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August

PROOF OF PUBLICATION

STATE OF NEVADA,
COUNTY OF WASHOE

SS.

Alice L. Buffaloe

being first duly sworn, deposes and says: That as the legal clerk of
the RENO GAZETTE-JOURNAL, a daily newspaper published in
Reno, Washoe County, State of Nevada, that the notice of
County Ordinance

of which a copy is hereto
attached, was first published in said newspaper in its issue dated the
10 day of Aug., 1990 and, Aug. 17th.
the full period of 2 days, the last publication thereof being in
the issue of Aug. 17th. 1990.

Signed

[Handwritten signature of Alice L. Buffaloe]

Subscribed and sworn to before me this

17th. day of August, 1990

[Handwritten signature of Pamela Fine]
Notary Public

PUBLIC NOTICE

NOTICE OF COUNTY ORDINANCE
Ord. No. 802

NOTICE IS HEREBY GIVEN that
Bill No. 977, Ordinance No. 802,
entitled

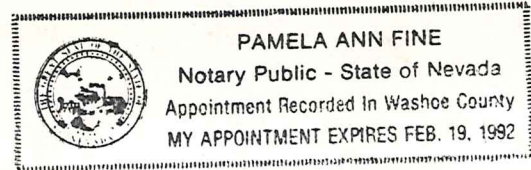
AN ORDINANCE ESTABLISHING A
SCHEDULE OF RATES AND
CHARGES FOR PROVISION OF
WATER SERVICE BY WASHOE
COUNTY WITHIN CERTAIN AREAS
OF THE UNINCORPORATED AREA
OF WASHOE COUNTY; REQUIRING
THE DEPARTMENT OF PUBLIC
WORKS, UTILITY DIVISION, TO
SUBMIT BILLINGS TO ALL WATER
USERS WITHIN THE CERTAIN
AREAS, REQUIRING PAYMENT
THEREOF; AND PROVIDING PRO-
CEDURES FOR ITS ENFORCEMENT.
THIS ORDINANCE ABOLISHES
ORDINANCE NO. 723.

was adopted on July 24, 1990, by
Commissioners Beck, Cornwall, Lillard,
McDowell, and Reid.

Typewritten copies of the ordi-
nance are available for inspection by
all interested persons at the office of
the County Clerk.

JUDI BAILEY,
County Clerk

349008-No. 802
Aug 10.17-11f133



SUMMARY: Adopts a schedule of rates and charges and a pretreatment program for provision of sanitary sewer service within the unincorporated area of Washoe County and providing procedures for its enforcement.  
Abolishes sewer rate ordinance. No. 723.

BILL NO. 977

ORDINANCE NO. 802

AN ORDINANCE ESTABLISHING A SCHEDULE OF RATES AND CHARGES AND A PRETREATMENT PROGRAM FOR PROVISION OF SANITARY SEWER SERVICE BY WASHOE COUNTY WITHIN CERTAIN AREAS OF THE UNINCORPORATED AREA OF WASHOE COUNTY; REQUIRING THE DEPARTMENT OF PUBLIC WORKS, UTILITY DIVISION, TO SUBMIT BILLINGS TO ALL SANITARY SEWER USERS WITHIN THE CERTAIN AREAS, REQUIRING PAYMENT THEREOF: AND PROVIDING PROCEDURES FOR ITS ENFORCEMENT. THIS ORDINANCE ABOLISHES ORDINANCE NO. 723.

Adopted 7-24-90

WASHOE COUNTY SEWER SERVICE ORDINANCE  
SCHEDULE OF RATES AND CHARGES  
AND PRETREATMENT PROGRAM

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THE BOARD OF WASHOE COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE DO ORDAIN:

ARTICLE 1. GENERAL PROVISIONS

- 1.1 Short Title. This ordinance shall be known and may be cited as the Washoe County schedule of rates and charges and pretreatment program for sanitary sewer service.
- 1.2 Enabling Statutes. This ordinance is adopted pursuant to NRS 244.157.
- 1.3 Enterprise. The County will furnish systems used for the collection of domestic and industrial wastewater and septic tank effluent, including all parts of the enterprise, all appurtenances thereto, and land, easements, rights in land, contract rights and franchises.
- 1.4 Separability. If any section, subsection, sentence, clause or phrase of this ordinance or the application thereof to any person or circumstance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this ordinance or the application of such provision to other persons or circumstances. The Board hereby declares that it would have passed this ordinance or any section, subsection, sentence, clause or phrase hereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases may be declared to be unconstitutional.
- 1.5 Relief on Application. When any person by reason of special circumstances, is of the opinion that any provision of this ordinance is unjust or inequitable as applied to his premises, he may make written application to the Board stating the special circumstances, citing the provision complained of, and requesting suspension or modification of that provision as applied to his premises.
- If such application be approved, the Board may, by resolution, suspend or modify the provision complained of, as applied to such premises, to be effective as of the date of the application and continuing during the period of the special circumstances.
- 1.6 Relief on Own Motion. The Board may, on its own motion, find that by reason of special circumstances any special provision of this regulation and ordinance should be suspended or modified as applied to a particular premise and may, by resolution, order such suspension or modification for any such premises during the period of such special circumstances, or any part thereof.
- 1.7 Review by the Board. This ordinance shall be reviewed by the Board not less than every two (2) years to insure that the provisions of this ordinance are kept up to date, and that the charges and fees set out in Articles 5 and 6 are adequate to meet the costs of operating the sanitary sewer facilities.
- 1.8 Words and Phrases. For the purposes of this ordinance, all words used herein in the present tense shall include the future; all words in the plural number shall include the singular number; and all words in the singular number shall include the plural number.



- 1.9 Billing Authority. The County shall send out bills for sewer service used for which no payment has been received. The County shall use these current rates for determining the payments used.
- 1.10 Annual Notification. The County shall notify each user, at least annually, the user charge rate and Capitalization Charge and the portion of the user charges which are attributable to wastewater services and the anticipated operation, maintenance and replacement costs. Notification shall be in conjunction with a regular bill or other means acceptable to the regional administrator of the Environmental Protection Agency.
- 1.11 Clean Water Act. This ordinance shall take precedence over any items or conditions of agreements or contracts which are inconsistent with the requirements of Section 204 (b) (1) of the Clean Water Act and 40 CFR 35.2140.

## ARTICLE 2. DEFINITIONS

- 2.1 Account Transfer shall mean any change made to a billing account, including but not limited to new ownership or new tenancy.
- 2.2 Additional Definitions. For the purpose of this ordinance, additional terms shall have the meanings indicated in Chapter 1 of the latest edition of the Uniform Plumbing Code as prepared by the International Association of Plumbing and Mechanical Officials.
- 2.3 Applicant shall mean the person, business or governmental agency making application for a permit for sewer or plumbing installation or to discharge wastewater into any sewer.
- 2.4 Application shall be a written request for sewer service as distinguished from an inquiry as to the availability of, or charges for, such service.
- 2.5 Billing Period shall be the period for which a billing is made. It may be for an average month and need not coincide with the calendar month (i.e. may be billed on a cycle of 29 to 31 days).
- 2.6 Biochemical Oxygen Demand (BOD) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20 degrees C, expressed in milligrams per liter (mg/L).
- 2.7 Board shall mean the Board of County Commissioners.
- 2.8 Building shall mean any structure used for human habitation or a place of business, recreation or other purpose requiring wastewater disposal services.
- 2.9 Building Drain shall mean 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. The building drain extends three (3) feet outside the inner face of the building wall.

- 2.10 Building Sewer shall mean that portion of any sewer beginning at the building drain and extending to the property line or to a private sewage disposal system.
- 2.11 Capital Costs shall mean costs of major rehabilitation, expansion or upgrading required as facilities reach the end of their useful life.
- 2.12 Capital Outlays shall mean expenditures which result in the acquisition of, or addition to, fixed or capital assets.
- 2.13 Capitalization Charge shall mean the charge to sewer system customers to produce revenues to retire outstanding indebtedness and maintain reserve accounts for capital improvements to the sewer system, and other such Non-Operating, Maintenance and Replacement items as the Board may specify.
- 2.14 Chief Sanitary Engineer shall mean the Engineer appointed and acting for the County and shall be a Registered Civil Engineer in the State of Nevada, or his duly authorized representative.
- 2.15 Collection System shall mean the system of sewers, manholes, pump stations and appurtenances receiving liquid wastes from buildings and premises for transmission to the treatment facility.
- 2.16 Combined Sewer shall mean a sewer intended to receive both surface runoff sewage.
- 2.17 Commercial Building shall mean any building, structure or facility or a portion thereof, devoted to the purposes of trade or commerce, such as a store or office building.
- 2.18 Commercial User shall mean all retail stores, restaurants, office buildings, laundries, and other private business and service establishments.
- 2.19 Compatible Pollutant shall mean BOD, COD, suspended solids, pH, total phosphorus, total nitrogen, and fecal coliform bacteria, plus additional pollutants identified in the POTW National Pollutant Discharge Elimination System (NPDES) permit if the treatment works were designed to treat such pollutants, and in fact do remove such pollutants to an acceptable concentration or loading.
- 2.20 Connection Charge shall mean a fee charged in order to equalize the investment in sewer plant equipment and related facilities made by the County. The Charge is applied to all new users of sewer facilities in approximate proportion to their anticipated usage and is for the right of service in the system.
- 2.21 Contractor shall mean an individual, firm, corporation, partnership or association duly licensed by the State of Nevada to perform the type of work to be done under the Permit.
- 2.22 County shall mean the County of Washoe, Nevada.
- 2.23 Cubic Foot is the volume of water which occupies one cubic foot. The cubic foot is equal to 7.481 gallons.

- 2.24 Customer shall mean the person in whose name service is rendered as evidenced by his signature on the application or contract for that service, or in the absence of a signed instrument, by the receipt and payment of bills regularly issued in his name regardless of the identity of the actual user of the service.
- 2.25 Date of Presentation shall be the date upon which a bill or notice is either postmarked or hand delivered to the Customer.
- 2.26 Delinquent shall mean an account that has not been paid by the 1st day of the calendar month following the due date of payment specified on the bill.
- 2.27 Developer shall mean any person engaged in or proposing development of property.
- 2.28 Development shall mean a parcel of property being improved and requiring installation of sewer collection lines to and possibly on the property being improved.
- 2.29 Discharge shall mean the addition of any substance to the sewer system.
- 2.30 Discharger shall mean any person who discharges or causes a discharge to a public sewer.
- 2.31 Domestic Wastewater shall mean the spent water from building water supply to which has been added the waste materials of bathroom, kitchen and laundry.
- 2.32 Easement shall mean an acquired legal right for the specific use of land owned by others.
- 2.33 Employee shall mean any individual employed by the County excluding independent contractors, consultants, and their employees.
- 2.34 Fixture shall mean any sink, tub, shower, water closet or other facility connected by drain to the sewer.
- 2.35 Fixture Unit is defined and has that weighted value assigned in the latest edition of the Uniform Plumbing Code.
- 2.36 Floatable Oil is oil, fat or grease in a physical state such that it will separate by gravity from wastewater by pretreatment in an approved pretreatment facility. Wastewater shall be considered free of floatable oil if it is properly pretreated and does not interfere with the collection system.
- 2.37 Gallon is the volume of water which occupies 231 cubic inches.
- 2.38 Garbage shall mean the animal and vegetable waste resulting from the handling, preparation, cooking and serving of foods.
- 2.39 Governmental User shall include legislative, judicial, administrative, and regulatory activities of Federal, State and local governments.
- 2.40 Incompatible Pollutants shall mean any pollutant which is not a compatible pollutant as defined in this chapter.

