

**SANITARY DISTRICT NO. 1 OF MARIN COUNTY  
ORDINANCE NO. 68  
AMENDING ORDINANCE NO. 66 AND ORDINANCE NO. 67, EXTENDING THE  
EFFECTIVE DATE OF CERTAIN SECTIONS, AMENDING SECTION 10.2, AND  
ALLOWING FOR FUTURE CHANGES OF ORDINANCE NO. 66 BY RESOLUTION OF  
THE BOARD**

WHEREAS, the Sanitary District No. 1 of Marin County ("District") is authorized by the Sanitary District Act of 1923 (Health & Safety Code §6400 et seq.) to provide public services and facilities related to the acquisition, construction, replacement, maintenance and operation of wastewater collection facilities within the District's service area; and

WHEREAS, on June 18, 2014, the District adopted Ordinance No. 66 to regulate the testing, inspection, and maintenance of private sewer laterals; and

WHEREAS, on June 25, 2014, the District adopted Ordinance No. 67 delaying the effective date for sections 7.1.d and 7.2.b to September 1, 2014; and

WHEREAS, Ordinance No. 66 is in addition to any other requirements of Ordinance No. 26, regulating the use of private and public sewer drains, or other duly adopted Ordinances of the District; and

WHEREAS, the District finds that Section 2 of Ordinance No. 67 needs to be amended to extend Ordinance No. 66's and Ordinance No. 67's effective date specifically for its application to Section 7.1.d (Transfer of Title) and 7.2.b (Sale of Property); and

WHEREAS, the District further finds that the additional extension of the effective date for Section 7.1.d (Transfer of Title) and 7.2.b (Sale of Property) of Ordinance No. 66 is necessary in order to ensure that the District, public and real estate community have adequate time to implement its compliance provisions; and

WHEREAS, Section 10.2 of Ordinance No. 66 places a requirement that the property owner of a sewer lateral requiring repair pursuant to the requirements of Ordinance No. 66 provide proof the repair was completed as a condition of escrow; and

WHEREAS, the District does not wish to unnecessarily delay property sales transactions; and

WHEREAS, the District must maintain its ability to enforce all provisions of Ordinance No. 66; and

WHEREAS, the District finds this Ordinance No. 68 is statutorily exempt from the provisions of the California Environmental Quality Act of 1970 ("CEQA") per CEQA Guidelines Section 15307, Actions by Regulatory Agencies for Protection of Natural Resources and Section 15308, Actions by Regulatory Agencies for Protection of the Environment.

NOW, THEREFORE, the Board of Directors of the Sanitary District No.1 of Marin County does ordain as follows:

**SECTION 1. Recitals.** All of the above Recitals are true and incorporated by reference herein.

**SECTION 2. Effective date of Ordinance No. 66**

The effective date of Ordinance No. 66, Section 7.1.d, "Transfer of Title" and Section 7.2.b, "Sale of Property" shall be **January 1, 2015**. A summary of this Ordinance No. 67 shall be published once in the Marin Independent Journal, a newspaper of general circulation published in the District.

**SECTION 3. Replacement of Section 10.2 of Ordinance No. 66**

Section 10.2 of Ordinance No. 66 shall be replaced in its entirety by the following:

***Obligations of the Owner.*** *The Owner shall repair his or her sewer service lateral to the satisfaction of the District Engineer, and in compliance with the California Environmental Quality Act, including adding a conforming cleanout and backwater prevention device, and acquire all related permits from the District and obtain a final permit inspection from a District Inspector. All permits and repairs shall be completed in a timeframe that is satisfactory to the District Engineer. For repairs required under Section 7.2.b "Sale of Property", the deadline to complete repairs and final inspection shall not exceed 60 days from the close of escrow.*

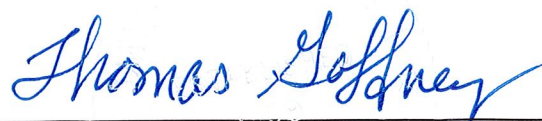
**SECTION 4.** All other provisions of Ordinance No. 66 shall remain in full force and effect.

**PASSED AND ADOPTED** at a regular meeting of the Board of Directors of the Sanitary District No. 1 of Marin County, held on the 27<sup>th</sup> day of August, 2014 by the following vote:

AYES            MEIGS, EGGER, SYLLA, BOORSTEIN, GAFFNEY

NOES

ABSENT



\_\_\_\_\_  
THOMAS GAFFNEY  
PRESIDENT OF THE BOARD

ATTEST:



\_\_\_\_\_  
MICHAEL BOORSTEIN  
SECRETARY OF THE BOARD