

ORDINANCE NO. 703

AN ORDINANCE OF THE GRASS VALLEY CITY COUNCIL
AMENDING CHAPTER 13.12 OF THE GRASS VALLEY MUNICIPAL CODE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRASS VALLEY AS
FOLLOWS:

SECTION 1. Title 13, Chapter 13.12, Section 13.12.045 of the Grass Valley Municipal Code is amended to read as follows:

Section 13.12.045 Sewer service--Outside city.

The city council, by resolution, may from time to time establish a policy applicable to the service of sewer to users located outside the limits of the city in accordance of the requirements specified in the California Government Code. The city's preference is to annex property prior to or in conjunction with providing sewer service, but under certain criteria, the city may extend services. Such criteria shall be evaluated as part of the City Engineer's report as discussed in this chapter and shall include, but not be limited to: consistency of present uses and future potential land uses with the City's General Plan; public health and/or safety interest to extending sewer service to this area; the property owner's willingness to enter into an annexation agreement not necessarily date specific (if required by the city council); and social and economic benefit and/or impact to the city, either from the investment provided through the extension of public infrastructure, the development of other improvements of community benefit such as parks, trails or affordable housing, or the creation of local jobs. Any land outside the corporate limits receiving sewer service from the city on the effective date of this chapter may continue to be served, subject to all of the provisions of this chapter and all other rules of the city, at one hundred twenty-five percent of the rates, charges and penalties established by action of the city council. (Prior code § 23-7)

SECTION 2. SEVERABILITY

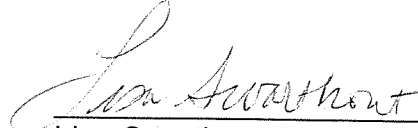
If any section of this Ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, such invalidity or unconstitutionality shall not affect any other section or application of this Ordinance which can be given effect without the invalid or unconstitutional provision or application and to this end the provisions of this Ordinance are severable.

SECTION 3. EFFECTIVE DATE

This Ordinance to amend Chapter 13.12 of the Grass Valley Municipal Code shall become effective on the Final Passage and Adoption by the City Council.

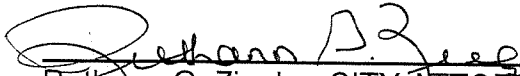
INTRODUCED and first read at a regular meeting of the City Council on the 28th day of April 2009.

FINAL PASSAGE AND ADOPTION by the City Council of the City of Grass Valley was at a meeting thereof held on the 12th day of May, 2009, by the following vote:
AYES: Vice Mayor Arbuckle, Council Members Cookson, Miller, Poston + Mayor Swarthout
NOES: None
ABSENT: None
ABSTAIN: None



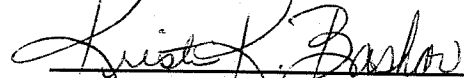
Lisa Swarthout, MAYOR

APPROVED AS TO FORM:



Ruthann G. Ziegler, CITY ATTORNEY

ATTEST:



Kristi K. Bashor, CITY CLERK