- 2.41 Industrial/commercial discharger shall mean a discharger with water-carried waste and wastewater other than wastewater from domestic sources, and shall include all wastewater from any producing, manufacturing, processing, institutional, commercial, agricultural, or other operation where the wastewater discharged includes quantities of waste from human and nonhuman origin.
- 2.42 Industrial User shall include any non-governmental, non-residential user of publicly owned treatment works which is identified in the Standard 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; and Division I-Services.
- 2.43 Infiltration shall mean the water which enters the sewer lines from the ground, usually through pipe and manhole joints.
- 2.44 Inflow shall mean the water discharged into the wastewater system from such sources as, but not limited to, roof leaders, cellar, yard and area drains, foundation drains, drains from springs, manhole covers, cross-connections from storm sewers and combined sewers, and surface runoff.
- 2.45 Inspector and Industrial Waste Inspector shall mean a person authorized by the Chief Sanitary Engineer to inspect wastewater generation, conveyance, processing and disposal facilities.
- 2.46 Institutional User shall include social, charitable, religious, and educational activities such as schools, churches, hospitals, nursing homes, penal institutions and similar institutional users.
- 2.47 Interference shall mean inhibition or disruption of the wastewater facilities treatment processes or operations which contribute to a violation of any requirements of the POTW NPDES permit. The term includes prevention of sewage sludge use or disposal of the POTW in accordance with Section 405 of the Act, or any criteria guidelines or regulations developed pursuant to the Solid Waste Disposal Act (SWDA), the Clean Air Act, the Toxic Substances Control Act, or more stringent state criteria (including those contained in any state sludge management plan prepared pursuant to Title IV of SWDA) applicable to the method of disposal or use employed by the POTW.
- 2.48 Lateral Sewer shall mean the portion of a public sewer lying within a public street connecting a building sewer to the main sewer.
- 2.49 Law is any statute, rule or regulation established by Federal, State, County or Municipal authorities.
- 2.50 Living Unit shall mean any residence, apartment, or other structure to be occupied for habitational purposes by a single person or family and requiring sanitary sewer service.
- 2.51 Main Sewer shall mean a public sewer designed to accommodate more than one lateral sewer.
- 2.52 May is permissive (see "shall", Sec. 2.85).

- 2.53 Metered Service is a service for which charges are computed on the basis of measured quantities of water or wastewater.
- 2.54 Natural Outlet shall mean any outlet, including storm sewers and combined sewer overflows, into a watercourse, pond, ditch, lake or other body of surface or groundwater.
- 2.55 New Source shall mean any source, the construction of which is commenced after the publication of an applicable discharge limitation (covers Federal categorical changes).
- 2.56 Nitrogen or Total Nitrogen shall mean the total of all nitrogen forms, including organic and inorganic nitrogen, nitrate and nitrite. The total nitrogen is expressed as N and is determined by the appropriate procedures in "Standard Methods."
- 2.57 Normal Domestic Wastewater shall mean wastewater that has a five day average BOD concentration of not more than 240 mg/l, a suspended solids concentration of not more than 170 mg/l a total phosphorous concentration as P of not more than 11.0 mg/l and a total nitrogen concentration as N of not more than 26.0 mg/l.
- 2.58 Operation and Maintenance shall mean those functions that result in expenditures during the useful life of the treatment works for materials, labor, utilities and other items which are necessary for managing and maintaining the sewage works to achieve the capacity and performance for which such works were designed and constructed. The term "operation and maintenance" includes replacement as defined in Article 2.74.
- 2.59 Outside Sewer shall mean a sanitary sewer beyond the limits of the Sewer Service Area not subject to the control or jurisdiction of the County.
- 2.60 Owner shall mean a person who holds legal title to the property or who is under contract to purchase the property.
- 2.61 Permanent Service is a service which, in the opinion of the Chief Sanitary Engineer, is of a permanent and established character. The use of the sewer may be continuous, intermittent or seasonal in nature.
- 2.62 Permit shall mean any written authorization required pursuant to this or any other regulation of the service area for the installation or operation of any wastewater works.
- 2.63 Person shall mean any individual, firm, association, organization, partnership, trust, company, corporation or entity, and any municipal, political, or governmental corporation, district, body, or agency other than the County.
- 2.64 pH shall mean 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  $10^{-7}$ .
- 2.65 Phosphorus or Total phosphorus includes orthophosphates and condensed phosphates (soluble and insoluble) and organic and inorganic species. The total phosphorus is expressed as P and is determined by the appropriate procedures in "Standard Methods."

- 2.66 Plant shall mean the wastewater treatment plant.
- 2.67 Plumbing Outlet shall mean any part of a plumbing system to which a fixture is attached.
- 2.68 Plumbing System shall mean all plumbing fixtures and traps; all soil, waste, vent pipes, and all sanitary sewer pipes within a building and building drain.
- 2.69 POIW shall mean "Publicly Owned Treatment Works" and refers to the Reno-Sparks Wastewater Treatment Facility, Lemmon Valley Sewage Treatment Plant, CDB Treatment Plant, South Truckee Meadows Treatment Facility, or any other publicly owned treatment works.
- 2.70 Premises shall mean all of the real property and services to a single integrated activity operating under one name to one or more buildings, locations or services, provided: (a) such building, locations or services are to a single unit of property; or (b) such buildings, locations or services are on two or more units of property immediately adjoining, except for intervening public highways, streets, alleys or waterways.
- 2.71 Private Sewer shall mean a sewer serving an independent wastewater disposal system not connected with a public sewer and which accommodates one or more buildings or industries.
- 2.72 Properly Shredded Garbage shall mean garbage that has 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 1/2 inch in any direction.
- 2.73 Public Sewer shall mean a sewer lying within a public highway, road, street, avenue, alley, way, public place, public easement or right of way and which is controlled by or under the jurisdiction of the County.
- 2.74 Replacement shall mean expenditures for obtaining and installing equipment, accessories or appurtenances which are necessary during the useful life of the treatment works to maintain the capacity and performance for which such works were designed and constructed.
- 2.75 Residential Equivalent shall mean 25 weighted fixture units as defined in the latest edition of the Uniform Plumbing Code.
- 2.76 Residential User shall mean any contributor to the County's treatment works whose lot, parcel or real estate, or building is used for domestic dwelling purposes only.
- 2.77 Sanitary Sewer shall mean a sewer which carries liquid and water }carried wastes from residences, commercial buildings, industrial plants, and institutions together with minor quantities of ground, storm and surface waters that are not admitted intentionally.
- 2.78 Septic Tank Effluent shall mean the supernate liquid waste discharged by an approved septic tank, containing no solid waste material.
- 2.79 Service Area shall mean the Washoe County Unincorporated Sewer Service Area as designated in Article 14.

- 2.80 Service Classification shall mean:
- A. Commercial Unit - Group I Service: Service to office buildings, private clubs, motels or hotels, or portions thereof, without kitchen, laundry or other facilities (excepting toilet facilities) which require wastewater disposal services.
  - B. Commercial Unit - Group II Service: Service to all commercial buildings not in Group I, or portions thereof, and shall include but not be limited to, department stores, restaurants, clubs and schools.
  - C. Industrial Service: Service to customers engaged in a process which creates or changes raw or unfinished materials into another form or product. (Factories, mills, machine shops, mines, pumping plants, creameries, canning and packing plants, or processing activities.)
  - D. Residential Service: Service to a customer in a single family dwelling, mobile home or building, or in an individual flat, condominium, or apartment in a multiple family dwelling, or building or portion thereof occupied as the home, residence or sleeping place of one or more persons.
- 2.81 Service Connection is the point of connection of the Customer's piping with County's facilities.
- 2.82 Sewage is the spent water of a community. The preferred term is "wastewater", Sec. 2.97.
- 2.83 Sewer shall mean a pipe or conduit that carries wastewater.
- 2.84 Side Sewer shall mean the sewer line beginning three (3) feet outside the foundation wall of any building and terminating at the main sewer and shall include the building sewer and lateral sewer together.
- 2.85 Shall is mandatory (see "May", Sec. 2.52).
- 2.86 Slug shall mean any discharge of water or wastewater which in concentration of any given constituent or in quantity of flow exceeds or any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation and shall adversely affect the collection system and/or performance of the wastewater treatment works as determined by the County Sanitary Engineer.
- 2.87 Standard Methods refers to the most current edition of "Standard Methods for the Examination of Water and Wastewater", prepared by American Public Health Association, American Water Works Association and Water Pollution Control Federation.
- 2.88 Storm Sewer or Storm Drain shall mean a sewer which carries storm water, groundwater, subsurface water, or unpolluted water from any source.
- 2.89 Storm Water shall mean excess water entering sewers during rainfall, snowfall, or following and resulting therefrom.
- 2.90 Suspended Solids shall mean 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.

- 2.91 Tenant shall mean a person renting or leasing a premises from the owner or the owner's selected representative.
- 2.92 Treatment Works shall mean any devices and systems for the storage, treatment, recycling and reclamation of municipal sewage, domestic sewage or liquid industrial wastes. These include intercepting sewers, outfall sewers, sewage collection systems, pumping, power, and other equipment and their appurtenances; extensions improvement, remodeling, additions and alterations thereof; elements essential to provide a reliable recycled supply such as standby treatment units and clear well facilities; and any works, including site acquisition of the land that will be an integral part of the treatment process or is used for ultimate disposal of residues resulting from such treatment (including land for composting sludge, temporary storage of such compost and land used for the storage of treated wastewater in land treatment systems before land application); or any other method or system for preventing, abating, reducing, storing, treating, separating or disposing of municipal waste or industrial waste, including waste in combined storm water and sanitary sewer systems.
- 2.93 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 benefit by discharge to the sanitary sewers and wastewater treatment facilities provided.
- 2.94 Useful Life shall mean the estimated period during which a treatment works will be operated.
- 2.95 User Charge shall mean that portion of the total wastewater service charge which is levied in a proportional and adequate manner for the cost of operation, maintenance and replacement of the wastewater treatment works.
- 2.96 Waste includes sewage and all other substances, liquid, solid, gaseous, or radioactive, associated with human or animal origin, or from producing, manufacturing, or processing operation of whatever nature, including such waste placed within containers of whatever nature prior to and for the purposes of disposal.
- 2.97 Wastewater shall mean the spent water of a community. From the standpoint of source, it may be a combination of the liquid and water carried wastes from residences, commercial buildings, industrial plants, and institutions, together with any groundwater, surface water, and storm water that may be present.
- 2.98 Wastewater Facilities shall mean the structures, equipment and processing required to collect, carry away, and treat domestic and industrial wastes and dispose of the effluent.
- 2.99 Wastewater Treatment Works shall mean an arrangement of devices and structures for treating wastewater, compatible industrial wastes and sludge. Sometimes used as synonymous with "Publicly Owned Treatment Works" or "wastewater treatment plant" or "water pollution control plant".



- 2.100 Watercourse shall mean a natural or artificial channel for the passage of water either continuously or intermittently.
- 2.101 Water Meter shall mean a water volume measuring and recording device, furnished and/or installed by a user and approved by the County.

