

Title 13

PUBLIC SERVICES

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Chapter 13.04

WATER SYSTEM

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*Editor's Note: Former Chapter 12.20, Commercial Vessel Passenger Fees, previously codified herein and containing portions of Ordinance Nos. 232-92, 238-92 and 257-92 was repealed in its entirety by Ordinance No. 307-94. See Chapter 12.18 for provisions concerning commercial vessel passenger fees.

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13.04.010 Definitions. In this chapter unless the context otherwise requires:

- A. "Water connection" means that part of the water distribution system connecting the water main with the lot line of abutting property.
- B. "Water extension" means that part of the water distribution system extending from the water connection into the premises served.
- C. "Water main" means that part of the water distribution system intended to serve more than one water connection. (Prior code §32.05.010)

13.04.020 Connections—Authorization required.

- A. Rules and Regulations. Customers accepting water service must agree to abide by the rules and regulations established in the duly approved Whittier Utility tariff and by those set forth in this code, including those alterations or amendments which may be made from time to time.
- B. Additional Conditions of Service.
 - 1. All service connections shall be constructed by an approved contractor and inspected and approved by the city. The city will locate and designate the water main on which a connection will be made.
 - 2. The customer shall be responsible for all material, excavation and labor necessary to connect the water service line in a manner approved by the city.
 - 3. A person desiring to receive service through a main connection installed by another private property owner shall make application to the city and agree to pay the prorated share of the cost of the original connection through on assessment or payment in lieu of assessment. The city will reimburse any such assessments to the party who paid for the original connection.
 - 4. Water service connections to asphaltic cement pipe shall be by use of a Romac SST - (stainless steel tapping sleeve) or

approved equal. Connections to ductile iron pipe shall be by use of service saddles or other approved connection.

5. All water service lines shall be Class 52 ductile iron with minimum diameter of four inches unless otherwise approved. Each service line shall have a valve located adjacent to the main or at the property line. Location shall be determined by the city.

6. The city may refuse to permit any person to connect to a water main or to be served directly or indirectly by water from the city, and may refuse to accept a water main for operation and maintenance purposes unless the main was constructed and installed pursuant to a written agreement with the city or the city can otherwise assure itself that the main was constructed and installed in compliance with the applicable requirements of the city.

7. The city will maintain and repair all mains and all service connections that have been accepted for maintenance and operation by the utility but will not be responsible for maintaining and repairing service lines on private property or for damage to the service connection caused by freezing.

8. Customers are responsible for all frozen water connections and extensions from the main to the premises.

9. The customer shall keep the key-box lid and thaw wire exposed and their location marked, if necessary, and shall maintain access to the key box at all times.

10. A properly identified employee of the city shall have access to the premises of a customer at all reasonable times for the purpose of turning the water service on or off, reading meters, testing or inspecting the customer's facilities or equipment, or installing or repairing, removing or exchanging facilities or equipment of the city. (Ord. 239-92 §1, 1992: prior code §32.05.020(a))

13.04.030 Extension—Installation permit required. No person shall install a water extension without first obtaining a written permit from the city engineer or other person authorized by the city council. (Prior code §32.05.020(b))

13.04.040 Private system—Permit required. No person shall construct any private water main, connection or extension which will be served directly or indirectly by the city water distribution system without first obtaining a written permit from the city engineer or the person authorized by the city council. (Prior code §32.05.030)

13.04.050 Service—Contract required. No property shall be served directly or indirectly by the city water distribution system unless the person so served, or his authorized representative, has first entered into a contract with the city for such service. (Prior code §32.05.040(a))

13.04.060 Service—Discontinuance for nonpayment. The city clerk is empowered to discontinue water service for nonpayment of any utility service charges, connection fees and the like. An interest rate of ten and one-half percent per year shall accrue on all accounts from the date of delinquency. (Ord. 187-91 §1, 1991: Prior code §32.05.040(b))

13.04.070 Service—Authority to turn on or off. No person, other than an authorized employee of the city, shall turn on or off any water service. (Prior code §32.05.040(c))

13.04.080 Inspection and approval of connections and extensions. No water main connection or extension shall be covered until inspected and approved by the city engineer or other person authorized by the city council, who shall be notified when such construction is ready for inspection. (Prior code §32.05.040(d))

13.04.090 Right of entry. No person shall refuse to admit, after notice and at reasonable hours, to premises owned or occupied by him, or shall hinder, any authorized agent of the city entering such premises for the purpose of inspecting any piping in connection with the water distribution system. (Prior code §32.05.040(e))

13.04.100 Responsibility for charges. When water is supplied for the use of several properties or families from one water connection the party owning the premises adjacent to the curb cock shall be held responsible for all charges as though he were the owner of the properties benefited by such water connection. No future connections of this nature shall be permitted unless individual curb cocks are installed by each user at the alley or street line. No consumer shall resell water. (Prior code §32.05.040(f))

13.04.110 Frozen pipes and extensions. Consumers shall be responsible for all frozen water connections and extensions, and the city shall not be responsible therefor. (Prior code §32.05.050)

13.04.120 Authority to discontinue supply—Liability. Water may at any time be shut off from water mains without notice for repairs, extensions or other necessary purposes. The city will not be liable to the consumer for any loss or damage which may be caused by failure of the city to deliver water. Whenever feasible the city shall give public notice of shutoffs, but shall not be bound to do so. (Prior code §32.05.060)

13.04.130 Cross-connections. No person shall make or maintain any cross-connections between the city water supply system and a private water supply. (Prior code §32.05.070)

13.04.140 Water supply required—When.
A. No person shall fail to provide an adequate water supply to any structure or premises owned by him, where a water supply is a necessary sanitary convenience.

