

**GARBERVILLE SANITARY DISTRICT
BOARD OF DIRECTORS MEETING
AGENDA**

**There will be a regular meeting held by the Garberville Sanitary District Board of Directors at the
GSD District Office
919 Redwood DR. Garberville, CA**

Date of Meeting: May 25, 2021

5:00 p.m. – Open Public Session

Any writings or documents that are public records and are provided to a majority of the governing board regarding an open session item on this agenda will be made available for public inspection in the District Office located at 919 Redwood Dr. during normal business hours.

I. REGULAR MEETING CALLED TO ORDER

II. ESTABLISHMENT OF QUORUM

Rio Anderson___, Doug Bryan___, Julie Lyon____, Dan Thomas_____

III. APPROVAL OF AGENDA - Action to add or delete items from any portion of the agenda or to discuss any consent agenda items must be taken prior to adoption of the agenda.

IV. THE BOARD WILL ENTER CLOSED SESSION AT END OF MEETING IF NEEDED

V. OPEN SESSION

VI. COMMENTS AND QUESTIONS FROM THE AUDIENCE

Up to fifteen minutes of this portion of the meeting are reserved for members of the public to address the Board on items not listed on the agenda and within the jurisdiction of the GSD Board. Speakers are limited to 3 minutes. The GSD Board is prohibited by law from taking action on matters discussed that are not on the Agenda, and no adverse conclusions should be drawn if the GSD Board does not respond to public comment at this time.

General Public / Community Groups

VII. ANNOUNCEMENTS AND COMMUNICATIONS

REPORTS AND PRESENTATIONS – Routine report of activities, operations, meetings / conferences held and/or attended by Board members, Staff, and General Manager

Operations Staff-

Office Staff-

Board Members-

Correspondence- Pg. 4-5

General Manager—Ralph Emerson Pg. 6

Government Code Section 54954.3 provides that the public will have an opportunity to address the Board on any item described on a regular or special meeting either before or during the consideration of that item. The Board reserves the right to limit the time of presentation by individuals and groups

C. POLICY REVISION / ADOPTION

C.1 Water Ordinance-General Sec 1.1—4.8 pg. 24-35
(discussion-action requested) 3rd reading—resolution #21-006

C.2 Water Ordinance- Sec 15.9 Commercial Agricultural Water Use. pg. 36-37
(discussion—no action) 1st reading

IX. CLOSED SESSION

Pursuant to Government Code Section

X. RETURN TO OPEN SESSION

Report of any actions taken in Closed Session

XI. ITEMS FOR NEXT BOARD MEETING

1. 2021-2022 Budget Proposal and Approval
2. Drought Planning Update
3. Water Use Ordinance Sec 15.9—Commercial Ag Water Use
- 4.
- 5.

XII. ADJOURNMENT

Posting of Notice at the District Office no later than Date: Saturday May 22, 2021. Agenda is emailed to the local newspapers and those who have requested an agenda in writing or e-mail.

In accordance with the Americans with Disabilities Act, if you need a special accommodation to participate, please contact the Garberville Sanitary District Office at (707)923-9566 at least 48 hours in advance.

By [Vanessa Gonzales](#) posted 21 hours ago

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At its legislative hearing last week, California's Assembly Local Government Committee amended [Assembly Bill 339](#) by Assembly Member Alex Lee (D-San Jose) to remove costly unfunded Brown Act mandates on special districts and most other local governments.

Prior to the amendments, AB 339 would have mandated all local public agency meetings to provide the public the option to attend and provide public comment in-person, over the phone, *and* online. Instructions for joining meetings would have been required in the two most spoken languages other than English within the boundaries of the local agency, and meeting agendas would need to have been made available upon request to all non-English-speaking persons within the boundaries of the jurisdiction in their language of choice regardless of their language ability.

All of the mandates within AB 339 would have come without funding and would not have been eligible for reimbursement from the State of California. **Moreover, none of the mandates would have applied to the State Legislature nor state agencies.**

CSDA and its membership strive to promote and practice transparency and accountability. Unfortunately, the unfunded mandates within AB 339 that even the State of California could not afford to implement would have been untenable for special districts and most other local agencies to implement. Fortunately, thanks to the lobbying efforts of CSDA, member districts, and others, the bill has been significantly amended to only apply to cities and counties with populations of 250,000 or more. In addition, the scope of the bill was narrowed to simply require an option for the public to participate in meetings by either phone or internet.

Until the bill language is updated and in print, the accepted amendments can be found on pages 11 and 12 of the Committee Analysis.

Thank you to all the districts that submitted letters of opposition to this legislation and let their legislators know

Garberville Sanitary District

**PO Box 211
Garberville, CA. 95542
(707)923-9566**

GENERAL MANAGER REPORT

Date: May 25th 2021

We have been working with multiple customers on possible locations for a new water storage tank, which will be required by the State Water Board, because of some failing tanks which we have. The process to replace water storage tanks requires inspection, design and funding which is discussed on the projects and Grant agenda item.

We are working at the wastewater plant with our backhoe and goats to remove weeds and brush around property and out of ponds.