### ARTICLE 3. CONDITIONS OF SERVICE

- 3.1 Area Served. Properties within the boundaries of the Service Area shall be eligible to receive wastewater collection service from the County in accordance with this ordinance.
- 3.2 Penalty for Violation. For the failure of the customer to comply with all or any part of this ordinance, the customer's service shall be discontinued until the customer is in compliance. Termination of sewer service shall be in accordance with Article 9.
- 3.3 Ruling Final. All rulings of the Board shall be final, unless appealed in writing to the Board within five (5) days.
- 3.4 Notices to Customers. Notices from the County to a Customer will normally be given in writing, and either delivered or mailed to him at his last known address. Where conditions warrant and in emergencies, the County may resort to notification either by telephone or messenger. When a Customer is refused service under the provisions of this ordinance, the County will notify the Customer promptly of the reason for the refusal to serve and of the right of the Customer to appeal the County's decision to the Board. Failure by the Customer to accept a certified letter notice will not relieve the Customer of responsibility for contents of notice.
- 3.5 Notices from Customers. Notice from the Customer to the County may be given by him or by his authorized representative in writing at the County's operating office. The County's operating office is:
- Washoe County Department of Public Works  
Utility Division  
Post Office Box 11130  
1195-B Corporate Boulevard  
Reno, Nevada 89520  
Telephone: (702) 785-4743
- 3.6 Adjustment of Complaints. The County shall have the power of discretion in the interpretation and application of this ordinance, including adjustment or rebate of charges, if in the County's opinion and with full documentation, the intent of the rules would not be accomplished and an injustice would result by their strict application.
- 3.7 Customer's Premises. County employees or a designated representative shall have the right of access to customer's property at all reasonable hours for any purpose related to the furnishing of service, industrial waste inspection and protection of water quality and quantity. Employees are prohibited from entering upon customer's premises to engage in repair or alteration of customer's piping and fixtures.
- 3.8 Special Conditions. In the event that conditions arise which are not specifically covered by this ordinance, the County may take whatever action, including establishing rates and charges which, in its discretion is warranted.

- 3.9 Effective Date. This ordinance shall become effective on the date specified by the Board in its motion for adoption.
- 3.10 Continuity. Adoption of this Ordinance shall not be construed as a waiver of any right or obligation under any prior agreement, contract, or commitment.

ARTICLE 4. CONDITIONS OF EPA PARTICIPATION

- 4.1 The revenues collected, as a result of the user charges levied, shall be deposited in a separate non-lapsing fund known as the **Operation, Maintenance and Replacement Fund**. Revenue generated through sale or use of treatment related by-products shall be credited to Operation, Maintenance and Replacement expenses.
- 4.2 Fiscal year-end balances in the operation, maintenance, and replacement fund shall be used for no other purposes than those designated. Monies which have been transferred from other sources to meet temporary shortages in the operation, maintenance and replacement fund shall be returned to their respective accounts upon appropriate adjustment of the user charge rates for operation, maintenance and replacement. The user charge rate(s) shall be adjusted such that the transferred monies will be returned to their respective accounts within six months of the fiscal year in which the monies were borrowed.
- 4.3 These requirements apply only to sewer revenues collected in the Black Springs General Improvement District area and the South Sun Valley area.
- 4.4 The User Charge rate (UCR) shall be based on the following formula for one Equivalent Dwelling Unit (EDU):

$$\frac{O+M+R}{EDU_T} = UCR$$

Total Operations, Maintenance and Replacement divided by the total number of EDU's (EDU<sub>T</sub>) is the User Charge rate for one EDU.

- 4.5 Metered user charges for commercial and industrial users shall be based on the following formulas which insure proportional charges between residential and commercial/industrial users:

$$\text{FLOW} = 325 \text{ gallons/day average residential} \times 365 \text{ days/year} \\ \text{divided by 12 months equals } 9,885 \text{ gallons/month}$$

$$\text{RATE} = \frac{\text{Basic Charge} \times 1000}{9,885}$$

- 4.6 Amendments to Sewer Use Ordinance: The Board shall have the power and duty to adopt and may from time to time amend rules and regulations for the operation of the County's Sewer System; including, but not limited to, rules and regulations concerning the method of connection, and the type of use of the sewer, so long as such amendments are not in conflict with the rules and regulations of the U.S. Environmental Protection Agency, Nevada Division of Environmental Protection or City and County Law. The Nevada Division of Environmental Protection shall be advised of all Amendments to this Ordinance at least fourteen (14) days prior to their effective date.

- 4.7 Precedence: This user charge system shall take precedence over the terms or conditions of any agreements or contracts which the County is party to which are inconsistent with the requirements of the Water Quality Act (as Amended 1986) and the regulations of the U.S. EPA (40 CFR parts 35.2005 - 35.2208).

ARTICLE 5. SCHEDULE OF RATES AND CHARGES

- 5.1 User Charges. Any users of the Service Area's sewerage facilities shall pay to the County a sewer user charge in accordance with the following schedules:

5.2 LEMMON VALLEY/BLACK SPRINGS SERVICE AREA:

- A. Residential User. For each family occupying a single family unit the following charges shall apply:

(1) Single Family Unmetered User Charge Rate

Operations/Maintenance	\$ 7.00
Treatment	7.80
Repair/Replace	1.75
Debt. Service	1.90
Total	\$18.45 per month.

- (2) Multiple Family Units (Per unit) - \$18.45 per month per components in (1) above.

- (3) Capitalization Charge - \$2.00 per month.

B. Commercial Units - All Classes.

- (1) Sewer user charges for commercial users which employ outside water uses such as irrigation or vehicle washing, which does not enter the sewer system, shall be determined by water meter records which exclude such outside uses, based on the following schedule. Where facilities for measuring outside water usage are not available the commercial user shall be billed on total water usage, based on the following schedule:

- a. Basic and Minimum Charge - \$18.45 per month, per components in A (1) above plus
- b. For each 1000 gallons in excess of 9,885 gallons as measured by the water meter per month - \$1.87 per 1000 gallons.
- c. Any applicable surcharge as determined under (D), Extra Strength Waste.

- (2) In the event the commercial water use is not metered, the monthly sewer user charge for a commercial establishment shall be based upon the establishment's number of fixture units. A charge of \$18.45 per month shall be a minimum and shall be the charge for up to 25 fixture units. Each fixture unit in excess of 25 shall have a charge of \$0.75 per month associated with it.

- (3) Capitalization Charge - \$2.00 per month.

- C. Industrial Units. For users in this category the following schedule of charges shall apply:

Note: The Basic and Minimum Charge assessed in this category contemplates the following factors: (a) 1,000 gallons per month, or less, and (b) domestic waste discharge with a five day average BOD of 240 mg/l, or less; an average suspended solids of 170 mg/l, or less; a total phosphorus as P of 11.0 mg/l, or less; and a total Nitrogen as N of 26.0 mg/l, or less.

- (1) Sewer user fees for industrial users which employ outside water uses such as irrigation or vehicle washing which does not enter the sewer system shall be determined by water meter records which exclude such outside uses, based on the following schedule. Where facilities to measure outside water uses are not available, the industrial user shall be billed on total water usage, based on the following schedule:

- a. Basic and Minimum Charge - \$18.45 per month per components in A (1) above, plus
- b. For each 1000 gallons in excess of 9,885 gallons per month - \$1.87 per 1000 gallons, plus
- c. A surcharge which shall be calculated as follows:

$$\begin{aligned} \text{Surcharge} = & [(BOD_I - BOD_D) \times V \times 8.34 \times 30 \times \$0.069/\text{lb of} \\ & \text{BOD}] \dagger \\ & [(SS_I - SS_D) \times V \times 8.34 \times 30 \times \$0.063/\text{lb of} \\ & \text{SS}] \dagger \\ & [(P - P) \times V \times 8.34 \times 30 \times \$0.993/\text{lb of P}] + \\ & [(N - N) \times V \times 8.34 \times 30 \times C] \end{aligned}$$

Where: I = Industrial/Commercial Wastewater  
 D = Local Domestic Wastewater  
 C = Total Cost for Specific Parameter (\$/lbs./day) as determined by the County Sanitary Engineer  
 V = Wastewater Flow (MGD)  
 BOD = BOD (mg/l)  
 SS = Suspended Solids (mg/l)  
 P = Total Phosphorus as P (mg/l)  
 N = Total Nitrogen as N (mg/l)  
 [ ] = Never less than zero

There is currently no charge for nitrogen removal because it is not a discharge requirement at the time of this writing. A surcharge will be developed for industrial/commercial nitrogen when nitrogen removal becomes a part of the treatment process.

Plus

- d. A surcharge for any other component of the wastewater which is identified as causing an increased cost of

collection, treatment, disposal and administration. The amount of the surcharge shall be determined by the Chief Sanitary Engineer and shall not exceed the proportional amount of increased cost of collection, treatment, disposal and administration attributable to the wastewater component.

- (2) In the event the industrial water use is not metered, the monthly sewer user charge for an industrial establishment shall be based upon the establishment's number of fixture units. A charge of \$18.45 per month shall be a minimum and shall be the charge for up to 25 fixture units. Each fixture unit of excess of 25 shall have a charge of \$0.75 per month associated with it.
- (3) Capitalization Charge - \$2.00 per month.

D. Extra Strength Waste. If the waste discharged by a commercial or residential user is determined by the Chief Sanitary Engineer to have strength or characteristics which exceed that of domestic wastewater or causes increased costs as described in (C) above, the user shall be regulated and charged as an Industrial Unit.

5.3 SOUTH TRUCKEE MEADOWS/SOUTH SUN VALLEY/SOUTHERN COMFORT/WEST PLUMB LANE/JUNIPER TRAILS/STEAD/FRONTIER ESTATES AND ALL OTHER SEWER SERVICE AREAS:

A. Residential User. For each family occupying a single family unit the following charges shall apply:

- (1) Single Family Unmetered user charge rate -

Operations and Maintenance	\$ 7.00
Treatment	7.80
Repairs/Replace	1.75
Total	\$16.55 per month

- (2) Multiple Family Units (per unit) - \$16.55 per month per components in (1) above.
- (3) Capitalization Charge - \$2.00 per month for service areas under County jurisdiction as of July 1, 1987.

B. Commercial Units - All Classes.

- (1) Sewer user charges for commercial users which employ outside water uses such as irrigation or vehicle washing, which does not enter the sewer system, shall be determined by water meter records which exclude such outside uses, based on the following schedule. Where facilities for measuring outside water usage are not available the commercial user shall be billed on total water usage, based on the following schedule:
  - a. Basic and Minimum Charge - \$16.55 per month, per components in A (1) above plus
  - b. For each 1000 gallons in excess of 9,885 gallons as measured by the water meter per month - \$1.67 per 1000 gallons.

c. Any applicable surcharge as determined under (D), Extra Strength Waste.

(2) In the event the commercial water use is not metered, the monthly sewer user charge for a commercial establishment shall be based upon the establishment's number of fixture units. A charge of \$16.55 per month shall be a minimum and shall be the charge for up to 25 fixture units. Each fixture unit in excess of 25 shall have a charge of \$0.66 per month associated with it.

(3) Capitalization Charge - \$2.00 per month.

