

	Pauma Valley Community Services District ORDINANCES	NO. 54 Approval Date: 03/25/2019 Amended: 05/27/2025
ADOPTING A PORTION OF THE 2016 CALIFORNIA PLUMBING CODE AND CLARIFYING OWNERSHIP OF SEWER LATERALS		

**AN ORDINANCE OF THE PAUMA VALLEY COMMUNITY SERVICES
DISTRICT ADOPTING CHAPTER 7 (SANITARY DRAINAGE) OF
PART 5 (PLUMBING CODE) OF THE 2016 CALIFORNIA BUILDING
STANDARDS CODE (CAL. CODE OF REGS., TITLE 24) AND
CLARIFYING OWNERSHIP OF SEWER LATERALS**

WHEREAS, the Pauma Valley Community Services District (“District”) is a public agency organized under the Community Services District Law set forth in Government Code Section 61000 *et seq.*; and

WHEREAS, California Government Code Section 50022.1 authorizes local agencies to enact an ordinance which adopts a code by reference, in whole or in part; and

WHEREAS, the District desires to adopt Chapter 7 of Part 5 of the California Building Standards Code (Cal. Code of Regs., Title 24), published and adopted by the California Building Standards Commission and made effective as of January 1, 2017; and

WHEREAS, additionally, the District recognizes that the streets within the District’s service area are a combination of Public Streets of the County of San Diego Public Right of Way (Public ROW), and Private Streets owned and operated by the Pauma Valley Roadway Association (Private ROW), both deemed ROW for the purpose of this ordinance; and

WHEREAS, the District desires to clarify that any installation, repair, maintenance or replacement of any sewer laterals, or portion thereof, located either within or without a ROW or public property, is to be performed at the sole cost and expense of the respective private property owner or occupant where the sewer lateral is located or otherwise services that respective property.

NOW, THEREFORE, the Board of Directors of PAUMA VALLEY COMMUNITY SERVICES DISTRICT ordains as follows:

Section 1. The above recitals are true and correct and are incorporated herein and made an operative part of this Ordinance.

Section 2. Pursuant to the District’s authority under Government Code Section 50022.1, the Board of Directors hereby adopts Chapter 7 of Part 5 of the California Building Standards Code (Cal. Code of Regs., Title 24), published and adopted by the California Building Standards Commission and made effective as of January 1, 2017.

Section 3. The Board of Directors hereby declares that a "Public Sewer Mainline" is any segment of the publicly owned sewer system, including trunk or interceptor lines and related appurtenances, installed in a public or private right-of-way within the District's "Sphere of Influence" as stipulated by the Local Agency Formation Commission (LAFCO), easement, or other publicly owned property for the purpose of collecting and conveying wastewater from multiple private sewer laterals to the District's wastewater treatment facilities. The District is solely responsible for the ownership, operation, repair, maintenance, replacement, and modification of the Public Sewer Mainline.

Section 4. The Board of Directors hereby further declares that any installation, repair, maintenance, replacement, or modification of any portion of a "Private Sewer Lateral" conveying wastewater to the Public Sewer Mainline must be performed in accordance with the California Plumbing Code adopted herein, at the property owner's or occupant's sole cost and expense. The District is not responsible for any such expenditures incurred by the respective property owner or occupant.

Section 5. If, during the maintenance or repair of the Public Sewer Mainline, the District determines that the root cause of the failure or damage to the Public Sewer Mainline is a result of the property owner's lateral, use, installation, repair, maintenance, replacement, or modification, all costs associated with repairing the Public Sewer Mainline will be charged to that property owner. If the property owner disputes the determination made by the District General Manager, the Board of Directors shall hear the dispute at the following month's Regular Board Meeting and make a decision. This decision shall be final, and the collection of payment shall follow the District's standard procedure.

Section 6. Nothing herein shall be interpreted to mean that the District is responsible for the cost of establishing any sewer connection.

Section 7. All District ordinances or parts of ordinances in conflict herewith are hereby superseded by this ordinance.

Section 8. The invalidation of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of the Pauma Valley Community Services District held Tuesday, May 27, 2025, by the following roll-call vote:

AYES: *Levy, Esparza, Nelson, Collins*

NOES: *Villanueva*

ABSENT: -

AS APPROVED TO FORM:

Coffey A. Young
General Counsel

Jed Nelson
President of the Board of Directors

ATTEST: *Miriam Esparza*
Secretary of the Board of Directors