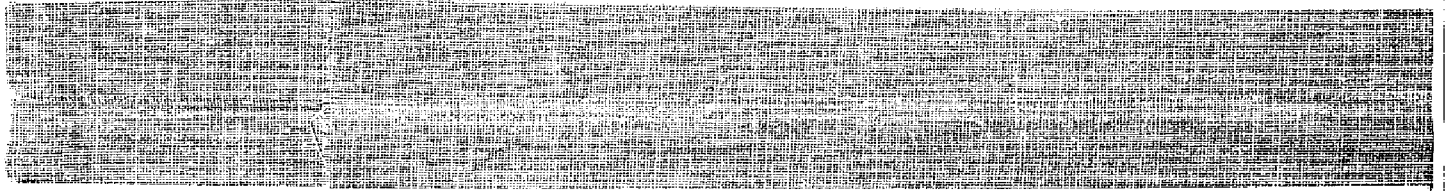


SANITATION DISTRICTS 588 2  
Freedom Sanitation Dist  
General - Prior 1969

588 2



RESOLUTION NO. 904-65

On the motion of Director Silliman

Duly seconded by Director Black

the following resolution is adopted:

RESOLUTION AUTHORIZING AND DIRECTING THE COUNTY TREASURER  
TO DEPOSIT FUNDS PRESENTLY IN THE FREEDOM COUNTY SANITATION  
DISTRICT CONSTRUCTION FUND # 532

WHEREAS, there are in the Freedom County Sanitation District  
Construction Fund #532 certain monies which are not presently needed for  
the district's purposes, and

WHEREAS, the Public Works Director recommends that said funds be  
invested.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the County Treasurer  
be and he hereby is authorized and directed to deposit the sum of \$65,100.00  
from the funds presently in the Freedom County Sanitation District Construction  
Fund #532 with the Wells Fargo Bank for six months.

PASSED AND ADOPTED by the Board of Directors of Freedom County  
Sanitation District, County of Santa Cruz, State of California, this 21st  
day of December, 1965, by the following vote:

AYES: DIRECTORS Black, Silliman, Locatelli and McCallie

NOTES: DIRECTORS None

ABSENT: DIRECTORS Burton

WES McCALLIE  
Chairman of said Board

ATTEST: TOM M. KELLEY  
Clerk of said Board

DISTRIBUTION: Treasurer & Tax Collector  
Auditor-Controller  
Director of Public Works

Approved as to form

WILLIAM M. CAMP  
County Counsel

STATE OF CALIFORNIA	
COUNTY OF SANTA CRUZ	SS
I, TOM M. KELLEY, County Clerk and ex officio Clerk of the Board of Supervisors of the County of Santa Cruz, State of California, do hereby certify that the foregoing is a true and correct copy of the resolution passed and adopted by and on behalf of the members of the said Board.	
In Witness whereof I have hereunto set my hand and affixed the seal of the said Board on the 22nd day of December, 1965.	
TOM M. KELLEY, County Clerk	
By <u>Wes McCallie</u>	Deputy

RESOLUTION NO. 10-65

On the motion of Director **Silliman**  
duly seconded by Director **Nelson**  
the following resolution is adopted:

RESOLUTION CREATING FREEDOM COUNTY SANITATION DISTRICT  
EXPANSION CONSTRUCTION FUND

BE IT RESOLVED AND ORDERED by the Board of Directors of the  
Freedom County Sanitation District that there is hereby created a fund  
No. 531 to be known as the Freedom County Sanitation District Expansion  
Construction Fund, the purpose of which shall be to receive such amounts  
as are collected by the Department of Public Works representing con-  
nection fees from new dwellings and subdivisions, the proceeds of which are  
to be used in the expansion of the existing system from time to time as  
requirements may indicate.

