

ORDINANCE NO. 33

**AN ORDINANCE OF THE UKIAH VALLEY SANITATION DISTRICT
AMENDING SECTION 8.1 OF ORDINANCE NO. 12 AND OF ORDINANCE NO.
25 PERTAINING TO THE PAYMENT OBLIGATION OF MONTHLY SEWER
SERVICE CHARGES AND CLARIFYING THAT DELINQUENT SEWER
SERVICE CHARGES ARE THE RESPONSIBILITY OF THE PROPERTY
OWNER PURSUANT TO THE PROVISIONS OF ORDINANCE NO. 13**

WHEREAS, Section 8.1 of Ordinance No. 12 was amended by Ordinance No. 25, which was adopted on November 2, 2005, and pursuant to the provisions of said amended Section 8.1 the customer who applied for and assumed the obligation to pay for water service to the property is the person liable for sewer charges to the property served by that water service, and

WHEREAS, Ordinance No 13 which requires the District to collect delinquent sewer charges for services it provides by forwarding a list of delinquent accounts to the Mendocino County Auditor to be added to other taxes imposed on that parcel and collected in the same manner and to the same extent as such other taxes was adopted for the purpose of implementing the provisions of Section 8.11 of said Ordinance No. 12, and,

WHEREAS, said Section 8.11 allows the District to elect to have delinquent sewer charges collected on the tax roll on which its general taxes are collected in the same manner by the same persons, and at the same time as, together with and not separately from, its general taxes as is permitted by Section 5473 et seq of the Health and Safety Code of the State of California, and

WHEREAS, the Board of Directors of the Ukiah Valley Sanitation District desires to clarify that said amended Section 8.1 does not conflict with the provisions of Ordinance 13.

NOW, THEREFORE:

The Board of Directors of the Ukiah Valley Sanitation District hereby ordains as follows:

1. The first sentence of the third paragraph of Paragraph 1 of Amended Section 8.1 of Ordinance Numbers 12 and 25 is amended to read:

The Customer who applied for and assumed the obligation to pay for water service to the property is the person who will be billed the monthly sewer service charges for the property served by that water service; however, the property owner of the property so served shall be ultimately responsible for the

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payment of delinquent sewer service charges associated with the property so served pursuant to the provisions of District Ordinance No. 13.

2. This ordinance shall become effective thirty (30) days after adoption.

Introduced by title only on April 15, 2010, by the following roll call vote:

AYES: Directors Ronco. Porter. Pallesen, McNerlin, and Paulin

NOES:

ABSENT:

ABSTAIN:

PASSED AND ADOPTED by the Board of Directors of the Ukiah Valley Sanitation District, County of Mendocino, State of California, on this 20th day of May, 2010, by the following roll call vote:

AYES: Directors Ronco, Porter, Pallesen, McNerlin and Paulin

NOES:

ABSENT:

ABSTAIN:

Clifford Paulin, Board Chair

ATTEST:

Rick Kennedy
District Manager/Clerk of the Board

APPROVED AS TO FORM:

Ross Walker
County Counsel