such supporting plans, specifications, data, explanations, or other matters as may reasonably be required by the Manager in order to ascertain the effectiveness of the procedures and/or facilities proposed. The Manager may require such revisions, amendments, modifications, or other changes to such proposals, or approval, or reject the same, as the Manager deems reasonably necessary or appropriate in order that such proposals ensure protection against accidental or unauthorized discharge.

Section 3.8. Public Information. All information and data furnished by, or regarding the operations of, a discharger obtained from reports, questionnaires, permit applications, permits, monitoring programs, inspections, or from other sources provided or required under the provisions of these Regulations shall be available to the public or other governmental agencies without restriction unless the discharger requests in writing that such information be maintained confidential, and establishes to the satisfaction of the Manager that the disclosure of the information to other persons would result in unfair competitive disadvantage to the discharger, provided, however, that in no event shall wastewater constituents, characteristics, or volumes be deemed confidential information.

Notwithstanding the foregoing, information approved by the Manager as confidential shall be available for use by the Agency, Authority, the State, the Federal Government, or any agency of said entities, in connection with enforcement proceedings, or any judicial proceedings to which the discharger is a party. Subject to the foregoing, information accepted by the Manager as confidential shall not be transmitted to the general public, or to any governmental agency, until and unless prior written notification is given to the discharger.

The Manager shall quarterly publish in the newspaper a list of the dischargers which were in significant violation or significant non-compliance with any pretreatment requirements or standards during the 3 previous months. The notification may also summarize any enforcement action taken against the discharger(s) during the same 3 months.

Section 3.9. Special Agreements. Notwithstanding anything herein to the contrary, Authority may enter into an agreement, and recover costs relating thereto, with any discharger, relating to treatment, pretreatment, or other matters in furtherance of the provisions and purposes hereof, when unique, unusual, or extraordinary circumstances require such special agreement; provided, however, that no such agreement shall authorize an extension of the final dates for compliance with required federal standards or

waive such standards. All special agreements Authority enters into shall be authorized by the Agency

Section 3.10. Fees and Deposits. The Agency and/or Authority shall, by resolution, establish a schedule of fees and a method of establishing an estimated deposit to be imposed upon and collected from applicants or dischargers to defray the costs of processing and issuing permits hereunder, and the costs of the following services:

- (a) Permit application review (Section 3.1)
- (b) Pretreatment device review (Section 4.2)
- (c) Grease trap / grease interceptor review (Section 4.3)
- (d) Review of proposals for protection against accidental discharges (Section 3.7)
- (e) Determination and approval of use of metered wastewater volumes (Section 4.4 (b))
- (f) Determination and approval of use of estimated wastewater volumes (Section 4.4 (c))
- (g) Special agreements (Section 3.9)
- (h) Such other services as are required to be performed to implement permit
- (i) Such services as are required to be performed to insure that any terms and conditions in a permit have been complied with, including but not limited to monitoring, inspections, sampling and administration.
- (j) Permit renewal fee

Section 3.11. Collection of Fees. Fees imposed by Authority and/or Agency's resolution shall be collected by Authority and the Agency by any means available to them. Authority and the Agency may collect such fees through the County property tax roles pursuant to Section 5473 of the Health and Safety Code of the State of California.

Section 3.12. Delinquent Fees. Fees which are not paid when due shall be assessed a penalty for delinquent payment as follows:

(a) A basic penalty of 10% of the delinquent charges shall be assessed.

(b) A penalty of 1.5% per month of the delinquent charges and unpaid basic penalty shall be assessed.

(c) In addition to (a) & (b) above the discharger may be subject to additional enforcement action as identified in Article V herein.

Penalties as described above will not be assessed if fees are collected through the County Property Tax Roles.

