

**ORDINANCE NO. 18-04**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAYWOOD ESTABLISHING THE SANITARY SEWER MANAGEMENT PLAN PURSUANT TO CALIFORNIA STATE WATER RESOURCES CONTROL BOARD ORDER NO. 2006-0003-DWQ.**

**THE CITY COUNCIL OF THE CITY OF MAYWOOD DOES ORDAIN AS FOLLOWS:**

**Chapter 11 SANITARY SEWER MANAGEMENT PLAN**

**Article 1. General Provisions**

**6-11.010 Rules and regulations**

A. The rules and regulations contained in this chapter respecting sewer construction and disposal of sewage and drainage of buildings and connection to the sewage works of the City are hereby adopted. All work in respect thereto shall be performed as herein required and not otherwise.

B. All plumbing systems shall be designed and constructed so that the connection with the building sewer shall be at either the side or front of the house.

C. In all cases where a public sewer is not available, the applicant shall construct a dry building sewer extending from the plumbing system to the property line. All dry building sewers shall be tested and capped in accordance with applicable laws. Precise measurements shall be taken in order to locate accurately the property line end of the dry building sewers and shall be filed with the City Engineer.

D. In addition a two-inch by two-inch wood stake shall be placed vertically over the property line end of the dry building sewer and extend to within six inches of the ground surface.

E. All plumbing systems shall be designed so that sewage may be handled through the building sewer to the property line at a minimum depth of four feet. Depths greater than four feet shall be in accordance with the latest adopted Sewer Master Plan and shall be approved by the City Engineer. Where the plumbing system terminates at the side of the house, the applicant shall such fittings, as are acceptable to the building inspector, which fittings shall be easily adaptable to connection the plumbing system to the building sewer when public sewers become available.

#### 6-11.020 Purpose.

This chapter is intended to provide rules and regulations for the use and construction of sanitary sewer facilities hereafter installed, altered or repaired within the City. The chapter shall not apply retroactively and, in the event of an alteration or repair hereafter made, it shall apply only to the new materials and methods used therein.

#### 6-11.030 Violation.

It shall be unlawful for any person to connect to, construct, install or provide, maintain or use any means of sewage disposal from any building in the City other than by connection to a public sewer, except in the manner as in this chapter provides.

#### 6-11.040 Relief on application.

A. When any person, by reason of special circumstances, is of the opinion that any provision of this chapter is unjust or inequitable as applied to his or her premises, he or she may make written application to the Council stating the special circumstances, citing the provision complained of, and requesting suspension of/or modification of that provision as applied to his/her premises.

B. If such application is approved, the Council, by resolution, may suspend or modify the provision complained of, as applied to such premises, to be effective as of the date of the application and continuing for such period as it finds necessary.

#### 6-11.050 Relief on own motion.

The Council, on its own motion, may find that by reason of special circumstances any provision, of this regulation and chapter should be suspended or modified as applied to a particular premise and, by resolution, may order such suspension or modification for such premises during the period of such special circumstances, or any part thereof.

#### 6-11.060 Sewer Superintendent, compensation.

The Council shall employ or contract a fit and qualified person to perform the duties of inspecting the installation, connection, maintenance and use of all side sewers, public sewers, private sewers and facilities in connection therewith to be known as the Sewer Superintendent. The person so employed shall receive as compensation for his services a sum to be fixed by the Council for making inspections required to be made by the orders and regulations enacted and ordered by the Council and may be another official of the City.

#### 6-11.070 Permits and fees.

No public sewer, side sewer, building sewer or other sewerage facility shall be installed, altered or repaired within the City until a permit for the work has been obtained from the City and all fees paid in accordance with the requirements of Article 5 of this chapter.

## **Article 2. Use of Public Sewers Required**

### **6-11.080 Disposal of wastes.**

It shall be unlawful for any person to place, deposit, or permit, or permit to be deposited upon public or private property within the city any human or animal excrement, garbage or other objectionable waste.

