

OTAY WATER DISTRICT

CODE OF ORDINANCES

TABLE OF CONTENTS

ARTICLE I DISTRICT ADMINISTRATION

CHAPTER 1 GENERAL PROVISIONS

SECTION 0 Definitions and Miscellaneous Provisions

- 0.01 Title - Reference to Code
- 0.02 Definitions
- 0.03 Effect of Heading
- 0.04 Notices
- 0.05 Validity of Code
- 0.06 Time Limit for Seeking Review of
Administrative Decisions

CHAPTER 2 ADMINISTRATION OF DISTRICT

SECTION 1 Board of Directors and Officers

- 1.01 Governing Body
- 1.02 Officers
- 1.03 Election of Board Officers
- 1.04 Board Vacancies
- 1.05 Duties of President
- 1.06 Duties of Vice President
- 1.07 Duties of Secretary
- 1.08 Meetings of the Board
- 1.09 Public Hearings
- 1.10 Robert's Rules of Order
- 1.11 Seal of the District

SECTION 2 Management of the District

- 2.01 Authority of the General Manager
- 2.02 Order of Succession

CHAPTER 3 DISTRICT FINANCIAL MATTERS

SECTION 3 District Banking and Other Financial Matters

- 3.01 Designation of Depository
- 3.02 Deposit of Cash
- 3.03 Types of Accounts and Investment Accounts
- 3.04 Classes of Bank Accounts
- 3.05 Transfer of Funds From One Account to Another
- 3.06 Withdrawal of Funds
- 3.07 Directions Pertaining to Demand Deposits
- 3.08 Fiscal Year

- 3.09 Closing of Books of Account
- 3.10 Appointment of an Auditor for Annual Audit of Books of Account

CHAPTER 4 PURCHASING

SECTION 4 Purchases and Payments

- 4.01 Purchases of Property or Services
- 4.02 Payment of Invoices
- 4.03 Petty Cash Purchases
- 4.04 Public Works Contracts
- 4.05 Disposal of Surplus Property

CHAPTER 5 PERSONNEL PRACTICES

SECTION 5 Employer-Employee Relations

- 5.01 Purpose
- 5.02 Definitions
- 5.03 District Authority
- 5.04 Employee Rights
- 5.05 Establishment of Representation Units
- 5.06 Certification of Employee Organizations
- 5.07 Employee Organizations' Rights
- 5.08 Impasse Procedures
- 5.09 Decertification Procedure
- 5.10 Individual Representation
- 5.11 Employer-Employee Communications
- 5.12 Information Requests
- 5.13 Interpretation
- 5.14 Amendments
- 5.15 Severability

SECTION 6 Conflict of Interest Code

- 6.01 Definitions
- 6.02 Designated Employees
- 6.03 Disclosure Categories
- 6.04 Statements of Economic Interests: Place of Filing
- 6.05 Statements of Economic Interests: Time of Filing
- 6.06 Statements for Persons Who Resign Prior to Assuming Office
- 6.07 Contents Of and Period Covered by Statements of Economic Interests
- 6.08 Manner of Reporting
- 6.09 Prohibition on Receipt of Honoraria
- 6.10 Prohibition on Receipt of Gifts in Excess of Amount Established by Law
- 6.11 Loans to Public Officials
- 6.12 Loan Terms
- 6.13 Personal Loans

- 6.14 Disqualification
- 6.15 Legally Required Participation
- 6.16 Disqualification of State Officers and Employees
- 6.17 Disclosure of Disqualifying Interest
- 6.18 Assistance of the Commission and Counsel
- 6.19 Violations
- 6.20 Prohibited Transactions
- 6.21 Incompatible Activities

SECTIONS 7 AND 8 (RESERVED)

CHAPTER 6 MISCELLANEOUS ADMINISTRATION PROCEDURES

SECTION 9 Annexations and Detachments

- 9.01 Requirement of Annexation for Service
- 9.02 Annexations to or Detachments from Improvement Districts
- 9.03 Annexations to or Detachments from the District through LAFCO
- 9.04 Fees and Charges for Annexations or Detachments
- 9.05 Taxation of Property after Annexation to Improvement District
- 9.06 Other Conditions of Annexation

SECTION 10 Application for Waiver or Modification of Ordinance Requirements

- 10.01 Filing of Petition
- 10.02 Review by Board of Directors

SECTIONS 11 THROUGH 20 (RESERVED)