ARTICLE IV. MONITORING, INSPECTIONS AND PRETREATMENT

Section 4.0. Monitoring Facilities. The Manager may require a discharger to construct, operate and maintain, at the discharger's own expense, monitoring, sampling, or metering facilities or other equipment to allow inspection, sampling, and flow measurement of the discharger's building sewer, or internal drainage systems, or waste or wastewater discharges. Such monitoring, sampling, or metering facilities or equipment shall be located on the discharger's premises; provided, however, that the Manager may allow such equipment or facility to be constructed upon public property adjacent to the discharger's premises upon a determination by the Manager that the location of such equipment or facilities upon the discharger's premises would be impracticable or cause unnecessary or undue hardship. In the event that the Manager makes the foregoing determination, the discharger shall obtain permission for such installation or construction, and for the maintenance and operation of such facilities or equipment, from the governmental agency having jurisdiction over such public property.

Monitoring, sampling, or metering facilities or equipment to be provided, installed, maintained and operated pursuant to the provisions of this Section shall be so situated and constructed and installed as to permit safe and immediate access thereto by the Manager; provided, however,

that the Manager may, at the option of the discharger, secure such equipment or facilities with a lock furnished by the Authority, at the expense of the discharger. The discharger shall provide sufficient space, as determined by the Manager, at or near such equipment or facilities so as to allow ready and accurate monitoring, sampling, and compositing of samples for analysis. Such equipment and facilities, and the sampling and measuring equipment to be maintained and operated in connection therewith, shall be so maintained and operated at all times in a safe and proper condition, by and at the expense of the discharger.

Monitoring, sampling or metering equipment or facilities to be furnished pursuant to the provisions of this Section shall be provided in accordance with all reasonable requirements of the Manager relating thereto, and all applicable construction standards and specifications of the Authority. Installation and construction of such facilities or equipment shall be completed within 90 days following written notification requiring such installation or construction from the Manager.

Section 4.1. Inspection and Sampling. The Manager is hereby authorized to inspect the premises of any discharger at all reasonable times to ascertain whether the provisions of these Regulations, or the provisions of any permit issued pursuant to these Regulations are being complied with. Such reasonable times would include any period of time the

facility is operating or wastewater is being discharged in possible violation hereof or the provisions of any permit issued pursuant hereto. Owners or occupants of premises where wastewater is created, held or discharged shall allow the Manager ready access at all such reasonable times to all parts of the premises for the purposes of inspection, sampling, monitoring, or performing any or all of the duties reasonably necessary or appropriate in carrying out or enforcing the provisions of these Regulations, or any permit issued pursuant to these Regulations. The Manager shall further have the right to install and use on the discharger's premises such devices as are reasonably necessary or appropriate to conduct sampling, metering, or monitoring operations or other of the aforesaid duties. In the event a discharger has established security measures requiring identification and clearance prior to entry onto such discharger's premises, the discharger shall furnish and provide such identification or clearance to the Manager so as to permit ready access of the Manager to the premises for the purposes described in this Section.

An annual detailed site inspection will be conducted by the Manager to review records and to verify that no substantial change in operating condition has occurred.

Section 4.2. Pretreatment. Pretreatment of wastes or wastewater shall be furnished by every discharger on the discharger's premises when such waste or wastewater, prior

to pretreatment, could result in the discharge into the sanitary sewer system, of waste or wastewater prohibited under Article II. Such pretreatment facilities shall be provided and maintained at the discharger's expense, and shall be of sufficient design and capacity to pretreat waste or wastewater discharged from the premises into the sanitary sewer system to a level meeting such minimum requirements, and such other requirements established by the Manager and reasonably necessary or appropriate for the sanitary sewer system to treat adequately such waste or wastewater under normal operating and treatment conditions.

