

Article 7: Water System

Division 4: Water Main Extension (Added 7-31-2000 by O-18828 N.S.)

§67.0401 Water Main Extension, Residential Property — Connection Charges

Every applicant for water service to residential property from mains installed prior to the date of application, who had not theretofore either in person or through his predecessor in interest, paid his proportionate share of the cost of the water main, with respect to the property to be served, shall before such application will be acted upon or water furnished pursuant thereto, pay to the Department a water main connection charge of \$2.75 per foot of frontage, of the property to be served, in addition to all other usual and regular charges of the said Department, including charges for service connection and meter installation.

(Renumbered from Sec. 67.46 on 7-31-2000 by O-18828 N.S.)

§67.0402 Water Main Extension, Commercial and/or Industrial Property — Connection Charges

When in the opinion of the City Manager large size mains are required to provide adequate water service to commercial or industrial property, every applicant for water service to commercial and/or industrial property from water mains 12" in diameter or larger installed prior to the date of application, who had not theretofore either in person or through his predecessor in interest, paid his proportionate share of the cost of the water main, with respect to the property to be served, shall at the time of making application therefor pay to the Department a water main connection charge of \$5.50 per front foot of the property to be served. The charges required by this section are in addition to all other usual and regular charges of the said Department.

(Renumbered from Sec. 67.47 on 7-31-2000 by O-18828 N.S.)

§67.0403 Water Main Extensions and Replacements, Residential Property

- (a) Where water main extensions are required to serve residential property (intersections not included) to reach property requiring a water supply, they may be made upon the approval of the Director of the Water Utilities Department, and the deposit by the applicant of \$5.50 per lineal foot of extension required, provided that the minimum deposit shall be based on the number of lineal feet of frontage in the property to be served. This deposit minus \$2.75 per foot of property frontage requiring service will be refunded to

the payer of his assigns only if, as, and when during the ten years following installation, water main connection charges are collected from other consumers requiring service from this extension, and not otherwise. Sale of the property hereinabove referred to and the conveyance of the title thereof shall constitute an assignment of all rights of the original payer to the purchaser of said property. All extensions thus provided shall be and remain the property of the Department and any balance of said deposit remaining at the end of the above mentioned ten-year period shall become the property of the Department.

- (b) The Department may make water main extensions and replacements of substandard mains to serve residential property without such deposit, provided that funds are available and that a water main connection charge be collected from each applicant to be served from said extension in accordance with Section 67.46. Where substandard water mains are replaced the Department will allow a credit of \$.35 per lineal foot of property served.
- (c) Whenever the City Manager recommends and the public interest or convenience requires the extension of any water main or the replacement of any substandard water main or mains to serve residential property of The City of San Diego Water Utilities Department, and when said water main or mains have been installed in accordance therewith, each and every property owner having water service or requiring water service from said water main or mains, shall pay to the Department a water main connection charge of \$2.75 per foot of frontage of the property to be served. Where substandard water mains are replaced, the Department will allow a credit of \$.35 per lineal foot of property served.

(Renumbered from Sec. 67.48 on 7-31-2000 by O-18828 N.S.)

§67.0404 Water Main Extensions and Replacements, Commercial and/or Industrial Property

- (a) Where water main extensions are required to serve commercial and/or industrial property (intersections not included) to reach property requiring a water supply, they may be made upon the approval of the Director of the Water Department, and the deposit by the applicant of \$11.00 per lineal foot of extension required, provided that the minimum deposit shall be based on the number of lineal feet of frontage in the property to be served. This deposit minus \$5.50 per front foot of property frontage requiring service will be refunded to the payer or his assigns only if, as, and when during the ten years following installation, water main connection charges are collected from other

consumers requiring service from this extension, and not otherwise. Sale of the property hereinabove referred to and the conveyance of the title thereof shall constitute an assignment of all rights of the original payer to the purchaser of said property. All extensions thus provided shall be and remain the property of the Department and any balance of said deposit remaining at the end of the above mentioned ten-year period, shall become the property of the Department.

