ORDINANCE NO. 86-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIDGECREST, CALIFORNIA, AMENDING THE RIDGECREST MUNICIPAL CODE AS IT RELATES TO SANITATION SERVICE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RIDGECREST AS FOLLOWS:

SECTION 1. SECTION 12-5 OF THE RIDGECREST MUNICIPAL CODE IS HEREBY AMENDED AND REENACTED TO READ AS FOLLOWS:

"12-5 COLLECTION AND TREATMENT OF SEWAGE - GENERAL

12-5.1 PURPOSE

In addition to providing for the terms and conditions of City sewer service, this section is also enacted for the purpose of establishing pretreatment regulations to prevent the introduction of pollutants into the City's treatment facilities which will interfere with the operation of the facilities or contaminate the sewage sludge; prevent the introduction of pollutants into the facilities which pass through the treatment works into receiving waters, the atmosphere, or otherwise be incompatible; and improve the feasibility of recycling and reclaiming waste waters and sludge resulting from waste water treatment.

12-5.2 SCOPE

This section shall apply to the collection, treatment, and disposal of all wastes delivered directly or indirectly through collector sewers, into the trunk sewers of the City; to the tapping of the connection to the collector and trunk sewers and the authority therefore; to the issuance of permits and the collection of fees therefore; to the imposition and collection of fees to pay the cost of checking plans, inspecting construction and providing "as-built" plans of the facilities permitted hereunder; and to providing penalties for violation of any of the provisions hereof.

12-5.3 DEFINITIONS

The definitions in this subsection shall govern the construction of this section and any permits issued hereunder, unless otherwise apparent from the context.

(a)'Applicant' is a person requesting sanitation service from the City.

(b)'Biochemical Oxygen Demand' or 'B.O.D.' is the demand of the waste discharge as determined by standard methods.

(c)'Class 1 Discharger' or 'Class 1' refers to any discharger who discharges sewage from a residential structure, or whose discharge is equivalent in strength to a residential discharge.

(d)'Class 2 Discharger' or 'Class 2' refers to any nonresidential discharger who discharges sewage containing not more than 235 mg/l B.O.D. and 282 mg/l S.S. on an average daily basis. Light Industrial users and commercial users such as schools and offices are presumed to be Class 2 Dischargers, however, dischargers in this class must demonstrate that the discharge does not, and will not, exceed the foregoing limits.

(e)'Class 3 Discharger' or 'Class 3' refers to any discharger who discharges sewage containing more than 235 mg/l B.O.D. and 282 mg/l S.S. but less than 635 mg/l B.O.D. and 415 mg/l S.S. on an average daily basis. Moderate industrial users and commercial users such as shopping centers and gas stations are presumed to

be Class 3 Dischargers, however, dischargers in this class must demonstrate that the discharge does not, and will not, exceed the foregoing limits.

(f)'Class 4 Discharger' or 'Class 4' refers to any discharger who discharges sewage containing more than 635 mg/l B.O.D. and 415 mg/l S.S. but less than 1000 mg/l B.O.D. and 700 mg/l S.S. on an average daily basis. Moderately heavy industrial users and commercial users such as restaurants, markets and mortuaries are presumed to be Class 4 Dischargers, however, dischargers in this class must demonstrate that the discharge does not, and will not, exceed the foregoing limits.

(g)'Class 5 Discharger' or 'Class 5' refers to any discharger who discharges sewage containing more than 1000 mg/l B.O.D. and 700 mg/l S.S. on an average daily basis. The industrial users are in this category.

(h)'Collector Sewer' or 'branch sewer' means a public sewer or system of public sewers which receives sewage from a relatively small area and discharges into a trunk sewer. A collector sewer may, under certain circumstances, be privately owned and maintained.

(i)'Customer' means a person receiving sanitation service from the City.

(j)'Domestic Sewage' means the water borne wastes derived from the ordinary living or commercial process and of such character as to permit satisfactory disposal without special treatment, into the public sewer or by means of a private sewage disposal system.