PASSED AND ADOPTED by the Board of Directors of Freedom County  
Sanitation District, County of Santa Cruz, State of California, this 4th  
day of January, 1965, by the following vote:

AYES: DIRECTORS Nelson, Burton, Silliman, Locatelli and McCallie

NOES: DIRECTORS None

ABSENT: DIRECTORS None

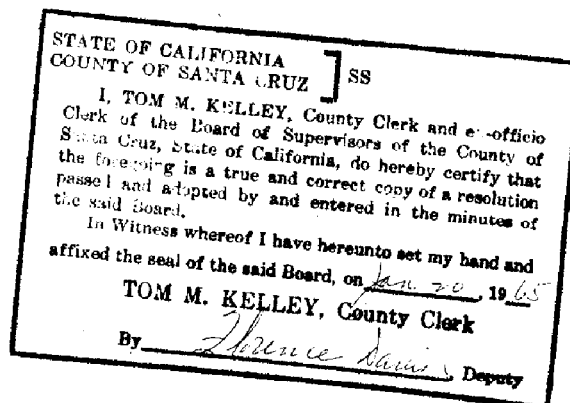
*Robert McCallie*  
Chairman of said Board

ATTEST: *Tom M. Kelley*  
Clerk of said Board

DISTRIBUTION: Auditor  
County Counsel

Approved as to form

*William H. Bell*  
County Counsel



421-66  
RESOLUTION NO.

On the motion of Director **Silliman**  
Duly seconded by Director **Locatelli**  
The following resolution is adopted:

**RESOLUTION AUTHORIZING AND DIRECTING THE COUNTY  
TREASURER TO DEPOSIT FUNDS PRESENTLY IN THE FREEDOM  
COUNTY SANITATION DISTRICT CONSTRUCTION FUND #532**

WHEREAS, there are in the Freedom County Sanitation District Construction Fund #532 certain monies which are not presently needed for the district's purposes; and

WHEREAS, the Public Works Director recommends that said funds be invested.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the County Treasurer be and he hereby is authorized and directed to deposit the sum of \$45,100. from the funds presently in the Freedom County Sanitation District Construction Fund #532 with the Wells Fargo Bank for six (6) months.

PASSED AND ADOPTED by the Board of Directors of Freedom County Sanitation District, County of Santa Cruz, State of California, this 28th day of June, 1966, by the following vote:

AYES:	DIRECTORS	McCallie, Burton, Silliman, Locatelli
NOES:	DIRECTORS	None
ABSENT:	DIRECTORS	Black

**RUSS McCALLIE**

Temporary

Chairman of said Board

ATTEST: **TOM M. KELLEY**  
Clerk of said Board

DISTRIBUTION: County Council  
Treasurer-Tax Collector  
Auditor-Controller  
Dir of Public Works

APPROVED AS TO FORM:

County Council

STATE OF CALIFORNIA ] SS  
COUNTY OF SANTA CRUZ ]

I, TOM M. KELLEY, County Clerk and ex-officio Clerk of the Board of Supervisors of the County of Santa Cruz, State of California, do hereby certify that the foregoing is a true and correct copy of a resolution passed and adopted by and entered in the minutes of the said Board.

In Witness whereof I have hereunto set my hand and affixed the seal of the said Board, on JUL 6 1966

TOM M. KELLEY, County Clerk

By R. S. Silliman, Deputy

THE BOARD NOW MEETS AS THE BOARD OF DIRECTORS OF FREEDOM COUNTY SANITATION DISTRICT

(Resolution No. 584-58

(Freedom County Sanitation District

Directing preparation of Survey & Report.....

On motion of Director Locatelli, seconded by Director McLean, the following resolution is adopted:

RESOLVED, by the Board of Directors of the Freedom County Sanitation District, Santa Cruz County, California, that

WHEREAS, Section 4748 of the Health and Safety Code provides that said Board shall employ one or more sanitation engineers to make a survey of the problems of said District concerning sanitation and especially with reference to the matters of sewage collection, treatment and disposal.

NOW, THEREFORE, IT IS HEREBY ORDERED, as follows:

1. That the engineering office of Bowman & Williams is hereby employed and ordered and directed to make and file a survey and report called for under Section 4748 of said Code, for said District, setting forth the following:

(a) A general description of existing facilities for sewage collection, treatment and disposal.

(b) A general description of the work proposed to be done to carry out the objects of the District.