- (b) The Department may make water main extensions and replacements of substandard mains to serve commercial and/or industrial property without such deposit, provided that funds are available and that a water main connection charge be collected from each applicant to be served from said extension in accordance with Section 67.0402. Where substandard water mains are replaced the Department will allow a credit of \$.35 per lineal foot of property served.
- (c) Whenever the City Manager recommends and the public interest or convenience requires the extension of any water main or the replacement of any substandard water main or mains to serve commercial and/or industrial property of The City of San Diego Water Department, and when said water main or mains have been installed in accordance therewith, each and every property owner having water service or requiring water service from said water main or mains, shall pay to the Department a water main connection charge of \$5.50 per foot of frontage of the property to be served. Where substandard water mains are replaced, the Department will allow a credit of \$.35 per lineal foot of property served.

(Renumbered from Sec. 67.48.1 and amended 7-31-2000 by O-18828 N.S.)

§67.0405

Water Main Extension — Temporary Connections

When water service is required by an owner of real property on which there now exists or is planned for immediate construction a dwelling, other structure or improvement requiring domestic water service and there is no water main adjacent to said property the department may grant permission to said applicant to have a service connection and meter set at the nearest existing water main. The applicant must agree in writing to the following conditions, to pay all costs of installation and maintenance of a pipeline from the service connection and meter to his property and assume all responsibility, liability for, and the payment of all costs and damages growing out of the installation, operation or failure of said pipeline. Said connection and pipeline shall be installed and used as a temporary arrangement only; that no water shall be conveyed there through for the use of any residence or property other than the

property for which it was originally intended; and that at such time as a regular permanent water main may be installed to serve the property under this agreement, and on written demand of the Department the applicant must bear his proportionate share of the costs of such main extension and at his expense shall install a regular domestic water service, and shall discontinue the use of said temporary service connections and pipeline.

(Renumbered from Sec. 67.49 on 7-31-2000 by O-18828 N.S.)

§67.0406 Water Main Extension — Property Not Subdivided

When an application is made for water service which requires a water main extension to serve property not conventionally subdivided into city lots, the area shall be considered acreage, and the extension shall be made at the expense of the applicant as hereinafter provided.

The required extension shall originate at the nearest adequate existing water main as determined by the Manager and shall extend to and full length along the property to be provided with water service.

(Renumbered from Sec. 67.50 on 7-31-2000 by O-18828 N.S.)

§67.0407 Water Main Extension — Design and Specifications

The design, location, materials and standards of construction of any and all extensions shall be approved by the Manager.

- (a) The design of an extension shall be based upon considerations of adequate capacity to meet the present and future requirements of the area to be benefited, of distribution system operation and efficiency, of maintenance requirements, and of anticipated life of such extension.
- (b) Extensions shall generally be located on the south and east sides of dedicated City streets or on sides of dedicated City streets or on rights-of-way granted to The City of San Diego for water main location. Under no circumstances shall any structure be placed over or around any water main or extension, unless provision is made for ready and easy access to any and all parts or points of such main or extension.
- (c) Materials and standards of construction shall be those which have been adopted and are used by the Department for the area and class of service to be provided.

(Renumbered from Sec. 67.51 on 7-31-2000 by O-18828 N.S.)

§67.0408 Water Main Extension — Cost of Extension

The cost of an extension to or in an unconventionally subdivided area shall be borne by the applicant requiring such extension, in conformity with the following provisions:

- (a) Upon receipt of an application for water service which requires an extension, when such application is properly filled out and provides an accurate description of the property to be served, the Manager shall cause the Department to prepare a map showing the area to be benefited by such extension and to make an estimate of cost of installation of the proposed extension. The applicant shall then deposit a sum of money equal to this estimated cost, with the City. Following receipt of such deposit, the Manager shall cause the proposed extension to be constructed. Or, upon approval of the Manager and subject to specifications of and inspection by the Department, the proposed extension may be installed by private contract at the applicant's sole expense with no refund provisions applicable thereto. Upon completion of an extension which has been provided for by a deposit with the City, the actual cost of making such extension shall be determined. The actual applicable cost as determined in accordance with Section (d) shall be divided by the number of square feet in the area benefited by such extension, as determined by the Manager, and the resulting unit cost per square foot thus determined shall be the basis for making refunds to the applicant who made the deposit, and for determining the water main construction charges to be made for future service connections to the extension. In the event the applicant's deposit for estimated costs of installation of an extension exceeds the actual cost of such installation, the excess shall be refunded to the applicant and in the event the deposit is less than the actual cost of installation the applicant shall be liable to the City for such deficiency.
- (b) Where subsequent connections are made to the extension and where a portion or all of the cost of main extensions was paid by the applicant, the water main construction charges received by the City for subsequent service connections to the extension for a period of ten (10) years following the date of completion of the extension, the applicable proportion of the cost shall be refunded to the person who paid for such extension or to his successors or assigns as hereinafter provided.

