

SUNNYSLOPE COUNTY WATER DISTRICT

ORDINANCE NO. 79

AN ORDINANCE OF SUNNYSLOPE COUNTY WATER DISTRICT ADOPTING A NEW DISTRICT CODE AND SUPERSEDING AND REPLACING THE PRIOR DISTRICT CODE

Be it ordained by the Board of Directors of
Sunnyslope County Water District
as follows:

- Section 1. Authority. This ordinance is enacted pursuant to Sections 30000 and following of the California Water Code and Sections 53000 and following of the Government Code.
- Section 2. Findings.
- A. The Sunnyslope County Water District (District) legal counsel advises, and the District Board of Directors (Board) finds, that adoption of this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to the CEQA Guidelines, Title 14 California Code of Regulation, Section 15378 (b)(5) as it is not a Project and is an organizational or administrative activity of a government agency that will not result in direct or indirect physical changes in the environment.
- Section 3. Purpose of Ordinance. This ordinance replaces and supersedes the existing District Code in its entirety with a new and revised District Code.
- Section 4. Sections Amended. The District Code is superseded by the new District Code, which is attached and incorporated into this ordinance by reference. The revised District Code updates the District's billing procedures, updates administrative procedures, removes various fees from the District Code and specifies they will be adopted by resolution, remove water and wastewater rates from the District Code and specifies they will be adopted by ordinance, and removes duplicate sections within the existing District Code.
- Section 5. Availability for Review. The full text of the new District Code is available for review at the District offices.
- Section 6. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional or invalid, or superseded by some other provision of law, such provisions shall be severed from and shall not affect the validity of the remaining provisions of this ordinance. The Board hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, or phrase thereof irrespective of the fact that any other part thereof be unconstitutional or invalid, or superseded by some other provision of law. The parts of this ordinance, which are not unconstitutional, invalid, or superseded shall remain in full force and effect and shall be enforced according to their terms.
- Section 7. Interpretation. Words and phrases used in this ordinance shall be read conjunctively with and shall have the same meaning as in prior District ordinances and the District Code, unless specifically changed by this ordinance or unless the context requires some other construction. If there is any inconsistency between this ordinance and prior provisions, this ordinance shall control.
- Section 8. Effective Date. This ordinance shall take effect immediately on adoption.

Section 9. Publication and Posting. Within 10 days after adoption, the District shall publish, in a newspaper published in San Benito County and circulated within the district, either a summary or the full text of this ordinance, and shall post in the District office a certified copy of the full text of this ordinance as adopted along with the names of those Directors voting for and against adoption.

Section 10. Notice of Exemption Notice of Determination. The Secretary is authorized and directed to give due notice of exemption of this ordinance from the provisions of CEQA, pursuant to Title 14, California Code of Regulations, section 15378 (b)(5).

On motion of Director Meraz, seconded by Director Johnson, the foregoing Ordinance is enacted and shall take effect on February 17, 2015, by the following roll call of the Board:

AYES: Directors Alcorn, Hill, Johnson, Meraz, and Villalon

NAYS: None

ABSENT: None

By 
Kathleen Hill, President

ATTEST:

Donald G. Ridenhour, Secretary

CERTIFICATE OF SECRETARY

The undersigned hereby certifies that the foregoing Ordinance was adopted and approved by the Board of Directors at their regular meeting on February 17, 2015.


Donald G. Ridenhour, Secretary