### **6-11.090 Treatment of wastes required.**

It shall be unlawful to discharge into any stream or watercourse any sewage, industrial wastes, or other polluted waters, except where suitable treatment has been provided in accordance with the provisions of this chapter.

### **6-11.100 Unlawful disposal.**

Except as herein provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, seepage pit or other facility intended or used for the disposal of sewage.

### **6-11.110 Occupancy prohibited.**

No building, industrial facility or other structure shall be occupied until the owner of the premises has complied with all rules and regulations of the City.

### **6-11.120 Sewer required.**

Except as herein provided, the maintenance or use of cesspools or other local means of sewage disposal constitutes a public nuisance. All buildings inhabited or used by human beings shall be connected, at the owner's expense, with the sewerage system of the city within ninety (90) days from the time when such connection can be made, if the building to be served is within one hundred (100) feet of the system.

## **Article 3. Private Sewage Disposal**

### **6-11.130 Sewer not available.**

Where a public sewer is not available under the provisions of Section 6-11.120 of this chapter, the building sewer shall be connected to a private sewage disposal system, complying with the provisions of this chapter.

### **6-11.140 Permit required.**

Before commencement of construction of a private sewage disposal system, the owner shall first obtain a written permit signed by the City Engineer. The application for the permit shall be made on a form furnished by the City that the applicant shall supplement by any plans, specifications and other information as are deemed necessary by the City Engineer. A permit and inspection fee shall be paid to the City at the time application is filed in accordance with the provisions of Article 5 of this chapter.

#### 6-11.150 Inspection required.

A permit for private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the City Engineer. He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the City Engineer when the work is ready for final inspection and before any underground portions are covered. The inspection shall be made within forty-eight (48) hours, Sundays and Holidays excluded, of the receipt of the notice by the City Engineer.

#### 6-11.160 Design requirements.

The type, capacities, locations and layout of a private sewage disposal system shall comply with all recommendations of the Los Angeles County Department of Public Health and the laws of the State. No permit shall be issued for any private sewage disposal system employing subsurface soil absorption facilities where the area of the lot is less than ten thousand (10,000) square feet. No septic tank or cesspool shall be permitted to discharge into any public sewer or any stream or watercourse.

#### 6-11.170 Abandonment of facilities.

At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided by Section 6-11.120 of this chapter, a direct connection shall be made to the public sewer in compliance with the rules and regulations of the City and this Code. Any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material as determined by the City Engineer.

#### 6-11.180 Cost of maintenance by owner.

The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times at no expense to the City.

#### 6-11.190 Additional requirements.

No statement contained in this article shall be construed to interfere with any additional requirements that may be imposed by any law, this code, rule or regulation or by the health officer of the county.

### **Article 4. Building Sewer, Lateral Sewers, and Connections**

#### 6-11.200 Permit required.

In accordance with Article 5 of this chapter, no person shall construct a building sewer, lateral sewer or make a connection with any public sewer without first obtaining a written permit from the City and paying all fees and connection charges as required therein.

#### 6-11.210 Construction requirements.

Construction of building sewers and lateral sewers shall be in accordance with the requirements of Los Angeles County, the Standard Specifications for Public Works Construction (Greenbook) and the requirements of the City. In case of conflict, the more stringent shall apply.

#### 6-11.220 Minimum size and slope.

The minimum size of a building sewer shall be four inches in diameter. The minimum slope of a building sewer shall be one and one-quarter feet per one hundred (100) feet (1.25 percent slope). Not more than one hundred eighty (180) fixture units shall be connected to a building or side sewer.

#### 6-11.230 Separate sewers.

Adjacent buildings fronting on the same street shall not be permitted to join in the use of the same side sewer. Every building or industrial facility must be separately connected with a public sewer if such public sewer exists in the street upon which the property abuts or in an easement which will serve said property. However, one or more buildings located on property belonging to the same owner may be served with the same side sewer during the period of said ownership. Upon the subsequent subdivision and sale of a portion of said lot, the portion not directly connected with such public sewer shall be separately connected with a public sewer, and it shall be unlawful for the owner thereof to continue to use or maintain such indirect connection.

