

ORDINANCE NO. 74

**AN ORDINANCE REQUIRING INSTALLATION AND MAINTENANCE OF A
BACKFLOW PREVENTION SYSTEM AND THE LINE OF RESPONSIBILITY**

THE BOARD OF DIRECTORS OF THE SUSANVILLE SANITARY

DISTRICT DOES HEREBY ORDAIN AS FOLLOWS:

For all new construction as of the effective date of this ordinance, a backflow prevention device comparable in structure to the Clean Check Extendable model EBV-P401 assembly, shall be installed on each new sewer lateral installation. This backflow device shall be placed at the property line in a Christy G5 traffic valve box or its equal. Such backflow prevention device shall be installed as part of the construction of the sewage collection system by the developer or builder at their expense for all construction plans approved subsequent to the adoption of this ordinance.

For plans currently approved as of the adoption of this ordinance in which sewer laterals have not been installed, the backflow valve, as described above, shall be installed at the time the structure is connected to the sewer lateral at the property owner's expense. Each new sewer lateral shall be inspected and approved by a designated representative of the Susanville Sanitary District.

The Susanville Sanitary District will be responsible for that sewer lateral from the property line backflow device to the mainline for each new lateral once it is complete, inspected and approved by Susanville Sanitary District's staff. It is the responsibility of the property owner to coordinate this inspection and approval by the Susanville Sanitary District.

The District shall not be responsible for any loss or damage caused by improper or defective installation of sewer laterals that have not been inspected and approved. All such installations of sewer laterals shall conform to all federal, state, county and District laws, rules, regulations and ordinances.

The District shall not be responsible for failure of the backflow prevention device for any reason, including, but not limited to, manufacturer's defect, improper installation, or failure of the property owner to properly maintain the sewer lateral or the backflow prevention device.

The property owner shall perform routine maintenance on the sewer lateral including such maintenance as is necessary to prevent the failure of the backflow device due to the accumulation of debris, foliage and other foreign particles. The District suggests that the backflow device be inspected by the property owner on a semi-annual basis.

For those property owners which have existing sewer service laterals that do not have an approved backflow device, the District shall not be liable for any damages to real or personal property of the owner or any personal injury of the owner or the occupants of such real property due to the backflow of sewage from the main District sewer lines.

If a backflow incident occurs, the customer shall immediately notify the Susanville Sanitary District so that steps may be taken to confine the contamination or pollution.

This ordinance is enacted pursuant to §§ 6520, 6521, and 6522 of the Health and Safety Code of the State of California and shall take effect October 19, 2005.


The secretary shall cause this ordinance to be published in the Lassen County Times, a newspaper of general circulation, printed and published within the District.

The Board of Directors of the Susanville Sanitary District authorize the General Manger to incorporate so far as practical the requirements of this ordinance into the operations code of the District and include the same language in the sewer permit.

This ordinance supersedes Ordinance #58 adopted August 13, 2001.

Should the whole or any portion of this ordinance be held unenforceable or void by a court of competent jurisdiction the effect of Ordinance 58 concerning the same subject matter shall not be repealed and continue in full force and effect.

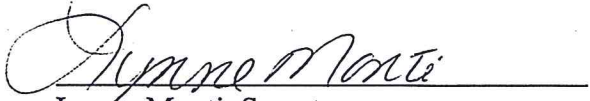
The foregoing ordinance was duly and regularly passed and adopted by the Board of Directors of the Susanville Sanitary District at a regular meeting of said Board of Directors held on the 19th day of September 2005 by the following vote.



Mary Conway, Board President
Susanville Sanitary District

AYES:	<u>5</u>
NOES:	<u>-0-</u>
ABSENT:	<u>-0-</u>
ABSTENTIONS:	<u>-0-</u>

ATTEST:



A handwritten signature in cursive script, reading "Lynne Monti", is written over a horizontal line.

Lynne Monti, Secretary
Susanville Consolidated Sanitary District