(k)'Equivalent Residential Unit' or 'E.R.U.' refers to a residential unit of any size, or 20 plumbing fixture units, as defined in the Uniform Plumbing Code, discharging into the sewer.

(l)'Industrial Waste' means any and all waste substances, liquid or solid, except domestic sewage and including, but not limited to, radioative wastes and explosives, noxious, toxic, or corrosive gases or liquids when present in the sewage system. Class 2, 3, 4 and 5 dischargers are presumed to deposit industrial wastes.

(m)'Industrial Waste Connection' is the connection between an industrial waste source and a trunk or collector sewer and may include a manhole, or other acceptable testing means, on the lateral so that the City can sample the discharge to the trunk sewer or collector sewer

(n)'Lateral Sewer' is a sewer which discharges into a branch or other sewer and which has no other common sewer tributary to it.

(o)'Sanitation Service' means the collection and treatment of sewage and the disposal of effluent and sludge by the City.

(p)'Suspended Solids' or 'S.S.' refers to the results of a standard Total Nonfilterable Residue Dried at 103°-105° C test as described in Standard Methods.

(q)'Sewage Unit' refers to one E.R.U. A single family residential dwelling contributes one sewage unit.

(r)'Trunk Sewer' means a public sewer, owned and maintained by the City, to which one or more collector sewers are tributary.

(s)'Sewer Connection' means the connection between a lateral and collector or trunk."

SECTION 2. SECTION 12-6 OF THE RIDGECREST MUNICIPAL CODE IS HEREBY AMENDED AND REENACTED TO READ AS FOLLOWS:

"12-6 COLLECTION AND TREATMENT OF SEWAGE - COMMENCEMENT OF SERVICE

12-6.1 APPLICATION: GENERAL

An applicant for sanitation service or for a change in the amount or type of such service shall make request therefore on forms provided by the City, and pay all required fees prior to obtaining a permit.

12-6.2 APPLICATION: CONTENTS

Applicants for sanitation service shall provide the following information to the City on forms provided by the City:

(a) location of property from which sewage will flow

(b) owner of property

(c) strength of sewage to be discharged

(d) duration of discharge

(e) quantity of discharge

(f) type of user (residential, commercial or industrial)

(g) nature of business if commercial or industrial

(h) plumbing plans of the proposed facility, comercial or industrial

12-6.3 CERTIFICATION AND RECERTIFICATION OF CLASS

(a) The City Engineer shall review all applications for sanitation service and determine which class of discharge applies to the applicant.

(b) Any non-residential discharger or applicant who contends that the City Engineer's determination of Class does not accurately reflect the quantity or quality of water reaching the sewer may request the City Engineer to review his determination by presenting evidence to support such contention. The City Engineer may change the classification assigned to the discharger if the discharger can show that the sewage differs significantly and substantially from the sewage for the Class.

12-6.4 MULTIPLE CLASSES

Whenever property served by a single water meter includes several discharge classes, the discharge classification shall be the class which the City determines best represents the quality and quantity of sewage discharge from the entire property served by the meter.

12-6.5 FEES: GENERAL

Applicants for sanitation service shall pay the fees set forth in this section as a condition for obtaining sanitation service.

12-6.6 EXISTING LATERAL CONNECTION

Where sewage units are added to an existing lateral sewer which is already connected to the trunk sewer, directly or through a collector sewer, or otherwise, the customer shall pay a sewer

connection fee and an offsite facilities charge as set forth below for the added units.

12-6.7 NEW TRUNK OR COLLECTOR SEWER REQUIRED

An applicant for service to property which does not fully front upon an existing trunk or collector sewer shall provide for the construction of the necessary collector or trunk, and pay a sewer connection fee and offsite facilities charge but shall not pay a sewer extension fee.

12-6.8 EXISTING COLLECTOR OR TRUNK SEWERS

(a) An applicant for service to property which fully fronts upon or is otherwise adjacent to an existing collector or trunk sewer shall pay a Sewer Extension Fee, unless:

the existing City sewer main was constructed at the applicant's or prior property owner's expense, or

if the existing City sewer was constructed under special assessment proceedings and the parcel was assessed its proportionate share of the cost thereof.

