

## CHAPTER 4 – LEGAL AUTHORITY

This chapter describes the legal authority to implement the SSMP plans and procedures.

The SSMP must include the legal authority, through sewer use ordinances, service agreements, or other legally binding procedures, to (a) control infiltration and connections from inflow sources, including satellite systems; (b) require that sewers and connections be properly designed and constructed; (c) ensure proper installation, testing, and inspection of new and rehabilitated sewers (such as new or rehabilitated collector sewers and new or rehabilitated service laterals); (d) limit fats and greases and other debris that may cause blockages in the sewage collection system; and (e) implement the general and specific prohibitions of the national pretreatment program under 40 CFR 403.4.

For part (a), the inflow sources may include items such as sump pumps, roof leaders, yard and stairwell drains, satellite systems, or any other materials that adversely affect the performance of the collection system and/or the WWTP.

For part (c), The legally binding documents will also ensure that the testing is conducted, and baseline condition assessment is completed for sewer system construction projects (air test, CCTV, pump station performance, etc.) and that procedures are in place to transfer the resulting test data to the end user. These should also require development and implementation of technical requirements and training standards for construction inspectors.

For part (d), the grease, oils, and fats control program will be for commercial, industrial, and institutional users and will combine source and field control to reduce SSOs caused by the discharge of FOG to the collection system.

### 4.1 Compliance Summary

This SSMP complies with the Order requirements for legal authority under the following enacted ordinances/resolutions or agency policies.

(a) The City has an I&I control program as part of its ongoing line cleaning and maintenance program that includes CCTV and other mechanisms to detect and eliminate I&I. The Placentia Municipal Code (PMC) Section 16.12.140 covers I&I contributions from private laterals. It states, "It shall be the responsibility of each property owner to maintain the sewer lateral serving his property in proper working order." Under PMC 20.12.010, the City adopted the 2001 California Plumbing Code (CPC) and appendices. The CPC (714.2) also prohibits the unauthorized discharge of rain, surface or subsurface water into the collection system. PMC Section 20.12.030 allows for criminal penalties for any violations of the CPC.

(b) (c) By adopting the CPC, which includes requirements for the proper construction, connections, materials, etc., the City requires that all sewers and connections be properly designed and constructed as per the CPC. Likewise, the CPC outlines and requires the proper installation, testing and inspection of new and rehabilitated sewers. Additionally, the City utilizes the Standard Publication for Public Works Construction, 2003 Edition – Greenbook for pipeline inspections. Pipeline and other appurtenance construction guidelines are provided by the Standard Plans for Public Works Construction, 1997 Edition the City’s Sewer Notes. These publications are maintained at the City’s Engineering Division of the Public Works Department. The City enforces the codes through its building inspectors and building permit process.

(d) Legal authority for control of fats, oil and grease was enhanced on November 16, 2004 when Ordinance Number 0-2004-07, added chapter 16.24 to the Placentia Municipal Code establishing fats, oils and grease control regulations applicable to food service establishments was adopted by the City Council.

(e) OCSD provides the pretreatment program for the City. Additionally, the City has addressed this issue in Chapter 16.04 of the PMC as well as in the CPC 714.1.

The construction and inspection of new lateral connections and bypass piping facilities is legally enforced through the City’s connection permit program and the City’s Building Inspector. Standards for construction and inspection are included in the CPC and the Publication for Public Works Construction, 2003 Edition – Greenbook and are maintained at the Engineering Division of the Public Works Department

Inspection and testing of new system connections is governed by the CPC and Publication for Public Works Construction, 2003 Edition – Greenbook that is maintained at the Engineering Division of the Public Works Department.

## 4.2 Compliance Documents

The legal authority for enacting the SSMP programs and policies are included in the following documents:

- Placentia's FOG Control Ordinance, 11/16/2004, included as Appendix L of Volume II of this SSMP.
- Connection permits are required by Chapter 16.12 of the Placentia Municipal Code. – This Chapter is located in Appendix F of this SSMP. The entire Placentia Municipal Code is available through the City's website or at City Hall. The City of Placentia has adopted the 2001 California Plumbing Code (amended) as the plumbing code of the City (Ch. 20.12 of the Placentia Municipal Code).
- I&I control can be found in the California Plumbing Code and in the Placentia Municipal Code 16.12.140. - This Chapter is located in Appendix F of this SSMP. The entire Placentia Municipal Code is available through the City's website or at City Hall. The City's I&I Control Program is part of the City's Sanitary Sewer Preventive Maintenance Program (SSPMP), located in Appendix G of Volume II of this SSMP.
- Publication for Public Works Construction, 2003 Edition – Greenbook is available at the Engineering Division of the Public Works Department.
- Standard Plans for Public Works Construction, 1997 Edition are available at the Engineering Division of the Public Works Department.
- City's Sewer Notes are available at the Engineering Division of the Public Works Department.

## 4.3 Roles and Responsibilities

The roles and responsibilities for enforcement of the legal authority to enact the SSMP programs and policies are derived from acts of the City's governing Council. Interpretation of the enabling state legislation giving authority to the City is provided by the City Attorney.

Director of Public Works/City Engineer	Responsible for the management and operation of the Public Works Department, including code compliance with Public Works construction projects. Reports to the City Administrator.
Building Inspector	Responsible to ensure compliance with City building codes for private property construction projects.

Public Works Inspector	Responsible to ensure compliance with specifications and codes for Public Works construction projects.
Code Compliance Officer	Responsible for enforcing City codes including the City's FOG Ordinance, NPDES, and FOG discharge violations.
FOG Program Manager	Responsible for the management and oversight of the City's FOG source control program.