



**BOARD OF SUPERVISORS
AGENDA LETTER**

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Public Works
Department No.: 054
For Agenda of: 9/10/2013
Placement: Departmental
Estimated Tme: 9/17/2013, Admin
Continued Item: Yes
If Yes, date from: Continued from 8/20/13
Vote Required: Majority

TO: Board of Supervisors

FROM: Department Scott D. McGolpin, P.E., x3010
Director(s) Public Works Director

Contact Info: Mark A. Schleich, P.E., x3605
Deputy Public Works Director

SUBJECT: Ordinance Amending Chapter 29 of the Santa Barbara County Code Relating to the Regulation of Fats, Oils and Grease Discharge to the Laguna County Sanitation District – Third, Fourth and Fifth Supervisorial Districts

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: N/A

Other Concurrence: N/A

As to form: N/A

Recommended Actions:

Set a hearing on the Departmental Agenda of September 10, 2013 to:

- A. Consider the introduction (first reading) of an ordinance amending Article III of Chapter 29 of the Santa Barbara County Code Relating to the Regulation of Fats, Oils and Grease to the Laguna County Sanitation District;
- B. Set hearing on the Administrative Agenda of September 17, 2013 to:
 1. Consider adoption (second reading) of an ordinance amending Article III of Chapter 29 of the Santa Barbara County Code Relating to the Regulation of Fats, Oils and Grease to the the Laguna County Sanitation District; and
 2. Find that the proposed ordinance amendment is for the protection of the environment and does not involve construction activities or relaxation of standards and is therefore exempt from the California Environmental Quality Act pursuant to 14 CCR 15308 (Actions by

Regulatory Agencies for the Protection of the Environment) and approve the filing of a Notice of Exemption on that basis.

Summary Text:

These actions recommend the adoption of an ordinance that would control the discharge of fats, oils and grease from applicable food service establishments after its effective date. The regulation is intended to minimize sewer overflows, prevent damage to district facilities, protect the health and safety of the public, and comply with state regulations pursuant the State Water Resources Control Board *Order No. 2006-0003, Statewide General Waste Discharge Requirements for Sanitary Sewer Systems*. These actions are categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15308 as they are being implemented to protect the environment.

Background:

The State Water Resources Control Board adopted *Order No. 2006-0003, Statewide General Waste Discharge Requirements for Sanitary Sewer Systems* on May 2, 2006. This order was to better control efforts related to preventing the overflow of untreated wastewater from sewer systems and to unify sewer system management practices statewide. Any public agency that owns a sewer collection system exceeding one mile in length was required to enroll in the statewide general permit. Amongst other things, an agency was required to prepare a sewer system management plan (SSMP) that established procedures, programs and goals to prevent wastewater overflows. The Board of Supervisors acting as the ex-officio Board of Directors of the Laguna County Sanitation District adopted the SSMP on November 6, 2007.

Because the primary reason for sewer backups is cooking grease accumulation, agencies were prompted to review and update existing policies, practices and ordinances. While certain regulatory capabilities already existed to control fats, oils, and grease generated by food service establishment, the state recommended certain aspects of each agency's sewer use ordinance to include certain elements specifically intended to better regulate this source of waste. While current policy allows for the regulation of grease traps or interceptors for food service establishments, these actions implement additional best management practices regarding their operation and clearly establishes authority, criteria, and policy.

Fiscal and Facilities Impacts:

None with this action.

Fiscal Analysis:

There is no cost associated with the adoption of the proposed ordinance.

Staffing Impacts:

There are no staffing impacts associated with this action.

Special Instructions:

- A. Government Code § 6066 Publication:
Clerk of the Board to publish notice of the hearings, as set forth in the attached public notice, in the Santa Maria Times. **Recommended publication dates are August 27 and September 3, 2013.**
- B. Clerk of the Board to forward a certified copy of the amended ordinance to:
 - (1) Martin Wilder, Laguna County Sanitation District in Santa Maria
 - (2) Sheila de la Guerra, Resource Recovery & Waste Management Division in Santa Barbara

Attachments:

Ordinance

Ordinance with underline/strikethrough

Public Notice

Notice of Exemption

County Code References

Authored by:

Martin Wilder, P.E., Utilities Manager, x8750

Copy:

County Counsel

File - Ordinances