Sale of the property herein referred to and conveyance of the title thereto shall constitute an assignment to the purchaser of said property, and payment of

such amounts as become due to the maker thereof or the purchaser of said property shall constitute a discharge of the obligations to the City of the amount so paid. After the expiration of the ten year period, any water main construction charges subsequently received shall become the sole property of the City.

A water main construction charge for each and every service connection to an extension installed under the provisions of this Article, shall be paid before such service connection is made. The water main construction charge is separate from and is in addition to the service connection charge required by any other ordinance of the City. The service connection charges as defined above are not refundable. Water main construction charges shall be determined by multiplying the number of square feet of ground area to be benefited by such service connection by the unit cost per square foot as defined above. Any property lying within the area to be benefited by the extension, as determined in part (a) of this Section, shall pay a water main construction charge as determined above before water service will be supplied to such property. Water service shall be discontinued immediately when found to be supplied to any property within the area benefited if the water main construction charge for service to that property has not been paid.

- (c) The cost of installing a water main extension less than six inches in diameter including pumps, tanks and appurtenances, shall be borne entirely by the applicant and there shall be no refund provisions for future service connections to such an extension.
- (d) Cost of making extensions six inches and eight inches in diameter and feeder mains from the nearest adequately supplied point in the water distribution system and including pumps, tanks and other appurtenances, shall be charged against the applicant. If such extension is provided for by deposit with the City, the actual applicable cost referred to in this Section, Paragraph (a) shall be the entire cost of the six inch and/or eight inch pipe lines including facilities such as pumps, tanks and other appurtenances.

The applicable cost of making an extension larger than eight inches in diameter, when such larger diameter extension is recommended by the Manager, shall be determined as follows: The estimated cost of the water main including pumps, tanks and appurtenances, shall be provided for by a deposit made by the applicant and the difference in cost between an eight inch water main and the larger diameter actually installed shall be borne by the City. Subsequent water main connection charges shall be based on the estimated

cost of an eight inch main, and the refunds to the applicant who made the deposits as hereinbefore provided, shall be upon such basis.

(Renumbered from Sec. 67.52 on 7-31-2000 by O-18828 N.S.)

§67.0409 Water Main Extension — Cost of Extension — Areas Not Subdivided

- (a) The Water Department is hereby authorized to make water main extensions for the benefit of areas of the City which have heretofore or hereafter been subdivided by means of conveyances, and not pursuant to any regular statute of the State or ordinance of the City, if it is in the best interests of the City to make such extensions. A charge for each and every service connection to an extension installed under the provisions of this Article shall be paid by the person receiving such connection before any such connection is actually made. The construction charge to be paid pursuant to the terms of this Article is separate from and is in addition to the service connection charge required by any other section of this Code. The amount of the construction charge to be charged for said water main extension shall be determined in the same manner as that provided for in subdivisions (a) and (d) of Section 67.0408.
- (b) Whenever The City of San Diego shall install a permanent water main extension as authorized in Section 67.0408(a) for the purpose of serving either improved property where water service has already been furnished through a temporary service connection or unimproved property where the owner thereof is willing to pay his proportionate share of the extension of such water main in order to serve his property, the owner of said property, upon written demand of the Water Department, before any connection is made with said extended main for the use of said property owner, shall either pay to the City direct a sum of money equal to the owner's proportionate share of the cost of the extension of water main or enter into a written agreement with the City wherein said owner agrees to pay to said City for the use of said water main a rental charge which shall consist of a sum of money equal to that which would represent the said owner's proportionate share of the cost of the extension of said water main. Said agreement shall provide that said rental shall be paid by said owner to said City in equal monthly installments during a period of twelve (12) months, provided that the amount of such total rental does not exceed \$150.00, and if said total rental does exceed \$150.00 the said rental shall be paid by said owner to said City in equal monthly installments during a period not to exceed thirty-six (36) months, in monthly installments of not less than \$15.00 each, and further provide that if the owner fails during said period to pay any installment or rent due for a period of thirty (30) days after the same becomes due the City shall have the right to discontinue water

service to said property from said main until all of the delinquent installments are fully paid.

(Renumbered from Sec. 67.52.1 and amended 7-31-2000 by O-18828 N.S.)