Prior to the installation of such pretreatment facilities, plans and specifications therefor shall be submitted to the Manager, together with such data and descriptive material relating to the waste or wastewater prior to, and after such proposed pretreatment as the Manager may require, in order that the Manager may ascertain the wastewater constituents and characteristics and volume of the wastewater discharge after pretreatment. The Manager shall review the data and description in consultation with the Agency. The discharger shall make such modifications, changes or amendments to said plans and specifications as the Manager may reasonably require in order that the provisions of these Regulations, or any permit issued, or to be issued pursuant to these Regulations, shall be complied with. Upon approval of such plans and specifications by the Manager, the discharger may proceed with the construction

thereof; provided, however, that such approval shall not be deemed to waive or modify any other requirement of these Regulations, or of any permit issued pursuant to these Regulations, or of any other requirements of law.

Approval of plans and specifications of pretreatment facilities pursuant to this Section shall not relieve the discharger from the responsibility of modifying such pretreatment facilities as necessary to produce effluent therefrom complying with all pertinent provisions of these Regulations or any permit issued pursuant to these Regulations, or any other requirements of law. Any proposed cessation of use, or alteration, modification, or other change to approved pretreatment facilities or any portion thereof, or any change in method of operation thereof, shall be reported to the Manager prior to commencement thereof, and shall be subject to the approval of the Manager in consultation with the Agency. Such approval may be withheld, granted, or granted subject to such terms, conditions, or requirements as the Manager may reasonably require in order to ensure compliance with the provisions of these Regulations, or any permit issued pursuant to the provisions of these Regulations.

Section 4.3. Grease Trap/Grease Interceptors.

(a) Any type of business or establishment where grease or other objectionable materials may be discharged into a public or private sewer main or disposal system shall have a

grease interceptor of a size and design to be approved by the Manager and the Agency.

(b) Each grease interceptor shall be so installed and connected that it shall be at all times easily accessible for inspection, cleaning and removal of intercepted grease.

(c) The grease interceptor shall be situated on the discharger's premises but Authority may, when such location would be impractical or cause undue hardship on the discharger, allow the facility to be constructed in the public street or sidewalk area, subject to applicable City or County code related thereto, and located so that it will not be obstructed by landscaping or parked vehicles.

(d) Buildings remodeled for use requiring grease interceptors shall be subject to these regulations.

(e) Waste discharge from fixtures and equipment in the above mentioned types of establishments which may contain grease or other objectionable materials including, but not limited to, scullery sinks, pot and pan sinks, dishwashers, soup kettles, and floor drains located in areas where such objectionable materials may exist, may be drained into the sanitary waste through the interceptor when approved by the Manager provided, however, that toilets, urinals, wash basins, and other fixtures containing fecal material shall not flow through the interceptor.

(f) The interceptor shall be maintained in efficient operating condition by periodic removal of the accumulated grease. The use of chemicals to dissolve grease is

specifically prohibited. No such accumulated grease shall be introduced into any drainage piping or public or private sewer.

(g) Abandoned grease interceptors shall be emptied and filled in accordance with applicable City or County requirements for abandoned septic tanks.

Section 4.4. Wastewater Volume Determination.

(a) General. For the purpose of these Regulations, unless otherwise provided pursuant to the provisions of this Article, volumes of wastewater, produced by non-domestic dischargers shall be determined upon the basis of volumes of freshwater, including all sources of non-wastewater, used by, or furnished to, a discharger.

(b) Metering. Upon application of a non-domestic discharger, and upon a finding by the Manager that a significant portion of freshwater or non-wastewater, received by the discharger from any metered source does not flow into the sanitary sewer system because of the principal activity of the discharger, or by reason of removal of wastewater by other means, the Manager may authorize determination of the volume of wastewater discharge to be made by an appropriate metering device. Upon such determination by the Manager, a metering device, of a type approved by the Manager and the Agency, shall be installed at the discharger's expense. Such metering device shall measure either the amount of wastewater discharged into the

sanitary sewer system, or the amount of freshwater or non-wastewater diverted from the sanitary sewer system. Upon installation, such meters shall be maintained and tested periodically for accuracy in accordance with requirements established by the Manager, all of which maintenance and testing shall be at the expense of the discharger.