#### 6-11.250 Cleanouts.

A. Cleanouts in building sewers shall be provided where the building sewer joins the lateral sewer and in accordance with the rules, regulations and laws of the City. All cleanouts shall be maintained watertight.

B. A sewer cleanout box shall be installed directly above the cleanout, the top of the cleanout box being set flush with the existing ground surface. The cleanout box shall be of a type approved by the City Engineer and in accordance with the rules, regulations and laws of the City.

#### 6-11.260 Sewer too low.

In all buildings in which any building sewer is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building sewer shall be lifted by artificial means, approved by the City Engineer, and discharged to the public sewer at the expense of the owner.

#### 6-11.270 Connection to public sewer.

The connection of the building sewer into the public sewer main shall be made at the lateral or "Y" branch if such lateral or "Y" branch is available at the suitable location. Where no properly located "Y" branch is available, a neat hole may be cut into the

public sewer main to receive the building or lateral sewer, with entry in the downstream direction at an angle of about forty-five (45) degrees. A Wye saddle shall be used for the connection and in no case shall the pipe protrude inside the main sewer. The invert of the building or lateral sewer at the point of connection shall be at a higher elevation than the invert of the public sewer main. A smooth, neat joint shall be made, and the connection made secure and watertight by encasement in concrete. The connection to the public sewer main shall be made in the presence of the Sewer Superintendent and under his supervision and direction and must be approved by the City Engineer. Any damage to the public sewer main shall be repaired at the cost of the applicant to the satisfaction of the City Engineer.

#### 6-11.280 Protection of excavation.

All excavations for a side sewer installation shall be adequately guarded with barricades of lights so as to protect the public from hazard. Streets, sidewalks, parkways and other property disturbed in the course of the work shall be restored in a manner satisfactory to the City and the County or any other person having jurisdiction thereover.

#### 6-11.290 Maintenance of sewer laterals.

The City shall be responsible for the reconstruction and repair of the sewer main subject to compliance with Section 6-11.270 of this article. The property owner shall be responsible for maintaining the street and house lateral all the way to the main sewer. The City shall not be responsible for any plumbing bills whatsoever except when a sewer main requires reconstruction or repair not caused from a lateral connection.

#### 6-11.300 Testing.

All building sewers and lateral sewers shall be tested in the presence of the Sewer Superintendent by filling the line with water and inspecting for excessive leakage. The person constructing the sewer shall furnish the fitting, plugs, water, and labor for testing. All lines showing excessive leakage shall be repaired shall be repaired or replaced or replaced at the expense of the person doing the work and shall be done at the direction of, and to the satisfaction of, the City Engineer.

### **Article 5. Permits and Fees**

#### 6-11.310 Permits required.

Unauthorized persons shall not uncover, make any connection with or opening into, use, alter, or disturb any public sewer or appurtenance or perform any work on any lateral or building sewer without first obtaining a written permit from the City.

#### 6-11.320 Applications for permits.

A. Any person legally entitled to apply for and receive a permit shall make such application on forms provided by the City for that purpose. He shall give a description of the character of the work proposed to be done and the location, ownership, occupancy,

and use of the premises in connection therewith. The City Engineer may require plans, specifications, or drawings and any other information he may deem necessary.

B. If the City Engineer determines that the plans, specifications, drawings, descriptions, or information furnished by the applicant is in compliance with the laws, rules, and regulations of the City, he/she shall issue the permit applied for upon the payment of the required fees.

#### 6-11.330 Compliance with permits.

After approval of the application, evidenced by the issuance of a permit, no change shall be made in the location of the sewer or the grade, materials, or other details from those described in the permit or as shown on the plans and specifications for which the permit was issued, except with written permission from the City, the City Engineer, or other authorized representatives.

