

**Ordinance No. 2009-2**  
**Board of Directors of Mission Springs Water District**  
**Riverside County, California**  
**Amending Ordinance 2008-02, Establishing Rules and Regulations for Sewer Service,**  
**and Rescinding Ordinance Nos. 99-1 & 99-2**

**Be it Ordained** by the Board of Directors of Mission Springs Water District that Sections 1.06, 3.01, 7.19, 8.04 and 9.02 of Ordinance No. 2008-02 are amended as follows:

- 1.06 Fees** – The Board shall, from time to time, by separate Ordinance and/or Resolution, prescribe and modify fees and charges for permits, construction, inspection, plan checking, sewer connection charges, sewer service charges and other services as may be provided by the District. All annexations or new developments within the District shall pay all applicable fees as determined and prescribed by the District's Rules and Regulations. The fees and charges, so prescribed and modified, are deemed incorporated into this Ordinance and the District's Rules and Regulations.
- 3.01 Sewer Connection Required** - The Owner of each house, building or property within the District in which plumbing fixtures are installed, which abuts a street or easement in which there is located a Public Sewer, is required at the Owner's expense to connect said house, building or property with said sewer, in accordance with the provisions of this Ordinance and within the time specified in an official Notice to Connect. A sewer system is "available" if a sewer system, or building connected to a sewer system, is within 100 feet of the existing or proposed dwelling unit in accordance with State Water Code Section 31103. Pursuant to applicable law, the California Regional Water Quality Control Board, Colorado River Basin Region also requires the discharge of waste from new or existing individual disposal systems on parcels of less than one-half acre that overlie the Mission Creek Aquifer or the Desert Hot Springs Aquifer in Riverside County be prohibited, if a sewer system is available.
- 7.19 Charges/Fees** - The District, by Ordinance and/or Resolution and under the authority of the District Rules, Regulations and Ordinances as may be amended from time to time, will establish fees and charges required for implementation of the District's Sewer Ordinance and specifically addressing this Section. Payment of all required fees must be received prior to any initial application, issuance, renewal or modification of an Interceptor Permit.
- 8.04 Notice to Connect a Private System(s)**– As required in Section 3.01 herein, if a Private Sewage Disposal System (septic tank) is required to connect to the Public Sewer, then the Owner(s), at their own expense, shall be required to connect said house, building or property to said sewer in accordance with the provisions of this Ordinance within the time specified in an official Notice to Connect, the standard for which is a 90-day Notice to Connect with a possible extension of 60 days. The District shall also establish a recorded notice on the property title such that before any change in ownership of the property, compliance with the provisions of this Ordinance and the Notice to Connect shall be required.

Upon failure to connect a Private System per the Notice to Connect within the time limit specified, the General Manager is authorized to take action necessary to connect the

property to the Public Sewer, pursuant to procedures of abatement listed under Article XI. – Enforcement, Sections 11.04, 11.07 and 11.08, and pursuant to the California Health and Safety Code Sections 5463, 5464 and 5474 et seq, and all costs thereof, including, but not limited to, actual cost of performing the work, attorney's fees and costs related thereto, shall constitute a lien on the property.

**9.02 Charges and Fees** – As provided in Section 1.06, the Board shall, from time to time, by separate Ordinance and/or Resolution, establish charges and fees appropriate to carry out the purposes of this Ordinance.

**Effective Date/Rescission.** This Ordinance shall take effect upon adoption and Ordinance Nos. 99-1 & 99-2 are hereby rescinded..

**Adopted** the 20<sup>th</sup> day of July 2009 by the following vote:

AYES:	Duncan, Furbee, Gibson, Wright
NOES:	Brown
ABSENT:	None

  
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President - Mission Springs Water  
District and its Board of Directors

Attest:

  
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Secretary - Mission Springs Water  
District and its Board of Directors

**CERTIFICATION OF ADOPTION**

STATE OF CALIFORNIA )  
 )  
COUNTY OF RIVERSIDE )

I, Arden Wallum, Secretary of the Board of Directors of Mission Springs Water District, certify that the foregoing is a full, true and correct copy of Ordinance No. **2009-2**, which was adopted by the Board of Directors of said district at its regular meeting held July 20, 2009.

It has not been amended or repealed.

Dated July 21, 2009

  
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Secretary of Mission Springs Water District  
and its Board of Directors

(SEAL)