(c) Exceptions - Estimated Volume. In lieu of use of a metering device as specified in Sub-section (b) and upon a determination by the Manager that it would be unnecessary or impracticable to install, maintain, or operate such metering device, wastewater volume discharged by a discharger into the sanitary sewer system may be based upon an estimate thereof determined by the Manager. The determination of such estimated wastewater volume shall be based upon such factors as the number of fixtures through which wastewater flows into the sanitary sewer system from the discharger's premises, seating capacity of buildings or improvements upon the premises, the population equivalent associated with the premises, annual production of goods and services related to the premises, or other factors reasonably relating to water use, wastewater volume calculations, and/or diversions of wastewater flow from the sanitary sewer system.

ARTICLE V. ENFORCEMENT

Section 5.0. Responsibility. Authority, its officers, employees, or agents, are hereby authorized to act as enforcement agents of the Agency, for and on behalf of the Agency, with power to inspect and issue notices for violations of the provisions of these Regulations, and to prosecute violations of any of the provisions of these Regulations (including, without limitation, levying of fines, disconnection of service, revocation of permits, and civil and criminal court actions).

Authority shall bill the Agency for all costs and expenses incurred by the Authority in the implementation and enforcement of this Article, and the Agency shall, within thirty (30) days after the receipt of the bill from the Authority, pay same.

Section 5.1. Unauthorized Discharges.

(a) Notification. Every discharger shall notify the Authority immediately upon discharging wastes or wastewater in violation of the provisions of these Regulations, or any permit issued pursuant to these Regulations. A discharger who discharges, causes to be discharged, or permits to be discharged such wastes or wastewater shall, within 72 hours of the occurrence thereof, submit a written report to the Manager describing the cause or causes of such unauthorized discharge, and measures taken, or proposed to be taken, to

prevent future similar occurrences. Such report shall not relieve any discharger of liability for any expense, loss, or damage suffered or incurred by the Agency or Authority, directly or indirectly, by reason of such unauthorized discharge. Such report shall not relieve or absolve any person from civil liabilities, or imposition of civil or criminal penalties in any manner whatsoever.

(b) Liability. A discharger found by the Authority to be in violation as described above shall be liable for the cost of all monitoring, inspection, sampling, and other necessary services incurred at public expense as a result of the violation. The discharger may also be liable for other public expenditures as described in this Article.

(c) Notices to Discharger Employees. Every non-domestic source shall post a notice prominently on the discharger's premises advising of the requirement to notify the Authority of any unauthorized discharge, including the telephone number of the Authority to be called in the event of such discharge. The Manager may require any discharger to inform and advise Authority officers, agents, and employees of any particular provisions of these Regulations, any permit issued pursuant to these Regulations, or other requirements of law, or of any other information which may be of assistance in ensuring compliance with said Ordinance, permit, or other requirements of law.

Section 5.2. Cease and Desist Orders. Upon a determination by the Manager that a discharge of waste or wastewater has occurred, or is occurring, or is about to occur, in violation of any provision of these Regulations, or of any provision of any permit issued pursuant to these Regulations, the Manager may issue an order to the discharger, and, to the property owner if other than the discharger, to cease and desist such discharge, or practice, or operation likely to cause such discharge, and further order such person to:

(a) Comply forthwith with the provisions of these Regulations, or the provisions of any permit issued pursuant to these Regulations;

(b) Comply in accordance with a time schedule established by the Manager; and/or

(c) Take appropriate remedial or preventative action.

Section 5.3. Time Schedules. Upon a determination by the Manager that a discharge of waste or wastewater has occurred, or is occurring, or is about to occur in violation of the provisions of these Regulations, or in violation of any provision of a permit issued pursuant to these Regulations, the Manager may require the discharger, and the property owner if other than the discharger, having so discharged, or discharging, or about to discharge, to submit for approval subject to such modifications, terms and conditions as the Manager reasonably deems necessary or

appropriate, a detailed time schedule of specific actions which the person or discharger shall take in order to eliminate or prevent such violation or violations. The property owner, if other than the discharger, will be notified of such action.

