

ORDINANCE NO. 2007 - 02

AN ORDINANCE OF THE BOARD OF DIRECTORS
OF THE CALAVERAS COUNTY WATER DISTRICT

Amendment to Ordinance No. 84-1
Ordinance Regulating the Use, Installation, and Maintenance and
Regulating Sewering of Wastewater Districts as Established by
Calaveras County Water District

WHEREAS, the Board of Directors of the Calaveras County Water District adopted Ordinance No. 84-1 on September 13, 1984, and

WHEREAS, on June 28, 2006, by Ordinance No. 2006-01, the Board of Directors of the Calaveras County Water District adopted an Accessory Dwelling provision to Ordinance No. 84-1.

NOW, THEREFORE, BE IT ORDAINED:

Section 1. The following shall amend Ordinance 84-1, Article V Building Sewers, Lateral Sewers and Connections, Section 5.3 Separate Sewers as follows:

"Section 5.3.a. Accessory Dwelling. The sewer connection of the primary residence, "except those served by a septic tank effluent pump (STEP) system," can provide sewer service for an accessory dwelling if:

- 1) The accessory dwelling has been approved by Calaveras County in accordance with the Calaveras County Code Title 17, Chapter 17.66, as may be amended;
- 2) An accessory dwelling permit from the County is attached to the application for service;
- 3) A licensed plumber has verified in writing the adequacy of sewer service for both the accessory dwelling and the primary residence "based on the total number of fixture units; and
- 4) The maximum total floor area does not exceed 900 square feet.

"Accessory dwellings to be served by a "STEP Sewer System" will be approved and fees determined on a case-by-case basis by CCWD."

The wastewater capacity fee for the accessory dwelling shall be based on 0.55 equivalents. *"No additional monthly rate shall be charged unless the District determines that flows in excess of 0.55 equivalents are being generated.*

"Accessory dwellings that no longer qualify as an accessory dwelling, through actions such as a lot split, shall be required to have a separate sewer connection. Application for service and payment of the appropriate capacity fees and rates shall be required."

Section 2. Effect on Prior Actions. All provisions of prior ordinances and resolutions of CCWD not inconsistent with this Ordinance shall remain in full force and effect.

Section 3. Severability. This Ordinance and the various sections thereof are hereby declared to be severable. To the extent the terms and provisions of this Ordinance are in conflict or are otherwise inconsistent with the terms and provisions of any prior District ordinances, resolutions, rules, and other actions, the terms and provisions of this Ordinance shall prevail with respect thereto.

Section 4. Publication/Effective Date. Within ten (10) days of adoption, this Ordinance shall be published in a newspaper of general circulation within Calaveras County. This Ordinance shall take effect thirty (30) days after its adoption.

PASSED AND ADOPTED this 12th day of December 2007 by the following vote:

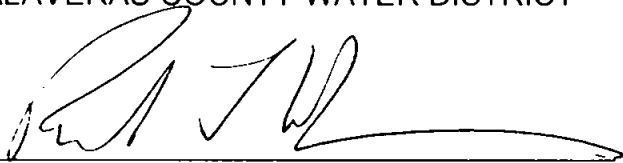
AYES: Directors Underhill, Rich, Dean, Davidson, and McCartney

NOES: None

ABSTAIN: None

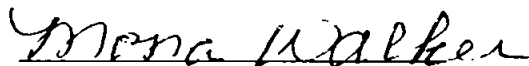
ABSENT: None

CALAVERAS COUNTY WATER DISTRICT



Robert T. Dean
President

ATTEST:



Mona Walker
Clerk to the Board