B. No person shall occupy or use any structure which is located within one hundred feet of a sewer main unless the structure is provided with an adequate water supply (Prior code §32.05.080)

13.04.150 Establishment of a water service fee schedule. A fee schedule will be set by resolution and adopted by the city council whenever it is deemed necessary to adjust the rate of the service to adequately offset the cost of providing water services. (Ord. 46, 1986)

Chapter 13.08

SEWER SYSTEM

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ARTICLE I. DEFINITIONS

13.08.010 Definitions. Unless the context specifically indicates otherwise, the meaning of terms used in this chapter shall be as follows:

A. "Biochemical oxygen demand (BOD)" means the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five days at twenty degrees centigrade, expressed in milligrams per liter.

B. "Building drain" means that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five feet (1.5 meters) outside the inner face of the building wall.

C. "Building sewer" means the extension from the building drain to the public sewer or other place of disposal, also called "house connection."

D. "Combined sewer" means a sewer intended to receive both wastewater and stormwater or surface water.

E. "Easement" means an acquired legal right for the specific use of land owned by others.

F. "Floatable oil" is oil, fat, or grease in a physical state such that it will separate by gravity from wastewater by treatment in an approved pretreatment facility. A wastewater shall be considered free of floatable fat if it is properly pretreated and the wastewater does not interfere with the collection system.

G. "Garbage" means the animal and vegetable waste resulting from the handling, preparation, cooking and serving of foods.

H. "Industrial wastes" means the wastewater from industrial processes, trade, or business as distinct from domestic or sanitary wastes.

I. "Natural outlet" means any outlet, including storm sewers and combined sewer overflows, into a watercourse, pond, ditch, lake, or other body of surface water or groundwater.

J. "May" is permissive.

K. "Person" means any individual, firm, company, association, society, corporation, or group.

L. "pH" means the logarithm of the reciprocal of the hydrogen-ion concentration. The concentration is the weight of hydrogen ions, in grams, per liter of solution. Neutral water, for example, has a pH value of 7 and a hydrogen-ion concentration of 10⁻⁷.

M. "Properly shredded garbage" means the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half inch (1.27 centimeters) in any dimension.

N. "Public sewer" means a common sewer controlled by a governmental agency or public utility.

O. "Sanitary sewer" means a sewer that carries liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions together with minor quantities of groundwater, stormwater, and surface water that are not admitted intentionally.

P. "Sewage" is the spent water of a community. The preferred term is "wastewater", as defined in subsection 24 of this section.

Q. "Sewer" means a pipe or conduit that carries wastewater or drainage water.

R. "Shall" is mandatory.

S. "Slug" means any discharge of water or wastewater which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen minutes more than five times the average twenty-four-hour concentration of flows during normal operation and shall adversely affect the collection system and/or performance of the wastewater treatment works.

T. "Storm drain" means a drain or sewer for conveying water, groundwater, subsurface water, or unpolluted water from any source.

U. "Superintendent" means the superintendent of wastewater treatment works, of the city, or its authorized deputy, agent, or representative.

V. "Suspended solids" means total suspended matter that either floats on the surface of, or is in suspension in, water, wastewater, or other liquids, and that is removable by laboratory filtering as prescribed in Standard Methods for the Examination of Water and Wastewater and referred to as nonfilterable residue.

W. "Unpolluted water" is water of quality equal to or better than the effluent criteria in effect or water that would not cause violation of receiving water quality standards and would not be benefited by discharge to the sanitary sewers and wastewater treatment facilities provided.

X. "wastewater" means the spent water of a community. From the standpoint of source, it may be a combination of the liquid and water-carried wastes from residence, commercial buildings, industrial plants, and institutions, together with any groundwater, surface water, and stormwater that may be present.

Y. "wastewater facilities" means the structures, equipment, and processes required to collect, carry away, and treat domestic and industrial wastes and dispose of the effluent.

Z. "wastewater treatment works" means an arrangement of devices and structures for treating wastewater, industrial wastes, and sludge.

AA. "Watercourse" means a natural or artificial channel for the passage of water either continuously or intermittently. (Ord. 4-5-83 Art. I, 1983)

ARTICLE II. PUBLIC SEWER USE

13.08.020 Placing objectionable waste. It shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property with the city or in any area under the jurisdiction of the city, any human or animal excrement, garbage, or objectionable waste. (Ord. 4-5-83 Art. II §1, 1983)

13.08.030 Polluted discharges. It shall be unlawful to discharge to any natural outlet within the city, or in any area under the jurisdiction of the city, any wastewater or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this chapter. (Ord. 4-5-83 Art. II §2, 1983)

13.08.040 Privies. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool or other facility intended or used for the disposal of wastewater. (Ord. 4-5-83 Art. II §3, 1983)

13.08.050 Toilet installation. The owners of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the city and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the city are required at the owners' expense to install suitable toilet facilities therein,

and to connect such facilities directly with the proper public sewer in accordance with the provisions of this chapter, within ninety days after date of official notice to do so, provided that said public sewer is within one hundred feet (30.5 meters) of the property line. (Ord. 4-5-83 Art. II §4, 1983)

ARTICLE III. PRIVATE WASTEWATER DISPOSAL

13.08.060 Required—When. Where a public sanitary or combined sewer is not available under the provisions of Article II, Section 13.08.050, the building sewer shall be connected to a private wastewater disposal system complying with the provisions of this article. (Ord. 4-5-83 Art. III §1, 1983)

13.08.070 Permit—Fee. Before commencement of construction of a private wastewater disposal system, the owners shall first obtain a written permit signed by the city manager. The application for such permit shall be supplemented by any plans, specifications, and other information as deemed necessary. A permit and inspection fee of ten dollars shall be paid to the city at the time the application is filed. (Ord. 4-5-83 Art. III §2, 1983)

13.08.080 Permit—When effective. A permit for a private wastewater disposal system shall not become effective until the installation is completed to the satisfaction of the city. The city shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the city when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within forty eight hours of the receipt of notice by the city. (Ord. 4-5-83 Art. III §3, 1983)