Section 5.4. Emergency Corrections. The Authority is authorized to spend public funds and to enter upon private property in order to perform emergency corrections. Emergency corrections are those corrections which the Manager deems necessary in order to correct, eliminate or abate a condition upon such premises which threatens to cause, causes, or caused damage to the sanitary sewer system, or which otherwise threatened to cause, causes, or caused a violation of any provision of these Regulations, or of any permit issued pursuant to these Regulations, or of any other requirement of law, provided that the Manager first determines that such damage causes or will cause, an injury to the public health, safety or welfare. Before proceeding with emergency corrections, Authority will give the responsible discharger and property owner, if other than the discharger, an opportunity to do so.

In the event any such repairs, construction, or other public work is performed by or caused to be performed by the Authority, on any such premises, the discharger responsible for the occurrence or condition giving rise to such work, the occupant and the owner of the premises shall be liable,

jointly and severally to the Agency and Authority for such public expenditures.

If such discharger, or property owner, shall fail to pay the full amount of such public expenditures within 30 days after billing therefor by the Authority, Authority shall then notify the property owner, and bill the Agency and the Agency shall, within thirty (30) days after receipt of the bill from the Authority, pay same. The Agency may, hereafter, collect same in any manner available to it. Should the property owner fail to pay, the Agency may, by order entered upon its minutes, declare that such amount, and the administrative expenses incurred by the Agency or Authority, or both, incident to such expenditures, shall be transmitted to the County Assessor and County Tax Collector by copy of the order so providing, certified by the Agency. Upon making such order, the unpaid amount shall constitute a lien upon the premises, and the amount thereof shall be added to the next succeeding tax bill against such property, and shall be collected at the same time and in the same manner as general Agency taxes are collected, and shall be subject to the same penalties and procedure in case of delinquency.

Section 5.5. Damages to Sewage Facilities. In the event damages are caused to the sanitary sewer system, or any portion thereof, by reason of a waste or wastewater discharge from any premises in violation of the provisions

of these Regulations, or of any permit issued pursuant to these Regulations, or of any other requirement of law, the discharger responsible for the occurrence or condition giving rise to such damages, and the property owner shall be liable, jointly and severally, to the Agency and Authority for the full amount thereof.

If such discharger, or property owner shall fail to pay the full amount of such damages within thirty (30) days of billing therefor by or the Agency, Authority and/or the Agency may proceed in accordance with, and the discharger shall be subject to, the provisions set forth in Section 5.4 of this Article.

Section 5.6. Termination of Service. Subject to the provisions of this Section, Authority may terminate sanitary sewage services to any premises from which waste or wastewater have been discharged, are being discharged, or are threatened to be discharged in violation of any provision of these Regulations, or of any permit issued pursuant to these Regulations, or of any other requirement of law. Termination of service shall be in accordance with the termination procedures of the Agency then in effect.

Section 5.7. Revocation of Permits. Authority may revoke any permit issued pursuant to the provisions of these Regulations upon a determination by the Manager that:

(a) The permittee has failed to report factually the wastewater constituents, characteristics, or volume of the permitted wastewater discharge;

(b) The permittee has failed to report significant or substantial changes in the operations conducted upon the premises to which the permit pertains, or significant or substantial changes in wastewater constituents, characteristics or volumes pertaining to said premises; or

(c) The permittee has refused, or failed to permit, reasonable access to the premises to which the permit pertains; or

(d) The permittee has violated, caused to be violated, or permitted to be violated, any term, condition or provision of the permit.

