

**STAGECOACH GENERAL IMPROVEMENT DISTRICT
NITRATE REMOVAL WASTEWATER
ORDINANCE**

Ordinance Highlights

A \$50.00 charge will be billed each month covering bi-annual maintenance, replacement of filter (if needed), annual sampling, replacement of Air Compressor and Pumping of Tank when deemed necessary upon maintenance inspection.

Monthly fees must be paid accordingly or residence will be subject to disconnection of Water Service.

***Our Wastewater Management Program is available for viewing @ Stagecoachgid.com under the “Policies Tab”.**

STAGECOACH GENERAL IMPROVEMENT DISTRICT
NITRATE REMOVAL WASTEWATER
ORDINANCE

ARTICLE I
GENERAL PROVISIONS

Section 1.1 Effective Date.

This ordinance shall take effect upon adoption by the Board of Trustees of the Stagecoach General Improvement District (SGID), also known as the District.

Section 1.2 Purpose.

This ordinance is intended to provide certain provisions and requirements for the use of nitrate removal wastewater systems to enable Stagecoach General Improvement District to carry out the powers provided to it pursuant to the Resolution adopted on the 27th day of January 2005.

Section 1.3 Short Title.

This ordinance shall be known as the SGID Nitrate Removal Wastewater Ordinance.

Section 1.4 Unlawful Violation.

It is unlawful for any person to turn off the power to the system in an attempt to reduce their power bills. Turning off the power constitutes a violation of this ordinance and you may be fined 6 months the monthly maintenance fee, i.e. if your maintenance fee is \$20.00 a month, the fine would be \$120.00.

Timers will be installed on all units constructed after July 2008. Timers will be installed by District personnel on an as needed basis to existing systems.

Section 1.5 Rate Schedule.

Fees to support the basic operations of the District and charges for additional services shall be in accordance with the rate schedule approved by the Board of Trustees and contained in the Rate Schedule for the District.

ARTICLE II USE OF NITRATE WASTEWATER SYSTEMS REQUIRED

Section 2.1 Disposal of Waste.

It is unlawful to deposit within the District human excrement, or other forms of sewage wastes that create a public health hazard or water pollution.

Section 2.2 Occupancy Prohibited.

No new residence in this District may be occupied unless the owner has complied with the provisions of this Ordinance.

ARTICLE III CONSTRUCTION AND REPAIR OF NITRATE REMOVAL WASTEWATER SYSTEMS

Section 3.1 New Construction Permit.

Construction of nitrate removal wastewater systems to serve new construction, including bedroom additions and house expansion, shall require the issuance of a permit from Lyon County. Prior to permit issuance, a copy of the approved system plans and specifications from the manufacturer shall also be submitted to the County and copied to the District for review and record keeping. A plot plan showing the location of the unit and leach field will also be required by the District.

Section 3.2 Repair Systems.

For repairs of existing systems, the County shall serve as the primary permitting authority. A repair permit must be obtained from the County before undertaking any repairs of nitrate removal wastewater systems. The permit **must** specify what is being repaired. A copy of the system repair plans and specifications shall also be submitted to the District and to the Health Department for their review prior to issuance of the repair permit.

Section 3.3. Design and Construction Standards.

The design and construction of new and repair nitrate removal wastewater systems shall be in accordance with current standards of the Health Department and Lyon County Building Department.

Section 3.4. Design by Registered Engineers.

A Registered Engineer shall design all new nitrate removal wastewater systems within the jurisdiction of the District.

ARTICLE IV INSPECTIONS

Section 4.1 Site Evaluations.

Site evaluations shall be conducted by Licensed Nevada Engineer to determine surface and subsurface information needed for the preparation of plans and specifications for new or repair systems. The engineer shall be present during soil profile examination and percolation testing phases of the site evaluation to verify site conditions.

Section 4.2 Performance Evaluations.

Performance inspections may be conducted by SGID representatives or the person or persons to whom the SGID has contracted with to check the performance of the system relative to normal operating criteria, public health and water quality standards. These inspections shall be conducted bi-annually, but may be required more often at the discretion of the SGID for marginal systems or alternative systems, as needed. Homeowners may receive a copy upon request.

Section 4.3 Inspection Results.

Copies will be provided to the SGID (if done by a third party). Copies will be provided to the property owner upon request and may be appealed in accordance with the appeal procedures in Article V of this Ordinance.

ARTICLE V ENFORCEMENT

Section 5.1 Investigative Powers.

Per NRS 318.165 representatives of the SGID, upon exhibiting proper credentials and identification, shall be permitted to enter private property to inspect, investigate and take samples related to the performance of the nitrate removal wastewater systems as required by the provisions of this Ordinance.

Section 5.2 Violation Notification and Appeal.

