

MINUTES OF THE ORDINANCE COMMITTEE
OF MT. VIEW SANITARY DISTRICT
JULY 21, 2010

The Ordinance Committee of the Mt. View Sanitary District convened a duly Noticed Committee Meeting at the Mt. View Sanitary District Conference Room, 3800 Arthur Road, Martinez, County of Contra Costa, State of California on July 21 2010, at 5:00 p.m.

ROLL CALL

PRESENT: Chairman Maggi and Director Williams

ABSENT: None

Also Present: STAFF – District Manager Michael Roe, Assistant District Manager Neal Allen, District Legal Counsel Dan Adams and District Engineer Randy Leptien

PUBLIC COMMENT

None

NEW BUSINESS

District Engineer Leptien and Legal Counsel Adams presented a report providing background, identifying the purpose of developing a District code and the work completed to date.

District Engineer Leptien then presented a brief summary of the 3rd Draft of the District Code identifying that the Code replaces 6 existing District Ordinances. The Draft Code also incorporates the District's rules and regulations from these 6 ordinances and also includes current practice and statutes relevant to the District's operations. Only four substantive changes have been incorporated into the Draft Code. A fifth substantive change will be added to reflect the Board of Director's recent direction to revise the Consumer Price Index comparison period to a December to December time period for the purpose of determining future cost of living related increases. The five substantive changes were summarized as:

- Sec. 3.16.5 "Grease Removal Devices." The Code would require Food Handling Establishments to observe Best Management Maintenance Practices with regard to cleaning of grease interceptor devices.
- Sec. 4.6.7 adds a requirement that properties with building floor elevations for rooms with plumbing waste fixtures that are 12-inches or less above the rim of the nearest upstream manhole install a backwater protection device or check valve on the building sewer.
- Secs 10.16 & 10.17 "Enforcement" were added by District Counsel to provide for the recovery of enforcement costs

- Chapter 11 "Appeals" was added by District Counsel to provide a defined process for appeals of due process for District constituents
- A new section to Chapter 7 will be added to identify the District's use of the December to December Consumer Price Index for purpose of determining annual increases due to inflation.

The Committee briefly discussed the need for each of the proposed substantive changes and recognized the need for discussion by the full Board of Directors for its policy decision on implementation. The Committee members also provided editorial comments and suggested minor revisions based on review of the 3rd Draft.

The Committee found that the Draft District Code is substantially complete and directed staff to incorporate the editorial comments and minor revisions discussed and to place it on the August agenda for the Board of Directors to set a public hearing to consider adoption of the Code at the September regularly scheduled Board Meeting. The Committee requested staff to distribute the Draft District Code and accompanying Staff Report to the Board of Directors as soon as possible in order to provide as much opportunity for their review prior to the August meeting.

ADJOURNMENT

Business having been concluded, the meeting was adjourned at 6:25 p.m.

Dated: July 22, 2010.



Neal Allen, Assistant District Manager