(c) ~~A general plan and general specifications of the work.~~

(d) A general description of the property proposed to be acquired or damaged in carrying out the work.

(e) A map showing the boundaries of the District and in general the location of the work proposed to be done, property taken or damaged, and any other information useful to an understanding of the work.

(f) An estimate of the cost of the proposed work.

(Resolution No. 585-58

(Freedom County Sanitation Dist.

(Fixing time and place for hearing

(Engineer's Report.....

On motion of Director Locatelli, seconded by Director McLean, the following resolution

September 2, 1958

is adopted:

RESOLVED, by the Board of Directors of the Freedom County Sanitation District, Santa Cruz County, California, that

WHEREAS, Section 4748 of the Health and Safety Code of the State of California provides that said Board shall employ one or more sanitation engineers to make a survey of the problems of said District concerning sanitation and especially with reference to the matter of sewage collection, treatment and disposal; and

WHEREAS, the Engineer employed to make such survey has prepared and filed with this Board a report entitled "Report on Existing and Proposed Sanitary Sewerage Facilities for Freedom County Sanitation District, Santa Cruz County, California, Project No. 58-1", dated September 2, 1958; and

WHEREAS, this Board has examined said report and found that said report complies with the provisions of the County Sanitation District Act and is satisfactory to this Board;

NOW, THEREFORE, IT IS HEREBY RESOLVED, DETERMINED AND ORDERED, as follows:

1. Monday, the 8th day of September 1958, at the hour of 2:00 o'clock P.M. in the regular meeting place of this Board, Board of Supervisors Room, Court House Annex, Santa Cruz, California, are hereby fixed as the time and place for hearing objections to the said report and to doing all or any part of the work referred to therein.

2. Notice of the hearing shall be given by publishing a notice, in form a copy of which is hereto attached and made a part hereof by reference, for five times in the Watsonville Register-Pajaronian, a daily newspaper of general circulation circulated within the District.

(Resolution No. 582-58

(Freedom Sanitation District

(Dissolving District.....

*NOTE: Freedom Sanitation Dist.  
formed 10/23/37.*

On motion of Supervisor Locatelli, seconded by Supervisor McLean, the following resolution is adopted:

RESOLVED, by the Board of Supervisors of the County of Santa Cruz, State of California,

WHEREAS, in 1937 this Board conducted proceedings for the formation of the Freedom Sanitation District under an act then designated "County Sanitation District Act" (Stats. 1923, page 498; Deering Act 7106);

WHEREAS, the office of said District is located in the County of Santa Cruz, State of California;

WHEREAS, said District has no outstanding obligations;

WHEREAS, said District owns no property;

WHEREAS, for five years said District has not collected taxes or other revenues, or disbursed any District funds; and

WHEREAS, the Clerk of this Board has, not less than thirty days prior to this date,

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September 2, 1958

sent notice to the last known principal place of business of said District that under the provisions of Article 2, Division 1, Title 6, Government Code, State of California, this Board will on this date consider a dissolution resolution concerning said District.

NOW, THEREFORE, IT IS HEREBY ORDERED, as follows:

1. That pursuant to Section 58980 of the Government Code of the State of California the Freedom Sanitation District is dissolved.

2. That the Clerk of this Board be, and he is hereby, instructed to file certified copies of this resolution with the Secretary of State, the State Board of Equalization, the County Clerk, County of Santa Cruz; and the County Assessor, County of Santa Cruz, State of California.

(Freedom County Sanitation Dist.

(Hearing on formation.....

This being the time fixed for a public hearing on the formation of Freedom County Sanitation District the Board now proceeds with said hearing and all persons desiring to be heard were heard. Tom P. Williams, Jr., Engineer, now files his affidavit that the territory proposed to be formed into Freedom County Sanitation District will be benefited by said formation

✓  
(Resolution No. 583-58  
(Freedom County Sanitation Dist.  
(Creation of District.....