13.08.090 Connection to public sewer required—When. At such time as a public sewer becomes available to property served by a private wastewater disposal system, a direct connection shall be made to the public sewer within sixty days in compliance with this chapter, and any septic tanks, cesspools, and similar private wastewater disposal facilities shall be cleaned of sludge and filled with suitable material. (Ord. 4-5-83 Art. III §5, 1983)

13.08.100 Sanitary operation. The owners shall operate and maintain the private wastewater disposal facilities in a sanitary manner at all times, at no expense to the city. (Ord. 4-5-83 Art. III §6, 1983)

13.08.110 Additional requirements. No statement contained in this article shall be construed to interfere with any additional requirements that may be imposed by the health officer. (Ord. 4-5-83 Art. III §7, 1983)

ARTICLE IV. BUILDING SEWERS AND CONNECTIONS

13.08.120 Permit—Required. No unauthorized persons shall uncover, make any connection with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit. (Ord. 4-5-83 Art. IV §1, 1983)

13.08.130 Permit—Classification—Fees. There shall be two classes of building sewer permits: (a) for residential and commercial service, and (b) for service to establishments producing industrial wastes. In either case, the owners or their agents shall make application on a special form furnished by the city. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the city. A permit and inspection fee of ten dollars for a residential or commercial building sewer permit and ten dollars for an industrial building sewer permit shall be paid to the city at the time the application is filed. (Ord. 4-5-83 Art. IV §2, 1983)

13.08.140 Costs and expenses. All costs and expenses incidental to the installation and connection of the building sewer shall be borne by the owners. The owners shall indemnify the city from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer. (Ord. 4-5-83 Art. IV §3, 1983)

13.08.150 Separate and independent sewer required—

Exception. A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the front building may be extended to the rear building and the whole considered as one building sewer, but the city does not and will not assume any obligation or responsibility for damage caused by or resulting from any such single connection aforementioned. (Ord. 4-5-83 Art. IV §4, 1983)

13.08.160 Old sewers. Old building sewers may be used in connection with new buildings only when they are found, on examination and testing by the city, to meet all requirements of this chapter. (Ord. 4-5-83 Art. IV §5, 1983)

13.08.170 Construction—Conformance with building codes. The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the city. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the ASTM and WPCF Manual of Practice No. 9 shall apply. (Ord. 4-5-83 Art. IV §6, 1983)

13.08.180 Elevation. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer. (Ord. 4-5-83 Art. IV §7, 1983)

13.08.190 Surface drainage. No person shall make connection of roof downspouts, foundation drains, areaway drains, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer unless such connection is approved by the city for purposes of disposal of polluted surface drainage. (Ord. 4-5-83 Art. IV §8, 1983)

13.08.200 Connections—Conformance with building codes. The connection of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the city, or the procedures set forth in appropriate specifications of the ASTM and the WPCF Manual of Practice No. 9. All such connections shall be made gastight and watertight and verified by proper testing. Any deviation from the prescribed procedures and materials must be approved by the city before installation. (Ord. 4-5-83 Art. IV §9, 1983)

13.08.210 Inspection. The applicant for the building sewer permit shall notify the city when the building sewer is ready for inspection and connection to the public sewer. The connection and testing shall be made under the supervision of the city or its representative. (Ord. 4-5-83 Art. IV §10, 1983)

13.08.220 Work safety. All excavations for building sewer installation shall be adequately guarded with barricades and lights to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of work shall be restored in a manner satisfactory to the city. (Ord. 4-5-83 Art. IV §11, 1983)

ARTICLE V. WASTEWATER DISCHARGES

13.08.230 Discharge of unpolluted waters—Prohibited. No persons shall discharge or cause to be discharged any unpolluted waters such as stormwater, groundwater, roof runoff, subsurface drainage, or cooling water to any sewer, except stormwater runoff from limited areas, which stormwater may be polluted at times, may be discharged to the sanitary sewer by permission of the city. (Ord. 4-5-83 Art. V §1, 1983)

13.08.240 Stormwater. Stormwater other than that exempted under Section 13.08.230, and all other unpolluted drainage

shall be discharged to such sewers as are specifically designated as combined sewers or storm sewers or to a natural outlet approved by the city and other regulatory agencies. Unpolluted industrial cooling water or process waters may be discharged, on approval of the city, to a storm sewer, combined sewer, or natural outlet. (Ord. 4-5-83 Art. V §2, 1983)

13.08.250 Prohibited substances. No persons shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer:

- A. Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas;
- B. Any waters containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or to interfere with any waste treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the wastewater treatment plant;
- C. Any waters or wastes having a pH lower than 5.5 or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the wastewater works;
- D. Solid viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the wastewater facilities such as, but not limited to, ashes, bones, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, unground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc., either whole or ground by garbage grinders. (Ord. 4-5-83 Art. V §3, 1983)

13.08.260 Limited substances. The following described substances, materials, waters, or waste shall be limited in discharges to municipal systems to concentrations or quantities which will not harm either the sewers, wastewater treatment process or equipment, will not have an adverse effect on the receiving stream, or will not otherwise endanger lives, limb, public property, or constitute a nuisance. The city may set limitations lower than the limitations established in the regulations below if in its opinion such more severe limitations are necessary to meet the above objectives. In forming its opinion as to the acceptability, the city will give consideration to such factors as the quantity of subject waste in relation to flows and velocities in the sewers, materials of construction of the sewers, the wastewater treatment process employed, capacity of the wastewater treatment plant, degree of treatability of the waste in the wastewater treatment plant, and other pertinent factors. The limitations or restrictions on materials or characteristics of waste or wastewater discharge to the sanitary sewer which shall not be violated without approval of the city are as follows:

- A. Wastewater having a temperature higher than one hundred degrees Fahrenheit (sixty-five degrees centigrade);
- B. Wastewater containing more than twenty-four milligrams per liter of petroleum oil, nonbiodegradable cutting oils, or product of mineral oil origin;
- C. Wastewater from industrial plants containing floatable oils, fats, or grease;
- D. Any garbage that has not been properly shredded (see Article I, Section 13.08.010, subsection 13). Garbage grinders may be connected to sanitary sewers from homes, hotels, institutions, restaurants, hospitals, catering establishments, or similar places where garbage originates from the preparation of food in kitchens for the purpose of consumption on the premises or when served by caterers;
- E. Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances to such degree that any such material received in the composite wastewater at the wastewater treatment works exceeds the limits established by the city for such materials;
- F. Any waters or wastes containing odor-producing substances exceeding limits which may be established by the city;
- G. Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the city in compliance with applicable state or federal regulations;
- H. Quantities of flow, concentrations, or both which constitute a "slug" as defined herein;
- I. Waters or wastes containing substances which are not amenable to treatment or reduction by the wastewater treatment processes employed, or are amenable to treatment only to such degree that the wastewater treatment plant effluent cannot meet the

requirements of other agencies having jurisdiction over discharge to the receiving waters.

J. Any water or wastes which, by interaction with other water or wastes in the public sewer system, release obnoxious gases, form suspended solids which interfere with the collection system, or create a condition deleterious to structures and treatment processes. (Ord. 4-5-83 Art. V §4, 1983)

13.08.270 City actions. If any waters or wastes are discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Section 13.08.260, and which in the judgment of the city may have a deleterious effect upon the wastewater facilities, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the city may:

- A. Reject the wastes;
- B. Require pretreatment to an acceptable condition for discharge to the public sewers;
- C. Require control over the quantities and rates of discharge; and/or
- D. Require payment to cover added cost of handling and treating the wastes not covered by existing taxes or sewer charges under the provisions of Section 13.08.320.

When considering the above alternatives, the city shall give consideration to the economic impact of each alternative on the discharger. If the city permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the city. (Ord. 4-5-83 Art. V §5, 1983)

13.08.280 Interceptors. Grease, oil, and sand interceptors shall be provided, when, in the opinion of the city, they are necessary for the proper handling of liquid wastes containing floatable grease in excessive amounts, as specified in Section 13.08.260C, or any flammable wastes, sand, or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the city and shall be located as to be readily and easily accessible for cleaning and inspection. In the maintaining of these interceptors, the owners shall be responsible for the proper removal and disposal by appropriate means of the captured material, and shall maintain records of the dates and means of disposal which are subject to review by the city. Any removal and hauling of the collected materials not performed by owners' personnel must be performed by currently licensed waste disposal firms. (Ord. 4-5-83 Art. V §6, 1983)

13.08.290 Pretreatment. Where pretreatment or flow equalizing facilities are provided or required for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owners at their expense. (Ord. 4-5-83 Art. V §7, 1983)

13.08.300 Observation, sampling and measurement. When required by the city, the owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable structure together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such structure, when required, shall be accessibly and safely located and shall be constructed in accordance with plans approved by the city. The structure shall be installed by the owner at his expense and shall be maintained by him so as to be safe and accessible at all times. (Ord. 4-5-83 Art. V §8, 1983)

13.08.310 Information required. The city may require a user of sewer services to provide information needed to determine compliance with this chapter. These requirements may include:

- A. Wastewaters discharge peak rate and volume over a specified time period;
- B. Chemical analyses of wastewaters;
- C. Information on raw materials, processes, and products affecting wastewater volume and quality;
- D. Quantity and disposition of specific liquid, sludge, oil, solvent, or other materials important to sewer use control;
- E. A plot plan of sewers of the user's property showing sewer and pretreatment facility location;

- F. Details of wastewater pretreatment facilities;
- G. Details of systems to prevent and control the losses of materials through spills to the municipal sewer. (Ord. 4-5-83 Art. V §9, 1983)

13.08.320 Measurement standard. All measurements, tests, and analyses of the characteristics of waters, and wastes to which reference is made in this chapter shall be determined in accordance with the latest edition of Standard Methods for the Examination of Water and Wastewater, published by the American Public Health Association. Sampling methods, location, times, durations, and frequencies are to be determined on an individual basis subject to approval by the city. (Ord. 4-5-83 Art. V §10, 1983)

13.08.330 Special agreements. No statement contained in this article shall be construed as preventing any special agreement or arrangement between the city and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the city for treatment. (Ord. 4-5-83 Art. V §11, 1983)

ARTICLE VI. INSPECTOR POWERS AND AUTHORITY

13.08.340 Right of entry. The city and other duly authorized employees of the city, bearing proper credentials and identification, shall be permitted to enter all properties for the purpose of inspection, observation, measurement, sampling, and testing pertinent to discharge to the community system in accordance with the provisions of this chapter. (Ord. 4-5-83 Art. VII §1, 1983)

13.08.350 Confidentiality. The city or other duly authorized employees are authorized to obtain information concerning industrial processes which have a direct bearing on the kind and source of discharge to the wastewater collection system. The industry may withhold information considered confidential. The industry must establish that the revelation to the public of the information in question might result in an advantage to competitors. (Ord. 4-5-83 Art. VII §2, 1983)

13.08.360 Indemnification of city employees. While performing the necessary work on private properties, the city or duly authorized employees of the city shall observe all safety rules applicable to the premises established by the company, and the company shall be held harmless from injury or death to the city's employees, and the city shall indemnify the company against loss or damage to its property by the city's employees and against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operation except as such may be caused by negligence or failure of the company to maintain safe conditions as required in Article V, Section 13.08.300. (Ord. 4-5-83 Art. VII §3, 1983)

