

AN ORDINANCE OF THE CITY OF HUNTINGTON BEACH
AMENDING CHAPTERS 14.12, 14.36 AND 14.54 OF THE HUNTINGTON BEACH
MUNICIPAL CODE RELATING TO WATER AND SEWER SERVICE AND CHARGES

The City Council of the City of Huntington Beach does hereby ordain as follows:

SECTION 1. Section 14.12.040 of the Huntington Beach Municipal Code is hereby amended to read as follows:

14.12.040 Water rates--Designated. The water rates to be charged monthly and collected monthly or bimonthly, as may be determined by the City, shall be set by a resolution of the City Council.

A Capital Surcharge to be charged monthly as may be determined by the City shall be set by resolution of the City Council. All monies collected as the Capital Surcharge shall be used for water projects that are consistent with the goals and objectives of the Water Master Plan adopted by the City Council. (3302-11/95, 3496-5/01, 3743-8/06)

The water rates, plus a ten (10%) percent surcharge, shall be applicable to areas outside the boundaries of the City of Huntington Beach, wherever the City serves water, including Sunset Beach, an unincorporated area, and Surfside, located within the City of Seal Beach. (674-12/57, 751-4/60, 892-4/62, 1100-12/64, 1217-7/66, Urg 1343-A-8/67, 1344-9/67, 1901-4/74, 1996-8/75, 2205-7/77, 2218-11/77, Urg 2709-6/84, 2826-5/86, 2948-8/88, 3119-7/91)

SECTION 2. Section 14.36.050 of the Huntington Beach Municipal Code is hereby deleted in its entirety.

SECTION 3. Subsection (g) of section 14.54.030 of the Huntington Beach Municipal Code is hereby amended to read as follows:

14.54.030 Definitions.

- (g) "Sewer System" shall mean all sanitary sewer facilities owned or maintained by the City of Huntington Beach and used for the purpose of collecting and conveying sewage to the Orange County Sanitation District's treatment and conveyance facilities. (3504-10/01)

SECTION 4. Section 14.54.035 is hereby added to the Huntington Beach Municipal Code, said section to read as follows:

14.54.035 Maintenance and repair.

- (a) Repair and maintenance of all sewer mains dedicated to the city shall be the responsibility of the City.
- (b) Except as provided herein, repair and maintenance of all privately-owned sewer mains and all lateral lines, equipment and appurtenances connected to the city sewer mains

APPROVED FOR INTRODUCTION

11-19-2007

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shall be the responsibility of the owner/user, and shall meet the requirements contained in Title 12 of this code.

- (c) City will pay the cost of repair and maintenance of all lateral lines from the City-owned sewer main through the public right-of-way to the private property line. The owner is responsible for all costs of repair and maintenance of all lateral lines on private property not within the public right-of-way.
- (d) The Public Works Director shall prepare administrative guidelines to implement the provisions of this section. The guidelines shall include administrative procedures, application and appeals forms and such other information that will assist City staff, decision makers, sewer service customers and the general public to understand how the provisions of this section are to be implemented

SECTION 5. This ordinance shall become effective 30 days after its adoption.

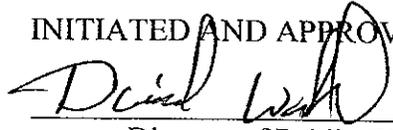
PASSED AND ADOPTED by the City Council of the City of Huntington Beach at a regular meeting thereof held on the _____ day of _____, 200__.

Mayor

ATTEST:

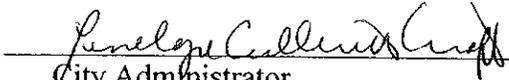
City Clerk

INITIATED AND APPROVED:



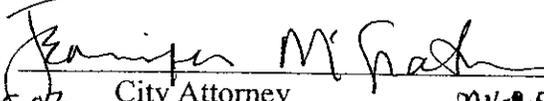
Director of Public Works

REVIEWED AND APPROVED:



City Administrator

APPROVED AS TO FORM:



11-5-07 City Attorney MV-8-5-07

LEGISLATIVE DRAFT

Section 14.12.040

14.12.040 Water rates--Designated. The water rates to be charged monthly and collected monthly or bimonthly, as may be determined by the City, shall be set by a resolution of the City Council.

A Capital Surcharge to be charged monthly as may be determined by the City shall be set by resolution of the City Council. All monies collected as the Capital Surcharge shall be used for water projects that are consistent with the goals and objectives of the 2005 Water Master Plan ~~as but which projects are specifically identified in a resolution, and any amendment thereto,~~ adopted by the City Council. (3302-11/95, 3496-5/01, 3743-8/06)

The water rates, plus a ten (10%) percent surcharge, shall be applicable to areas outside the boundaries of the City of Huntington Beach, wherever the City serves water, including Sunset Beach, an unincorporated area, and Surfside, located within the City of Seal Beach. (674-12/57, 751-4/60, 892-4/62, 1100-12/64, 1217-7/66, Urg 1343-A-8/67, 1344-9/67, 1901-4/74, 1996-8/75, 2205-7/77, 2218-11/77, Urg 2709-6/84, 2826-5/86, 2948-8/88, 3119-7/91)

14.36.050

14.36.050 Maintenance and repair.

- ~~(a) Repair and maintenance of all sewer mains dedicated to the city shall be the responsibility of the city.~~
- ~~(b) Repair and maintenance of all privately owned sewer mains and all lateral lines, equipment and appurtenances connected to the city sewer mains shall be the responsibility of the owner/user, and shall meet the requirements contained in Title 12 of this code. (2934-4/88, 3613-9/03)~~

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