Owners of properties found to have failed wastewater disposal systems will be provided written notice stating the nature of the violation(s) and will be provided the opportunity to respond or appeal in accordance with the following procedures:

- (1) The violation notice will be mailed to the owner by certified mail return receipt requested.
- (2) The owner must file an appeal or submit a repair schedule to the District within thirty (30) days of receipt of the violation notice.
- (3) The District Board will hold an appeal hearing within thirty (30) days of the filing of an appeal. If the appeal is successful, abatement action will cease; however, the District may place the system into a special monitoring category.
- (4) If the owner does not respond to the violation notice, or does not attend the appeal hearing, or refuses to repair the failure, or fails to follow the repair schedule negotiated with the District, the District will proceed to perform the repairs and place a lien on the violating property.

Section 5.3 Public Nuisance.

Continued habitation of buildings served by failed wastewater disposal systems is a public nuisance, and the SGID may bring legal action to force residents to vacate the premises.

ARTICLE VI
PENALTIES

Section 6.1 Violations.

Any violations of this Ordinance or other rules of the District are a misdemeanor, punishable by a fine of not to exceed fifty dollars (\$50.00). Each day of violation will be treated as a separate offense. Violations may also result in a civil suit.

ARTICLE VII
MISCELLANEOUS PROVISIONS

Section 7.1 Separability.

If any portion of this ordinance is found to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 7.2 Relief On Own Motion.

The Board of Trustees may, on its own motion, find that by reason of special circumstances any provision of this regulation and ordinance should be suspended or modified as applied to a particular premise and may, by resolution, order such suspension or modification for such premises during the period of such special circumstances, or any part thereof.

Section 7.3 Amendment of Ordinance.

The Board of Trustees has the authority to amend this Ordinance if additional requirements are deemed necessary.

At a regular meeting of the Board of Trustees of Stagecoach General Improvement District the foregoing ordinance was introduced on September 14, 2006, and adopted on October 19, 2006, by the following vote.

Trustees:

Lawson aye, McIntyre aye, Crockett aye, Dillon aye, Earls aye

Ayes 5 Nays 0 Abstain 0 Absent 0

BY: Charles E. Lawson
Chairman

ATTEST:

BY: Mel Earls Secretary

STANDARD OPERATING POLICIES WATER/WASTEWATER

1. If a customer receives a disconnect notice and makes arrangements to pay at a later date and then fails to do so, no new notice will be posted, the customer will be shut off and charged a reconnect fee.

*Only one arrangement can be made, if the customer cannot pay at the arranged date, they will be shut off.

2. Customers will receive 30-day shut-off notices if they ignore our request to fix leaks on their property. If they do not fix the leak within 30 days of the notice, they will be turned off until the leak is fixed, but will not be charged a reconnect fee.

*This statement was adopted by the Board on May 12, 1994

3. In cases of "Hardship" as approved by Lyon County, two base rates will be billed and then any water over the 2 allotted base usages will be billed the extra amount.
4. If a new customer cannot pay the entire deposit when applying for new service, they may be allowed to pay half with the remainder due no later than 30 days from that date.
5. **If a customer's water is turned off for any reason, with exceptions for emergency repairs to water lines, it is the policy of the SGID that their service will only be restored between 9:00 A.M. and 5:00 P.M.

This is for the safety of our maintenance personnel and not to cause any undue hardships to our customers.

To make sure that you are not without water overnight, please pay your bills before 4pm for whichever day you are scheduled to pay.

6. People staying in travel trailers, motor-homes, etc. will be allowed to do so for 90 days without the property owner having to pay an additional water bill.

**This policy was adopted by the Board on December 19, 1996.

7. A time limit of ninety (90) days is established for customers to dispute bill discrepancies. Disputes must be submitted in writing.***

*** This policy was adopted by the Board on March 8, 2012

Stagecoach General Improvement District Individual Sewage Disposal Systems Wastewater Management Program

SGID Fees:

See the SGID Water Ordinance Section XI. Article 11. Billing for more information (i.e. “owners of record”).

Maintenance Rates:

A \$50.00 charge will be billed each month, covering bi-annual maintenance, replacement of Filter (if needed), annual sampling, replacement of Air Compressor and Pumping of Tank when deemed necessary upon Maintenance Inspection

Deposits: A deposit equal to three months Maintenance Rates will be charged to all new customers.

Monthly fees must be paid accordingly or residence will be subject to disconnection of Water Service.

All Reconnect, Field Collection, Late Charges, Returned Check Charges and Shut-Off Notice Fees, as outlined in the Water Ordinance, are applicable.

Power Disconnect Fine: A \$210.00 fine will be charged if the power is intentionally disconnected/turned off to the Denitrification Septic System.

Violation Fee: A fine of \$50.00 will be charged for any violation of the Nitrate Removal Wastewater Ordinance or other rules of the District. Each day of violation will be treated as a separate offense.

Change of Ownership Inspection Fee: A \$100.00 inspection fee will be charged prior to changes in ownership unless the system has been routinely maintained and inspected.

SECTION 5 from our Wastewater Management Program