13.08.370 Credentials. The city and other duly authorized employees of the city bearing proper credentials and identification shall be permitted to enter all private properties through which the city holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair and maintenance of any portion of the wastewater facilities lying within said easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved. (Ord. 4-5-83 Art. VII §4, 1983)

ARTICLE VII. ENFORCEMENT

13.08.380 Harming equipment prohibited. No persons shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the wastewater facilities. Any persons violating this provision shall be subject to immediate arrest under charge of disorderly conduct. (Ord. 4-5-83 Art. VI §1, 1983)

13.08.390 Service of notice. Any person found to be violating any provision of this chapter except Section 13.08.380 shall be served by the city with written notice stating the nature of the violations

and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations. (Ord. 4-5-83 Art. VIII §1, 1983)

13.08.400 Liability. Any person violating any of the provisions of this chapter shall become liable to the city for any expense, loss, or damage occasioned by the city by reason of such violation. (Ord. 4-5-83 Art. VIII §3, 1983)

13.08.410 Violation—Penalty. Any person who shall continue any violation beyond the time limit provided for in Section 13.08.390 of this article shall be guilty of a misdemeanor, and on conviction thereof shall be fined in the amount not exceeding three hundred dollars for each violation. Each day in which any such violation shall continue shall be deemed a separate offense. (Ord. 4-5-83 Art. VIII §2, 1983)

Chapter 13.12

SEWER USER CHARGES

Sections:

- [13.12.010 Definitions.](#)
- [13.12.020 Distribution.](#)
- [13.12.030 Establishment of classes.](#)
- [13.12.040 Establishment of flat charge.](#)
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- [13.12.060 Classification—Review.](#)
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- [13.12.330 Appeal—Recomputation.](#)
- [13.12.340 Industrial cost recovery system.](#)

13.12.010 Definitions. As used in this chapter:

A. "BOD" (biochemical oxygen demand) means the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five days at twenty degrees centigrade, expressed in milligrams per liter.

B. "Collection system" means the system of public sewers to be operated by the city designed for the collection of sanitary sewage.

C. "Commercial user" means any premises used for commercial or business purposes which is not industry as defined in this chapter.

D. "Domestic waste" means any wastewater emanating from dwellings or from domestic activities which are performed outside the home in lieu of a home activity directly by or for private citizens.

E. "Industrial user" means any non-governmental user of the public treatment works identified in the "Standards Industrial Classification Manual," 1972, Office of Management and Budget, as amended and supplemented, under the following divisions:

Division A — Agriculture, Forestry and Fishing

Division B — Mining

Division D — Manufacturing

Division E — Transportation,
Communications, Electric, Gas
and Sanitary Services

Division I — Services

A user in these divisions may be excluded from the industrial category if it is determined that it will introduce primarily domestic wastes and wastes from sanitary conveniences.

F. "Industrial waste" means that portion of the wastewater emanating from an industrial user which is not domestic waste or waste from sanitary convenience.

G. "Operation and maintenance" means all activities, goods, and services which are necessary to maintain the proper capacity and performance of the treatment works for which such works were designed and constructed. The term "operation and maintenance" includes "replacement" as defined hereinafter.

H. "Person" means any individual, firm, company, association, corporation, or group.

I. "Public treatment works" means a treatment works owned and operated by a public authority.

J. "Replacement" means acquisition and installation of equipment, accessories, or appurtenances which are necessary during the service life of the treatment works to maintain the capacity and performance for which such works were designed and constructed.

K. "Service area" means all of the area served by the treatment works for which there is one uniform user charge system.

L. "Sewage" means a combination of water-carried wastes from residences, business building, institutions, and industrial establishments, together with such groundwater, surface water, and stormwaters as may be present.

M. "Sewage treatment plant" means an arrangement of devices and structures used for treating sewage.

N. "Shall" is mandatory; "may" is permissive.

O. "Suspended solids" means solids that either float on the surface or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

P. "Treatment works" means all facilities for collecting, pumping, treating, and disposing of sewage. "Treatment system" and "sewerage system" shall be equivalent terms for "treatment works."

Q. "User" means every person using any part of the public treatment works of the city.

R. "User charge" means the periodic charges levied on all users of the public treatment works, and shall, at a minimum, cover each user's proportionate share of the cost of operation and maintenance. (Ord. 4-5-83A Art. I, 1983)

13.12.020 Distribution. User charges shall be levied on all users of the public treatment works which shall cover the cost of operation and maintenance, debt, service, taxes, and other administration costs of such treatment works. The user charge system shall distribute these costs in proportion to each user's contribution to the wastewater loading of the treatment works. (Ord. 4-5-83A Art. II §1, 1983)

13.12.030 Establishment of classes. There are established classes of users such that all members of a class discharge approximately the same volume and strength of wastewater per residence, facility, seat, or other appropriate unit. (Ord. 4-5-83A Art. II §2, 1983)

13.12.040 Establishment of flat charge. The flat charge for appropriate unit is established in proportion to the volume and strength

of wastes discharged from that unit such that each user pays his proportionate share of the treatment costs. (Ord. 4-5-83A Art. II §3, 1983)

13.12.050 Report of change in number of units—

Required. Any change in the number of units on the premises of a user shall be reported by that user to the city manager. (Ord. 4-5-83A Art. II §4, 1983)

13.12.060 Classification—Review. Should any user believe that he has been incorrectly assigned a particular user class or incorrectly assigned a wastewater volume or strength, that user may apply for review of his user charge as provided in Sections 13.12.310 through 13.12.330 of this chapter. (Ord. 4-5-83A Art. II §5, 1983)

13.12.070 Classification—Reassignment. Should the city manager determine that a user is incorrectly assigned to a user class or incorrectly assigned a wastewater volume or strength he shall reassign a more appropriate user class or wastewater volume or strength to that user and shall notify that user of such reassignment. (Ord. 4-5-83A Art. II §6, 1983)