On motion of Supervisor Locatelli, seconded by Supervisor McLean, the following resolution is adopted:

RESOLVED, by the Board of Supervisors of the County of Santa Cruz, California, that

WHEREAS, said Board of Supervisors did on July 28, 1958 adopt its Resolution of Intention No. 467-58 to create a County Sanitation District in said County under the County Sanitation District Act, Chapter 3, Part 3, Division 5, Health and Safety Code, to be known as "Freedom County Sanitation District", which Resolution of Intention defined and established the boundaries of the proposed district and fixed this as the time and place for hearing objections to the formation of said District or to the extent thereof;

WHEREAS, as therein directed, said Resolution of Intention, including notice of the time and place of said hearing, has been published at length twice in the Watsonville Register-Pajaronian, a newspaper of general circulation in said County and circulated in the proposed district, as more fully appears from the affidavit of publication on file in the office of the County Clerk of said County;

WHEREAS, no protests and objections to the formation of the District were made; the hearing has been held and oral and documentary evidence as to benefits duly taken and considered by this Board;

NOW, THEREFORE, IT IS FOUND, ORDERED AND DETERMINED, as follows:

1. That written objections to the creation of said District signed by two percent (2%) of the registered electors of said District were not filed with said Board.

2. That no persons appeared and objected orally or in writing to the creation of said District.

3. That the lands proposed to be embraced within said District are all of the lands that would be especially benefited by the creation of said District and that no lands

1  
September 2, 1958

have been excluded from said District which would be especially benefited therefrom.

4. That the territorial extent of said District shall encompass and include the unincorporated territory, the exterior boundaries of which are more particularly described in Exhibit "A" hereto attached and by reference made a part hereof.

5. That no part of said territory is included with any other District formed for similar purposes.

6. That the said proposed District, more particularly defined and established in said Exhibit "A", and to be known as the FREEDOM COUNTY SANITATION DISTRICT, be, and the same is hereby, created and established as a County Sanitation District under the County Sanitation District Act.

7. That the County Clerk file a copy of this Resolution, together with a map showing the boundaries of the District, with the County Assessor and the State Board of Equalization, pursuant to Section 54900, et seq., of the Government Code of the State of California.



ORDINANCES

new file  
Copy ~~to~~ PW  
Ord

ORDINANCE NO. 1329

The Board of Supervisors of the County of Santa Cruz do ordain as follows:

Section I

1. That this ordinance shall be cited as the "Freedom Sewer Maintenance District Capacity Expansion Ordinance".

2. That District may extend or enlarge the capacity of certain portions of sewer main necessitated by road or free-way construction or reconstruction, or other reasons, which said extension or enlarged capacity will serve future users.

3. That District Engineer shall prepare a repayment plan to recover the cost of said extension or enlarged capacity which shall determine the fee to be collected from future users of said extension or enlarged capacity. Said fee may be computed on either a per connection or gallonage basis, whichever is determined to be most equitable by District Engineer.

4. That any person, firm, or corporation which connects to or uses the extension or enlarged capacity of said sewer main shall pay, in addition to the regular connection fee charged by District, the fee as determined by District Engineer in paragraph 3, above. Said fee shall be paid at the time necessary building permits are obtained or prior to the time said connection is made if no building permits are required.

Section II

This ordinance shall take effect thirty (30) days from and after the date of its adoption and before the expiration of fifteen (15) days after its passage shall be

published once, with the names of the Board of Supervisors voting for and against the same in the Watsonville Register-Pajaronian, a newspaper of general circulation printed and published in the County of Santa Cruz, State of California.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, State of California, this 28th day of May, 1968, by the following vote:

AYES: SUPERVISORS Burton, Black, Locatelli, Mello and McCallie

NOES: SUPERVISORS None

ABSENT: SUPERVISORS None

RUSS McCALLIE  
Chairman of said Board

ATTEST: TOM M. KELLEY  
Clerk of said Board

Approved as to form

JERRY W. BARTHOLOW  
Assistant County Counsel

no file  
1 Cap Exp Ord

ORDINANCE NO. 1328

The Board of Directors of the Freedom County Sanitation

District do ordain as follows:

Section I

1. That this ordinance shall be cited as the  
" Freedom County Sanitation District Capacity  
Expansion Ordinance".

2. That District may extend or enlarge the capacity  
of certain portions of sewer main necessitated by road or free-  
way construction or reconstruction, or other reasons, which  
said extension or enlarged capacity will serve future users.