ARTICLE II DISTRICT OPERATIONS

CHAPTER 1 WATER SERVICE

SECTION 21 Rules and Regulations for Water Service

SECTION 22 District Water Systems

- 22.01 Control and Operation of Systems
- 22.02 Installation or Removal of Meters
- 22.03 Turn-on or Turn-off of Water Service
- 22.04 Inspection of Customer Premises

SECTION 23 Non-Responsibility of District

- 23.01 Interruptions of Water Service
- 23.02 Privately-Owned Water Lines
- 23.03 Water Pressure Regulation
- 23.04 Cross-Connections and Backflow Devices

- 23.05 Water Service for Steam Boilers
- 23.06 Electrical Ground Connections

SECTION 24 Certain Service Limitations

- 24.01 Non-Service Areas
- 24.02 Reserved
- 24.03 Reserved
- 24.04 Fire Hydrants and Certain Other Facilities

SECTION 25 Conditions for Water Service

- 25.01 Service Area
- 25.02 Definition of "H.C.F." and "Unit of Water"
- 25.03 Definition of Water Service Categories, Water Rates, Charges and Fees
- 25.04 Deposits by Lessees or Non-Owners of Property
- 25.05 Service to Subsequent Customers

SECTION 26 Water Reclamation Plan and Implementing Procedures

- 26.01 Findings
- 26.02 Use of Reclaimed Water
- 26.03 Definitions
- 26.04 Water Reclamation Master Plan
- 26.05 Procedures
- 26.06 Regulation of Waste Discharge to Sewerage Systems
- 26.07 Sanctions
- 26.08 Validity

SECTION 27 Requirements and Limitations for Obtaining Water Service

- 27.01 Requirement for Water/Sewer Permit and Payment of Fees, Charges, and Deposits
- 27.02 Size of Water Meter
- 27.03 Manufacturers Recommended Maximum Flow Rate for District Meters
- 27.04 Resale or Distribution of Water
- 27.05 Conservation and Local Supply Use Requirements

SECTION 28 Connection Fees and Charges for Potable or Recycled Water Service

- 28.01 Collection of Fees and Charges
- 28.02 Installation Charges for Water Meter and Water Service Laterals
- 28.03 Meter Fee Refund

SECTION 29 (RESERVED)

SECTION 30 Non-Permanent Irrigation Water Service

30.01 Definition of Non-Permanent Irrigation Water Service

30.02 Conditions for Non-Permanent Irrigation Water Service

SECTION 31 Temporary Water Service

31.01 Definition of Temporary Service

31.02 Requirement of Temporary Meter for Service

31.03 Fees and Charges for Temporary Meters

31.04 Payment of Capacity and Annexation Fees for Temporary Meters

SECTION 33 General Regulations for Use of Water Meters

33.01 Furnished and Installed Only by District

33.02 Ownership of Meters

33.03 Relocation of Meters

33.04 Meter Turn-Off Requested by Customer

33.05 Removal of Meters

33.06 Reading of Meters

33.07 Adjustment for Meter Inaccuracies

33.08 Reserved

SECTION 34 Issuance and Payment of Water Bills

34.01 Issuance, Due Date and Final Payment Date of Statement of Charges for Service

34.02 Delinquent Accounts

SECTION 35 Repealed on 2/3/10 (consolidated into Section 72)

SECTION 36 Location of Water Lines and Easements

36.01 Location of Water Lines

36.02 District Water Line Easements

36.03 Encroachment in District Easements

36.04 Concurrent Use of District Easements

SECTION 37 Fire Hydrants

37.01 Charges for Installation

37.02 Use of District Fire Hydrants

SECTION 38 Service for Fire Protection Systems

38.01 Service for Commercial or Industrial Purposes

- 38.02 Rules and Regulations for Fire Hydrant and/or Fire Sprinkler Service for Commercial or Industrial Purposes on Private Property
- 38.03 Services for Residential Fire Protection

SECTION 39 Water Shortage Response Program

- 39.01 Declaration of Necessity and Intent
- 39.02 Definitions Applicable to the Program
- 39.03 Application
- 39.04 Water Shortage Response Level 1 - Supply Watch Condition
- 39.05 Water Shortage Response Level 2 - Supply Alert Condition
- 39.06 Water Shortage Response Level 3 - Supply Critical Condition
- 39.07 Water Shortage Response Level 4 - Supply Emergency Condition
- 39.08 Correlation Between Drought Management Plan (DMP) and Water Shortage Response Levels
- 39.09 Procedures for Determination and Notification of Water Shortage Response Level