13.12.080 Records. Records of all assigned rates and any assigned wastewater volumes and strengths to user and user classes shall be kept on file with the city recorder and shall be open for public inspection. (Ord. 4-5-83A Art. II §7, 1983)

13.12.090 Designated. The following sewer user charges are established for the following user classes:

<u>User Class</u>	<u>Rate per Month</u>	<u>Unit</u>
Bars, cocktail lounges, taverns (no kitchen)	\$ 0.72	per seat
Barber and beauty shops	\$ 2.40	per station
Boat harbor	\$ 0.80	per slip
Cafes, cafeterias, restaurants, taverns (with kitchens)	\$ 3.20	per seat
Churches, lodges, clubs	\$ 8.00	per unit
plus	\$ 4.80	per kitchen
plus	\$ 0.72	per cocktail lounge seat
Hotels, motels	\$ 1.60	per three employees
plus	\$ 1.60	per unit without bath
plus	\$ 3.20	per unit with bath
plus	\$ 1.60	per kitchen facility in above units

(Ord. 314-94 §2 (part), 1995: Ord. 4-5-83A Art. II §8, 1983)

13.12.100 Special user. Any user which cannot be classified by virtue of the volume and/or strength of his wastewater in any of the above user classes shall be considered a special user. If the strength of such wastes is not significantly different from that of normal household wastes such user shall be placed in the open class and shall be assigned the appropriate wastewater volume. If the wastewater strength is significantly different from that of normal household waste, a special charge based on both volume and strength shall be assigned to that user by the city manager. (Ord. 4-5-83A Art. II §9, 1983)

13.12.120 Report of wastewater characteristics. All users contributing more than two thousand cubic feet per month and whose waste strength is greater than 600 mg BOD/l or 600 mg SS/l shall

prepare and file with the city a report that shall include pertinent data relating to the wastewater characteristics, including the methods of sampling and measurement to obtain this data, and this data shall be used to calculate the user charge for that user. The city shall have the right to gain access to the waste stream and take its own samples. Should the city do so and should the results be substantially different as determined by the city from the data submitted by the user, the user charge for that user shall be revised accordingly and shall be effective retroactively up to six months. (Ord. 4-5-83A Art. II §11, 1983)

13.12.130 Initiation. The sewer user charge for all occupied property shall begin on July 1, 1983 or the day that connection is made to the public sewer whichever comes first. The sewer user charge for all unoccupied property shall begin within thirty days after the property is ready for occupancy or on the first day of occupancy, whichever comes first. All unoccupied property which is ready for occupancy at the time the sewer service becomes available shall be treated as occupied property. Once the sewer user charge has commenced, no credit shall be given for vacancy unless it can be demonstrated that water service to that property from any and all sources has been discontinued, at which time the user charge shall be reduced to no less than eight dollars per month, and the regular user charge shall be reinstated as soon as the water service to that property from any source has begun. If the dates upon which the user charge is commenced or altered does not fall the first day of a billing period, the rate shall be appropriately prorated. (Ord. 314-94 §2 (part), 1995: Ord. 4-5-83A Art. II §13, 1983)

13.12.140 Classification—When more than one per user. A single user having more than one classification of use shall be charged the sum of the charges for those classifications. (Ord. 4-5-83A Art. II §13, 1983)

13.12.150 Monthly fee for residential users. A single monthly fee for residential users to the system shall be twelve dollars and eighty cents per month. This fee is subject to review and revision as defined in Section 13.12.170. (Ord. 31494 §2 (part), 1995: Ord. 4-5-83A Art. II § 14, 1983)

13.12.155 Monthly fee for retail stores with employee-only restrooms. The monthly sewer user fee for retail stores with restroom facilities limited to the use of employees shall be twelve dollars and eighty cents per restroom. (Ord. 314-94 §2 (part), 1995: Ord. 197-91 §1, 1991)

13.12.156 Monthly fee for retail stores with employee and customer restrooms. The monthly sewer user fee for retail stores with restroom facilities for the use of employees and customers shall be twenty-five dollars and sixty cents per restroom. (Ord. 314-94 §2 (part), 1995: Ord. 197-91 §2, 1991)

13.12.157 Monthly fee for offices with employee-only restrooms. The monthly sewer user fee for offices with restroom facilities limited to the use of employees shall be twelve dollars and eighty cents per restroom. (Ord. 314-94 §2 (part), 1995: Ord. 197-91 §3, 1991)

13.12.158 Monthly fee for offices with employee and client restrooms. The monthly sewer user fee for offices with the restroom facilities for the use of employees and clients shall be twenty-five dollars and sixty cents per restroom. (Ord. 314-94 §2 (part), 1995: Ord. 197-91 §4, 1991)

13.12.160 Monthly fee for small boat harbor public toilets and showers. Monthly fee for public toilets and showers located at the Small Boat Harbor shall be twelve dollars and eighty cents per month per each unit. (Ord. 314-94 §2 (part), 1995: Ord. 4-5-83A Art. II §15, 1983)

13.12.170 Review and revision of rates.
A. The sewer user charges established in Sections 13.12.020 through 12.12.160 of this chapter shall, as a minimum, be reviewed annually and revised periodically to reflect actual costs of operation, maintenance, replacement, and financing of the treatment works and to maintain equability of the user charges with respect to proportional

distribution of the costs of operation and maintenance in proportion to each user's contribution to the total wastewater loading of the treatment works.