(b) The Sewer Extension Fee shall be $16.50 per foot of street frontage, for corner parcels and parcels with more than one frontage where sewer mains are existing or planned, the front footage for such parcels under ½ acre shall be one half the total frontage as measured to the projected property line intersection at corners, and the front footage for such parcels ½ acre and larger shall be the total of all frontages for which a sewer main is existing or planned.

12-6.9 SEWAGE CONNECTION FEES: SEWAGE UNITS

Each applicant shall pay a sewer connection fee, based upon the anticipated sewage flow to be contributed by the property as follows:

(a) Single family residential dwelling
Until June 30, 1986.....$ 250.00
Effective July 1, 1986.....$ 400.00
Effective January 1, 1987.....$ 540.00

(b) Each dwelling unit of an apartment, attached condominium, townhouse, trailer park mobile home park, or similar installation for permanent or semi-permanent residential service, (deemed to contribute 0.80 sewage units)

Until June 30, 1986.....$ 200.00
Effective July 1, 1986.....$ 320.00
Effective January 1, 1987.....$ 432.00

(c) Commercial, industrial, institutional, governmental and other non-residential developments
Until June 30, 1986.....$ 12.50
Effective July 1, 1986.....$ 20.00
Effective January 1, 1987.....$ 27.00
(Per Plumbing Fixture Unit)

12-6.10 OFFSITE FACILITIES CHARGES

The applicant shall pay an offsite facilities charge for each connection made in all areas which were outside of the Ridgecrest Sanitation District boundaries on October 3, 1970, as such boundaries are shown on that certain map entitled "Ridgecrest Sanitation District" on file in the office of the City Clerk.

Such charges shall be paid concurrently with the sewage connection fee.

(a) Offsite facilities charges are as follows:

(1) Single Family Residence	$ 100.00
(2) Mobilehome	$ 90.00
(3) Laundromat per washer	$ 20.00
(4) Self-service car wash per stall	$ 30.00
(5) Service Station	$ 200.00
(6) Restaurant	$ 400.00
(7) Duplex, triplex & apartment per unit	$ 90.00
(8) Motel per unit	$ 50.00
(9) All others, per plumbing fixture unit as defined in the Uniform Plumbing Code	$ 5.00

12-6.11 SEWAGE CONNECTION FEES: ADDED FEES

Upon discovery of an unauthorized sewer connection by the City, the property owner shall pay a sewer extension fee, sewage connection fee and offsite facilities charge at the rate existing as of the date of the connection. Unless the property owner presents clear and convincing evidence as to the date of the unauthorized connection, it shall be presumed that the connection was made as of the date of discovery.

12-6.12 MISCELLANEOUS

An applicant shall pay the following miscellaneous fees in addition to the foregoing. The amount of such fees shall be established from time to time by Resolution.

(a) Permit fees for sewer service lateral installations.

(b) Plan Check, Inspection, and Permit fees for construction of a trunk or collector sewer mains and appurtenances.

(c) Permit fees for abandonment of septic tanks.

(d) Septic tank waste dumping fees."

SECTION 3. SECTION 12-7 OF THE RIDGECREST MUNICIPAL CODE IS HEREBY AMENDED AND REENACTED TO READ AS FOLLOWS:

"12-7 COLLECTION AND TREATMENT OF SEWAGE - CONDITIONS OF SERVICE

12-7.1 LAND ELIGIBLE: GENERAL

Lands lying within the boundaries of the City of Ridgecrest shall be eligible to discharge, deposit or dispose of wastes into the collector or trunk sewers of the City.

12-7.2 SYSTEM EXPANSION: GENERAL

(a) The applicant shall provide for the construction of facilities necessary to connect the applicant's sewage disposal system to the trunk sewer. If the applicant's property does not front upon a trunk sewer or a collector sewer connected to a trunk sewer, the applicant shall provide for the construction of a trunk sewer extension or a collector sewer extension to connect to a trunk sewer. This section describes the possible methods of financing such facilities.

