RESOLUTION NO. 17-142

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES AUTHORIZING USE OF A SEPTIC SYSTEM AT PROPERTY LOCATED AT 0 ARDMORE ROAD – APN 025-362-007 (SPURR)

WHEREAS, an application for Planned Development 17-001 has been filed by Dave Spurr for development of an industrial office space and equipment yard at 0 Ardmore Road, APN 025-362-007; and

WHEREAS, in conjunction with the project, Mr. Spurr is requesting that the City Council allow for the use of a private wastewater disposal system for the development of the industrial office space; and

WHEREAS, Code Section 14.08.230 provides for City Council approval of permits for private wastewater disposal systems where City sewers are not reasonably available; and

WHEREAS, the nearest sewer system is approximately 955 feet from the property on Ardmore Road, located near the intersection of Golden Hill and Ardmore Roads; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. All of the above recitals are true and correct and incorporated herein by reference.

Section 2. Approval of Private Wastewater Disposal System. That the City Council approves the use of a private wastewater disposal system at 0 Ardmore Road, APN 025-362-007.

Section 3. Conditions of Permit. That the applicant complies with "Conditions of permit" as stated in Municipal Code Section 14.08.240 as follows:

a. Consent to future formation of an assessment district if said district is established by the City Council for the purpose of constructing sewers to serve said property.

b. Connect said property to the city sewer system, obtain appropriate permits and pay connection fees and special fees as applicable, when available and directed to do so by the Director of Public Works. Such connection shall be completed within six months of the date of receipt of said notification.

c. Construct septic tank and appurtenances in accordance with requirements of the California Water Quality Control Board, Central Coast Basin, County Health Department, California Plumbing Code as modified within Title 17 of this code, and City's Standard Details and Specifications.

d. Operate and maintain the private sewage disposal system and facilities in a sanitary manner at all times, at no expense to the city.

e. Grant to the city authority to enter premises for periodic inspection to ensure proper operation and maintenance. Said authority shall be conveyed in writing by the owner of the property and shall be binding upon all future owners, heirs, lessees, or occupants.

f. Grant the city authority to enter premises in the event of an emergency involving the system or a nuisance created by the system, which, in the sole opinion of the City, County Health Department or California Water Quality Control Board creates a hazard that threatens the health and safety of the citizens. The owner shall follow the instructions of the city, and any service rendered pursuant to such instructions shall

be paid for by the owner. When a health hazard or nuisance is determined to exist or water quality is threatened, the City may revoke certificates of occupancy for buildings utilizing the private system.

g. Upon connection to the City sewer, abandon the septic tank and leach field per Code requirements when an order to do so has been issued.by the City Council or its designated representative, and within the time set forth in such order.

h. When a sewer main is available and owner is directed to connect to said main, the owner shall reimburse City, or the installer through the City reimbursement account, for a prorated share of the cost of the installation of sewer mains, which provide service to the applicant's property, as directed by City. City shall determine the rate of proration shares of reimbursement.

i. For private septic systems that are approved for use for five years or longer, dual leach fields shall be installed with initial construction. A diverter valve shall be installed to control drainage into either or both leach fields. Each leach field shall be designed to handle one hundred percent of the design flow. For private wastewater disposal systems where use can be reasonably demonstrated to be five years or less, only one leach field may be required. However, an additional area shall be designated, tested for adequacy as a leach field for use and maintained free from any installation which could inhibit the potential use of said area as a leach field should the first leach field installed be determined by the state, county, or city to have failed or be inadequate in any way.

Section 4. Successors. The obligations and covenants of the applicant shall run with the land and shall be binding on the successors and assigns of the applicant and shall inure to the benefit of the City of Paso Robles, its successors and assigns.

BE IT FURTHER RESOLVED that the City Clerk of the City of Paso Robles cause a certified copy of this Resolution to be recorded in the Office of the County Recorder of the County of San Luis Obispo, State of California.

PASSED AND APPROVED by the City Council of the City of El Paso de Robles this 7th day of November 2017 by the following vote:

AYES: Gregory, Strong, Hamon, Reed, Martin
NOES:
ABSENT:
ABSTAIN:

Steven W. Martin, Mayor

ATTEST:

Kristen L. Buxkemper, Deputy City Clerk