

REVISED

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OFFICE OF THE CLERK
OAKLAND

APPROVED AS TO FORM AND LEGALITY


City Attorney

2010 MAY 27 PM

OAKLAND CITY COUNCIL

ORDINANCE No. _____ C.M.S.

**AN ORDINANCE
ADOPTING EAST BAY MUNICIPAL UTILITY DISTRICT'S
PRIVATE SEWER LATERAL REGIONAL ORDINANCE
ESTABLISHING REQUIREMENTS FOR PROPERTY
OWNERS TO INSPECT AND CERTIFY PRIVATE SEWER
LATERALS AT THE TIME OF PROPERTY TRANSFER,
MAJOR REMODEL AND CHANGE IN WATER SERVICE**

WHEREAS, private sewer laterals transport sewage and wastewater from households to the City's main sewers; and

WHEREAS, keeping private sewer laterals free of infiltration and inflow of storm water reduces the chances of sewer overflows; and

WHEREAS, the U.S. Environmental Protection Agency (EPA) is requiring the City of Oakland and EBMUD to develop and implement a regional private sewer lateral (PSL) certification program; and

WHEREAS, in February 2010 the East Bay Municipal Utility District (EBMUD) adopted a Regional Private Sewer Lateral (PSL) Ordinance to address infiltration and inflow (I/I) into private sewer laterals; and

WHEREAS, EBMUD's Regional Private Sewer Lateral Ordinance applies to the jurisdictions in the District's SD-1 wastewater service area including the City of Oakland; and

WHEREAS, The City of Oakland is required to enforce the EBMUD PSL Ordinance, or develop and enforce a no less Stringent Ordinance, and

WHEREAS, The City Council of the City of Oakland finds it necessary and prudent to enforce the EBMUD PSL Ordinance, now, therefore,

THE COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:

Section 1.

Section 13.08.590 of Chapter 13 of the Oakland Municipal Code is added now to read:

13.08.590 – Enforcement of East Bay Municipal Utility District (EBMUD) Ordinance No. 311, Title VIII, Regulation of Private Sewer Laterals. The Building Official shall enforce the provisions of EBMUD Ordinance No. 311, Title VIII, Regulation of Private Sewer Laterals and any amendments or modifications to said ordinance, as may be adopted by the City Council. Any permit issued by the Building Official that is subject to compliance with said Ordinance shall not be approved or made final by the Building Official unless a Certificate of Compliance from EBMUD for the sewer lateral is submitted by the applicant.

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

DATE OF ATTESTATION: _____

NOTICE AND DIGEST

AN ORDINANCE ENFORCING THE EAST BAY MUNICIPAL UTILITY DISTRICT'S PRIVATE SEWER LATERAL REGIONAL ORDINANCE ESTABLISHING REQUIREMENTS FOR PROPERTY OWNERS TO INSPECT, AND CERTIFY PRIVATE SEWER LATERALS AT THE TIME OF PROPERTY TRANSFER, MAJOR REMODEL AND CHANGE IN WATER SERVICE

This Ordinance has been prepared enforcing East Bay Municipal Utility District's (EBMUD) Private Sewer Lateral Regional (PSL) Ordinance as amended in EBMUD's Ordinance No. 311, Title VIII, regulations of private sewer laterals. The regional implementation of the PSL ordinance is required by the United States Environmental Protection Agency (EPA). The ordinance requires certification of private sewer laterals by property owners at the time of property transfer, major remodel, and/or change in water service. Its objective is to keep private sewer laterals free of infiltration and inflow of storm water and reduce the chances of sewer overflows.