C. Industrial Units. For users in this category the following schedule of charges shall apply:

Note: The Basic and Minimum Charge assessed in this category contemplates the following factors: (a) 1,000 gallons per month, or less, and (b) domestic waste discharge with a five day average BOD of 240 mg/l, or less; an average suspended solids of 170 mg/l, or less; a total phosphorus as P of 11.0 mg/l, or less; and a total Nitrogen as N of 26.0 mg/l, or less.

(1) Sewer user charges for industrial users which employ outside water uses such as irrigation or vehicle washing which does not enter the sewer system shall be determined by water meter records which exclude such outside uses. Where facilities to measure outside water uses are not available, the industrial user shall be billed on total water usage based on the following schedule:

a. Basic and Minimum Charge - \$16.55 per month, per components in A (1) above plus

b. For each 1000 gallons in excess of 9,885 gallons per month - \$1.67 per 1000 gallons, plus

c. A surcharge which shall be calculated as follows:

$$\begin{aligned} \text{Surcharge} = & [(BOD_I - BOD_D) \times V \times 8.34 \times 30 \times \$0.069/\text{lb of} \\ & \text{BOD}] + \\ & [(SS_I - SS_D) \times V \times 8.34 \times 30 \times \$0.063/\text{lb of SS}] + \\ & [(P - P) \times V \times 8.34 \times 30 \times \$0.993/\text{lb of P}] + \\ & [(N - N) \times V \times 8.34 \times 30 \times C] \end{aligned}$$

Where: I = Industrial/Commercial Wastewater  
 D = Local Domestic Wastewater  
 C = Total Cost for Specific Parameter (\$/lbs./day) as determined by the County Sanitary Engineer  
 V = Wastewater Flow (MGD)  
 BOD = BOD (mg/l)  
 SS = Suspended Solids (mg/l)  
 P = Total Phosphorus as P (mg/l)  
 N = Total Nitrogen as N (mg/l)  
 [] = Never less than zero

Except for the Reno/Sparks Wastewater Treatment System and systems that discharge to the Reno/Sparks system there is currently no charge for nitrogen removal because it is not a discharge requirement at the time of this writing. A surcharge will be developed for industrial/commercial nitrogen when nitrogen removal becomes a part of the treatment process.

Plus

- d. A surcharge for any other component of the wastewater which is identified as causing an increased cost of collection, treatment, disposal and administration. The amount of the surcharge shall be determined by the Chief Sanitary Engineer and shall not exceed the proportional amount of increased cost of collection, treatment, disposal and administration attributable to the wastewater component.
- (2) In the event the industrial water use is not metered, the monthly sewer user charge for an industrial establishment shall be based upon the establishment's number of fixture units. A charge of \$16.55 per month shall be a minimum and shall be the charge for up to 25 fixture units. Each fixture unit of excess of 25 shall have a charge of \$0.66 per month associated with it.
  - (3) Capitalization Charge - \$2.00 per month.
- D. Extra Strength Waste. If the waste discharged by a commercial or residential user is determined by the Chief Sanitary Engineer to have strength or characteristics which exceed that of domestic wastewater or causes increased costs as described in (C) above, the user shall be regulated and charged as an Industrial Unit.
- 5.4 User Charge System Based on Actual Use. Each user or user class shall pay its proportionate share of operation and maintenance costs of treatment works within the Service Area, based on the user's proportionate contribution to the total wastewater loading from all users or user classes.
  - 5.5 Treatment Cost Adjustment. Where treatment costs include treatment at a facility not under the jurisdiction of the County, the costs shall be adjusted in accordance with increases or decreases to these costs as approved by the operational entity of that treatment facility. An adjustment shall be made to the sewer user charges enumerated in Article 5 and 6 in the following ratio: For each 1%, or portion thereof, of rate increases or decreases, there shall be an adjustment of 1% in the sewer user charges, commencing with the next regular billing.
  - 5.6 Standby Fee. On vacant subdivided lots where facilities have been built in anticipation of future needs, a standby fee of \$6.50 per month per lot will be charged to the owner of the lot until such time as a service is installed.
  - 5.7 Capitalization Charge. A capitalization charge of Two Dollars (\$2.00) per month per capacity unit shall be billed to each residential and commercial sewer service, as follows:

Capitalization Charge

	<u>Monthly Charge</u>	<u>Capacity Ratio</u>
3/4 inch	\$ 2.00	1.00
1 inch	\$ 3.30	1.65
1 1/2 inch	\$ 6.70	3.35
2 inch	\$ 10.70	5.35
3 inch	\$ 20.00	10.00
4 inch	\$ 33.30	16.65
6 inch	\$ 66.70	33.35
8 inch	\$106.70	53.35
10 inch	\$103.30	76.65
larger sizes	To be determined by County	

A capacity unit is defined as the relative flow ratio in gallons of each meter as compared to that of a 3/4 inch meter or single house sewer.

- A. The sewer system repair fund shall be accounted for separately: The monies collected through the Capitalization Charge shall be kept in an account in the Water/Sewer Enterprise Fund for sewer system capital improvements and repair.
- B. Capitalization Charge to Continue Even Though Sewer Service is Disconnected: The Capitalization Charge shall continue to be billed to the customer even though service has been discontinued as provided in Article 11 (Termination of Service).
- C. Duration: The monthly Capitalization Charge is to take effect July 1, 1987 and expire at the end of five (5) years, ending June 30, 1992.
- D. Unimproved Parcels: The Capitalization Charge will also apply to undeveloped parcels, with rates as specified in Article 5.6 of this ordinance (Standby Fees). The charge shall apply when an application for connection to the water or sewer system of the County is made. The charges from July 1, 1987 to the date of application shall be collected with the connection fees. After the date of application, Capitalization Charges shall be billed to the customer in their normal billing cycle.

If an application for connection is cancelled, the entire amount of the Capitalization Charge shall be paid from July 1, 1987 to the date of cancellation shall be refunded, and any new application shall include the Capitalization Charge from July 1, 1987.

If application is not made prior to the termination of the Capitalization Charge, the total five year Capitalization Charge would apply to that parcel and become a fixed amount thereafter.

ARTICLE 6. OTHER CHARGES, FEES AND DEPOSITS

- 6.1 Connection Charges. The following connection charges are hereby established and shall be collected prior to connection to the sanitary sewer collection system, final map approval by the Board, or at the time of issuance of the permit for a sewer connection, whichever occurs first:



LEMMON VALLEY/BLACK SPRINGS, SOUTH SUN VALLEY, SOUTHERN COMFORT, WEST PLUMB LANE/JUNIPER TRAILS/STEAD/FRONTIER ESTATES AND ALL OTHER SERVICE AREAS EXCEPT SOUTH TRUCKEE MEADOWS;

- A. Single Family Unit: Persons desiring connection to the sanitary sewer system of the service area shall pay to the County, a connection charge of \$1,500.00. This connection fee shall entitle the customer to treatment plant capacity. It will be the customer's responsibility to obtain a bonded contractor to: cut the street, tap the main, install a service wye and extend the service lateral to the point of service. All work will be to County specifications and inspected by County personnel. When a sewer collection main does not exist adjacent to property requesting service, the customer shall be responsible for all costs related to the extension of the existing collection system to a point adjacent to property to be serviced which is at least ten (10) feet beyond an extension of the closest property line.
- B. Commercial Unit - All Classes. Persons desiring connection to the sanitary sewer system of the service area shall pay to the County a connection charge based on the weighted fixture units. A minimum connection fee shall be \$1,500.00 with an additional \$60.00 per weighted fixture unit for all units in excess of 25. Each connection fee for each separate commercial unit, as calculated above, shall entitle the customer to treatment plant capacity under the same conditions stated above for single family unit.

SOUTH TRUCKEE MEADOWS SERVICE AREA:

- C. Single Family Unit. Persons desiring connection to the sanitary sewer system of the service area shall pay to the County a connection charge as follows:

<u>Identification Category</u>	<u>Hook-up Fees</u>
Single Family Dwelling Unit	\$2,750 per dwelling unit
Mobile Home	\$2,500 per dwelling unit
Condominium	\$2,300 per dwelling unit
Apartment	\$2,300 per dwelling unit

This connection fee shall entitle the customer to treatment plant capacity. It will be the customer's responsibility to obtain a bonded contractor to: cut the street, tap the main, install a service wye and extend the service lateral to the point of service. All work will be to County specifications and inspected by County personnel. When a sewer collection main does not exist [and] adjacent to property requesting service, the customer shall be responsible for all costs related to the extension of the existing collection system to a point adjacent to property to be serviced which is at least ten (10) feet beyond an extension of the closest property line.

- D. Commercial Unit - All Classes. Persons desiring connection to the sanitary sewer system of the service area shall pay to the County a connection charge based on the weighted fixture units. A minimum

connection fee shall be \$2,750.00 with an additional \$110.00 per weighted fixture unit for all units in excess of 25. Each connection fee for each separate commercial unit, as calculated above, shall entitle the customer to treatment plant capacity under the same conditions stated above for single family unit.

- E. Connection fee and cash restrictions. All connection fees collected from persons in this service area are to be restricted and made available as follows:

IDENTIFICATION CATEGORY in SIM SERVICE AREA	HOOK-UP FEES/DWELLING UNIT		
	DEBT SERVICE	EXPANSION	TOTAL
Single Family Dwelling Unit	\$ 724	\$2,026	\$2,750
Mobile Home	\$ 658	\$1,842	\$2,500
Condominium	\$ 605	\$1,695	\$2,300
Apartment	\$ 605	\$1,695	\$2,300

The debt service component of the hook-up fees described above are to be made available annually to off-set the general fund operating transfer required to meet debt service payments on the \$12,115,000 GO Bond issue used to finance portions of this project.

The general fund shall be made whole for the entire amount of debt service payments made during the life of the \$12,115,000 GO Bond issue before this restriction is waived.

- 6.2 Work to be Inspected. All sewer construction work shall be inspected by the Department of Public Works, Utility Division, to insure compliance with all requirements of the Sewer Service Area. No sewer shall be covered at any point until it has been inspected and passed for acceptance. No sewer shall be connected to the sewer system until all work has been completed, inspected, approved and accepted by the Department of Public Works, Utility Division.
- 6.3 Wastewater Inspection Certificate and Monitoring Fees. The fees for a wastewater inspection certificate and monitoring shall be based on the actual time spent on inspection and monitoring. Fees for the wastewater inspection certificate shall be the actual cost of the wastewater inspection and certificate, as billed to Washoe County by the City of Sparks Industrial Waste Inspection Division, plus a billing and processing fee of \$15.00. The minimum charge for a wastewater inspection certificate shall be \$50.00.
- Fees for monitoring shall be the actual cost of monitoring, as billed to Washoe County by the City of Sparks Industrial Waste Inspection Division, plus a billing and processing fee of \$15.00.
- 6.4 Checking Fee. Any applicant, customer or developer requiring approval of plans by the County Utility Division, or desiring plan checking shall pay to the Utility Division the following fee or fees:

A minimum of \$200 plus \$5 per lot for all lots in excess of 40 within the subdivision.

If any portion of the plans after being checked are required to be redrawn or rechecked, the applicant shall pay the additional cost of

checking based upon the actual expense of the rechecking service. No plan checking will be done until the required fee is paid.

In the case of rechecking, the fee shall be based upon an estimated cost of the service, and payment in excess of costs will be returned to the Applicant.