B. The rates and user classifications set out in Sections 13.12.020 through 13.12.060 are the initial rates and user classifications established for the sewerage system and remain effective until changed by resolution of the city council. The rate or classification established or revised by resolution shall be effective from the first day of the month following the month in which the resolution is approved unless a different effective date is provided in the resolution. Wherever in this code reference is made to the schedule, charges or classifications established in Sections 13.12.020 through 13.12.060, such reference shall be to the most current effective rate, classification or charge set out in Sections 13.12.020 through 13.12.160 or the resolution revising such rate. (Ord. 379-98, §2, 1998; Ord. 4-5-83A Art. III, 1983)

13.12.180 Responsibility. The person who owns the premises served by the sewerage system shall be responsible for payment of sewer user charge for that property notwithstanding the fact that the property may be occupied by a tenant or other occupant who may be required by the owner to pay said charges. (Ord. 4-5-83A Art. IV §1, 1983)

13.12.190 Monthly billing. The users of the sewage system shall be billed on a monthly basis for services rendered in accordance with the rate schedule as set forth in Sections 13.12.020 through 13.12.160 of this chapter. (Ord. 4-5-83A Art. IV §2, 1983)

13.12.200 Date of billing. The date of billing shall be the first day of the month for which the sewer user charge is calculated as provided in Sections 13.12.020 through 13.12.160 of this chapter. (Ord. 4-5-83A Art. IV §3, 1983)

13.12.210 Due date. Sewer user charges shall be due and payable to the city no later than fifteen days after the date of the billing. (Ord. 314-94 §2 (part), 1995; Ord. 4-5-83A Art. IV §4, 1983)

13.12.220 Recovery of debt. Sewer user charges levied in accordance with this chapter shall be a debt due to the city and a lien upon the property. If this debt is not paid within thirty days after it is due and payable, it shall be deemed delinquent and may be recovered by civil action in the name of the city against the property owner, the person, or both. (Ord. 4-5-83A Art. IV §5, 1983)

13.12.230 Interest and penalty assessment. Interest at the rate of ten and one-half percent per year shall accrue on all accounts from the date of delinquency. (Ord. 314-94 §2 (part), 1995; Ord. 188-91 §2, 1991; Ord. 4-5-83A Art. IV: §6, 1983)

13.12.240 Discontinuance of service. In the event of failure to pay sewer charges after they have become delinquent, the city shall have the right to remove or close sewer connections and enter upon the property for accomplishing such purposes. The expense of such discontinuance, removal, or closing, as well as the expense of restoring service shall be a debt to the city and lien upon the property and may be recovered by civil action in the name of the city against the property owner, the person, or both. (Ord. 4-5-83A Art. IV §7, 1983)

13.12.250 Restoration of service. Sewer service shall not be restored until all charges, including interest accrued and expense of removal, closing, and restoration shall have been paid. (Ord. 4-5-83A Art. IV §8, 1983)

13.12.260 Change of ownership or occupancy. Change of ownership or occupancy of premises found delinquent shall not be cause for reducing or eliminating these penalties. (Ord. 4-5-83A Art. IV §9, 1983)

13.12.270 Mailing of bills. Bills for the sewer charges shall be prepared by the city finance officer. (Ord. 314-94 §2 (part), 1995; Ord. 4-5-83A Art. V §1, 1983)

13.12.280 Collection authority. All collections of sewer user charges shall be made by the city finance officer. Sewer user charges shall be computed as provided in Sections 13.12.020 through

13.12.160 of this chapter and shall be payable as provided in Sections 13.12.180 through 13.12.260 of this chapter. (Ord. 314-94 §2 (part), 1995; Ord. 4-5-83A Art. V §2, 1983)

13.12.290 Revenue—Deposit. The city finance officer is directed to deposit in the general fund all of the gross revenues received from charges, rates, and penalties collected for the use of the sewerage system as herein provided. (Ord. 314-94 §2 (part), 1995; Ord. 4-5-83A Art. V §3, 1983)

13.12.300 Revenue—Use. The revenues thus deposited in the general fund to be used exclusively for the operation, maintenance, and repair of the sewerage system; reasonable administrative costs; expenses of collection charges imposed by this chapter and connection fees provided for in this chapter and payments of the principal and interest on any debts of the sewerage system of the city. (Ord. 4-5-83A Art. V §4, 1983)

13.12.310 Appeal—Application. Any sewer user who feels his user charge is unjust and inequitable as applied to his premises within the intent of the foregoing provisions may make a written application to the city council requesting a review of his user charge. The written request shall, where necessary, show the actual or estimated average flow and/or strength of his wastewater in comparison with the values upon which the charge is based, including how the measurements or estimates were made. (Ord. 4-5-83A Art. VI §1, 1983)

13.12.320 Appeal—Review. Review of the request shall be made by the city council and the director of public works and shall determine if it is substantiated or not, including recommending further study of the matter by the director of public works or other registered professional engineer. (Ord. 314-94 §2 (part), 1995; Ord. 4-5-83A Art. VI §2, 1983)

13.12.330 Appeal—Recomputation. If the request is determined to be substantiated, the user charges for that user shall be recomputed based on the approved revised flow and/or strength data and the new charges thus recomputed shall be applicable retroactively up to six months, as applicable. (Ord. 4-5-83A Art. VI §3, 1983)

13.12.340 Industrial cost recovery system. At such time as industrial wastes as defined under Section 35.905-8 of the Construction Grant Regulations, 40 CFR Part 35, are discharged to the facilities constructed under EPA Grant No. C020080, the city shall develop and adopt an industrial cost recovery system acceptable to the U.S. Environmental Protection Agency. This cost recovery system shall comply with the requirements of P.L. 92-500 and all regulations and guidelines pertaining thereto. (Ord. 4-5-83A Art. VII, 1983)

Chapter 13.16

AMBULANCE SERVICE FEES*

Sections:

[13.16.010 Ambulance fee schedule.](#)

[13.16.011 Emergency medical technician training fund.](#)

[13.16.020 Ambulance service subscriptions.](#)

[13.16.030 Payment for Emergency Medical Services.](#)

[13.16.040 Sea borne ambulance.](#)

13.16.010 Ambulance fee schedule. Charges for ambulance service and emergency medical services shall be provided by the city. Charges shall be billed on a per patient basis in accordance with a fee schedule for services adopted by the public safety director, concurrent with EMS department standards and subject to approval by the city manager.