3. That District Engineer shall prepare a repay-  
ment plan to recover the cost of said extension or enlarged  
capacity which shall determine the fee to be collected from  
future users of said extension or enlarged capacity. Said  
fee may be computed on either a per connection or gallonage  
basis, whichever is determined to be most equitable by District  
Engineer.

4. That any person, firm, or corporation which  
connects to or uses the extension or enlarged capacity of  
said sewer main shall pay, in addition to the regular con-  
nection fee charged by District, the fee as determined by  
District Engineer in paragraph 3, above. Said fee shall be  
paid at the time necessary building permits are obtained  
or prior to the time said connection is made if no building  
permits are required.

Section II

This ordinance shall take effect thirty (30) days  
from and after the date of its adoption and before the ex-  
piration of fifteen (15) days after its passage shall be

published once, with the names of the Board of Directors voting for and against the same in the newspaper of general circulation printed and published in the County of Santa Cruz, State of California.

PASSED AND ADOPTED by the Board of Directors of the  
Freedom County Sanitation District, County of Santa Cruz,  
State of California, this 28th day of May, 1968,  
by the following vote:

AYES: DIRECTORS Burton, Black, Locatelli, Mello and McCallie

NOES: DIRECTORS None

ABSENT: DIRECTORS None

RUSS McCALLIE  
Chairman of said Board

ATTEST: TOM M. KELLEY  
Clerk of said Board

Approved as to form

*Paul J. [Signature]*  
Assistant County Counsel

RECEIVED  
SANTA CRUZ CO.

1968 MAY 13 AM 8:00

ORDINANCE NO. 1317

The Board of Supervisors of the County of Santa Cruz do ordain  
as follows:

Section I

1. That this ordinance shall be cited as the "Freedom  
Sewer Maintenance District Line Extension Ordinance."

2. That the definition of the following terms when  
applied herein shall be as follows:

- a. repayment fee: that amount collected by the  
Freedom Sewer Maintenance District for each  
connection made to the line installed which said  
fee shall be 1.25 times the repayment rate and  
be for the purpose of reimbursing the installer  
of such sewer line as provided hereunder.
- b. repayment rate: the total cost of constructing  
said sewer line divided by the total number of  
connections to said sewer line as computed by  
District Engineer.
- c. reimbursable portion: the total number of con-  
nections to said sewer line, as computed by  
District Engineer, less the number of connections  
to be made by the installer, as computed by  
District Engineer.

3. That a private party or parties who construct  
any sewer line 300 feet or more in length which will be of use  
to and benefit properties of others shall be entitled to reim-  
bursement of a portion of the actual cost of said construction  
when the following requirements have been met:

- a. Prior to construction of said sewer line, the  
Board of Supervisors agree to repayment for the  
reimbursable portion of the work.

b. The construction of the line is completed in accordance with plans and specifications approved by the District Engineer and is inspected and accepted by the District Engineer.

c. The party claiming reimbursement provides satisfactory evidence to show the actual cost of construction including engineering costs.

4. After all requirements have been met, the District Engineer shall determine the total number of connections which can reasonably be made to the line including those to be made by the installer, and the repayment rate shall be computed by dividing the total actual cost of construction including engineering costs by the total number of connections. Upon determination of the number of connections, the repayment rate and the reimbursable portion as provided for hereunder, installer shall enter into an agreement with the Freedom Sewer Maintenance District upon the terms, conditions and provisions set forth in Paragraphs 5, 6, and 7 herein.

5. After acceptance by the District Engineer of a line installed pursuant to this ordinance, the Freedom Sewer Maintenance District shall collect a repayment fee for each connection made to such line in an amount equal to 1.25 times the repayment rate. Twenty percent (20%) of said amount shall be deposited in the operating fund of the Freedom Sewer Maintenance District and the remainder shall be deposited in a trust fund account. Said repayment fee shall be in addition to regular standard connection fees applicable.

