

ORDINANCE NO. 2022-01

AN ORDINANCE (1) REPEALING ORDINANCE NO. 2021-03 CONCERNING  
PRETREATMENT OF WASTEWATER, AND (2) ADOPTING A NEW AND REVISED  
PRETREATMENT ORDINANCE AS AMENDED FOR THE CARMEL AREA  
WASTEWATER DISTRICT

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THE BOARD OF DIRECTORS OF THE CARMEL AREA WASTEWATER DISTRICT  
DOES ORDAIN AS FOLLOWS:

1. Ordinance No. 2021-03 Repealed. Ordinance No. 2021-03, "An Ordinance (1) Repealing Ordinance No. 91-03 and No. 2005-01 Concerning Pretreatment of Wastewater, and (2) Adopting a New and Revised Pretreatment Ordinance as Amended in Exhibit A for the Carmel Area Wastewater District," passed and adopted on September 30, 2021, is hereby repealed in its entirety.
2. Resolution No. 2021-66 Repealed. Resolution No. 2021-66, "A Resolution Approving an Amendment to the Pretreatment Ordinance No. 2021-03 in Section 8.1.3 Item No. 8 Amended" passed and adopted on December 30, 2021 is hereby repealed in its entirety.
3. Adopted. The attached "Pretreatment Ordinance of the Carmel Area Wastewater District" (Exhibit A) consisting of 93 pages establishing new and revised standards governing pretreatment of sewage, and various other related matters, is hereby adopted by the District, to read in its entirety as set forth in Exhibit A, incorporated herein by this reference.
4. Summary of Ordinance. An ordinance regulating direct and indirect discharges to the wastewater system through the issuance of permits to certain non-domestic users and through enforcement of general requirements for the other users, authorizes monitoring and enforcement activities, requires user reporting, assures that existing customer's capacity will not be preempted and provides for the setting of fees for the equitable distribution of costs resulting from the program established herein. A true and certified copy of the full text of this Ordinance and the incorporated Exhibit A are on file and available for inspection at the District offices.

5. Severability. The Board declares that each section, subsection, paragraph, subparagraph, sentence, clause, phrase, and graphic of this Ordinance, including incorporated Exhibit A, is severable and independent of every other section, subsection, paragraph, subparagraph, sentence, clause, phrase and graphic of this Ordinance. If any section, subsection, paragraph, subparagraph, sentence, clause, phrase, or graphic of this Ordinance is held invalid, the Board declares that it would have adopted the remaining provisions of this Ordinance irrespective of the portion held invalid, and further declares its express intent that the remaining portions of this Ordinance should remain in effect after the invalid portion has been eliminated.

6. California Environmental Quality Act (CEQA) Exempt. This approval is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. It can be stated with certainty that adoption of the standards set out in Exhibit A is not an activity that may have a significant effect on the environment, and therefore is not subject to CEQA. (CEQA Guidelines Section 15601(b)(3)).

7. Publication. No later than 15 days following the adoption hereof, this Ordinance shall be published once in a newspaper published in the District.

8. Effective Date. This Ordinance shall take effect and be in force 14 days after publication per Section 7 of this ordinance.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of the Carmel Area Wastewater District duly held on January 27, 2022, by the following vote:

AYES: BOARD MEMBERS: PRESIDENT WHITE, DIRECTORS: D'AMBROSIO, TOWNSEND AND RACHEL

NOES: BOARD MEMBERS: DIRECTOR SIEGFRIED

ABSENT: BOARD MEMBERS:

ABSTAIN: BOARD MEMBERS:

  
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President of the Board

ATTEST:

  
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Secretary of the Board