Section 5.8. Falsification of Information. It shall be unlawful for any person knowingly to make any false statement, representation, record, report, plan or other document filed with the Manager pursuant to the provisions of these Regulations, or of any permit issued pursuant to these Regulations, or who knowingly tampers with or otherwise renders inaccurate any monitoring device or equipment installed and operated pursuant to the provisions of these Regulations, or of any permit issued pursuant to these Regulations.

Section 5.9. Public Nuisance. Any discharge, or threatened discharge, or any condition which is in any manner in violation of the provisions of these Regulations, or of any permit issued pursuant to these Regulations, or of any order or directive of the Authority authorized by these Regulations, shall be, and the same is hereby declared to be unlawful and a public nuisance. Such nuisance may be abated, removed, or enjoined, and damages assessed therefor, in any manner provided by law.

Section 5.10. Misdemeanor. Any person violating, or causing the violation, or any provision of these Regulations, or of any permit issued pursuant to these Regulations, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punishable by a fine of not more than One Thousand Dollars (\$1000.00), or by imprisonment in the County Jail for a term not exceeding thirty (30) days, or by both such fine and imprisonment. Every day such violation continues shall constitute a separate offense.

Section 5.11. Remedies Cumulative. The remedies provided for in these Regulations shall be cumulative and not exclusive, and shall be in addition to any or all other remedies available to the Agency.

Section 5.12. Appeals. (a) Any discharger, permittee, applicant, property owner or other person aggrieved by any decision, action, finding, determination, order, or directive of the Manager, made and authorized pursuant to the provisions of these Regulations, or any permit issued pursuant to these Regulations, or interpreting or implementing the same, may file a written request with the Manager for reconsideration thereof within 10 days of such decision, action, finding, determination, or order, setting forth in detail the facts supporting such discharger's or person's request for reconsideration. The Manager shall render a final decision within 10 days of the receipt of such request for reconsideration.

(b) Any discharger, permittee, applicant, property owner, or other persons aggrieved by the final determination of the Manager may appeal such determination to Authority within 10 days of notification by the Manager of his final determination. Written notification of such appeal shall be filed with the Authority within 10 days after notification of the final determination of the Manager and shall set forth in detail the facts and reasons supporting the appeal. Hearing on the appeal shall be heard by the Authority Board of Directors within 30 days from the date of filing the Notice of Appeal. The appellant, the Manager, and such other persons as the Authority Board of Directors may deem appropriate, shall be heard at the hearing on such appeal. Upon conclusion of the hearing, the Authority Board of

Directors may affirm, reverse or modify the final determination of the Manager as the Authority Board of Directors deems just and equitable, and in furtherance of the provisions, purposes and intent of these Regulations. During the pendency of any such appeal the final determination of the Manager shall remain in full force and effect. Determination by the Authority Board of Directors on the appeal shall be final.

ARTICLE VI. PARTIAL INVALIDITY

If any provision of these Regulations or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect any other provision or application of these Regulations which can be given effect without the invalid provision or application, and to this end the provisions of these Regulations are severable.

ARTICLE VII. INCONSISTENT PROVISIONS SUPERSEDED

It is intended that these Regulations supersede provisions of existing Agency ordinances inconsistent herewith. Accordingly, to the extent there is a conflict between a provision of an existing Agency ordinance and a provision of these Regulations, the provision in the existing ordinance shall be deemed to have been superseded.

ARTICLE VIII. EFFECTIVE DATE.

These Regulations shall be effective 30 days after its adoption.

SEWER AUTHORITY MID-COASTSIDE
Staff Report

Subject / Title:

Adopt Resolution No. (next number in sequence), Establishing Schedule of Permit Fees for Use in Conjunction with NDWSCP for FY2013-14

Staff Recommendation:

Adopt Resolution No. (next number in sequence), Establishing Schedule of Permit Fees for Use in Conjunction with NDWSCP for FY2013-14

Fiscal Impact:

Program is self-supporting and generates \$47,250 in NDWSCP Fees

Discussion/Report:

The Resolution (next number in sequence), Establishing Schedule of Fees for Use in Conjunction with NDWSCP for FY2013-14 is attached for Board's review and adoption.