(b) The applicant shall insure that all such extended facilities are constructed and connected to the trunk sewer in accordance with City requirements. This section also describes the City's design and construction standards.

12-7.3 FINANCING SYSTEM EXPANSION: TRUNK OR COLLECTOR SEWERS

(a) If an applicant or developer is required to provide for the construction of a trunk sewer and if the trunk or collector sewer will be capable of servicing more than one parcel of land, the City may enter into a main extension refund agreement with the applicant whereby the applicant shall bear the entire cost of the design and construction of the facilities and the City shall collect a sewer extension fee from other applicants for service to other property fronting the trunk or collector sewer and remit 80% of the same to the original applicant when so collected. The form of the main extension refund agreement shall be, from time to time, approved by the City Council. Except where the sewer is larger than 8" in diameter, such reimbursement shall be 80% of the sewer main extension fee. When the sewer is greater than 8" in diameter, such reimbursement may include the cost of oversizing the sewer.

(b) The City may allow the formation of an assessment district to provide construction monies in lieu of providing the reimbursement described above.

(c) Nothing herein contained shall require the City to allow improvement district or assessment district bond funds to be used to construct a trunk or collector sewer or enter into a main extension refund agreement.

12-7.4 FINANCING SYSTEM EXTENSIONS: COLLECTOR SEWERS

An applicant who is required to provide for the construction of a collector sewer which will not benefit other parcels of land, in order to obtain sanitation service shall finance the cost of such facilities without City participation.

12-7.5 DESIGN AND CONSTRUCTION STANDARDS: GENERAL

Pipelines and appurtenances which are constructed to deposit industrial waste or domestic sewage into the City's trunk sewers shall not be connected to the City's trunk sewers unless the pipelines and appurtenances are designed and constructed in accordance with applicable City standards.

12-7.6 DESIGN & CONSTRUCTION STANDARDS: LATERAL CONNECTION TO A TRUNK SEWER

(a) Laterals shall be installed as shown on the City's standard specifications. No additional laterals shall be attached to any sewer connection, nor shall laterals be extended to collect other sewage discharges without prior approval of the City. Any person making such unauthorized lateral extension or additions shall be subject to immediate disconnection, in addition to the liability incurred for other expenses and charges, as hereinafter set forth.

(b) Sewer connections shall be made only at points on trunk sewers approved by the City Engineer. Such connections shall be installed at the applicant's expense and in accordance with the standard specifications of the City.

(c) The applicant shall make the excavation in accordance with the City's standard specifications, and notify the City at least forty-eight hours in advance of the commencement of the excavation. The City shall also be notified of the completion of the lateral attachment to the connection in order that an inspection may be made prior to backfill of the trench for the lateral sewer.

12-7.7 DESIGN AND CONSTRUCTION STANDARDS: COLLECTOR CONNECTIONS TO A TRUNK SEWER

(a) Collector sewers shall be connected to City trunk sewers only at locations and in the manner specified by the City Engineer. All such collector sewer connections shall be constructed in accordance with City specifications.

(b) Plans and specifications of collector sewers and connections to trunk sewers, shall be prepared by a registered Civil Engineer, and be submitted to the City prior to construction. If the collector sewer system and the connection conforms with all of the requirements of the City, the City Engineer shall so certify upon the plans.

(c) The City shall inspect the actual work of making a collector sewer connection, and for that purpose must be given at least forty-eight hours notice prior to commencement of such work. The City must be notified of the completion of such work in order that inspection may be made prior to approval thereof and its acceptance by the City.

(d) The collector sewer, up to the point where it joins the connection at the trunk sewer, shall be dedicated to the City. No additional collector sewers shall be connected to any collector sewer connection or collector sewer system without prior approval of the City.

(e) The collector sewer connection, including any required manhole, shall be dedicated to the City.

12-7.8 DESIGN AND CONSTRUCTION STANDARDS: ADDITIONAL REQUIREMENTS FOR INDUSTRIAL WASTE CONNECTIONS

(a) Industrial waste connections shall be made on trunk sewers or collector sewers only at locations and in the manner specified by the City Engineer.