SECTION 40 State Drought Response

- 40.01 Declaration of Necessity and Intent
- 40.02 Conservation Regulations Related to Executive Order B-29-15

SECTIONS 41 THROUGH 49 (RESERVED)

CHAPTER 2 SEWER SERVICE

SECTION 50 Rules and Regulations for Sewer Service

SECTION 51 District Sewer System

- 51.01 Control and Operation of System
- 51.02 Connections and Disconnections to Sewer System
- 51.03 Inspection of Customer Premises
- 51.04 Reserved
- 51.05 Permit Revocated or Suspended

SECTION 52 Waste Disposal

- 52.01 Definitions of "Sewer System," "Sewage" and "Industrial Wastes"
- 52.02 Federal and State Statutes and Regulations Applicable to District Sewer Service
- 52.03 Enforcement of District Rules and Regulations
- 52.04 Prohibitions Against Discharge of Objectionable Wastes

- 52.05 Guidelines to Determine Acceptability of Wastes
- 52.06 Discharge of Industrial Waste

SECTION 53 Conditions for Sewer Service

- 53.01 Conditions for Acquisition of Sewer Service Capacity
- 53.02 Service Areas
- 53.03 Acquisition of Sewer Connections for Service
- 53.04 Charges for Installation of Sewer Laterals
- 53.05 Payment of Fees
- 53.06 Sewer Service Use Changes Resulting in Increased System Utilization
- 53.07 Wastewater Discharge Permit Issuance and Limitation
- 53.08 Basis for Determination of Equivalent Dwelling Units (EDUs)
- 53.09 Transfer, Assignment or Resale of Sewer Connection Rights
- 53.10 Definitions of Residential and Multi-Residential Sewer Service Rates, Charges and Fees
- 53.11 Definitions of Commercial and Industrial Sewer Service Rates, Charges and Fees
- 53.12 Issuance and Payment of Sewer Bills
- 53.13 Delinquent Accounts

SECTION 54 Deposit by Lessees or Non-Owners of Property

- 54.01 Amount of Deposit
- 54.02 Refund of Deposit
- 54.03 Letter of Credit

SECTION 55 Issuance and Payment of Sewer Bills

- 55.01 Issuance, Due Date and Final Payment Date of Statement of Charges for Service

SECTION 56 Location of Sewer Lines and Easements

- 56.01 Location of Sewer Lines
- 56.02 District Sewer Line Easements
- 56.03 Encroachment in District Easements
- 56.04 Concurrent Use of District Easements

SECTIONS 57 THROUGH 59 (RESERVED)

ARTICLE III SUBDIVISION AND PARCEL MAP DEVELOPMENTS

CHAPTER 1 WATER AND SEWER SYSTEMS FOR SUBDIVISIONS AND PARCEL MAPS

SECTION 60 Utility Facilities for Subdivisions and Parcel

Map Developments

- 60.01 Installation by District
- 60.02 Installation by Developers
- 60.03 Issuance of Availability Letters for Water and/or Sewer Service
- 60.04 Requirement for a Subarea Master Plan (SAMP)
- 60.05 Requirement for a Tentative Map
- 60.06 Requirement of Easement or Right-of-Way for Utility Facilities
- 60.07 Requirement for Annexation
- 60.08 Requirement for Approved Plans and Construction Agreement
- 60.09 Requirement for District Inspection
- 60.10 Requirements for Use of Utilities for Occupancy Prior to District Acceptance
- 60.11 Requirement for Final Acceptance by the General Manager
- 60.12 Requirement for One Year Warranty Period

SECTION 61 (RESERVED)

SECTION 62 Extent of Systems for Subdivisions and Parcel Maps

- 62.01 Location and Scope of System
- 62.02 Request for Variance

ARTICLE IV PROHIBITED ACTIVITIES; REMEDIES AND ENFORCEMENT

CHAPTER 1 GENERAL PROVISIONS

SECTION 70 Definitions

- 70.01 Reference to Article
- 70.02 Definitions

SECTION 71 Violations; Prohibited Activities

CHAPTER 2 DISTRICT REMEDIES

SECTION 72 Penalties and Damages

- 72.01 General
- 72.02 Certain Specific Operational Violations
- 72.03 Violation of Conservation or Other Water Use Restriction Provisions
- 72.04 Violations Involving District Real Property
- 72.05 Administrative Fines

SECTION 73 Additional District Remedies

- 73.01 Other Remedies of District
- 73.02 Notice to District Concerning Violations

73.03 Severability

APPENDIX A Charges and Fee Matrix