- 6.5 Inspection Fee. Any applicant, customer or developer requiring construction of facilities to be inspected by the County Utility Division shall pay a minimum deposit per the following schedule:

<u>No. of Lots</u>		<u>Base Amount</u>	<u>Plus Amount Per Lot Above Minimum Number</u>
<u>Minimum Number</u>	<u>Maximum Number</u>		
1	10	\$ 1,000	\$ 0
10	25	\$ 1,000	\$150
25	50	\$ 3,250	\$120
50	80	\$ 6,250	\$100
80	120	\$ 9,250	\$ 80
120	200	\$12,450	\$ 60

The deposit shall be paid prior to approval of final map, issuance of building permit, and start of construction. Prior to final acceptance of the improvements an accounting of all costs including personnel time, fringe benefits, equipment, materials and overhead shall be made for the plan review and inspection of the improvements. If the total cost is greater than the deposit, the applicant must pay the difference prior to acceptance and use of the improvements.

- 6.6 Structure Under Construction. For the purposes of this ordinance, until a structure has installed plumbing fixtures the structure shall be considered under construction and disconnected from the sewer system of the County. No charges otherwise provided herein will be accrued during this period.
- 6.7 Review of Sewer User Charges. The Board, not less than every two years shall review the user charges set out in Article 5 and 6 and determine that the charges are adequate to meet the costs of operating the wastewater treatment facility.
- 6.8 Charge for Operation and Maintenance Costs for Extraneous Flows. The operation and maintenance costs attributable to infiltration and/or inflow will be apportioned among all users in the same manner that the sewer user charges are apportioned.
- 6.9 Public Agencies Exempted From Deposit Requirements. In lieu of cash deposits, or sureties, purchase orders will be accepted from public agencies.
- 6.10 Delinquent Accounts. There will be a charge for late payment. If payment is not received by the 1st day of the calendar month following the due date of payment specified on the bill, a late processing fee and a handling fee will be charged in accordance with Article 7.3.
- 6.11 Damage to County Property. Persons causing damage to County property by any willful or negligent act shall be responsible for payment of costs incurred.

- 6.12 Charges for Account Transfer and Special Reading. If the customer requests an account transfer or special meter reading, a processing charge of fifteen dollars (\$15.00) shall be charged. Customers must give 24-hours or previous working day's notice for special reading.

ARTICLE 7. TIME AND MANNER OF PAYMENT

- 7.1 Issuance of Bills. The County shall issue a bill monthly for each service in accordance with this ordinance. The County shall send out bills for sanitary sewer service used and for which no payment has been received, and shall use the rates and charges established by this ordinance to determine the amount.
- 7.2 Bills Due When Presented. Upon presentation, all bills shall be due and payable at the office of the Washoe County Treasurer.
- 7.3 Delinquent Accounts. Accounts not paid in accordance with Article 6.8 are delinquent and shall be charged a late payment processing fee of 1.5 percent of the outstanding balance plus a handling fee of \$4.00 per delinquent account monthly.
- 7.4 Discontinuance of Service. The County may discontinue service to a customer having a delinquent bill.
- 7.5 Represents Lien on Property. Until paid, all rates, tolls and charges provided in this ordinance constitute a perpetual lien on and against the property served and may be foreclosed upon as provided by law.
- 7.6 Collection by Suit. As an alternative to any of the other procedures herein provided, the County may bring an action against the customer for the collection of the amount of the delinquent rate and all penalties and costs of collection including a reasonable attorney's fee.
- 7.7 Proration of Service Charges; Minimum Bill. If any opening or closing bill is for a period shorter than the regular billing period, the monthly charges for service shall be reduced in the same proportion as the actual period of use is reduced from the regular billing period.
- 7.8 Failure to Receive a Bill. Failure to receive a bill does not relieve the customer of the obligation to pay for services received.
- 7.9 Checks Not Honored by Bank. Checks presented in payment of bills which are returned by a bank shall be treated as though no payment had been made and a \$10.00 handling charge will be levied by the County plus any additional charges of the bank. Redemption of returned checks may be required to be by cash or equivalent. The customer must reimburse the County for any returned check fees charged by a bank to the County.
- 7.10 Responsible Party. The owner of the parcel receiving sanitary sewer service shall be billed for the service at the beginning of each billing period. In the case where the owner is not the occupant of the parcel, and payment is not made in a timely manner, as prescribed by this ordinance, it shall be the owner's responsibility to bring payment current or such unpaid bills shall represent a lien on the parcel.
- 7.11 Disputed Bills. In the case of a dispute between a Customer and the County as to the correct amount of any bill rendered by the County for

wastewater collection and treatment service furnished to the Customer, the Customer will deposit with the County the amount claimed by the County to be due.

- 7.12 Failure to Make Deposit. Failure on the part of the Customer to make the deposit referred to in Article 7.11 within fifteen (15) days after written notice by the County that such deposit be made or service may be discontinued, shall warrant the County in discontinuing the service to the Customer without further notice.
- 7.13 Arbitration of Dispute: In the event of dispute between the Customer and the County, respecting any bill, charge or service, the County shall forthwith make such investigation as shall be required by the particular case, and report the result thereof to the Customer. In the event that the complaint cannot be satisfactorily adjusted, the County or Customer may make application to the County for adjustment of the complaint, and the County shall notify the Customer in writing or otherwise, that he has the privilege of appeal to the Board.
- 7.14 Deferred Payment. County shall provide a program for the deferred payment of a delinquent bill for any customer who requests the program and agrees in writing to pay:
- A. The arrearage within 90 days after the execution of this agreement, in four equal installments, with the first payment to be made upon execution of the agreement; and
  - B. All future bills when due.

The 90-day period otherwise provided for payment of the arrearages may be extended at the discretion of the County. The service of a customer who enters into an agreement pursuant to this section may be terminated in accordance with Article 9.2 for any failure to make payment as provided by the agreement.

- 7.15 Failure to Make Payment for Fines and Charges for Citation Notice. Failure to make payment related to fines and charges for wastewater discharge warnings or citations shall be cause for termination of service in accordance with Article 9.2.
- 7.16 Disregard of Wastewater Discharge Warnings. Any customer who does not comply within a reasonable period of time with any wastewater discharge warning shall be subject to termination of service in accordance with Article 9.2.

#### ARTICLE 8. APPLICATION FOR SERVICE

Each person applying for a new sanitary sewer service or changes in an existing service, will be required to sign appropriate application forms provided by the County and to pay all required fees and charges. The application form shall include an agreement to abide by all County rules and regulations and shall require furnishing such information as the County may reasonably require. Each applicant shall describe the type of development proposed for the property.

- 8.1 Existing Service Connection. Applicants for service through existing service connections shall provide required information on forms provided by the County.

- 8.2 New Service. No connection shall be made to a main sewer unless a written application has been submitted by the property owner or his agent on forms provided by the County. The applicant shall provide any and all information which will assist the County in properly locating the service lateral, including a description of the development, the use of water and plumbing plans of the private facilities if required. Applications shall be accompanied by payment of the connection privilege fee. A written legal description of the property to be served shall accompany any application for service to property not within an approved subdivision.
- 8.3 Correct Information. In the event that an applicant provided incorrect information as to the size and location of a service connection or requests a change in the size or location after work has commenced, the applicant shall pay any costs incurred by reason of such corrections and changes.
- 8.4 Rejection of Application. Applications for service through existing or new service connections may be rejected if:
- A. The account of the applicant at the same or other location is delinquent.
  - B. The purpose of the applicant, in the opinion of the County, is to circumvent discontinuance of service in another name because of nonpayment of sewer bills.
- 8.5 Service Outside Service Area Boundary. Only property within the service area boundary is eligible for sanitary sewer service from the County. Property outside the service area must be annexed into the service area before application can be made for sanitary sewer service to the property. Applicant shall pay all costs associated with annexation of property into the service area.
- 8.6 Design, construction of new connections, inflow sources: No new connection shall be made to the County's Sewer System unless the same is properly designed and constructed complying with the Uniform Plumbing Code and the Standard Specifications for Public Works Construction ("Orange Book"). All inflow sources including but not limited to roof leaders, cellar, yard and area drains, foundation drains, cooling water discharges, drains from springs and swampy areas, manhole covers, cross connections from storm sewers and combined sewers, catch basins, storm waters, surface runoff, street wash waters or drainage shall not be permitted to be connected to the sewer system.
- 8.7 Prohibition against altering connections: It is unlawful to change, bypass, adjust, or alter any piping arrangement (including metering devices) from a premises and connecting to the sewer system without the prior written consent of the County.
- 8.8 Prohibition of connection of inflow sources: All sources of inflow including but not limited to roof leaders, cellar, yard and area drains, catch basins, manholes etc. shall be prohibited from connection to the sewer system.

#### ARTICLE 9. TERMINATION OF SERVICE

- 9.1 Customer's Request for Termination of Service. A Customer may have service terminated by giving not less than five (5) days advance notice

thereof to the County, and provide a mailing address to which the closing bill will be mailed. Charges for service may be required to be paid until the requested date of discontinuance or such later date as will provide not less than the required five (5) days advance notice. When such notice is not given, the Customer will be required to pay for service until five (5) days after the County has knowledge that the Customer has vacated the premises or otherwise has terminated service. Failure to notify the County of termination of service shall not relieve the customer of responsibility for payment of sewer bills.

9.2 Termination of Service by County.

- A. For Nonpayment of Bills. A Customer's service may be discontinued for nonpayment of a bill for service furnished if the bill is not paid within thirty (30) days after presentation, provided the County has given the Customer at least five (5) days prior notice of such intention.

Premises to which charges have become delinquent may be disconnected from the sewer system. The County shall charge the cost of disconnection of such premises and the cost of reconnection thereto, and such user shall deposit the estimated cost of disconnection and reconnection before such premises are reconnected to the sewer system. The amount of the cost of disconnection and reconnection over the deposit shall constitute a charge and be collected as such. The amount of the deposit not used shall be repaid or applied as a deposit.

- B. For Noncompliance With Rules. The County may discontinue service to any Customer for violation of these rules after it has given the Customer as least five (5) days written notice of such intention. Where safety of water supply is endangered, or the discharge to the sewer is dangerous to public safety, service may be discontinued or curtailed immediately without notice.
- C. For Infiltration or Illegal Connections. Where negligence, infiltration, illegal connection or discharge of harmful wastes into the collection system, on or from a customer's premises occurs, the County may make such corrections as may be indicated at customer's expense, if such practices are not remedied within five (5) days after it has given the customer written notice to such effect.
- D. For Unsafe Apparatus or Where Service is Detrimental or Damaging to the County or its Customers. If any unsafe or hazardous condition is found to exist on the customer's premises, or if the sewage or waste therefrom, by apparatus or illegal or prohibited connections, apparatus, equipment or otherwise, is found to be detrimental or damaging to the County, or its customers and/or the POIW, the service may be discontinued without notice. The County will notify the customer immediately of the reasons for the discontinuance and the corrective action to be taken by the customer before service can be restored.
- E. For Fraudulent Use of Service. When the County has discovered that a Customer has obtained service by fraudulent means, or has altered the sewer service for unauthorized use, the service to that Customer may be discontinued without notice. The County will not restore service to such Customer until that Customer has complied with all filed

rules and reasonable requirements of the County and the County has been reimbursed for the full amount of the service rendered and the actual cost that the County incurred by reason of the fraudulent use.