#### 6-11.340 Agreement.

The applicant's signature on an application for any permit shall constitute an agreement to comply with all the provisions, terms, and requirements of this code, and any other laws, rules, and regulations of the City, and with the plans and specifications he has filed with his application, if any, together with such corrections or modifications or modifications as may be made or permitted by the City, if any. Such agreement shall be binding upon the applicant and may be altered only by the City upon a written request for the alteration from the applicant.

#### 6-11.350 Disposition of fees.

All fees collected on behalf of the City shall be deposited with the proper authority provided by the city to receive such funds.

#### 6-11.360 All work to be inspected.

All sewer construction work, building sewers, plumbing and drainage systems shall be inspected by the Sewer Superintendent acting for the City Engineer to insure compliance with all requirements of the City. No sewer shall be covered at any point until it has been inspected and passed for acceptance. No sewer shall be connected to the City's public sewer until the work covered by the permit has been completed, inspected and approved by the City Engineer. If the test proves satisfactory and the sewer has been cleaned of all debris accumulated from construction operations, the City Engineer shall issue a certificate of satisfactory completion.

#### 6-11.370 Notification.

It shall be the duty of the person during the work authorized by permit to notify the office of the City Engineer in writing that said work is ready for inspection. Such notification shall be given not less than twenty-four (24) hours before the work is to be inspected. It

shall be the duty of the person doing the work to make sure that the work will stand the tests required by the City before giving the above notification.

#### 6-11.380 Condemned work.

When any work has been inspected and the work condemned and no certification of satisfactory completion given, a written notice to that effect shall be given instructing the owner of the premises, or the agent of such owner, to repair the sewer or other work authorized by the permit in accordance with the laws, rules and regulations of the City.

#### 6-11.390 All costs paid by owner.

All costs and expenses incident to the installation and connection of any sewer or other work for which a permit has been issued shall be borne by the owner. The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the work.

#### 6-11.400 Outside sewers.

Permission shall not be granted to connect any lot or parcel of land outside the City to any public sewer in or under the jurisdiction of the City unless the Los Angeles County Local Area Formation Commission (LAFCO) grants permission to enter into an "Out of Area Service Agreement" (OASA) with Maywood and a City permit is obtained. The applicant shall first enter into a contract in writing whereby he shall bind himself, his heirs, successors and assigns to abide by all laws, rules and regulations in regard to the manner in which such sewer shall be used, the manner of connecting therewith, and the plumbing and drainage in connection therewith and also shall agree to pay all fees required for securing LAFCO permission, approval of the OASA, the City permit and a monthly fee in the amount set by the City for the privilege of using such sewer.

#### 6-11.410 Permit optional.

The granting of permission for an outside sewer in any event shall be optional with the Council provided there is no conflict with the Local Area Formation Commission of Los Angeles County. Proof of no conflict shall be in writing.

#### 6-11.420 Special outside agreements.

Where special conditions exist relating to an outside sewer, they shall be the subject of a special contract between the applicant and the City provided there is no conflict with the Local Area Formation Commission of Los Angeles County. Proof of no conflict shall be in writing.

#### 6-11.430 Street excavation permit.

A separate permit must be secured by the applicant from the City, Los Angeles County or any other entity having jurisdiction thereover by the owners or contractors intending to excavate in a public street for the purpose of installing sewers or making sewers or making sewer connections in accordance with this code.



#### 6-11.440 Liability.

The City and its officers, agents and employees shall not be answerable for any liability or injury or death to any person or damage to any property arising during or growing out of the performance of any work by any such applicant. The applicant shall be answerable for, and shall save the City and its officers, agents and employees harmless from any liability imposed by law upon the City or its officers, agents or employees, including all costs, expenses, fees and interest incurred in defending same or in seeking to enforce this provision. Applicant shall be solely liable for any defects in the performance of his work or any failure that may develop therein.

#### 6-11.450 Time limit on permits.

If work under a permit is not commenced within six months from the date of issuance, or, if after partial completion, the work is discontinued for a period of one year, the permit shall thereupon become void, and no further work shall be done until a new permit shall have been secured. A new fee shall be paid upon the issuance of a new permit.