Staff Requests A Motion to Adopt Resolution Establishing Schedule of Fees for Use in Conjunction with NDWSCP for FY2013-14.

SEWER AUTHORITY MID-COASTSIDE
Resolution No. _____-2014

**A RESOLUTION ESTABLISHING SCHEDULE OF PERMIT FEES FOR USE IN
CONJUNCTION WITH THE NON-DOMESTIC WASTE SOURCE CONTROL PROGRAM FOR
FISCAL YEAR (FY) 2013-14**

RESOLVED, by the Board of Directors of the Sewer Authority Mid-Coastside, San Mateo County, California, as follows:

WHEREAS, this Board did, by its Resolution No. 1-91, adopt regulations establishing a Non-Domestic Waste Source Control Program ("the Program");

WHEREAS, this Board did, by its Resolution No. 2-94, amend the regulations establishing the Program, thereby establishing the amended regulations now in effect ("the Regulations");

WHEREAS, the Regulations authorize this Board to establish a uniform schedule of fees to be imposed upon and collected from applicants or dischargers to defray the costs of processing and issuing permits in conjunction with the Program and carrying out the services which are a part of the Program ("Program Fees");

WHEREAS, there has been presented to this Board proposed Program Fees for FY2013-14

WHEREAS, the methodology establishing Program Fees and the Program Fees for FY2013-14 has been available for public inspection at the office of the Authority and Public Notices indicating so have been posted on December 4, 2013 and December 11, 2013;

WHEREAS, there has been presented to this Board evidence that the Program fees are no more than necessary to cover the reasonable costs of the Program, and that the manner in which those costs are allocated to a payor bear a fair and reasonable relationship to the payor's burdens on the Program and carrying out the services of the Program;

NOW THEREFORE, it is found, determined, and ordered that:

1. The Methodology used in establishing the Program Fees for FY2013-14 and Program Fees for FY2013-14 set forth in Table 1 attached hereto are hereby adopted. The Program fees are no more than necessary to cover the reasonable costs of the Program. The manner in which those costs are allocated to a payer bears a fair and responsible relationship to the payor's burdens on the Program and carrying out the services of the Program.
2. The posting of the Notice of Public Hearing on December 4, 2013, and December 11, 2013 are hereby ratified and approved.
3. The Secretary is hereby authorized and directed to transmit a copy of this Resolution to each Member Agency.

Sewer Authority Mid-Coastside

Non-Domestic Waste Source Control Program Fee Schedule for Fiscal Year 2013-14

Table 1

Flow, GPD	Baseline Fee	Additional fee per added 1000 gpd	Permit Fee	Permittees Per Flow Range	Total Fees Per Range
1 - 999	\$ 321.43	\$ -	\$ 321.43	64	\$ 20,571.52
1000 - 1999	\$ 321.43	\$ 321.43	\$ 642.86	19	\$ 12,214.34
2000 - 2999	\$ 321.43	\$ 642.86	\$ 964.29	6	\$ 5,785.74
3000 - 3999	\$ 321.43	\$ 964.29	\$ 1,285.72	1	\$ 1,285.72
4000 - 4999	\$ 321.43	\$ 1,285.72	\$ 1,607.15	3	\$ 4,821.45
5000 - 5999	\$ 321.43	\$ 1,607.15	\$ 1,928.58	0	\$ -
6000 - 6999	\$ 321.43	\$ 1,928.58	\$ 2,250.01	0	\$ -
7000 - 7999	\$ 321.43	\$ 2,250.01	\$ 2,571.44	1	\$ 2,571.44
8000 - 8999	\$ 321.43	\$ 2,571.44	\$ 2,892.87	0	\$ -
9000 - 9999	\$ 321.43	\$ 2,892.87	\$ 3,214.30	0	\$ -
10000 - 10999	\$ 321.43	\$ 3,214.30	\$ 3,535.73	0	\$ -