9.3 Restoration of Service.

- A. To be Made During Regular Working Hours. The County will endeavor to make reconnections during regular working hours on the day of the request, if conditions permit; otherwise, reconnection will be made on the regular working day following the day the request is made.
- B. To be Made at Other Than Regular Working Hours. When a Customer has requested that the reconnection be made at other than regular working hours, the County will reasonably endeavor to so make the reconnection if practicable under the circumstances, but will be under no obligation to do so, unless an emergency exists.

9.4 Refusal to Serve.

- A. Conditions for Refusal. The County may refuse an Applicant for service under the following conditions:
  1. If the Applicant for service is not within the boundaries of the Service Area.
  2. If the intended use of the service is of such a nature that it will be detrimental or injurious to existing Customers.
  3. If the Applicant fails to comply with any of the rules as approved by the Board.
  4. If, in the judgment of the County, the Applicant's installation for utilizing the service is unsafe or hazardous or subject to freezing, or flooding, or of such nature that satisfactory service cannot be rendered.
  5. Where service has been discontinued for fraudulent use, the County will not serve an Applicant until it has determined that all conditions of fraudulent use or practice have been corrected.
  6. When the collection lines, disposal systems, or treatment facilities do not have capacity or the capability to receive and/or treat sewage, septic tank effluent, or liquid waste without contamination of the ground or surface waters of the basin or the watershed of the Truckee River, or in violation of Health Department requirements.
  7. The County's leased capacity at the Plant has been allocated, and additional capacity cannot be obtained.
- B. Notification to Customers. When an Applicant is refused service under the provisions of this rule, the County will notify the Applicant promptly, by procedures outlined in Article 3.4, of the reason for the refusal to serve and of the right of the Applicant to appeal the County's decision to the Board. Whenever termination of sewer service will effect more than one dwelling unit, the County will make reasonable effort to give notice to all dwelling units.



The County shall cause notice to be given at least five (5) calendar days but not more than fifteen (15) calendar days prior to the date of intended termination.

ARTICLE 10. REGULATION OF WASTEWATER DISCHARGE

- 10.1 Purpose and Policy. These wastewater discharge regulations impose uniform requirements for discharges into the County's wastewater collection system and enable the County and POTW to comply with any applicable State and Federal water quality standards, limitations and pretreatment standards, to derive the maximum public benefit by regulating the quality and quantity of wastewater discharged. These regulations provide a means for determining wastewater volumes, constituents, and characteristics, the issuance of inspection certificates to certain users, and enforcement.
- 10.2 Administration. Except as otherwise provided herein, the Chief Sanitary Engineer shall administer, implement and enforce the provisions of this regulation of wastewater discharge. Any powers granted or duties imposed upon the Chief Sanitary Engineer may be delegated by the Chief Sanitary Engineer to persons acting in the beneficial interest of or in the employment of the County.
- 10.3 Dischargers Subject to These Regulations. All wastewater dischargers, domestic and industrial/commercial, to the POTW are subject to the wastewater regulations, inspection, enforcement and penalties provided in this title. Sanitary districts which discharge waste to the POTW shall adopt these regulations of wastewater discharge and enforce all provisions.

ARTICLE 11. WASTEWATER REGULATIONS

- 11.1 Discharges Prohibited from Sanitary Sewers. Sewage, waste, or any matter having any of the following characteristics shall not, under any conditions, be discharged into, be placed where they might find their way into, or be allowed to run, leak or escape into any part of the sewer system:
- A. Any gasoline, benzene, naphtha, solvent, fuel oil, or any other liquid, solid, or gas that would cause or tend to cause flammable or explosive conditions to result in the sewage system;
  - B. Any waste containing or causing the promotion of toxic or poisonous solids, liquids, or gases that, alone or in combination with other waste substances may create a hazard for humans, animals, or the environment, interfere with wastewater treatment processes, cause a public nuisance, or cause any hazardous condition to occur in the wastewater system;
  - C. Any waste having a pH lower than 5.5 pH units or having any corrosive or detrimental characteristic that may cause injury to wastewater collection or treatment systems including structures and equipment; any waste with a pH greater than 9.0 pH units or high enough to cause alkaline incrustations on sewer walls or other adverse effects on the wastewater systems.
  - D. Any solids or viscous wastes that may cause deposition, obstruction, damage or reduction of flow in the sewer, be detrimental to proper

wastewater treatment plant operations, or other interference. These objectionable substances include, but are not limited to: asphalt, dead animals, offal, ashes, sand, mud, straw, industrial process shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure, bones, hair fleshings, entrails, paper, dishes, paper cups, milk containers, or other similar paper products, either whole or ground;

- E. Any inflow sources, including rainwater, stormwater, groundwater, street drainage, subsurface drainage, roof drainage, yard drainage, and water from yard fountains, ponds or lawn sprays, or any other uncontaminated water. It is unlawful to connect any sewer lateral to the County's wastewater facilities which would allow infiltration discharges in excess of two hundred gallons per day per pipe diameter inch per mile of length;
  - F. Any water added for the purpose of diluting waste;
  - G. Any petroleum or mineral-based cutting oils commonly called soluble oil, exceeding 100 mg/L;
  - H. Any nonbiodegradable oil, petroleum oil, or refined petroleum products exceeding 100 mg/L except as regulated by the State or Federal Government;
  - I. Any radioactive, radiological, or chemical/biological warfare, waste or material exceeding 100 mg/L except as regulated by the State or Federal Government;
  - J. Any waste, including oxygen demanding pollutants, released in a discharge of such volume or strength as to cause interference in the wastewater treatment facilities;
  - K. Matter of any nature at a temperature above one hundred fifty degrees Fahrenheit;
  - L. Animal or vegetable greases, oil or matter containing animal or vegetable grease or oil of any nature in excess of three hundred milligrams per liter;
  - M. Any matter that would be poisonous to or inhibit the biological organisms associated with any sewage treatment process, and which, in the opinion of the Chief Sanitary Engineer, might interfere with the satisfactory operation of any treatment facility or any portion of the sewer system.
- 11.2 Administration - Determination of Prohibited Discharge. The Chief Sanitary Engineer shall make all discretionary determinations as may be required to administer this ordinance and shall recover the cost incurred in making such determinations from the discharger.
- 11.3 Prohibition on Unpolluted Water. Unpolluted water including, but not limited to, process cooling water, blowdown from cooling towers or evaporator coolers, and swimming pool water, shall not be discharged through direct or indirect connection to the POTW unless an inspection certificate is issued by the Chief Sanitary Engineer for such discharge. The Chief Sanitary Engineer may approve the discharge of such water when

no reasonable alternative method of disposal is available and such discharge does not violate other sections of this title.

If a certificate is granted for the discharge of such water into the wastewater facilities, the user shall pay the applicable charges and fees and shall meet such other conditions required by the Chief Sanitary Engineer.

- 11.4 Exclusions from Sanitary Sewers. In addition to the matter excluded heretofore, all surface drainage water shall be excluded from all parts of the sewer system designated by the Chief Sanitary Engineer as the sanitary sewer system.
- 11.5 Septic Tank Waste. It is unlawful to discharge any septic tank or cesspool waste to the POTW unless specifically authorized in writing by the Chief Sanitary Engineer. The time and place for the specific discharge and required characteristics of the matter discharged shall be designated by the Chief Sanitary Engineer. No discharge shall violate any section of this ordinance.
- 11.6 Limitations on the Use of Garbage Grinders, and required Use of Grease Traps and Interceptors. Waste from garbage grinders shall not be discharged into the County's wastewater facilities except when the wastes are generated in preparation of food normally consumed on the premises and the grinders shred the waste to a degree that all particles will be carried freely under normal flow conditions prevailing in the wastewater facilities, and to a size not to exceed one-half inch in any dimension. Garbage grinders shall not be used for grinding plastic, paper products, inert materials or garden refuse. All scullery or dish table wastes shall not be put through a garbage grinder unless the discharge is through an approved grease interceptor.

All waste discharged from establishments which may generate grease shall install and maintain a grease interceptor. Sizing specifications for grease traps and interceptors are outlined in Chapter 7 and Appendix H of the Uniform Plumbing Code. The Chief Sanitary Engineer may waive the required minimum size grease interceptor. The design, operation and sizing of all grease traps and interceptors must be approved by the Chief Sanitary Engineer.

Grease traps, interceptors and sand/oil separators shall be constructed to prevent any bypass of matter prohibited in the wastewater system. Sand/oil separators shall be a minimum capacity of 1,000 gallons except when otherwise specified in Appendix I of the Uniform Plumbing Code.

The introduction of emulsifiers, bacteria, enzymes or any other product into the grease trap or interceptor which would cause oil and grease to pass through the trap or interceptor is prohibited. Grease traps and interceptors shall be cleaned regularly to ensure proper operation.

- 11.7 Limitations on Point of Discharge. No person shall discharge any substances directly into a manhole or other opening in a community sewer other than through an approved building sewer unless he has been issued a permit by the Chief Sanitary Engineer. If a permit is issued for such direct discharge, the user shall pay the applicable charges and fees and shall meet such other conditions as required by the Chief Sanitary Engineer.

- 11.8 Limitations on Wastewater Strength. No person shall discharge wastewater containing constituents in excess of:

<u>Constituent</u>	<u>Maximum Concentration</u>
Arsenic	2.0 mg/L
Barium	4.0 mg/L
Boron	1.00 mg/L
Cadmium	0.01 mg/L
Chromium	0.50 mg/L
Copper	0.50 mg/L
Cyanide	0.23 mg/L
Iron	25.0 mg/L
Lead	0.30 mg/L
Manganese	0.70 mg/L
Mercury	0.01 mg/L
Nickel	1.80 mg/L
Selenium	0.04 mg/L
Silver	0.05 mg/L
Sulfate	240 mg/L
Zinc	1.0 mg/L
Phenol	.005 mg/L
Alkali	430 mg/L
Chloride	110 mg/L
Fluoride	4.0 mg/L

<u>Pesticides and Herbicides</u>	<u>Maximum Concentration</u>
Total chlorinated hydrocarbons	0.005 mg/L
Chlordane	0.005 mg/L
Lindane	0.005 mg/L
Heptachlor	0.005 mg/L
Methoxychlor	0.005 mg/L
Toxaphene	0.005 mg/L
2-4D	0.005 mg/L
2-4-5T	0.005 mg/L
Parathion	0.0016 mg/L
Malathion	0.004 mg/L
Guthion	0.004 mg/L

- 11.9 Revision of Wastewater Regulations. Effluent limitations promulgated by the Act, and regulations and guidelines promulgated thereunder, shall apply in any instance where they are more stringent than those in these regulations.

