

RESOLUTION NO. 2016-881
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE COSTA
MESA SANITARY DISTRICT ORDERING THAT PUBLICATION OF
ORDINANCE NO. 112 REVISING ITS REQUIREMENTS FOR SEWER
PERMITS HAS OCCURRED

WHEREAS, the Board of Directors on March 24, 2016 adopted Ordinance No. 112 revising its requirements for sewer permits;

WHEREAS, that Ordinance was published in the Newport Beach/Costa Mesa Daily Pilot on May 21, 2016, and

WHEREAS, Health and Safety Code Section 6490 provides that an order of the Board that publication has occurred is conclusive evidence that publication has properly been made;

NOW, THEREFORE, the Board of Directors does hereby resolve:

That it is hereby ordered and decreed that publication of Ordinance No. 112 revising its requirements for sewer permits has occurred.

PASSED and **ADOPTED** on this ____ day of _____ 2016.

Secretary, Costa Mesa Sanitary District
Board of Directors

President, Costa Mesa Sanitary District
Board of Directors

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS
CITY OF COSTA MESA)

I, NOELANI MIDDENWAY, Clerk of the Costa Mesa Sanitary District, hereby certify that the above and foregoing Resolution No. 2016-881 was duly and regularly passed and adopted by said Board of Directors at a regular meeting thereof, held on the day of _____ 2016 by the following votes:

AYES:

NOES:

ABSENT:

ABSTAIN:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Costa Mesa Sanitary District, this ____ day of _____ 2016.

Noelani Middenway
Clerk of the Costa Mesa Sanitary District

GROSS PRICE * : \$331.75

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Preview

ORDINANCE NO. 112

AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE COSTA MESA SANITARY DISTRICT REVISING ITS REQUIREMENTS FOR SEWER PERMITS

WHEREAS, the District has established requirements for obtaining a sewer permit; and

WHEREAS, the Board of Directors has determined that the insurance and bonding requirements should only be applicable for sewer work that will be accepted into the District's public system or that requires excavation in the public right of way; and

WHEREAS, the Board has further determined that contractor license status should be required and checked by District staff before work begins, and that the contractor status may be different for private work and public sewer system work; and

WHEREAS, the Board does hereby desire to make those changes and clarifications.

NOW, THEREFORE, the Board of Directors of the Costa Mesa Sanitary District does hereby ORDAIN as follows:

Section 1. That subsections (i) and (j) are hereby amended, and subsection (k) is added, to Section 6.04.060 of the District's Operations Code to read:

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"....

- (i) License status. For sewer work that will be accepted into the District's system, or that will involve excavation in the public right of way, or that will involve a connection to the District's main line, the Contractor shall maintain a C-42 or A license, or such other license that the District Engineer shall determine is similar based on state law. For all other general plumbing work involving only private facilities on private property, the contractor shall have a C-36 license or such license as the District Engineer determines is similar based on state law. District personnel shall verify the status of the license before the permit will issue.
- (j) Insurance. Insurance shall only be required for permit issuance if work will involve District facilities or excavation work in the right of way. For that work, no permit will issue unless the contractor doing the work has commercial general liability, with underground coverage, and automobile coverage. The District and its officers, agents and employees shall be named as an additional insured and provided with an endorsement evidencing such coverage on District forms or on forms acceptable to District. Such coverage must provide that it will not be cancelled without 30 days notice to the District. Insurance shall have a Best's Key Guide rating of A-VIII or better and must be issued by an insurance company authorized to do business in California. Contractors shall also provide proof of workers compensation coverage. Contractors performing work for the District shall follow the insurance requirements of the contract.
- (k) Bonds. For insurance that will involve District facilities or work in the right of way, the District shall require a performance bond if the work is over \$25,000 in value, and shall require a labor and materials bond before the permit will issue. The bonds must be issued by an admitted surety. No permit will issue unless such bonds are on file and have been verified. "

Los Angeles Times

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* Agency Commission not included

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Section 2. Should any part, clause or section of this Ordinance be declared by any Court of competent jurisdiction to be invalid, the remaining provisions of this Ordinance shall nevertheless be and remain in full force and effect and the Board of Directors of the Costa Mesa Sanitary District of Orange County, California, hereby declares that each and every section, clause, provision or part of this Ordinance would have been adopted and made a part of this Ordinance without the adoption of any portion thereof and that the invalidity of any part or provision hereof shall not in any way affect the validity or enforcement of the remaining provisions of this Ordinance that may stand on their own.

Section 3. Pursuant to Health and Safety Code Sections 6490 and 6494.3, the District Clerk shall cause this ordinance or a summary thereof to be published in a newspaper of general circulation printed and published in the District according to law.

PASSED and ADOPTED this 24th day of March, 2016.

/s/Robert Ooten
Secretary

/s/Mike Scheafer
President

APPROVED AS TO FORM
/s/ Alan Burns
District Counsel

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS
CITY OF COSTA MESA)

I, NOELANI MIDDENWAY, District Clerk of the Costa Mesa Sanitary District, hereby certify that the above and foregoing Ordinance No. 112 was duly and regularly passed and adopted by said Board of Directors at a regular meeting thereof, held on the _____ day of _____, 2016 by the following votes:

AYES:

NOES:

Los Angeles Times

MEDIA GROUP

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ABSENT:

ABSTAIN:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal
of the Costa Mesa Sanitary District, this _____ day of
_____, 2016.

Clerk of the Costa Mesa Sanitary District