6. The installer of the line shall be paid on January 1, and July 1 of each year (or as soon thereafter as may be practical) all funds contained in the trust fund account

established for the line.

7. When the total amount paid to any installer of a line subject to repayment pursuant to this ordinance shall equal the repayment rate multiplied by the total number of connections as determined under paragraph 4 minus the repayment rate multiplied by the number of connections made by the installer, or when ten (10) years have elapsed subsequent to the date of acceptance of the line, whichever shall first occur, all payments to such installer shall cease and the 80 percent portion of all sums collected thereafter pursuant to this ordinance shall be deposited in the expansion construction fund of the Freedom Sewer Maintenance District.

8. In the event any person is dissatisfied with the determination of the total number of connections which can be made to the line, that person may appeal therefrom within fifteen (15) days after receipt of such determination by filing written notice of appeal, stating the grounds thereof, with the Board of Supervisors.

At the next regular meeting of the Board of Supervisors, said Board shall hear such appeal and make its determination which shall be final for the purposes of the application of this Ordinance.

9. That the Freedom Sewer Maintenance District shall incur no liability whatsoever either as to funds collected pursuant to this Ordinance or for funds which may become due hereunder, or for their collection.

10. That no right, title or interest is hereby created; that this Ordinance may be modified or repealed at any time without affecting any property right; that no property right shall become vested by operation of this Ordinance; and



that no liability of any kind shall be incurred by the  
Freedom Sewer Maintenance District by reason of any amend-  
ment to or repeal of this Ordinance.

**Section II**

This ordinance shall take effect thirty (30) days  
from and after the date of its adoption and before the ex-  
piration of fifteen (15) days after its passage shall be  
published once, with the names of the Board of Supervisors voting  
for and against the same in a newspaper of general circulation  
printed and published in the County of Santa Cruz, State of  
California.

PASSED AND ADOPTED by the Board of Supervisors of the  
County of Santa Cruz, State of California, this 7th day of  
May, 1968, by the following vote:

AYES: SUPERVISORS Black, Locatelli and McCallie

NOES: SUPERVISORS Burton

ABSENT: SUPERVISORS Mello

**RUSS McCALLIE**

Chairman of said Board

ATTEST: **TOM M. KELLEY**

Clerk of said Board

Approved as to form

**JERRY W. BARTHOLOW**  
Assistant County Counsel

RECEIVED  
SANTA CRUZ CO.

1968 MAY 13 AM 8:0

ORDINANCE NO. 1316

DEPT. OF  
The Board of Directors of Freedom County Sanitation District  
do ordain as follows:

Section I

1. That this ordinance shall be cited as the "Freedom County Sanitation District Line Extension Ordinance."

2. That the definition of the following terms when applied herein shall be as follows:

- a. repayment fee: that amount collected by the Freedom County Sanitation District for each connection made to the line installed which said fee shall be 1.25 times the repayment rate and be for the purpose of reimbursing the installer of such sewer line as provided hereunder.
- b. repayment rate: the total cost of constructing said sewer line divided by the total number of connections to said sewer line as computed by District Engineer.
- c. reimbursable portion: the total number of connections to said sewer line, as computed by District Engineer, less the number of connections to be made by the installer, as computed by District Engineer.

3. That a private party or parties who construct any sewer line 300 feet or more in length which will be of use to and benefit properties of others shall be entitled to reimbursement of a portion of the actual cost of said construction when the following requirements have been met:

- a. Prior to construction of said sewer line, the Board of Directors agree to repayment for the reimbursable portion of the work.

- b. The construction of the line is completed in accordance with plans and specifications approved by the District Engineer and is inspected and accepted by the District Engineer.
- c. The party claiming reimbursement provides satisfactory evidence to show the actual cost of construction including engineering costs.

4. After all requirements have been met, the District Engineer shall determine the total number of connections which can reasonably be made to the line including those to be made by the installer, and the repayment rate shall be computed by dividing the total actual cost of construction including engineering costs by the total number of connections. Upon determination of the number of connections, the repayment rate and the reimbursable portion as provided for hereunder, installer shall enter into an agreement with the Freedom County Sanitation District upon the terms, conditions and provisions set forth in Paragraphs 5, 6, and 7 herein.