Limitations on wastewater strength in Article 11.8 of this ordinance may be supplemented with more stringent limitations pursuant to Article 12.3 of this ordinance:

- A. If the Chief Sanitary Engineer determines that the limitations in Article 11.8 of this ordinance may not be sufficient to protect the operation of the POTW.
- B. If the Chief Sanitary Engineer determines that the limitations in Article 11.8 of this ordinance may not be sufficient to enable the POTW to comply with water quality standards or effluent limitations

specified in the POTW's National Pollutant Discharge Elimination System (NPDES) permit;

- C. If any matter of any nature may be discharged into the sewer system, which discharge might reasonably be considered a violation of this chapter, the controlling characteristic of such matter shall be determined to the satisfaction of the Chief Sanitary Engineer. The responsibility of initiating such determinations of any costs involved and of submitting the results of the determinations to the Chief Sanitary Engineer for his approval lie solely with the party or parties desiring to discharge the matter into the sewer system. Verification of these results and the decision as to whether or not a permit shall be issued shall be the responsibility of the Chief Sanitary Engineer. The adoption of this ordinance amending this title of the code, or ordinances adopted subsequent hereto but without objection from the Chief Sanitary Engineer, does not constitute a waiver of the Chief Sanitary Engineer's right to regulate or prohibit the discharge of such matter.
- 11.10 Accidental discharges. Users shall notify the Chief Sanitary Engineer immediately upon accidentally discharging waste in violation of this ordinance to enable the Chief Sanitary Engineer to take proper measures to reduce the impact of the discharge. This notification must be followed by a detailed written statement within fifteen days of the date of occurrence.
- 11.11 Excessive Discharge. No user shall ever increase the use of process water or in any way attempt to dilute a discharge as a partial or complete substitute for adequate treatment to achieve compliance with the limitations enforceable under this ordinance.
- 11.12 Facilities using water for cooling shall not discharge the cooling water to the wastewater system or storm drain system, recirculation of such cooling water shall be required;
- 11.13 Industrial/commercial process water shall be pretreated, if necessary, to meet discharge requirements of this ordinance. If process water can be recirculated or reused, equipment shall be installed to accomplish the recirculation or reuse.
- 11.14 Identification of Process Chemicals. All process chemicals and industrial wastes shall be properly labeled for identification purposes.

#### ARTICLE 12.0. WASTEWATER INSPECTION CERTIFICATES

- 12.1 Certificate for Industrial/Commercial Dischargers. Industrial/Commercial dischargers connected to the POTW shall obtain a wastewater inspection certificate from the Chief Sanitary Engineer. Existing dischargers shall comply with this on or before July 1, 1990 at the discretion of the Chief Sanitary Engineer. It is unlawful for any industrial/commercial discharger to discharge without such certificate. The Chief Sanitary Engineer shall require certificates for the following categories of industrial/commercial dischargers:
- A. Dischargers whose effluent strength (BOD5, suspended solids, total phosphorus and total nitrogen) exceeds the local domestic wastewater concentrations.

- B. Dischargers using an unmetered water source after July 1, 1990.
- C. All industrial dischargers for which national pretreatment standards have been established under the Act and regulations and guidelines promulgated thereunder;
- D. Other dischargers as determined by the Chief Sanitary Engineer to require special regulation or source control.

#### 12.2 Certificate Application

- A. To obtain a wastewater inspection certificate the industrial/commercial user shall complete and file with the Chief Sanitary Engineer an application in the form prescribed by the Chief Sanitary Engineer. The application may require the following information:
  - 1. Name, address and Standard Industrial Classification (S.I.C.) number or numbers of applicants;
  - 2. Estimated volume of wastewater to be discharged;
  - 3. Wastewater constituents and characteristics as prescribed by the Chief Sanitary Engineer.
  - 4. Time and duration of discharge;
  - 5. Site plans, floor plans, mechanical and plumbing plans, and details to show all sewers and appurtenances by size, location and elevation as required by the Chief Sanitary Engineer.
  - 6. Description of business activities including type of products, raw materials used, variation in operation, and number and duties of employees;
  - 7. Any other information as may be deemed by the Chief Sanitary Engineer to be necessary to evaluate the certificate application.
- B. The Chief Sanitary Engineer will evaluate the data furnished by the discharger. After evaluation, inspection, and approval of all the data required, the Chief Sanitary Engineer may issue a wastewater inspection certificate subject to terms and conditions provided herein.
- C. Before a new industrial/commercial discharger to the POTW is allowed, the discharger must first obtain a wastewater inspection certificate from the Chief Sanitary Engineer. All existing industrial/commercial dischargers must complete and submit to the Chief Sanitary Engineer an application for wastewater inspection within fifteen days of receipt of the application. Violation of this provision shall subject the discharger to enforcement and penalties as provided in Article 9.2 of this ordinance.
- D. Fees for wastewater inspection certificates and monitoring shall be as stated in Article 6 of this Ordinance.

#### 12.3 Terms and Conditions

- A. Duration of Inspection Certificates. Wastewater inspection certificates shall be issued for a specified time period not to exceed one year. A certificate may be issued for a period less than a year or may be stated to expire on a specific date. If the user is not notified by the Chief Sanitary Engineer thirty days prior to the expiration of the certificate, the certificate shall be extended until such notice is made. The terms and conditions of the certificate may be subject to modification and change by the Chief Sanitary Engineer during the life of the certificate as limitations or requirements as identified in Article 10 of this ordinance are modified and changed. The user shall be informed of any proposed changes in his certificate at least thirty days prior to the effective date of change. Any changes or new conditions in the certificate shall include a reasonable time schedule for compliance.
- B. Certificate Conditions. Wastewater inspection certificates shall be expressly subject to all provisions of this ordinance and all other applicable regulations, user charges and fees established by the Chief Sanitary Engineer. Certificates may contain the following:
1. The unit charge or schedule of user charges and fees for the wastewater to be discharged to a community sewer;
  2. Limits on the average and maximum wastewater constituents and characteristics;
  3. Limits on average and maximum rate and time of discharge or requirements for flow regulations and equalization;
  4. Requirements for installation and maintenance of inspection and sampling facilities;
  5. Specifications for monitoring programs which may include sampling locations, frequency of sampling, number, types and standards for tests and reporting schedule;
  6. Compliance schedules;
  7. Requirements for submission of technical reports or discharge reports;
  8. Requirements for maintaining and retaining records relating to wastewater discharge as specified by the Chief Sanitary Engineer, and affording County access thereto;
  9. Requirements for notification to the Chief Sanitary Engineer of any new introduction of wastewater constituents or any substantial change in the volume or character of the wastewater constituents being introduced into the POTW.
  10. Requirements for notification of slug discharges;
  11. Pretreatment of wastes before discharge;
  12. Relocation of discharge points;
  13. Prohibition of discharge of certain wastewater constituents;

14. Notification to the Chief Sanitary Engineer of any new introduction of wastewater constituents or any substantial change in the volume or character of the wastewater discharge;
15. Development of a compliance schedule for the installation of technology required to meet applicable pretreatment standards and requirements.
16. Other conditions necessary to accomplish the purpose of this ordinance.

The certificate may include a time schedule which allows the discharger time to meet the conditions of the certificate. The industrial/commercial discharger, who has been issued a certificate, will be responsible for all costs required to comply with conditions of the certificate.

- C. Change of Certificate Terms and Conditions. The Chief Sanitary Engineer may change any or all terms and conditions of a discharge certificate for cause. The Chief Sanitary Engineer shall specify a reasonable compliance period to comply with any required changes in the certificate.
  - D. Transfer of a Certificate. Wastewater inspection certificates are issued to a specific user for a specific operation. A wastewater inspection certificate shall not be reassigned or transferred or sold to a new owner, new user, different premises, or a new or changed operation.
- 12.4 Trade Secrets. When requested by the persons furnishing a report, the portions of the report or other document which might disclose trade secrets or secret processes shall not be made available for inspection by the public but shall be made available to governmental agencies for use in making studies; provided, however, that such portions of a report or other document shall be available for use by the County or State or any State agency in judicial review or enforcement proceedings involving the person furnishing the report.
  - 12.5 Monitoring Facilities, Reports and Access by Industrial Waste Inspector. The Chief Sanitary Engineer may require the discharger, at his own expense, to construct, operate and maintain monitoring facilities and equipment, and to submit monitoring reports in order to allow inspection, sampling and flow measurement. The monitoring facility will normally be required to be located on the discharger's premises outside of the building. There shall be accommodations to allow safe and immediate access for the Industrial Waste Inspector, as may be required by the Chief Sanitary Engineer. It is unlawful for any person to prevent, or attempt to prevent, any such entrance or obstruct or interfere with any such officer or employee of the County while so engaged.
  - 12.6 Inspection. The Chief Sanitary Engineer, industrial waste inspector, or other County officials or employees, shall have the right of entry for inspection purposes of the facilities discharging to the County's sewer system to ascertain compliance with the County's sewer regulations. Persons or occupants of premises where wastewater is created or discharged shall allow the Chief Sanitary Engineer or his representatives ready access to all parts of the premises for the purposes of inspection, sampling, records examination, or in the performance of any other duties



as called for in this ordinance. The Chief Sanitary Engineer or his representative will verify the discharge flows and strength reported by discharger, or to determine compliance with this ordinance. Inspection, measurement and sampling may be conducted periodically by the Industrial Waste Inspector. The County may install, maintain and operate sampling and measuring equipment on the premises of the discharger. Where a discharger has security measures in force which would require proper identification and clearance before entry into the user's premises, the user shall make necessary arrangements with their security guards so that upon presentation of suitable identification the Industrial Waste Inspector will be permitted to enter without delay for the purposes of performing the specific responsibilities of this ordinance.

- 12.7 Pretreatment of Sewage. When at any time it becomes necessary or desirable to discharge into the sewer system any matter from any source which does not conform to the requirements outlined in Article 10 of this ordinance, it is required that before such matter may be discharged into the sewer system, the producer thereof shall pretreat same at his own expense to a degree that will produce an effluent which does conform to the requirements. Such pretreatment plants shall be understood to include grease traps, chemical or biochemical plants, sedimentation chambers and any other devices which effect a change of any nature in the characteristics of the matter being treated. Any and all such devices and equipment shall not be put into operation without a written permit of approval issued by the Chief Sanitary Engineer and shall be provided with all necessary features of construction to permit inspection of operations and testing of material passing through them, and shall be open to the inspection of the Chief Sanitary Engineer at any time, but the producer, in lieu of the treatment of the sewage as hereinabove provided for, may, with the written approval of the Chief Sanitary Engineer being first obtained, discharge the sewage, waste or other matter into the sewage system, subject to the provisions of Article 10, and subject to the payment of the additional cost of the treatment thereof, as provided for in this title.

The Chief Sanitary Engineer may require users of the County's sewer system to pretreat wastewater. Users shall make wastewater acceptable under the limitations established herein before discharging into any wastewater facility. Any facilities required to pretreat wastewater to a level acceptable to the Chief Sanitary Engineer shall be provided and maintained at the user's expense. Detailed plans showing the pretreatment facilities and operating procedures shall be submitted to the Chief Sanitary Engineer for review and shall be approved by the Chief Sanitary Engineer before construction of the pretreatment facility. The review and approval of such plans and operating procedures will in no way relieve the user from the responsibility of modifying the facility as necessary to produce an effluent complying with the provisions of this ordinance. Any subsequent changes in the pretreatment facilities or method of operation shall be reported to and be approved by the Chief Sanitary Engineer.

- 12.8 Monitoring Equipment Construction and Report Requirements.