(b) Industrial waste systems and laterals may, for the purpose of control, be required to be separated from domestic systems and laterals. This may be accomplished at a manhole or other appropriate inspection facility with a common lateral then discharging to the industrial waste connection."

SECTION 4. SECTION 12-8 IS HEREBY ADDED TO THE RIDGECREST MUNICIPAL CODE TO READ AS FOLLOWS:

"12-8.1 COLLECTION AND TREATMENT OF SEWAGE - USAGE OF SYSTEM

12-8.1 USAGE: GENERAL

(a) No connection of any nature shall be made nor permitted to the collector or trunk sewers which will admit wastes which do not comply in all respects to the discharge and waste requirements of this section.

(b) No person shall knowingly discharge or deposit or allow discharge or deposit into trunk sewers of solids or fluids which create nuisances, such as offensive odors, are a menace to public health, or are detrimental to the functioning of said trunk sewers or to the treatment and disposal facilities and processes of the City. The Wastewater Facilities Supervisor shall be consulted prior to the discharge or deposit of wastes other than those of a sanitary nature derived from the ordinary living processes, or of such character so as to permit satisfactory disposal without special treatment.

12-8.2 USAGE: PROHIBITED DISCHARGES AND WASTES

The following discharges and wastes are prohibited from introduction into the collector of trunk sewers:

(a) Brines, including brines produced in the regeneration of water softners shall not be discharged into the trunk sewers.

(b) Uncontaminated cooling water shall not be discharged into the trunk sewers.

(c) No persons shall discharge or cause to be discharged any rainwater, stormwater, groundwater, street drainage, subsurface drainage, yard drainage, including evaporative type air cooler discharge water, to any sewage facility which is directly or indirectly connected to the sewage facilities of the City.

12-8.3 USAGE: DISCHARGES REQUIRING SPECIAL PERMITS: GENERAL

(a) No person shall discharge: swimming pool wastewater, cesspool or septic tank pump trucks, or industrial waste into a trunk sewer without having first notified and obtained permission from the Wastewater Facilities Supervisor.

(b) Swimming pool waste water discharges are limited to the hours of 9:00 P.M. to 4:00 A.M., and are further subject to the limitations contained in the permit.

(c) Cesspool or septic tank pump trucks discharging into City facilities are subject to the limitations contained in such permit. At the discretion of the City, industrial waste permits and/or County Health Department Permits shall first be obtained by applicant.

12-8.4 INDUSTRIAL WASTES: LIMITATIONS

Each request for a permit to discharge industrial wastes to the collector or trunk sewer shall be subject to review and approval of the City. Each industrial waste discharge will be considered individually, giving due consideration to its effect upon the trunk sewers and the treatment and disposal facilities and processes of the City. In addition to limitations on industrial wastes as may be imposed by the City Engineer pursuant to the issuance of a permit, the following general limitations shall apply to all industrial wastes discharged to the trunk sewers.

(a) Material which will settle out in the sewers, such as sand or metal filings, shall not be discharged to the sewers. Waste waters containing such materials must be passed through sand traps or other suitable structures, properly designed and maintained by the permitee, before discharge to the sewer.

(b) Oil and grease shall be removed from waste waters insofar as practicable. In the case of industries with large volumes of waste waters containing oils of a hydrocarbon nature, the floatable oil content will be limited to 10 parts per million. Industries with wastes containing animal or vegetable oils or fats mixed with other suspended matter rendering separation difficult, may in some cases be allowed higher concentrations of floatable oil or grease, up to 25 parts per million. Dispersed oil and grease will, in general, be allowed in concentrations up to 600 parts per million provided that dilution of the waste in sewage does not cause the oil or grease to separate on the surface or

collect on the walls of the sewer. Total oil determinations in oil field or refinery waste waters will be made by the procedure of Kirshmann and Pomeroy Anal. Chem. 2,793 (1949). Determinations in other wastes will be made by the procedures described in the latest editions of "Standard Methods for the Examination of Water and Sewage" published by the American Public Health Association, except where wastes of unusual character make other procedures necessary. Definition of floatable oil and grease, and instructions for determination of same, are available on request from the City's office.