5. After acceptance by the District Engineer of a line installed pursuant to this ordinance, the Freedom County Sanitation District shall collect a repayment fee for each connection made to such line in an amount equal to 1.25 times the repayment rate. Twenty percent (20%) of said amount shall be deposited in the operating fund of the Freedom County Sanitation District and the remainder shall be deposited in a trust fund account. Said repayment fee shall be in addition to regular standard connection fees applicable.

6. The installer of the line shall be paid on January 1 and July 1 of each year (or as soon thereafter as may be practical) all funds contained in the trust fund account.

established for the line.

7. When the total amount paid to any installer of a line subject to repayment pursuant to this ordinance shall equal the repayment rate multiplied by the total number of connections as determined under paragraph 4 minus the repayment rate multiplied by the number of connections made by the installer, or when ten (10) years have elapsed subsequent to the date of acceptance of the line, whichever shall first occur, all payments to such installer shall cease and the 80 percent portion of all sums collected thereafter pursuant to this ordinance shall be deposited in the expansion construction fund of the Freedom County Sanitation District.

8. In the event any person is dissatisfied with the determination of the total number of connections which can be made to the line, that person may appeal therefrom within fifteen (15) days after receipt of such determination by filing written notice of appeal, stating the grounds thereof, with the District Board.

At the next regular meeting of the District Board, said Board shall hear such appeal and make its determination which shall be final for the purposes of the application of this Ordinance.

9. That the Sanitation District shall incur no liability whatsoever either as to funds collected pursuant to this Ordinance or for funds which may become due hereunder, or for their collection.

10. That no right, title or interest is hereby created; that this Ordinance may be modified or repealed at any time without affecting any property right; that no property right shall become vested by operation of this Ordinance; and

that no liability of any kind shall be incurred by the Freedom County Sanitation District by reason of any amendment to or repeal of this Ordinance.

**Section II**

This ordinance shall take effect thirty (30) days from and after the date of its adoption and before the expiration of fifteen (15) days after its passage shall be published once, with the names of the Board of Directors voting for and against the same in a newspaper of general circulation printed and published in the County of Santa Cruz, State of California,

PASSED AND ADOPTED by the Board of Directors of Freedom County Sanitation District, County of Santa Cruz, State of California, this 7th day of May, 1968, by the following vote:

AYES: DIRECTORS Black, Locatelli and McCallie

NOES: DIRECTORS Burton

ABSENT: DIRECTORS Mello

RUSS McCALLIE  
Chairman of said Board

ATTEST: TOM M. KELLEY  
Clerk of said Board

Approved as to form

JERRY W. BARTHOLOW  
Assistant County Counsel

AN ORDINANCE ESTABLISHING LINE EXTENSION REGULATIONS  
FOR THE FREEDOM COUNTY SANITATION DISTRICT

The Board of Directors of the Freedom  
County Sanitation District, DO ~~ES~~ ORDAIN as follows:

1. Definitions. For purposes of this Ordinance, the terms  
used herein are defined as follows:

a) District means the Freedom County Sanitation District  
as it now exists or as its boundaries may be hereafter changed  
by annexation or exclusion.

b) Board is the Board of Supervisors of the County of  
Santa Cruz acting ex-officio as the Board of Directors of  
the District.

c) County is the County of Santa Cruz.

d) Director of Sanitation means that person appointed  
by the Board to direct and control the operation of the  
sanitation system of the District.

e) Sewer is a pipe or conduit including manholes,  
lampholes, wye branches and appurtenances, which carries  
sewage and/or industrial wastes to which storm, surface and  
ground waters are not intentionally admitted.

f) Public sewer is a sewer lying within a street or  
public easement and which is owned and controlled or under  
the jurisdiction of the District.

g) Total units of use means the number of units of use  
to be required by the person constructing the line which is  
the subject of this Ordinance, plus the number of additional  
units that may reasonably be expected to be required to use  
the said line.

h) Units of additional use means that portion of the  
total units of use which will not be required by the person  
constructing the line.

i) Units of use means the number of units to be required by the person constructing the line.

j) Total cost factor means the total cost of the sewer as constructed as determined from the records and accounts of the person installing same, divided by the total units of use.

k) Use factor means the total cost factor multiplied by 1.25.