Staff has been replacing water meters and repairing leaks as they are found or reported. Dan and Brian are able to do more in-house work now that we have a backhoe but our next purchase which has been in multiple budgets, is a dump trailer. We are soliciting prices now and will hopefully have a trailer before next Board Meeting.

We are preparing for the hearing which addresses the Community Park receiving potable water for water fountains and a couple residences. This item is on the agenda and will be discussed at that time.

I have been working with staff on projects and drought planning for this upcoming summer and will continue developing a detailed strategy to bring back to you for consideration.

Respectfully Submitted:

Ralph Emerson

- B.1 Recognition of Linda Brodersen Service to GSD and Community
(information at meeting)
Linda was with the District 8 years. She will be greatly missed.
- B.2 Establish Updated Signing Authorization for Accounts with Humboldt County Pg. 27-28
(discussion—action requested) resolution #21-005
Motion: Doug Bryan Second: Julie Lyon Roll Call Vote: 5-0
- B.3 Update on Grants and Projects
(discussion-possible action) Jennie-Ralph

See the planning projects memorandum on pages 29-30 in the Agenda Packet.

- B.4 Update on Southern Humboldt Community Park
(discussion-update from Jennie)

The State Water Resources Control Board Administrative Hearings Office (AHO) evaluated the pending change petitions and protests and related administrative record documents. AHO has issued a NOTICE OF PUBLIC HEARING AND PRE-HEARING CONFERENCE. The Pre-Hearing Conference will begin on May 11, 2021, at 9:30 am. The Public Hearing will begin on June 15, 2021, at 9:00 am, and will continue as needed on June 16, 2021, starting at 9:00 am.

- B.5 Water Capacity Report
(discussion-no action)

After evaluating the capacity of each water source, the water diversions over the past 40 years, the future development potential within the place of use, and the projects approved and under consideration, there are adequate water sources to serve all these purposes as well as possible additional development within the place of use or future annexations to the place of use and jurisdictional boundary.

- B.6 Update on Filter Media Replacement
(discussion—possible action) Dan and Ralph
Motion: Rio Anderson Second: Julie Lyon Vote: 5-0
- B.7 Cannabis Will Serve Application Pg. 62-67
(discussion-possible action)
Motion: Julie Lyon Second: Dan Thomas Vote: 5-0
- B.8 Update on March-April Repairs and Call-Outs
(discussion-possible action) Update at Meeting

Dan was called out several times for power outages and leaks.

C. POLICY REVISION / ADOPTION

- C.1 Water Ordinance Sec 1.1—4.8 Pg. 68-72
(discussion-no action) 2nd reading

Bring back

IX. CLOSED SESSION

No Closed Session Items

Pursuant to Government Code Section

X. RETURN TO OPEN SESSION

Report of any actions taken in Closed Session

XI. ITEMS FOR NEXT BOARD MEETING

1. Budget Approval 2021-2022
2. Update on SHCP Water
3. Update on Grants and Projects
4. Drought Planning
5. Acceptance of Linda Brodersen Resignation

XII. ADJOURNMENT

@ 6:10 p.m.

Safety Meeting

Date of Meeting: 5/19/21 Leader Name: Ralph Emerson

Instructions:

- a. Fill in the date of the meeting and the name of the safety meeting leader.
- b. Have all safety meeting participants sign this roster.
(Copy this form if more pages are needed.)
- c. File this roster and the associated documents as outlined in the Leader Discussion Guide.

Name (print)

Name (signature)

| | |
|-------------------------|----------------------|
| 1. <u>Ralph Emerson</u> | <u>Ralph Emerson</u> |
| 2. <u>Brian M. Hill</u> | <u>Brian Hill</u> |
| 3. <u>Maryvieta</u> | <u>Maryvieta</u> |
| 4. <u>Dan Arreguin</u> | <u>Dan Arreguin</u> |
| 5. _____ | _____ |
| 6. _____ | _____ |
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| 16. _____ | _____ |
| 17. _____ | _____ |
| 18. _____ | _____ |
| 19. _____ | _____ |
| 20. _____ | _____ |

Attachments: 1. Leader Discussion Guide 2. Safety Meeting Booklet

HOUSEKEEPING

A CLEAN PLACE IS
A SAFE PLACE.



May 3, 2021

Garberville Sanitary Board of Directors
Mr. Ralph Emmerson
919 Redwood Drive
Garberville, CA 95542

Dear Board of Directors and Ralph,

After 8 years of serving on the board of the Garberville Sanitary District I hereby submit my resignation effective May 7, 2021 as I am leaving Southern Humboldt. When I was first appointed, I was a bit overwhelmed with all the information, problems, procedures, and general operations of GSD but as time went on, I felt more knowledgeable and informed. I want to thank all the board members and staff for working together as a team to continue to meet the demands of our customers.

I think we can all agree that we have been through some difficult times these past years and will continue to face criticism from a select few people in the community and from a person who doesn't reside within the GSD district. Don't let that discourage you. Please continue on to check off the items on the lengthy CIP list.

My feeling is: GSD has a diverse and competent board, an outstanding General Manager with a strong work ethic and the knowledge necessary to accomplish the tasks at hand. Along with the hardworking staff, GSD will continue to move forward and provide the outstanding service to the residents of Garberville.