(c) Unreasonable or unnecessarily large amounts of suspended solids shall not be discharged into the sewer.

(d) High B.O.D. wastes may in some cases cause excessive sulfide formation. In such cases suitable restrictions may be imposed by the City, and the industry discharging the same will be charged the cost of corrective treatment.

(e) Wastes of strong odors, such as mercaptans, shall not be discharged into the sewer.

(f) Dissolved sulfides in wastes discharged into the sewer shall not exceed a concentration of 0.1 ppm.

(g) Acids shall not be discharged into the sewer unless neutralized to a pH value of 6 or above. Highly alkaline wastes will usually be accepted, except where they may cause incrustation of sewers. Nitric acid requires special consideration; the Wastewater Facilities Supervisor shall be consulted prior to making such discharges.

(h) Compounds which may give off toxic or flammable gases in amounts considered dangerous by the City will not be permitted in the sewers. The concentration of cyanide in any waste (including HCN and CN) shall not exceed 10 ppm. Wastes containing radioactive material shall require special consideration and a permit therefore issued by the City.

(i) Contaminated cooling water blowdown, or bleed, from cooling towers or other evaporative coolers and when cooling is done by using only heat exchange, without utilizing evaporative cooling, the waste water shall not be discharged to the sewer.

(j) Industries shall segregate sewage and industrial wastes from roof and yard run-off. Roof and yard run-off shall not be discharged to the sewer.

(k) The temperatures of discharges will generally be limited to 120° F. Where the quantity of discharge represents a significant portion of the flow in a particular sewer, it may be necessary to lower the temperature further.

(l) Chemical solutions containing nitric acid or salts thereof in concentrations above 5% by weight, and volumes in excess of 50 gallons shall not be discharged into the sewer. Industries desiring to dispose of such wastes may consult the City as to permissible disposal methods.

(m) Wastes shall not be discharged into the sewers containing heavy metals in concentrations greater than permitted by the Regional Water Quality Control Board for sewage effluent.

(n) Wastes containing boron, fluorides, chlorides and sodium or potassiums or other dissolved solids which will cause the effluent of the City's treatment facilities to exceed the

requirements of the Regional Water Quality Control Board shall not be discharged into the City's sewers.

12-8.5 PROTECTIVE MEASURES: GENERAL

Each customer shall comply with the provisions of this section to insure that the collection, treatment and disposal processes are not damaged.

12-8.6 DEFINITIONS

The following terms are defined for the purposes of this section unless otherwise apparent from context:

(a) "Act" means the Federal Water Pollution Control Act, also known as the Clean Water Act, as amended, 38 U.S.C. Sections 1251 et seq.

(b) "Administrator" or "Regional Administrator" means the appropriate Environmental Protection Agency Regional Administrator.

(c) "Interference" means inhibition or disruption of the City's sewer system, treatment process or operations which contributes to a violation of any requirement of its National Pollution Discharge Elimination System (NPDES) permit. The term includes prevention of sewage sludge use or disposal by the City's facilities in accordance with Section 405 of the Act, or any criteria guidelines or regulations developed pursuant to the Solid Waste Disposal Act, the Clean Air Act, the Toxic Substance Control Act, or more stringent state criteria (including those contained in any state sludge management plan prepared pursuant to Title IV of the Solid Waste Disposal Act) applicable to the method of disposal or use employed by the City's treatment facilities.

(d) "Indirect Discharge" means the discharge or introduction of nondomestic pollutants from any source regulated under Section 307 (b) or (c) of the Act, into the City's treatment facilities.

(e) "New Source" means any source, the construction of which is commenced after the publication of proposed regulations prescribing a Section 307 (c) categorical Pretreatment Standard which will be applicable to such source, if such Standard is thereafter promulgated within one hundred twenty (120) days of the proposal in the Federal Register. Where the Standard is promulgated later than 120 days after the proposal, New Source means any source, the construction of which is commenced after the date of promulgation of the Standard.