A. Monitoring facilities and equipment may be required of any sewer user in order to allow inspection, sampling and flow measurement of the building sewer, or internal drainage system. When more than one sewer user can discharge into a common building sewer, the Chief Sanitary Engineer may require installation of a separate monitoring facility

for each user. Also when, in the judgement of the Chief Sanitary Engineer, there is significant difference in wastewater constituents and characteristics produced by different operations of a single user, the Chief Sanitary Engineer may require that separate monitoring facilities be installed for each separate discharge. Monitoring facilities that are required to be installed shall be constructed, operated and maintained at the user's expense. The purpose of the facility is to enable inspection, sampling and flow measurement of wastewaters produced by a user. If sampling or metering equipment is also required by the Chief Sanitary Engineer, it shall be provided, installed and operated at the user's expense. The monitoring facility will normally be required to be located on the user's premises outside of the building. The Chief Sanitary Engineer, however, when such a location would be impractical or cause undue hardship to the user, may allow the facility to be constructed in the public street or public sidewalk area.

If the monitoring facility is inside the user's fence, there shall be accommodations to allow safe and immediate access for the Industrial Waste Inspector, such as a gate secured with a County lock. There shall be ample room in or near such facility to allow accurate sampling and compositing of samples for analysis. The entire facility and the sampling and measuring equipment shall be maintained at all times in a safe and proper operating condition by and at the expense of the sewer user.

Whether constructed on public or private property, the monitoring facilities shall be constructed in accordance with the County's requirements. When, in the judgement of the Chief Sanitary Engineer, an existing user requires a monitoring facility, the user will be so notified in writing. Construction must be completed within ninety days following written notification unless a time extension is otherwise granted by the Chief Sanitary Engineer.

- B. Within ninety days following the date for final compliance with applicable discharge limitations, or in case of a new source following commencement of the introduction of wastewater into the County sewer system, any commercial/industrial discharger subject to such discharge limitations shall submit to the Chief Sanitary Engineer a report indicating the nature and concentration of all pollutants in the discharge from the affected commercial or industrial establishment. The discharger's report will include reporting on the discharge from any regulated processes which are limited by the discharge limitations and the average and maximum daily flow from these process units in the user facility which are limited by such standards or discharge limitations. The report shall state whether the applicable limitations are being met on a consistent basis, and, if not, what additional operation and maintenance and/or pretreatment is necessary to bring the sewer user into compliance with the applicable limitations. The submitted report shall be signed by an authorized representative of the industrial/commercial user and certified to be a qualified professional.
- C. Any user subject to a discharge limitation after the compliance date of such discharge limitation, or, in the case of a new source after commencement of the discharge into the POTW shall submit to the Chief Sanitary Engineer during the months of June and December, unless

required more frequently by the Chief Sanitary Engineer, a report indicating the nature and concentration of pollutants in the effluent which are limited by such discharge limitations. In addition, this report shall include a record of all daily flows which, during the reporting period, exceeded the average daily flow reported, as required under the certificate. At the discretion of the Chief Sanitary Engineer, and in consideration of such factors as local high or low flow rates, holidays, budgets and cycles, the Chief Sanitary Engineer may agree to alter the months during which the above reports are to be submitted.

The Chief Sanitary Engineer may impose mass limitations on users which are using dilution to meet applicable discharge limitations or in other cases where the imposition of mass limitations are appropriate. In such cases, the report required by the above paragraph shall indicate the mass of pollutants regulated by the discharge limitations in the effluent of the sewer user. These reports shall contain the results of sampling and analysis of the discharge, including the flow and nature of concentration, or production and mass, where requested by the Chief Sanitary Engineer, of pollutants contained therein which are limited by the applicable pretreatment standards. The frequency of monitoring shall be prescribed in the inspection certificate. All analyses shall be performed in accordance with procedures established in standard methods or other procedures approved by the Chief Sanitary Engineer.

#### ARTICLE 13.0. ENFORCEMENT

- 13.1 Enforcement Authority. The Chief Sanitary Engineer shall enforce the provisions and requirements prescribed in this ordinance. The Washoe County Sheriff and/or Industrial Waste Inspector shall have the power and authority of a peace officer to prevent and abate all such violations.
- 13.2 Violation Notice. In the event of a minor or potential hazard, the Industrial Waste Inspector shall issue a notice to the discharger to remedy the hazard. Said notice shall require the discharger to submit to the Chief Sanitary Engineer within ten days a detailed plan and time schedule of specific action the discharger will take in order to correct or prevent a violation. If the discharger fails to submit an acceptable plan, fails to comply with the notice, or fails to comply with the plans submitted, the discharger shall be charged with a violation pursuant to Article 3.2 of this ordinance.
- 13.3 Cease and Desist Order. In the event a discharge or potential discharge threatens the operation of the Treatment Plant, or sewer system, or endangers the health or safety of any person, the Chief Sanitary Engineer shall issue a cease and desist order to the discharger. If the discharger fails to obey said order immediately, the industrial waste inspector shall take such action as may be necessary to insure compliance.
- 13.4 Enforcement Procedures.
- A. When discharge of wastewater has taken place in violation of this ordinance or the provisions of a wastewater inspection certificate, the Chief Sanitary Engineer, industrial waste inspector, or other duly authorized County employee, may issue a cease and desist order and direct those persons not complying with such prohibitions,

limits, requirements, or provisions, to: comply forthwith, comply in accordance with a time schedule set forth by the Chief Sanitary Engineer, or take appropriate remedial, or preventative action.

- B. The Washoe County Sheriff or County employee bearing proper credentials have the authority to issue an on-site citation to any discharger whose discharge is in violation of this ordinance.
  - C. Any user who violates the following conditions of this title, or applicable State and Federal regulations, is subject to having his certificate revoked by the Chief Sanitary Engineer for:
    - 1. Failure of a user to factually report the wastewater constituents, flow and/or characteristics of his discharge;
    - 2. Failure of the sewer user to report significant changes in operations, or wastewater constituents and characteristics;
    - 3. Refusal of reasonable access to the user's premises for the purpose of inspection or monitoring;
    - 4. Violation of conditions of a wastewater inspection certificate.
- 13.5 Indemnity. Any person who violates or aids or abets the violation of any provisions of these regulations, requirements, or conditions set forth in certificates duly issued, or who discharges wastewater which causes pollution, or violates any cease and desist order, prohibition, effluent limitation, national standard of performance, pretreatment or toxicity standard, shall be liable to indemnify the County in the full amount of any penalty or judgement rendered against the County which is attributable to, or results from, such violation.
- 13.6 Falsifying of Information. Any person who knowingly makes any false statements, representation, record, report, plan or other document filed with the County, or who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required under these regulations, is declared to be in violation of these regulations, and subject to the penalties imposed under Article 9.2 of this ordinance, or subject to prosecution and punishment under Article 13.7 of this ordinance.
- 13.7 Penalty. Any person, firm, or corporation who violates any of the provisions of this title is guilty of a misdemeanor. Each day of any such violation constitutes a separate offense.

#### ARTICLE 14. SERVICE AREAS

- 14.1 Intention. The intent of this Ordinance is to establish a schedule of rates and charges and a pretreatment program for provision of sanitary sewer service by Washoe County to service areas currently owned and operated by Washoe County, and to future new or existing service areas that may come under the jurisdiction of Washoe County. A separate accounting of each service area's revenues and expenditures need not be maintained under the Water and Sewer Enterprise Fund.

14.2 Service Areas.

- A. Lemmon Valley Sewer Service Area shall mean the following area: T.20N., R.18E., all of Sections 3, 4, 8, 9, 10, 11; N. 1/2 Section 15, N 1/2 S.W. 1/4 Section 15; N 1/2 Section 16; N 1/2 Section 17; and N 1/2 S.E. 1/4 Section 17, T.21N., R.19E., all of Sections 26, 27, 33, 34 and 35; T.20N., R.19E., Sections 9, 10, 11, 14, 15, 16 and 17, M.D.B. & M. The Lemmon Valley Sewer Service Area is made up of several sub areas including the Black Springs General Improvement District and adjacent lands.
1. The Black Springs General Improvement District Sub-Service Area shall mean the following area: the Black Springs General Improvement District as described and set forth in Washoe County Ordinance No. 198.
  2. Black Springs General Improvement District Adjacent Sewer Service Area shall mean the following area: All property located within 1,000 feet of the Black Springs General Improvement District boundary as defined in paragraph 1 above and that area southwest of Old U.S. 395 in the vicinity of Heindel Road and Meyers Avenue being the N.W. 1/4 of the N.W. 1/4, Section 16, T.20N., R.19E.
    - a. All existing and future living units which are within the Black Springs General Improvement District shall connect to the sanitary sewer collection system.
    - b. All existing and future living units adjacent to the Black Springs General Improvement District and within 1,000 feet of the Black Springs General Improvement District boundary and within two hundred (200) feet of the sanitary sewer system and located on a parcel less than one acre in size, shall connect to the sanitary sewer collection system.
    - c. All living units located within the Lemmon Valley Service Area and not covered by paragraphs a and b above, may connect to the sanitary sewer collection system after filing the appropriate applications and paying the necessary connection charges.
- B. South Sun Valley Sewer Service Area shall be that portion of Washoe County for which sewage capacity at the Reno/Sparks Treatment plant has been obtained through an intergovernmental agreement with the Sun Valley Water and Sanitation District. The area is bounded on the north by Sun Valley Water and Sanitation District; on the east by the north, south 1/4 section lines of Sections 29 and 32, T.20N., R.20E.; on the south by the city limits of Reno and Sparks; and on the west by eastern boundary of Sections 25 and 36, T.20N., R.20E.
- C. Southern Comfort Sewer Service Area shall be that portion of Washoe County for which capacity exists to transfer septic tank effluent to a common disposal system, operated and maintained by Washoe County Utility Division. The service area is defined as Lots 4, 5, 6, 7, 11, 12, 13, 14 and 15 of Block A in Southern Comfort Unit One Subdivision, Tract Map Number 2216, Official Records of Washoe County, Parcels 1, 2 and 3 of Parcel Map Number 1814, Official Records of Washoe County, Parcel N of Parcel Map 757, Official Records

of Washoe County and Parcel 2 of Parcel Map 1504, Official Records of Washoe County as revised by Documents 959409 and 988381 recorded October 30, 1984 and April 5, 1985 respectively, in the Official Records of Washoe County, Nevada.

- D. South Truckee Meadows Sewer Service Area shall mean the following areas:
- 1) Huffaker Hills
  - 2) Southeast Truckee Meadows 1
  - 3) SE Truckee Meadows 2
  - 4) Steamboat Valley
  - 5) Pleasant Valley
  - 6) Sierra Reflections
  - 7) Steamboat Hills
  - 8) Galena Fan
  - 9) Thomas-Whites Fan
- E. West Plumb Lane Estates
- F. Juniper Trails
- G. North Virginia Street/Stead
- H. Frontier Estates
- I. All other service areas in the unincorporated areas of Washoe County that are or may in the future be owned and operated by Washoe County.

Proposed on the 12th day of June, 1990

Proposed by Commissioners McDowell.

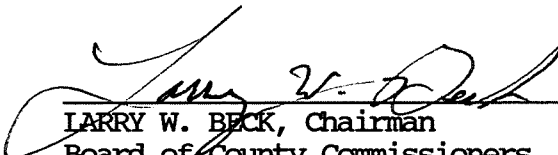
Passed on the 24th day of July, 1990

Vote:


Ayes: Commissioners: Beck, Cornwall, Lillard, McDowell, & Reid.

Nays: Commissioners: None.

Absent: Commissioners: None.

  
LARRY W. BECK, Chairman  
Board of County Commissioners

ATTEST:

  
JUDI BAILEY, Washoe County Clerk

This ordinance shall be in force and effect from and after the 17th  
day of August, 1990.