Thanks for allowing me to serve on the GSD Board of Directors and I wish all of you the very best. Let it rain!

Sincerely,


Linda K. Brodersen

PS: Good luck with Ed.



GARBERVILLE SANITARY DISTRICT

P.O. BOX 211 • GARBERVILLE, CA 95542 • (707) 923-9566

BOARD OF DIRECTORS MEETING MEMORANDUM

Meeting Date: May 25, 2021
To: Board of Directors
From: Jennie Short, Consultant Project Manager
Subject: Planning Projects Update

GENERAL OVERVIEW

Robertson and Wallan Tank Replacement Project SWRCB-SRF Planning Grant

More work has been done towards combining this project with the Hurlbutt Tank project to expediate and efficiently analyze the system's water storage needs. This would provide opportunities to consolidate the Robertson and Hurlbutt Tank into a single larger storage tank.

Hurlbutt Tank Replacement Project SWRCB-SRF Planning Grant

The project was created in FAAST and documents were uploaded to the State for review. Ideally this project would be combined with Robertson and Wallan Tanks Replacement Project. I have been preparing various scope of work, mapping, and problem description documents for the state staff to justify combination. I have also been working with SWRCB staff to issue a compliance order for this tank.

Meadows Aerial Waterline Reroute Project SWRCB-SRF Planning Grant

The grant application for planning project funding was submitted in November 2019. The application has two of four clearances completed.

Bear Canyon Aerial Sewerline Repair Project Technical Assistance Grant

This project will have a technical assistance grant application completed in the near future.

FINANCIAL IMPLICATIONS

Vary by grant funding source. For SWRCB-SRF Planning Grants, as a small severely disadvantaged community we should be eligible for **100% grant funds (classified as loan forgiveness)** so long as the project funding is approved under the old Intended Use Plan. I have petitioned the State to approve the Wallan and Robertson Tank project under the old IUP because the application had been deemed complete before the new IUP was in place. We will find out in the near future if this request is approved. If it is not, then the projects will be 90% grant and 10% as a loan. These projects are processed as reimbursements for expenses the District incurs directly.

This means that for the next six or more months that the District will continue to pay for the time and efforts it takes to get the applications processed and the funding agreements in place, but the State will not reimburse those expenses until at least next fiscal year. This has an impact on the cash flow but should eventually correct itself.

RECOMMENDATIONS

None

ATTACHMENTS

None



GARBERVILLE SANITARY DISTRICT

P.O. BOX 211 • GARBERVILLE, CA 95542 • (707) 923-9566

BOARD OF DIRECTORS MEETING MEMORANDUM

Meeting Date: May 25, 2021
To: Garberville Sanitary District Board of Directors
From: Jennie Short, Consultant Project Manager
Subject: SHCP Water Service Update
SWRCB DWR POU Petition Update

GENERAL OVERVIEW

The Pre-Hearing Conference was held on May 11, 2021, at 9:30 am. The Public Hearing will begin on June 15, 2021, at 9:00 am, and will continue as needed on June 16, 2021, starting at 9:00 am.

The petitioner Garberville SD; protestants Redway Community Services District, Linda Sutton, Kristen Vogel, and Edward Voice; and the Southern Humboldt Community Park are parties to the AHO proceeding. Colette Metz, Executive Director for the Humboldt Local Agency Formation Commission will provide testimony on behalf of GSD in regards to the CEQA completed for the SHCP water service as well as the LAFCo process on approving the extension of service to the Park. District Counsel, Russ Gans, will participate if necessary.

Part of the Pre-Hearing Conference was to make sure that the following list of issues were the only issues that should be included for the AHO hearing officer to receive evidence:

- 1) Should the State Water Board approve Garberville SD's petitions to change the authorized place of use for License 3404 and Permit 20789?
 - a) Would the State Water Board's approval of these petitions result in injury to any other legal user of water?
 - b) Would the State Water Board's approval of these petitions unreasonably affect any fish, wildlife or other instream beneficial use?
 - c) Would the State Water Board's approval of these petitions be in the public interest?
 - d) Would the State Water Board's approval of these petitions cause the initiation of any new water right?
 - e) What is the status of Garberville SD's actions to comply with the California Environmental Quality Act (CEQA) for these petitions?

- 2) If the State Water Board grants these petitions, what new terms or conditions, if any, should be added to this license and this permit when the petitions are granted?
 - a) Should the AHO hearing officer include the attached Draft Amended License 3404 and Draft Amended Permit 20789 in the draft proposed order the hearing officer will transmit to the Board?
 - b) If so, should the AHO hearing officer make any changes to these drafts before including them in the hearing officer's proposed order?

The pre-hearing conference also consisted of an overview of the procedure that would be used during the hearing.

The next step is for myself and Colette to prepare our written testimony and exhibits and upload them to the SWRCB ftp site before June 2, 2021. All other parties that want to present testimony must also provide all their testimony in a written format with exhibits by that date. After their testimony is provided, GSD will have the opportunity to review said testimony and prepare questions for cross examination and rebuttal of the testimony.

With the strict limitations on time that the Hearing Officer will adhere to, I am optimistic that the hearing will only take one day. The Hearing Officer did inform the parties that he will ask for written closing statements instead of taking oral statements during the hearing.