(f) "Publicly Owned Treatment Works" or "P.O.T.W." means a treatment works as defined by Section 212 of the Act, which is owned by a state or municipality (as defined by Section 502 (4) of the Act). This definition includes any sewers that convey waste water to such a treatment works, but does not include pipes, sewers or other conveyances not connected to a facility providing treatment. The term also means the municipality as defined in Section 502 (4) of the Act, which has jurisdiction over the indirect discharges to and the discharges from such treatment works.

12-8.7 NATIONAL CATEGORICAL PRETREATMENT STANDARDS

Upon promulgation of the Categorical Pretreatment Standards for a particular industry sub-category, the Federal Standard, if more stringent than the limitations imposed under this ordinance for

the case of a New Source, after commencement of the discharge into the P.O.C.W., shall submit to the Manager of Water Reclamation Operations during the month of June and December, unless required more frequently in the Pretreatment Standard or by the Wastewater Facilities Supervisor the report indicating the nature and concentration of pollutants in the effluent which are limited by such Pretreatment Standards. In addition, this report shall include a report of all daily flows which during the reported period exceeded the average daily flow reported in the paragraph above. At the discretion of the Wastewater Facilities Supervisor and in consideration of such factors as local high or low flow rates, holidays, budget cycles and so forth, the Wastewater Facilities Supervisor may agree to alter the monitoring which the above reports are to be submitted.

(2) The Wastewater Facilities Supervisor may impose mass limitations on users which are using dilution to meet applicable Pretreatment Standards or Requirements, or in other cases where the imposition of mass limitations are appropriate. In such cases, the report required by subparagraph (1) of this paragraph shall indicate the mass of pollutants regulated by Pretreatment Standards in the effluent by the users. These reports shall contain the results of sampling and analysis of the discharge, including the flow and nature and concentration, of production and, where requested by the Wastewater Facilities Supervisor mass of pollutants contained therein which are limited by the applicable Pretreatment Standards. The frequency of monitoring shall be prescribed in the applicable Pretreatment Standards. All analysis shall be performed in accordance with the procedures established by the Administrator pursuant to Section 304 (g) of Act and contained in 40 CFR, Part 136 amendments thereto or with any other test procedures approved by the Administrator.

12-8.10 PUBLIC NOTIFICATION OF VIOLATIONS

The City shall annually publish, in the daily newspaper within the jurisdiction, a list of users which are not in compliance with any Pretreatment Requirements or Standards at least once during the twelve (12) previous months. The notification shall also summarize any enforcement action taken against the user during the same twelve (12) months.

12-8.11 STATE REQUIREMENTS

State requirements and limitations on discharges apply in any case where they are more stringent than Categorical Standards or this ordinance provided such requirements are adopted as set forth herein.

12-8.12 MORE STRINGENT LIMITATIONS

The City reserves the right to establish by ordinance more stringent limitations or requirements on discharges to the waste water disposal system if deemed necessary to comply with the objectives as set forth in this ordinance."

sources in that sub-category, shall immediately supersede the limitations imposed under this ordinance. The Wastewater Facilities Supervisor shall notify all effected Users of the applicable requirements under the General Pretreatment Regulations, Solid Waste Disposal Act, and the Act.

12-8.8 PRETREATMENT COMPLIANCE SCHEDULE

If additional pretreatment and/or operation and maintenance will be required to meet the Pretreatment Standards, the shortest schedule by which the user will provide such additional pretreatments shall be utilized. The completion date in this schedule shall not be later than the compliance date established for the applicable Pretreatment Standard.

The following conditions shall apply to the schedule:

(a) The schedule shall contain increments of progress in the form of dates for the commencement and completion of major events leading to the construction and operation of additional pretreatment required for the User to meet the applicable Pretreatment Standards e.g., hiring an engineer, completing preliminary plans, completing final plans executing contract for major components, commencing construction, completing construction, and so forth.

(b) No increment referred to in Paragraph 1 shall exceed nine (9) months.

