

OLIVEHURST PUBLIC UTILITY DISTRICT

RESOLUTION NO. 2250

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
OLIVEHURST PUBLIC UTILITY DISTRICT RESCINDING RESOLUTION NO. 2248,
AND ESTABLISHING FEES FOR ADMINISTERING THE FOG PROGRAM
TO INCLUDE A PERMIT, INSPECTING THE FACILITY, OUTSIDE COSTS
AND REVIEWING INSPECTION RESULTS**

WHEREAS, on May 2, 2006 the State Water Resources Control Board Order No. 2006-0003 – Statewide Waste Discharge Requirements (WDR) for Sanitary Sewer Systems was adopted and implemented; and

WHEREAS, the purpose of the WDR is to develop a regulatory mechanism to provide a consistent statewide approach for reducing sanitary sewer overflows; and

WHEREAS, the Statewide General Waste Discharge Requirements requires preparation of a Sewer System Management Plan (SSMP) with 11 separate elements including Section 7, Fats, Oils and Grease (FOG); and

WHEREAS, OPUD's SSMP requires development of a FOG program including where applicable, permits, inspection, outside costs and review of inspection results; and

WHEREAS, administering the FOG program will cause the District to incur costs which can be directly attributable to specific facility service connections within the District; and

WHEREAS, the district needs to collect said costs in order to cover its time, materials and outside costs so that other non-FOG related District rate payers do not incur these costs; and

WHEREAS, fees for administering the Olivehurst Public Utility District (OPUD) Fats Oils and Grease (FOG) program must be adopted by the OPUD Board of Directors by resolution; and

WHEREAS, individual FOG program permittees will require varying amounts of staff time to complete permit processing, inspection of facility, outside costs and reviewing results based on the complexity of the permittee's system and individual program requirements; and

WHEREAS, Olivehurst Public Utility District Board of Directors adopted Resolution No. 2248 on September 15, 2011; and

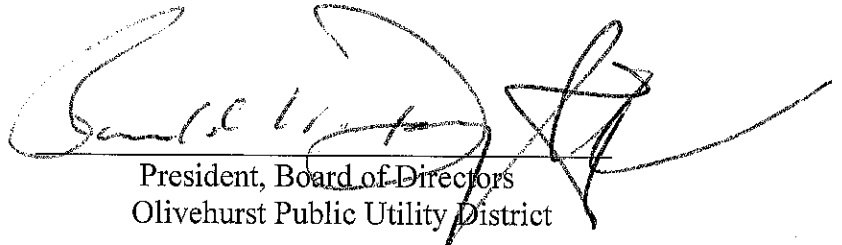
WHEREAS, the Nexus performed by OPUD staff associated with Resolution number 2248 did not contemplate outside services, e.g. laboratory analyses and legal counsel or re-inspection.

NOW THEREFORE, BE IT RESOLVED, that the Board of Directors is rescinding Resolution No. 2248 and replacing it with Resolution No. 2250; and

NOW THEREFORE, BE IT FURTHER RESOLVED, that the Board of Directors of the Olivehurst Public Utility District adopt the fees delineated in Exhibit A to this Resolution for processing a FOG program permit, inspecting the facility, outside costs and reviewing inspection results.

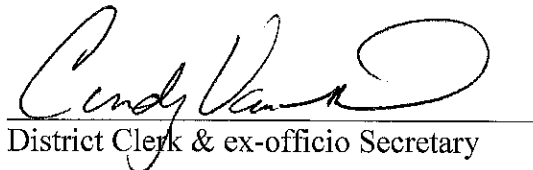
PASSED AND ADOPTED THIS 20th DAY OF OCTOBER 2011.

OLIVEHURST PUBLIC UTILITY DISTRICT



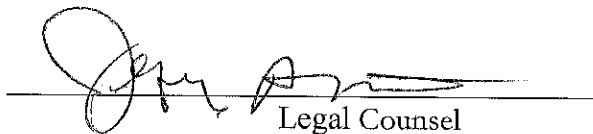
President, Board of Directors
Olivehurst Public Utility District

ATTEST:



District Clerk & ex-officio Secretary

APPROVE AS TO FORM AND LEGAL
SUFFICIENCY



Legal Counsel

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I hereby certify that the foregoing is a full, true and correct copy of a Resolution duly adopted and passed by the Board of Directors of the Olivehurst Public Utility District, Yuba County, California, at a meeting thereof held on the 20th day of October 2011, by the following vote:

AYES, AND IN FAVOR THEREOF:

NOES :

ABSTAIN :

ABSENT :

Deputy District Clerk and ex-officio Secretary

Exhibit A

OPUD staff has determined that staff time, overhead and materials for administering the OPUD FOG program to include permits, inspection and review of results will have a cost of **\$95 per hour**.

Additionally, any outside costs such as, but not limited to, laboratory fees and fees for OPUD legal review will be charged directly, without markup to the permittee.