I am hopeful that the SWRCB will forward their recommended action on our petition some time in July and that the Park will be able to have water service at some point this summer.

FINANCIAL CONSIDERATIONS

The SHCP made their quarterly payment.

RECOMMENDED BOARD ACTIONS

No action by the Board is recommended at this time.

ATTACHMENTS

None

Sec 14.5 Drought Contingency Plan.

During drought conditions as identified by the State of California, Humboldt County or Garberville Sanitary District, the Drought Contingency Plan will go into effect immediately.

This plan will be implemented by Garberville Sanitary District and the public will be made aware of this plan through the media and customer outreach.

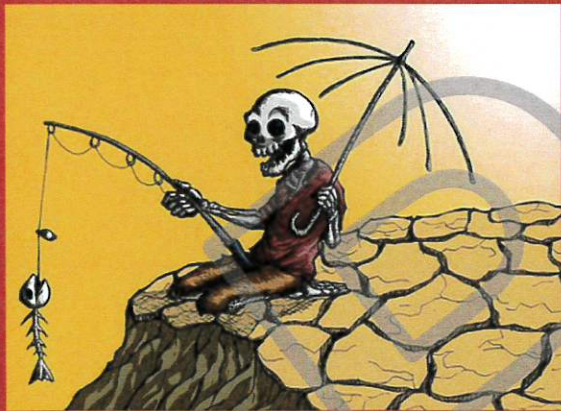
Customers will be required to conserve water including but not limited to gallons per day water usage and if they don't comply, may be fined for gallons of water used above the maximum allowed.

1. 1st phase of drought conservation plan will require all customers to voluntarily reduce water consumption. (10cfs) in South Fork of Eel River
2nd phase will be to stop all outdoor watering for everything except animals, vegetables or fruit. (7cfs)
3rd phase will require only using water on specific days, designated by GSD (5cfs).
4th phase requires all customers to only use water for health and safety, with no outside watering (4cfs)
2. Continual updates to customers will educate and inform of conditions
3. Ongoing: develop alternative water sources including, wells, springs, shared water with neighboring water districts including water hauling.
4. Ongoing: gray water education for irrigation
5. Ongoing: educate customers on personal water storage opportunities and conservation measures
6. Ongoing: leak monitoring and repairs
7. Ongoing: build additional water storage tanks or ponds
8. Identify all diversions from the river or GSD distribution system and report to law enforcement.

Ongoing: Participate in all drought planning forums to share ideas and planning strategies while developing partnerships on collaborative water projects and funding opportunities



**WE ARE IN A
DROUGHT**



**Please Conserve
Water**



**Think before using
water because
waste is life
threatening**

**Drips lead to gallons of water waste
and higher bills**

**Please Check Our
Website For Ways To
Conserve Water**

<https://garbervillesd.specialdistrict.org/>

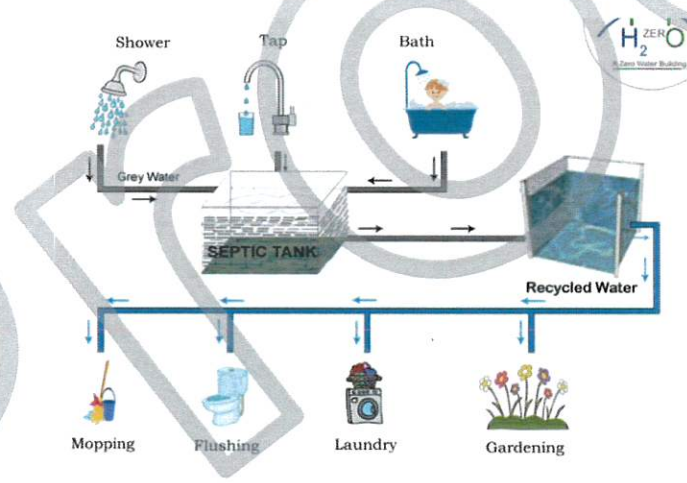


**Garberville Sanitary District
919 Redwood Drive
Garberville Sanitary District
(707)923-9566
admin@garbervillesd.org**

This plan will be implemented and enforced by Garberville Sanitary District and the public will be made aware of this plan through customer outreach by the media, phone call, letter and the GSD website.

Customers will be required to conserve water including but not limited to gallons per day water usage and if they don't comply, may be fined for gallons of water used above the maximum allowed.

Your water usage today will determine your water availability tomorrow.
CONSERVE WATER NOW



DROUGHT REQUIREMENTS

(1st phase)---All customers voluntarily reduce water consumption. No agricultural watering. Takes effect when S. Fork Eel River reaches 10cfs

(2nd phase)--- Stop all outdoor watering except for animals, vegetables or fruit. Takes effect when S. Fork Eel River reaches 7cfs

(3rd phase)--- Water use on specific days, designated by GSD. Takes effect when S. Fork Eel River reaches 5cfs.