(c) Not later than fourteen (14) days following each date in the schedule and the final date for compliance, the user shall submit a progress report to the Wastewater Facilities Supervisor including, as a minimum, whether or not it complied with the increment of progress to be met on such date, and, if not, the date on which it expects to comply with this increment of progress, the reason for the delay, and the steps being taken by the user to return the construction to the schedule established. In no event shall more than nine (9) months elapse between such progress reports to the Wastewater Facilities Supervisor.

12-8.9 REPORTING REQUIREMENTS FOR PERMITTEE

(a) Compliance, Date of Report

Within ninety (90) days following the date for final compliance with applicable Pretreatment Standards or, in the case of a New Source, following commencement of the introduction of waste water into P.O.T.W., any user subject to Pretreatment Standards and Requirements shall submit to the Wastewater Facilities Supervisor a report indicating the nature and concentration of all pollutants in the discharge from the regulated process which are limited by Pretreatment Standards and Requirements and the average and minimum daily flow for those process units in the user facility which are limited by such Pretreatment Standards or Requirements. The report shall state whether the applicable Pretreatment Standards or Requirements are being met on a consistent basis and, if not, what additional operation and maintenance and/or pretreatment is necessary to bring the user into compliance with the applicable Pretreatment Standards or Requirements. This statement shall be signed by an authorized representative of the user, and certified to by a qualified professional.

(b) Periodic Compliance Reports

(1) Any user subject to a Pretreatment Standard, after the compliance date of such Pretreatment Standard, or, in

Wastewater Facilities Supervisor the report indicating the nature and concentration of pollutants in the effluent which are limited by such Pretreatment Standards. In addition, this report shall include a report of all daily flows which during the reported period exceeded the average daily flow reported in the paragraph above. At the discretion of the Wastewater Facilities Supervisor and in consideration of such factors as local high or low flow rates, holidays, budget cycles and so forth, the Wastewater Facilities Supervisor may agree to alter the monitoring which the above reports are to be submitted.

(2) The Wastewater Facilities Supervisor may impose mass limitations on users which are using dilution to meet applicable Pretreatment Standards or Requirements, or in other cases where the imposition of mass limitations are appropriate. In such cases, the report required by subparagraph (1) of this paragraph shall indicate the mass of pollutants regulated by Pretreatment Standards in the effluent by the users. These reports shall contain the results of sampling and analysis of the discharge, including the flow and nature and concentration, of production and, where requested by the Wastewater Facilities Supervisor mass of pollutants contained therein which are limited by the applicable Pretreatment Standards. The frequency of monitoring shall be prescribed in the applicable Pretreatment Standards. All analysis shall be performed in accordance with the procedures established by the Administrator pursuant to Section 304 (g) of Act and contained in 40 CFR, Part 136 amendments thereto or with any other test procedures approved by the Administrator.

12-8.10 PUBLIC NOTIFICATION OF VIOLATIONS

The City shall annually publish, in the daily newspaper within the jurisdiction, a list of users which are not in compliance with any Pretreatment Requirements or Standards at least once during the twelve (12) previous months. The notification shall also summarize any enforcement action taken against the user during the same twelve (12) months.

12-8.11 STATE REQUIREMENTS

State requirements and limitations on discharges apply in any case where they are more stringent than Categorical Standards or this ordinance provided such requirements are adopted as set forth herein.

12-8.12 MORE STRINGENT LIMITATIONS

The City reserves the right to establish by ordinance more stringent limitations or requirements on discharges to the waste water disposal system if deemed necessary to comply with the objectives as set forth in this ordinance."

SECTION 5. Except as provided herein, the Ridgecrest Municipal Code is hereby reaffirmed and readopted.

APPROVED AND ADOPTED this 5th day of February, 1986, by the following vote:

AYES: Mayor Bergens, Councilmembers Condos, Pearson, and Wiknich

NOES: None

ABSTAIN: Councilmember Mower

ABSENT: None

Anna Marie Bergens

Anna Marie Bergens, Mayor

ATTEST:

Joyce M. Taft

Joyce M. Taft, City Clerk