§67.0410 Water Main Extension — Installation of Main Prior to Paving

Before any City Street is paved with a permanent type of pavement, a six-inch or larger water main shall be installed in that street. The cost of installation of such water main shall be borne by the property to be benefited by the water main.

(Renumbered from Sec. 67.53 on 7-31-2000 by O-18828 N.S.)

§67.0411 Water Mains and Extensions in New Areas

The following procedure for the installation of water mains and extensions thereof is intended as an alternative procedure to any other presently authorized by ordinance or law, and is not intended in any way to be exclusive.

- (a) Whenever the Council of The City of San Diego determines that the public interest and necessity demand the acquisition, construction and completion of water mains to undeveloped areas of the City not yet adequately served with water, for the purpose of providing such areas with water service, and appropriates moneys out of the Treasury of the City for such public improvements, no person shall be permitted to connect his property to such water main nor receive water service from the City through such water main until said property owner has paid to the City the proportionate share of the cost of said water main with respect to the property of said property owner to be served; and no application, either by petition or otherwise, shall be approved by said Council for the installation and completion of a water main under this section unless and until the property owners to be benefited, or a sufficient number thereof, shall have paid to the City, or agreed to pay such proportionate share of the cost of said water main as in the opinion of the Council insures the payment of the cost of the public improvement. Such payments shall be in addition to any other fee prescribed by any ordinance of the City or by the San Diego Municipal Code for the installation and connection of laterals with said water main reaching to the property of the property owner to be served.
- (b) Whenever the Council determines that the public interest of the City will be served by the extension of water mains into new areas not adequately served with water, no person shall be permitted to make a connection with said extension water main until the property owner whose property shall be served

by said extension water main shall have paid to The City of San Diego his proportionate share of the cost of said extension water main, together with a proportionate share of the cost of the original water main, and no application for a connection or service from said extension water main shall be approved unless and until said person shall have paid to the City his proportionate share of the cost of the extension water main, together with a proportionate share of the cost of the original water main.

- (c) From and after the effective date of this ordinance no new water mains or extensions of existing water mains designed to serve an area of the City not yet adequately served by water shall be installed by said City under this section of the Code until the following conditions shall have been performed and the following requirements fulfilled:
- (1) Whether initiated by the property owners by petition or initiated by the Council itself by resolution, the Council shall cause a map or plat to be prepared by the City Engineer and filed with the City Clerk of said City, which map or plat shall show the exterior boundaries of the entire area proposed or designed to be eventually served by the proposed public improvement, or in lieu thereof a written description of the area to be served by said public improvement, together with an estimate of the total cost of the initial improvement.
 - (2) The adoption of a resolution by the Council which shall prescribe a minimum initial contribution to be paid by the property owners of the area to be benefited by the construction of the initial unit of said public improvement, based upon a percentage of the total estimated cost, which in all cases shall be sufficient in amount to satisfy the Council that the construction cost will be paid.
 - (3) The approval by the Council by resolution of a sum to be paid by the property owner for each connection with either a water main or any extension thereof, which sum shall be recommended by the City Manager and shall be determined upon an equitable basis, which shall represent the proportionate share that the property owner should bear of the cost of new water main in relation to its entire cost; or if the property owner's connection is to be made with an extension of an existing water main then the sum to be paid by such property owner shall be determined upon an equitable basis so as to provide that such

property owner shall pay a proportionate share of the cost of the water main, together with an additional amount which represents his proportionate share of the cost of the extension of such water main.

- (4) The same method provided by paragraph (3) for determining the cost to be borne by the property owner for a connection with an extension water main shall apply in case the property owner desires to connect with any new extension of existing water main and previously constructed extensions thereof, namely, the property owner shall be required to pay his proportionate share of the cost of the original water main, together with his proportionate share of the cost of any or all extensions thereof.
- (d) Wherever used in this section the phrase "water mains" shall be defined to mean only new water mains, together with the necessary facilities used in connection therewith, including pumping plants, tanks and similar equipment, which are either in the course of construction at the date this ordinance becomes effective or are constructed thereafter, and are designed to serve undeveloped areas of the City not yet adequately served with water.

Wherever used in this section the phrase "extension water main" is defined to mean any extension of the water main as defined herein and also any extensions of said water main.

(Renumbered from Sec. 67.70 on 7-31-2000 by O-18828 N.S.)