

ORDINANCE 88- 6

AN ORDINANCE OF THE RANCHO MURIETA COMMUNITY SERVICES DISTRICT, AMENDING CHAPTER 16 OF THE DISTRICT CODE RELATING TO DRAINAGE

SECTION ONE:

Section 1.04 is added to Chapter 16, Drainage Code, as follows:

1.04 Intent.

The purpose of this Drainage Ordinance is to set forth certain rules and regulations by which the District will provide an effective and efficient storm drainage system so as to protect the life and property of and to minimize inconvenience to District residents.

SECTION TWO:

Section 3.08 of Chapter 16, Drainage Code, is amended as follows:

3.08 District Ownership and Control.

The portion of the drainage system which is located in the District's right-of-way or in easements shall be under the exclusive control of the District and owned, managed, and/or operated under the direction of the General Manager.

SECTION THREE:

Section 3.14 is hereby added to Chapter 16, Drainage Code, as follows:

3.14 Variance.

Notwithstanding Section 3.13 of this Ordinance, the District General Manager shall have the authority to extend the grace periods set forth in Section 3.13 and/or to authorize the nonconforming violation to remain. A District customer has the right to appeal the General Manager's granting or denial of a variance to the Board of Directors.

SECTION FOUR:

Section 9.10 of Chapter 16, Drainage Code, is amended as follows:

9.10 Adjustment of Bills.

In the event of a dispute relating to a charge to a customer, the District may adjust or grant rebates from the rates or fees provided in this chapter or from other fees imposed by the District as a prerequisite to obtaining a drainage permit; provided, however, that all parties affected shall have a right to appeal the Manager's determination to the Board within fifteen (15) days after receiving the Manager's written decision. The decision of the Board thereon shall be final and binding on all parties.

SECTION FIVE:

Section 10.09 is hereby added to Chapter 16, Drainage Code, as follows:

10.09 Waiver.

Nonenforcement of any provision of this Chapter by the District shall not constitute waiver by the District of any action, inaction, facility or similar matter which is inconsistent with this Drainage Ordinance.

SECTION SIX:

To the extent the terms and provisions of this Ordinance may be inconsistent or in conflict with the terms and provisions of any prior District ordinances, resolutions, rules, or regulations, the terms of this Ordinance shall prevail with respect to the subject matter thereof and such inconsistent or conflicting terms and provisions of prior ordinances, resolutions, rules, regulations are hereby repealed.

SECTION SEVEN:

This Ordinance shall take effect on October 15, 1988, and shall be published not less than once in a newspaper of general circulation published within the District within thirty (30) days of adoption.

PASSED AND ADOPTED by the Board of Directors of Rancho Murieta Community Services District, Sacramento County, California at a meeting duly held on September 15, 1988, by the following roll call vote:

AYES: Directors: Brandt, Devlin, Simpson, Wegner, Eby

NOES: None

ABSENT: None

ABSTAIN: None

SEAL:



President
Board of Directors

ATTEST:



Secretary
Board of Directors