A. Use of the sea borne ambulance, land ambulance and a life flight by one patient constitute three separate events, and each event shall be billed at the appropriate service rate by each service provider. (Ord. 354.97 §2, (part), 1997; Ord. 211-92 §1, 1991; Ord. 66 (part), 1987)

13.16.011 Emergency medical technician training fund.

Fees collected for enhanced emergency care as provided for by subsection (B)(2)(b) of Section 13.16.010 shall be placed in a special revenue account of the Whittier Medical Clinic, and shall be used exclusively for expenditures to provide advanced training for emergency medical technicians. (Ord. 218-92 §1, 1991)

13.16.020 Ambulance service subscriptions.

A. Any resident of the city may subscribe for ambulance service in advance of the need for service.

B. Applications shall be filed with the Whittier public safety office. Every person to be covered by the subscription must be listed by name, and that person's relationship to the applicant must be stated in the application.

C. Subscription service fees shall be based on a fiscal year and renewal subscriptions shall be due and payable on or before July 1st of each year.

D. Active emergency medical service, firefighting and reserve police volunteers of this city are automatically enrolled for subscription service without payment of the fee provided herein. (Ord. 354-97 §3, (part), 1997; Ord. 211-92 §2, 1991; Ord. 116-88 §2, 1988; Ord. 66 (part), 1987)

*Prior ordinance history: Ord. 8-16-84.

13.16.030 Payment for Emergency Medical Services.

A. All charges for services shall be the obligation of the individual or entity requiring service.

B. Billing for such service, directly to insurance carriers, shall not be the responsibility of the City, although incident reports required for insurance filing will be provided to patients. (Repealed & reenacted: Ord. 354-97 §4, 1997)

13.16.040 Sea borne ambulance. A thirty-three-foot Munson Rescue Craft, named "Rescue II," is designated a sea borne ambulance whenever occasion arises for its use in transporting and treating medical emergencies. (Ord. 21192 §4, 1991; Ord. 66 (part), 1987)

Chapter 13.18

DEFINITIONS

Sections:

13.18.010 Definitions

13.18.020 Underground Placement

13.18.030 Variances

13.18.040 Enforcement of Chapter

13.18.010 Definitions. The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

A. "CATV" means a utility that operates nonbroadcast facilities that distribute to subscribers the signals of one or more television broadcast stations.

B. "Central office" means a utility facilities where messages, impressions, pictures or signals are generated, received or controlled.

C. "Distribution substation" means a utility facility where the electric voltage is transformed for distribution through a substation transformer.

D. "Joint trench" means a trench excavated for the underground placement of utility distribution lines owned or operated by two or more utilities.

E. "Reinforcement" means repair, replacement or addition of a cross arm, guy, pole, stub or conductor for a utility distribution facility.

F. "Relocation" means change in alignment of more than six spans.

G. "Renovation" means work performed on a utility distribution line that is not in the nature of repair, and for which costs are expected to exceed \$5,000.

H. "Substation transformer" means a utility facility that transforms electric voltage to the level supplied to the distribution system.

I. "Utility" means a public utility as defined in AS 42.05.701 furnishing electric service or telecommunications service as defined in AS 42.05.701.

J. "Utility distribution line" means all or any part of conductor and supports, owned or operated by a utility and used:

1. To transmit no more than 69 kilovolts of energy; or
2. To transmit messages, impressions, pictures, or signals by means of electricity or electromagnetic waves; between a distribution substation or central office and the lot line of a customer's premises, excluding auxiliary equipment such as above ground transformers, switching devices, pad mounted distribution facilities and CATV power supplies.

13.18.020 Underground. Underground placement required for new, relocated, or renovated lines; exceptions.

A. Except as provided below, all newly installed, extended, relocated, or renovated utility distribution lines shall be placed underground.

B. A utility distribution line need not be placed underground when necessary to immediately restore service interrupted by accident or damaged by flood, fire, earthquake or weather, provided that the utility distribution line shall be replaced by a utility distribution line conforming to this chapter within 12 months of its placement.

C. A utility distribution line or service connection may be placed on the surface of frozen ground, provided it is placed underground within 12 months thereafter.

D. Utility distribution lines owned or operated by utilities that are parties to a joint trench agreement shall be placed underground in a joint trench.

E. Nothing in this section restricts the maintenance, repair, or reinforcement of existing overhead utility distribution lines.

F. A temporary utility line may be placed overhead in connection with new construction if the utility's tariff approved by the Regulatory Commission of Alaska expressly provides for removal of that line by a date certain, not to exceed 12 months thereafter.

13.18.030 Variances

A. The planning and zoning commission may grant a variance from section 13.18.020 when the commission finds any of the following:

1. Placing a utility distribution line underground would cause an excessive adverse environmental impact;
2. Placing a utility distribution line underground would threaten public health and safety, because the placement cannot be shown to meet acceptable technical standards for safety; or
3. Placing a utility distribution line underground in an environmentally sound and safe manner would cost more than three times the cost of placing the line overhead, where the applicant demonstrates the relative cost to the satisfaction of the commission.

B. The planning and zoning commission may grant a variance from section 13.18.020 when it finds that the utility distribution line is being placed overhead temporarily for one of the reasons listed in this subsection:

1. The line is being placed to provide service when weather conditions do not allow excavation for underground placement.
2. A permanent location for underground placement is not available because of construction in progress; or
3. The line is being placed to provide service to a temporary use or structure.

A variance issued under section 13.18.020.B shall expire within two years of its issuance.

13.18.040 Enforcement of chapter.

A. No permit may be issued to install a utility distribution line on City property or in a City easement or right-of-way in violation of this chapter. (ord 398-99, 1999)