(4th phase)---Water for personal health and safety only with no allowance for outside watering. Takes effect when S. Fork Eel River reaches 4cfs

NON-COMPLIANCE MAY RESULT IN ENFORCEMENT ACTIONS WHICH INCLUDE FINES

RESOLUTION 20-011
THIS RESOLUTION AUTHORIZES THE GARBERVILLE SANITARY
DISTRICT TO CHANGE THE DROUGHT CONTINGENCY PLAN WATER
ORDINANCE, SEC14.5

A. WHEREAS, It has been determined that the Garberville Sanitary District will change Water Ordinance Sec. 14.5, Drought Contingency Plan,

B. WHEREAS, Resolution 20-011 will allow the Board to make appropriate changes to this Ordinance and give clear direction to customers and staff, what steps will be taken in the event of a declared drought.

C. WHEREAS, This Resolution explains that a drought emergency can be declared by the Governor, the County Supervisors or Garberville Sanitary District and that compliance with the drought contingency plan will be enforced if a drought emergency exists.

D WHEREAS, The adaption of Resolution 20-011 will take effect immediately and will be available for the public on the GSD website and is available at the GSD office.

E. WHEREAS, The new Water Ordinance, Sec. 14.5, Drought Contingency Plan will replace the current drought contingency ordinance and will explain in detail the various phases of this plan along with the cubic feet per second (cfs) which initiates each phase of this ordinance.

WATER ORDINANCE, SECTION 14.5

Sec 14.5 Drought Contingency Plan.

During drought conditions as identified by the State of California, Humboldt County or Garberville Sanitary District, the Drought Contingency Plan will go into effect immediately.

This plan will be implemented by Garberville Sanitary District and the public will be made aware of this plan through the media and customer outreach.

Customers will be required to conserve water including but not limited to gallons per day water usage and if they don't comply, may be fined for gallons of water used above the maximum allowed.

1. 1st phase—All customers voluntarily reduce water consumption. No agricultural irrigation. Takes effect when the S. Fork Eel River reaches 10cfs.
2. 2nd phase---Stop all outdoor watering except for animals, vegetables or fruit. Takes effect when S. Fork Eel River reaches 7cfs.
3. 3rd phase---water use on specific days, designated by GSD. Takes effect when the S. Fork Eel River reaches 5cfs.
4. 4th phase---Water for personal health and safety only with no outside watering. Takes effect when the S. Fork Eel River reaches 4cfs
5. Continual updates to customers will educate and inform of conditions
6. Ongoing: develop alternative water sources including, wells, springs, shared water with neighboring water districts including water hauling.
7. Ongoing: gray water education for irrigation
8. Ongoing: educate customers on personal water storage opportunities and conservation measures
9. Ongoing: leak monitoring and repairs
10. Ongoing: build additional water storage tanks or ponds
11. Identify all diversions from the river or GSD distribution system and Report to law enforcement.

Ongoing: Participate in all drought planning forums to share ideas and planning strategies while developing partnerships on collaborative water projects and funding opportunities

NOW, THEREFORE LET IT BE KNOWN THAT, THE BOARD OF DIRECTORS OF THE GARBERVILLE SANITARY DISTRICT APPROVE CHANGING THE WATER ORDINANCE, SEC. 14.5 DROUGHT CONTINGENCY PLAN.

RESOLUTION 20-011 WAS PASSED, APPROVED AND ADOPTED THIS 28th DAY OF JULY 2020 BY THE FOLLOWING ROLL CALL VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

Linda Brodersen, Board President

ATTEST:

Ralph Emerson, General Manager



Garberville Sanitary District
PO Box 211
919 Redwood Dr.
Garberville, CA. 95542
Office(707)923-9566 Fax(707)923-3130

HIGH WATER USE REQUIREMENTS AND DOCUMENTATION

The Garberville Sanitary District is responsible for all water diverted from the Eel River and must report water use activity to the State Water Board annually, which is why we are contacting you as a high water consumption user.

Your water use exceeds the average single family gallons per month.

The State Water Board now requires that we identify how much water is used by each customer and to document whether the water is for personal health and safety, outdoor water demands for personal use or for commercial cannabis cultivation.

If you are growing cannabis, you are now required to fill out a cannabis water use application at our office or be subject to a site visit from GSD staff and then have all water consumed through the water meter classified as cannabis water use.

This would make your property, business and house subject to water disconnection in the event of a drought.

Please contact our office for information and fill out a water use application

Ralph Emerson

**General Manager
Garberville Sanitary District**

WATER ORDINANCE NO. 1
GARBERVILLE SANITARY DISTRICT

AN ORDINANCE ESTABLISHING RATES, RULES AND REGULATIONS FOR WATER SERVICE.

Be it ordained by the Board of Directors of the Garberville Sanitary District, Humboldt County, California, as follows:

ARTICLE 1 - GENERAL RULES Adopted 5/25/2021

Sec 1.1 Short Title. This ordinance shall be known and cited as “G.S.D. Water Code”.

Sec 1.2 Words and Phrases. For the purpose of this ordinance, all words used herein shall be considered present and future as well as singular and plural.

Sec 1.3 Water system. The District operates a water system that diverts and treats water from the South Fork of the Eel river while providing potable water to the customers of Garberville Sanitary District through a network of distribution pumps and pipes.

Sec 1.4 Enforcement. If any part of this ordinance is found to be unconstitutional, such decision shall not affect the validity of remaining portions of this ordinance.