2. Determination of Use. Upon the construction of any public sewer to the requirements of the District by private parties, the Director of Sanitation shall, if requested by the person constructing said sewer, make a determination as to whether the sewer so constructed will provide sewer service to properties other than those owned or in control of the person constructing such sewer.

3. Determination of Total Units of Use. If the Director of Sanitation advises that the sewer will provide sewer service to others he shall determine the total units of use. Such determination shall be in writing to the person constructing the sewer and shall expressly state the units of use, the units of additional use and total units of use.

4. Determination of Cost and Use Factors. The Director of Sanitation shall thereupon determine the total cost of the sewer and shall determine the total cost factor by dividing such total cost by the total units of use. He shall thereupon multiply the total cost factor by 1.25, thereby determining the use factor.

5. Subsequent Connection and Payment to District. Upon such determination and the establishment of the use factor as aforesaid, every subsequent connection to the public sewer, excepting connections made by the person who constructed the sewer or his assigns, shall be made only after payment to the District of an amount to be determined by multiplying the number of units of use required by the connection of the property, by the use factor, as hereinabove established. Said payment shall be in addition to all other charges required to be paid to the District.

6. Payment by District. The amount so collected shall be deposited in a fund to be established and known as the "Line Extension Fund", with appropriate accounting for each public sewer so installed, identifying the location of the public sewer, the name and address of the person who constructed same, the determined units of use, units of additional use and the use factor. On January 1 and July 1 of each year, or as soon thereafter as may be practical, the District shall audit said account and return to the person who constructed the same, an amount calculated by multiplying all amounts collected from later users of the public sewer by a factor of 0.8, less any amounts previously paid. When the total amount so paid to any person installing said public sewer shall equal the total cost of constructing said public sewer, minus the units of use multiplied by the total cost factor, or ten (10) years have elapsed from the date of acceptance of the public sewer, whichever occurs first, all payments to such person shall cease and all sums thereafter collected pursuant to this Ordinance shall be deposited in the Sewer Construction Fund of the District and expended for any lawful purpose.

7. Appeal to Board. In the event any person is dissatisfied with the determinations of the District Director of Sanitation, that person may appeal therefrom within fifteen (15) days after receipt of written notice of such determination, by filing a written notice of appeal with the Board stating the grounds thereof.

At the next regular meeting of the Board, it shall hear such appeal and make its determination, which shall be final and conclusive.

8. Non-Liability. The District shall in no way be obligated to assure that the persons constructing such public sewer are paid the total or any part of the cost thereof, nor to initiate any action nor incur any expense to collect any sum to be paid such person; nor shall any refund be made from any revenues or assets of the District derived from any source other than the payments collected pursuant to Section 5 hereof.



9. Amendment or Repeal. This Ordinance may be amended or repealed at any time without liability on the part of the District to make or continue to make any payments under this Ordinance. No property rights shall become vested by reason of this Ordinance and no liability of any kind or nature shall be devolved upon the District by reason of any such amendment or repeal.

Section II

This ordinance shall take effect 30 days from and after the date of its adoption and before the expiration of 15 days after its passage shall be published once, with the names of the Board of Directors of the Freedom County Sanitation District voting for and against the same in the Watsonville Register-Pajaronian, a newspaper of general circulation, printed and published in the County of Santa Cruz, State of California.

PASSED AND ADOPTED this 6th day of August, 1962,  
by the following vote:

AYES: DIRECTORS McLean, Burton, Nelson, Locatelli and Silliman

NOES: DIRECTORS None

ABSENT: DIRECTORS None

ATTEST

Tom M. Kelley  
Clerk of said Board

Sam H. H. H.  
Chairman of said Board

Approved as to form

William A. B.  
County Counsel

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