Total Fees	\$ 47,250.21
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Budget	\$ 47,249.00
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Sewer Authority Mid-Coastside

NDWSCP Discharger List, 2013-14

Permit #	Discharger
GA001	Pillar Point Harbor
GF002	Exclusive Fresh
GF005	Fresh Fish House
GF006	Three Captains
GR000	Asian King
GR000	Flavors
GR000	Sam's Chowder House
GR000	Village Pizza
GR002	Barbara's Fish Trap
GR004	Ketch Joanne
GR005	Miramar Beach Inn
GR011	Princeton Seafood Co.
GR012	Mezza Luna
GR014	Elegant Cheesecakes
GR018	Harbor Pizza
GR020	The Brewery on HMB
GR021	Café Classique
GR022	Café Capistrano OPL/Silver Star
GR023	Café Gibraltar
GX001	Romeo Packing Co.
GX002	Nurseryman's Exchange
HA001	Bob's Car Wash
HA002	Bay Chevron Service Station
HA004	Curley & Reds Body Shop
HA006	Half Moon Bay Autocare
HA007	James Ford
HA008	C.U.S.D. Bus Yard
HA009	Phils Auto and Brake
HA011	Angelos Mufflers
HA012	Coast Transmission
HA015	Half Moon Bay Golf Links
HA016	Half Moon Bay Auto Repair
HA020	Ginos Auto Body
HA022	Paulos Auto Body
HA023	CAL Trans
HF000	New Leaf Market
HF001	Cunha's Country Store
HF002	Half Moon Bay Fish Mkt.
HF003	Safeway Stores
HL001	Greenhouse Cleaners
HL002	Crown Cleaners
HM002	Dr. Rand Ollerton DDS
HM003	Davis Maas DDS
HM005	Dr. Moody DMD

MR012	Odyssey Piazza
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SEWER AUTHORITY MID-COASTSIDE

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Sewer Authority Mid-Coastside will hold a Public Hearing at 7:00 P.M. on Monday, January 27, 2014 at a Board meeting to consider the adoption of the FY2013-14 Fee Schedule for its Non-Domestic Waste Source Control Program (NDWSCP). The Sewer Authority Mid-Coastside will hold the meeting at their Administration Offices at 1000 N. Cabrillo Hwy., Half Moon Bay, CA 94019.

There are proposed changes in the rates for the FY2013-14 NDWSCP program fees.

A copy of the FY2013-14 NDWSCP Fee Schedule will be on file at 1000 N. Cabrillo Hwy, as of Tuesday, January 28, 2014 to be examined during regular business hours.

Interested parties may provide written comments at or prior to the public hearing or may appear and be heard at the above stated place and time or may submit written comments to the Manager, Sewer Authority Mid-Coastside, 1000 N. Cabrillo Hwy, Half Moon Bay, CA 94019.

If you challenge these fees in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the Manager at or prior to the public hearing.

Vivian Housen, Interim General Manager

NDWSCP Frequently Asked Questions

Questions for Source Control:

1. How do we find new businesses? How do we de-list them? What determinants do we use to do so?

- County Building and the City of HMB Planning and Building mail lists of permits issued. Staff also takes note while in commercially zoned areas while in the field.
- We delist them when they no longer meet the criteria for the specific business.
- These criteria are in the NDWSCP SOP.

2. What about the Catering services...why don't we see them on the list?

No pretreatment devices. The criteria for pretreatment (grease trap) are: if the facility operates a deep fat fryer or open grill (indoors).

The Criteria SOP is in the NDWSCP SOP.

3. Why is the big hotel so lightly charged?

They meter their water to the permitted areas. Not all establishments do this so their entire water usage is used.

4. Is there a procedure for all of the above?

Yes, there is a NDWSCP SOP for all steps. It is in the NDWSCP library.