Sec 1.5 Pressure Conditions. All applicants for water service shall be required to accept such conditions of pressure and service as are provided by the distribution system at the location of proposed service connection, and to hold the District harmless for any damage arising out of pressure variation or interruptions in service.

Sec 1.6 Maintenance and Emergency Repairs of Water Distribution System. The Board shall not accept any responsibility for the maintenance of water pressure, and it reserves the right to discontinue service while making emergency repairs due to natural disasters or other circumstances beyond the District’s control. Customers that are dependent upon a continuous supply should have independent emergency storage.

Sec 1.7 Tampering with District Property. No one except a district employee, shall operate the curb cocks or valves of the Districts’ system, or interfere with meters or their connections, street mains, or other parts of the water system.

Sec 1.8 Penalty for Violation. For failure of the customer to comply with all or any part of this ordinance, the customer's service shall be discontinued until they have complied with the rule or regulation, rate or charge which was violated. The resolution of this violation will be approved by the General Manager or designee.

Sec 1.9 Ruling Final. All rulings of the Board shall be final.

ARTICLE 2 – DEFINITIONS

Sec 2.1 Board - The Board of Directors of the District.

Sec 2.2 Connection - The pipeline and appurtenant facilities such as the curb stop, meter and meter box used to extend service from a water main to service address Where services are divided at the curb or property line each such branch service shall be deemed a separate service.

Sec 2.3 Cost - The cost of labor, material, transportation, supervision, engineering, and all other necessary overhead expenses.

Sec 2.4 Cross-Connection - Exposure to drinking water contamination or pollution due to the backflow or back-siphonage of contaminants or pollutants through the water service connection, including sewerage.

Sec 2.5 District - The Garberville Sanitary District.

Sec 2.6 Main - A water transmission line used to provide water to customers and for general distribution of water.

Sec 2.7 Person - An individual, company, association, co-partnership or public or private corporation.

Sec 2.8 Premises - A lot or parcel of real property, commercial buildings, apartments or multiple dwellings.

Sec 2.9 Private Fire Protection Service - Water service and facilities for building sprinkler systems, hydrants, hose reels, and other facilities installed on private property for fire protection.

Sec 2.10 Public Fire Protection Service - The service and facilities of the entire water supply, storage, and distribution system of the District, including the fire hydrants affixed thereto, and the water available for fire protection.

Sec 2.11 Owner - The person whose name the legal title to the property appears, by deed duly recorded in the County Recorder's office, or the person in possession of the property of buildings under claim of, or exercising acts of ownership as executor, administrator, guardian, or trustee of the owner.

Sec 2.12 Regular Water Service - Water service for normal domestic, commercial and industrial facilities, and the water available for domestic use.

Sec 2.13 Temporary Water Service - Water service and facilities rendered for construction work and other uses of limited duration established by the District per incident.

Sec 2.14 General Manager - The person appointed by the Board to administer the Mission and Vision of the Board and to enforce the rules and regulations of the District.

Sec 2.15 District Engineer - The Registered Civil Engineer employed and acting for the Board of Directors, under the direction of the General Manager.

Sec 2.16 Permit - Any written authorization required pursuant to this or any other regulation of the District for the installation of any water works.

Sec 2.17 Applicant - The person making application for a permit for a water installation and shall be the owner of premises, or his authorized agent, for which a permit is requested.

Sec 2.18 Contractor - Any individual, firm, corporation, partnership, or association duly licensed by the State of California to perform the type of work to be done under the permit.

Sec 2.19 Single Family Unit - Refers to the place of residence for a single family.

Sec 2.20 Multiple Dwelling - A building for residential purposes containing more than one kitchen or having facilities for the occupancy of more than one person or families, including but not limited to the following: hotels, motels, mobile home parks, recreational vehicle parks, apartment houses, duplex, rooming houses, boarding houses, and dormitories.

Sec 2.21 Street - Any public highway, road, street, avenue, alleyway, public place, public easement, or right-of-way.

Sec 2.22 Additional Definitions - For the purposes of this ordinance, additional terms shall have the meaning indicated in the most recent edition of the “Uniform Plumbing Code” .

ARTICLE 3 - NOTICES

Sec 3.1 Notice to Customers. Notice from the District to a customer will normally be given in writing, and either delivered or mailed to him/her at his/her last known address. Where conditions warrant and in emergencies, the District may resort to notification either by telephone or messenger.

Sec 3.2 Correspondence from Customers. A customer or their authorized representative may present correspondence to the District Board of Directors or to the District Office.

ARTICLE 4 - APPLICATION FOR WATER SERVICE

Sec 4.1 Application. A property owner or his/her authorized agent who provides **authorization letter from owner** may make an application for Water Service. (Contact GSD Office for application).

Sec 4.2 Agreement of Applicant. Such application will signify the customer's willingness and intention to comply with this and other ordinances or regulations relating to the water service and to make payment for water service.

Sec 4.3 Payment for Previous Service. An application will not be approved unless payment in full has been made for water service previously rendered to the applicant.

Sec 4.4 Installation Charges. New water service will require an application be filled out at the District office and a non-refundable connection fee of \$8,000 be paid before any water service is provided

Sec 4.5 Installation of Service. Service installations will be made only to property within GSD boundaries.