### **Article 6. Enforcement.**

#### 6-11.460 Violation.

Any person found to be violating any provision of this chapter or any rule or regulation of the City, except Section 6-11.520 of this chapter, shall be served by the City Engineer or other authorized person with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. Said time limit shall be not less than two or more than seven working days. The offender shall permanently cease all violations within the period of time stated in the notice. All persons shall be held strictly responsible for any and all acts of agents or employees done under the provisions of this chapter or any rule or regulation of the City. Upon being notified by the City Engineer of any defect arising in any sewer or of any violation of this chapter, the person having charge of the work shall immediately correct the same.

#### 6-11.470 Public nuisance.

Continued habitation of any building or continued operation of any industrial facility in violation of the provisions of this chapter or any rule or regulation of the City is hereby declared to be a public nuisance. The City may cause proceedings to be brought for the abatement of the occupancy of the building or industrial facility during the period of such violation.

#### 6-11.480 Disconnection.

As an alternative method of enforcing the provisions of this chapter or any rule or regulation of the city, the City Engineer shall have the power to disconnect the user or subdivision sewer system from the sewer mains of the City. Upon disconnection, the

City Engineer shall estimate the cost of disconnection from and reconnection to the system, and such user shall deposit the cost, as estimated, of disconnection and reconnection before such user is reconnected to the system. The City Engineer shall refund any part of the deposit remaining after payment of all costs of disconnection and reconnection.

#### 6-11.490 Public nuisance, abatement.

During the period of disconnection, habitation of the premises by human beings shall constitute a public nuisance, whereupon the City shall cause proceedings to be brought for the abatement for the occupancy of the premises by human beings during the period of disconnection. In such event, and as a condition of reconnection, there shall be paid to the City a reasonable attorney's fee and cost of suit arising in the action.

#### 6-11.500 Liability for violation

Any person violating any of the provisions of this chapter or any rule or regulation of the City shall become liable to the City for any expense, loss or damage occasioned by the City by reason of such violation.

### **Article 7. Miscellaneous Provisions.**

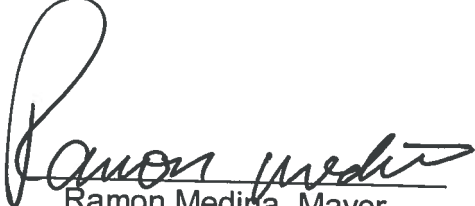
#### 6-11.510 Protection from damage


Unauthorized persons shall not maliciously, willfully or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance or equipment which is a part of the City's sewage works. Any person violating this provision shall be subject to the penalties provided by law.


#### 6-11.520 Powers and authorities of City Employees

The officers including the City Engineer, Sewer Superintendent and any duly authorized employees of the City shall carry evidence establishing their positions as authorized representatives of the City and, upon exhibiting the proper credentials and identification, shall be permitted to enter in and upon exhibiting the proper credentials and identification, shall be permitted to enter in and upon any and all buildings, industrial facilities and properties for the purposes of inspection, re-inspection, observation, measurement, sampling, testing or otherwise performing such duties as may be necessary in the enforcement of the provisions of the provisions of this chapter or the rules and regulations of the City.

### **Article 8. The City Clerk shall certify to the adoption of this Ordinance.**

  
Ramon Medina, Mayor

ATTEST:   
Gerardo Mayagoitia, City Clerk

APPROVED AS TO FORM:   
Michael Montgomery, City Attorney

STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES  
CITY OF MAYWOOD


I, Gerardo Mayagoitia, City Clerk of the City of Maywood, California, do hereby certify that the above and foregoing is a true and correct copy of Resolution No. 18-04 introduced for the first reading on June 13, 2018 and adopted at a regular meeting of the City Council of the City of Maywood on this June 13, 2018, by the following vote, to-wit:

AYES: De Lariva, Alvarez, Villarreal and Medina

NAYES: None

ABSENT: Joaquin Lanuza

ABSTAIN: None

  
City Clerk