

ORDINANCE NO. 152

AN ORDINANCE OF THE WEST VALLEY SANITATION  
DISTRICT BOARD OF DIRECTORS, AMENDING CHAPTERS 1, 4 AND 10 AND  
REPEALING CHAPTER 8 OF THE DISTRICT'S ORDINANCE CODE RELATING TO  
THE STORM DRAIN MANAGEMENT PROGRAM

The Board of Directors of the West Valley Sanitation District of Santa Clara County do hereby find and declare:

WHEREAS, the District and the cities of Campbell, Saratoga, Monte Sereno, and the Town of Los Gatos (hereinafter "West Valley Cities") are parties to a Memorandum of Understanding ("MOU"), which addresses the West Valley Cities' coordination to comply with their Municipal Regional Stormwater National Pollutant Discharge Elimination System ("NPDES") Permit issued by the San Francisco Bay Regional Water Quality Control Board, and the District's agreement to assist with such compliance; and

WHEREAS, in May 1992, the District adopted ordinances referred to as Storm Drain Management Program in furtherance of this joint effort; and

WHEREAS, pursuant to the MOU, the District's roles and responsibilities included inspecting and cleaning storm drains, acting as a fiscal agent, and, except for the City of Saratoga, collecting a storm drainage service charge levied on parcels within the District that the West Valley Cities used for compliance with their NPDES Permit and respective stormwater management plans; and

WHEREAS, the District terminated its services and withdrew from the Stormwater Management Program in May 2017 with a final termination date June, 30, 2019; and

WHEREAS, given the District's termination of its role in the Storm Water Management Program, its ordinances implementing such Program must be amended to reflect the current status; and

NOW, THEREFORE, IT IS HEREBY ORDAINED by the District Board of Directors of the West Valley Sanitation District of Santa Clara County as follows:

1. Amendment: Chapter 1 of the District's Ordinance Code, Section 1.050(A), (S) Definitions beginning with "S": "Storm Waters" is hereby amended to read as follows:

1.050 Definitions. The following words and phrases whenever used in the Ordinances of West Valley Sanitation District of Santa Clara County, California, shall be construed as defined in the section unless from the context a different meaning is intended or unless a different meaning is specifically defined or more particularly directed to the use of such words or phrases:

(S) Definitions beginning with "S":

"**Storm Waters**" means storm water runoff, snow melt runoff, and surface runoff and drainage.

2. Repeal: Chapter 4, Section 4.080 of the District's Ordinance Code.

3. Repeal: Chapter 8, Storm Drain Management Program of the District’s Ordinance Code.
4. Repeal: Chapter 10, Section 10.115 of the District’s Ordinance Code.

5. Publication

This ordinance shall take effect and be in force thirty days after its enactment, and before expiration of fifteen days after its enactment it shall be published once with the names of the members of the Board of Directors voting for and against the same in at least one newspaper of general circulation published and circulated in the District.

INTRODUCED at a regular meeting of the Board of Directors of West Valley Sanitation District on the 8th day of January, 2020.

ENACTED at a regular meeting of the Board of Directors on 12th day of February, 2020, by the following vote:

AYES:	Directors	Cappello, Resnikoff, Spector, Turner, Wasserman
NOES:	Directors	None
ABSENT:	Directors	None
ABSTAIN:	Directors	None

S/Paul Resnikoff, Chairperson of the Board

S/Lesha Luu, Secretary