Sec 4.6 Changes in Customer Equipment. Customers making any material change in the size, character, or extent of the equipment or operations utilizing water service, or whose change in operations results in a large increase in the use of water, shall immediately give the District written notice of the nature of the change and, if necessary, amend their application. Changes to existing services is also subject to but not limited to sections 2.6 and 4.4

Sec 4.7 Size and Location. The District reserves the right to determine the size of service connections and their locations with respect to the boundaries of the premises to be served.
Adopted 7/28/15

Sec 4.8 Curb Cock. Every service connection installed by the District shall be equipped with a curb cock on the inlet side of the meter. The curb cock is intended for the exclusive use of the District in controlling the water supply through the service connection pipe and meter. If the curb cock is damaged by the consumers use to an extent requiring replacement, such replacement shall be at the customer's expense.

RESOLUTION 21-006
THIS RESOLUTION AUTHORIZES THE GARBERVILLE SANITARY
DISTRICT TO CHANGE WATER ORDINANCE,
ARTICLE 1--GENERAL RULES. Section 1.1—4.8

A. WHEREAS, It has been determined that the Garberville Sanitary District will change Water Ordinance Sec. 1.1—4.8 General Rules

B. WHEREAS, Resolution 21-006 will allow the Board to make appropriate changes to this Ordinance and give clear direction to customers and staff, what the General conditions and ordinances are.

C. WHEREAS, This Resolution defines the ordinances which are used by Garberville Sanitary District, along with operational procedures and customer requirements.

D WHEREAS, The adaption of Resolution 21-006 will take effect immediately and will describe the General Operating Ordinances.

ARTICLE 1-WATER ORDINANCE GENERAL RULES,
GARBERVILLE SANITARY DISTRICT

Be it ordained by the Board of Directors of the Garberville Sanitary District, Humboldt County, California, as follows:

ARTICLE 1 - GENERAL RULES

Sec 1.1 Short Title. This ordinance shall be known and cited as “G.S.D. Water Code”.

Sec 1.2 Words and Phrases. For the purpose of this ordinance, all words

used herein shall be considered present and future as well as singular and plural.

Sec 1.3 Water system. The District operates a water system that diverts and treats water from the South Fork of the Eel river while providing potable water to the customers of Garberville Sanitary District through a network of distribution pumps and pipes.

Sec 1.4 Enforcement. If any part of this ordinance is found to be unconstitutional, such decision shall not affect the validity of remaining portions of this ordinance.

Sec 1.5 Pressure Conditions. All applicants for water service shall be required to accept such conditions of pressure and service as are provided by the distribution system at the location of proposed service connection, and to hold the District harmless for any damage arising out of pressure variation or interruptions in service.

Sec 1.6 Maintenance and Emergency Repairs of Water Distribution System. The Board shall not accept any responsibility for the maintenance of water pressure, and it reserves the right to discontinue service while making emergency repairs due to natural disasters or other circumstances beyond the District's control. Customers that are dependent upon a continuous supply should have independent emergency storage.

Sec 1.7 Tampering with District Property. No one except a district employee, shall operate the curb cocks or valves of the Districts' system, or interfere with meters or their connections, street mains, or other parts of the water system.

Sec 1.8 Penalty for Violation. For failure of the customer to comply with all or any part of this ordinance, the customer's service shall be discontinued until they have complied with the rule or regulation, rate or charge which was

violated. The resolution of this violation will be approved by the General Manager or designee.

Sec 1.9 Ruling Final. All rulings of the Board shall be final.

ARTICLE 2 - DEFINITIONS

Sec 2.1 Board – The Board of Directors of the District.

Sec 2.2 Connection – The pipeline and appurtenant facilities such as the curb stop, meter and meter box used to extend service from a water main to service address Where services are divided at the curb or property line each such branch service shall be deemed a separate service.

Sec 2.3 Cost – The cost of labor, material, transportation, supervision, engineering, and all other necessary overhead expenses.

Sec 2.4 Cross-Connection – Exposure to drinking water contamination or pollution due to the backflow or back-siphonage of contaminants or pollutants through the water service connection, including sewerage.

Sec 2.5 District – The Garberville Sanitary District.

Sec 2.6 Main – A water transmission line used to provide water to customers and for general distribution of water.

Sec 2.7 Person – An individual, company, association, co-partnership or

public or private corporation.

Sec 2.8 Premises – A lot or parcel of real property, commercial buildings, apartments or multiple dwellings.

Sec 2.9 Private Fire Protection Service – Water service and facilities for building sprinkler systems, hydrants, hose reels, and other facilities installed on private property for fire protection.

Sec 2.10 Public Fire Protection Service – The service and facilities of the entire water supply, storage, and distribution system of the District, including the fire hydrants affixed thereto, and the water available for fire protection.

Sec 2.11 Owner – The person whose name the legal title to the property appears, by deed duly recorded in the County Recorder’s office, or the person in possession of the property of buildings under claim of, or exercising acts of ownership as executor, administrator, guardian, or trustee of the owner.

Sec 2.12 Regular Water Service – Water service for normal domestic, commercial and industrial facilities, and the water available for domestic use.

