

**SEWER AUTHORITY MID-COASTSIDE**

**RESOLUTION NO. 3-98**

**A RESOLUTION ORDERING THE DISCONNECTION OF THE SEWER SERVICE OF THE MOSS BEACH PUB FOR FAILING TO INSTALL A GREASE TRAP AS REQUIRED BY NON-DOMESTIC WASTE SOURCE CONTROL PROGRAM REGULATIONS**

**RESOLVED**, by the Board of Directors of the Sewer Authority Mid-Coastside, San Mateo County, California, as follows:

**WHEREAS**, this Board did, by its Resolution No. 1-91, adopt regulations establishing a Non-Domestic Waste Source Control Program ("the Program");

**WHEREAS**, this Board did, by its Resolution No. 2-94, amend the regulations establishing the Program, thereby establishing the amended regulations now in effect ("the Regulations");

**WHEREAS**, Article IV, Section 4.2 of the Regulations states that certain dischargers, based on the nature of their operation, are required to install grease traps;

**WHEREAS**, Article III, Section 3.2 of the Regulations states that a Non-Domestic Wastewater Source Control permit ("Permit"), issued to non-domestic waste dischargers, may include pretreatment requirements;

**WHEREAS**, Article V, Section 5.7 of the Regulations states that the Authority may revoke any Permit issued upon a determination that the Permittee has violated any term or provision of the Permit;

**WHEREAS**, Article III, Section 3.0 of the Regulations states that it is unlawful to discharge non-domestic wastewater into the sanitary sewer without first obtaining a Permit from the Authority;

**WHEREAS**, Article V, Section 5.0 of the Regulations states that the Authority is authorized to prosecute violations of any of the provisions of the Regulations;

**WHEREAS**, Article V, Section 5.6 of the Regulations states that the Authority may terminate sanitary sewer services to any premises from which waste is being discharged in violation of any provisions of the Regulations;

**WHEREAS**, there is a certain discharger, the Moss Beach Pub ("Subject Discharger"), required by the Regulations to install a grease trap, that has failed to do so even after receiving notices of violation from the Authority;

**WHEREAS**, the Subject Discharger and Subject Discharger property owner were noticed of the time and place of a hearing at which this Board would consider enforcement action against Subject Discharger for failing to install a grease trap;

**WHEREAS**, this Board at such hearing duly considered information presented by staff regarding the failure of Subject Discharger to install a grease trap;

**WHEREAS**, this Board at such hearing also duly considered written and oral comments from others regarding the failure of Subject Discharger to install a grease trap;

**WHEREAS**, the Subject Discharger has still not installed a grease trap;

**NOW THEREFORE**, it is determined and ordered that:

1. Any and all objections to, and protests against the enforcement action have been heard by this Board, and said objections and protests shall be, and each of them is hereby, overruled
2. Subject Discharger is in violation of Program regulations for failure to install a grease trap and shall, therefore, have sanitary sewer service terminated.
3. Sanitary sewer service will be terminated on May 1, 1998, unless a grease trap is installed and operating properly prior to said date.
4. Forty-Eight (48) hours prior to sanitary sewer service termination, the Subject Discharger, the appropriate Authority Member Agency, the San Mateo County Health Department and Citizens Utilities Company of California will be notified of the intended termination.
5. The Secretary is hereby authorized and directed to transmit a copy of this Resolution to each Member Agency, the San Mateo County Health Department and Citizens Utilities Company of California.

\* \* \* \* \*

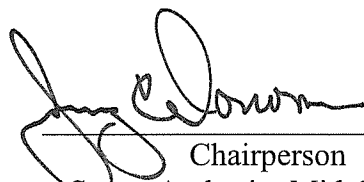
I hereby certify that the foregoing is a full, true and correct copy of the Resolution duly passed and adopted by the Board of Directors of the Sewer Authority Mid-Coastside at a regular Board of Directors meeting thereof held on the 23rd day of MARCH 1998, by the following vote:

**AYES, and in favor thereof,**                      WOREN, CAPONIO, PATRIDGE, DONOVAN, SLATER-CARTER, PTACEK.

**NOES,                      Directors:**                      NONE.

**ABSENT,                      Directors:**                      THOLLAUG.

**ABSTAIN,                      Directors:**                      NONE.

  
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Chairperson  
Sewer Authority Mid-Coastside

**COUNTERSIGNED:**

  
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Secretary  
Sewer Authority Mid-Coastside