Sec 2.13 Temporary Water Service – Water service and facilities rendered for construction work and other uses of limited duration established by the District per incident.

Sec 2.14 General Manager – The person appointed by the Board to administer the Mission and Vision of the Board and to enforce the rules and

regulations of the District.

Sec 2.15 District Engineer – The Registered Civil Engineer employed and acting for the Board of Directors, under the direction of the General Manager.

Sec 2.16 Permit – Any written authorization required pursuant to this or any other regulation of the District for the installation of any water works.

Sec 2.17 Applicant – The person making application for a permit for a water installation and shall be the owner of premises, or his authorized agent, for which a permit is requested.

Sec 2.18 Contractor – Any individual, firm, corporation, partnership, or association duly licensed by the State of California to perform the type of work to be done under the permit.

Sec 2.19 Single Family Unit – Refers to the place of residence for a single family.

Sec 2.20 Multiple Dwelling – A building for residential purposes containing more than one kitchen or having facilities for the occupancy of more than one person or families, including but not limited to the following: hotels, motels, mobile home parks, recreational vehicle parks, apartment houses, duplex, rooming houses, boarding houses, and dormitories.

Sec 2.21 Street – Any public highway, road, street, avenue, alleyway, public place, public easement, or right-of-way.

Sec 2.22 Additional Definitions – For the purposes of this ordinance, additional terms shall have the meaning indicated in the most recent edition of the “Uniform Plumbing Code” .

ARTICLE 3 – NOTICES

Sec 3.1 Notice to Customers. Notice from the District to a customer will normally be given in writing, and either delivered or mailed to him/her at his/her last known address. Where conditions warrant and in emergencies, the District may resort to notification either by telephone or messenger.

Sec 3.2 Correspondence from Customers. A customer or their authorized representative may present correspondence to the District Board of Directors or to the District Office.

ARTICLE 4 – APPLICATION FOR WATER SERVICE

Sec 4.1 Application. A property owner or his/her authorized agent who provides **authorization letter from owner** may make an application for Water Service. (Contact GSD Office for application).

Sec 4.2 Agreement of Applicant. Such application will signify the customer's willingness and intention to comply with this and other ordinances or regulations relating to the water service and to make payment for water service.

Sec 4.3 Payment for Previous Service. An application will not be approved unless payment in full has been made for water service previously rendered to the applicant.

Sec 4.4 Installation Charges. New water service will require an application be filled out at the District office and a non-refundable connection fee of \$8,000 be paid before any water service is provided

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NOW, THEREFORE LET IT BE KNOWN THAT, THE BOARD OF DIRECTORS OF THE GARBERVILLE SANITARY DISTRICT APPROVES CHANGING THE WATER

ORDINANCE NO. 1, SEC. 1.1—4.8 GENERAL RULES

RESOLUTION 21-006 WAS PASSED, APPROVED AND ADOPTED THIS 25th DAY OF MAY 2021 BY THE FOLLOWING ROLL CALL VOTE:

AYES:

NOES:

ABSTAIN:

ABSENT:

Doug Bryan, Board President

ATTEST:

Ralph Emerson, General Manager

Sec 15.9 Commercial Agricultural Water Use.

1. Commercial Agricultural Water Use Requirements
 - a. Any person requesting treated potable water for a commercial agricultural business will be required to submit an application at the District office. This application will include the agricultural product, the operational plan, a site map, any permit required by the County and a \$150 handling and inspection fee. This application will be renewed annually, or commercial agricultural water use will be denied.
 - b. This application will include the name and contact information of the owner and tenant of the property as well as the address of property and estimated gallons of water to be used monthly.
 - c. A GSD new and separate approved water meter and a connection fee will be required for ever approved new commercial agricultural business or farm and all approved applicants will pay an additional base rate and water usage fee.
 - d. In the event that Garberville Sanitary District faces drought conditions, infrastructure deficiencies or limitation on the approved diversion rate, the agricultural water will be turned off, to ensure adequate water for residential use and human consumption.
 - e. All commercial agricultural operations which request water will have their property inspected by the General Manager or designee, at which time the infrastructure will be evaluated to ensure that it is capable of handling the increased water volume.
 - f. In the event the infrastructure is not adequate for the increased volume of water, an agreement will be made with the commercial agricultural business to upgrade the infrastructure or work with the District to do so before the application will be approved.
 - g. When an infrastructure upgrade is required but the commercial agricultural business will not pay for or participate in upgrading the infrastructure, the application will be denied. Any commercial agricultural business will be required to comply with all requirements listed below.
 - h. Commercial Agricultural customers will be required to show a water catchment plan that collects water during the winter months while preparing for high demand summer months.
 - i. A reconciliation report will be required annually to compare projections with actual water use and efficiency.

j. REASON FOR DENIED WATER SERVICE

1. Negative impact to neighbors
2. Excessive pedestrian or vehicle traffic based on site visits and complaints.
3. Excessive signage
4. Excessive noise as determined by the District and complains.
5. Excessive lights, glare, or brightness.
6. Negative smells determined by District and complaints
7. Negative impact to fire suppression capabilities.
8. Inadequate water supply
9. Violation of State diversion and permit limits.