

**TOWN OF PARADISE
ORDINANCE NO. 559**

**AN ORDINANCE AMENDING THE PARADISE MUNICIPAL CODE
SECTIONS 13.04.035, 13.04.040, 13.04.070, 13.04.080, 13.04.110 and 13.04.112
RELATING TO ONSITE SEWAGE DISPOSAL SYSTEMS
REGULATIONS**

The Town Council of the Town of Paradise, State of California does hereby **ORDAIN AS FOLLOWS:**

Section 1. Section 13.04.035 of the Paradise Municipal Code is amended to read as follows:

13.04.035 - On-site manual applicability.

All parcels with and without existing developments shall be governed by the on-site manual, including construction, repair, modification, replacement and operation of sewage disposal systems.

Section 2. Section 13.04.040 of the Paradise Municipal Code is amended to read as follows:

13.04.040 - Sewage disposal system required.

It is unlawful for any person to maintain, occupy or use any building not provided with a sewage disposal system or which disposes of wastewater in a manner that does not comply with the provisions of this chapter and the provisions of the on-site manual.

Section 3. Section 13.04.070 of the Paradise Municipal Code is amended to read as follows:

13.04.070 - Construction standards.

A. The septic tank shall be of two-compartment construction and shall be of the size and type constructed in accordance with the requirements outlined in Chapter 5.1 of the on-site manual.

1. The minimum liquid capacity of new septic tanks shall be fifteen hundred gallons. Lesser capacities may be authorized by the on-site sanitary official for auxiliary septic tanks.

2. The septic tank shall be constructed of concrete or equally durable material satisfactory to the on-site sanitary official.

B. Dispersal Field/Effluent Disposal. The effluent from a septic tank or an approved alternative treatment system shall be discharged into a dispersal field or an approved

alternative disposal system of the size and type constructed in accordance with the requirements of the on-site manual as administered by the on-site sanitary official.

C. Volume and Soil Criteria.

1. When a project has an average daily sewage flow in excess of one thousand gallons per day, one hundred percent of the original and replacement dispersal field shall be installed along with accessible diverter valve.
2. Permeable soil depth below the bottom of the leaching trench that receives non-secondary treated septic tank effluent shall not be less than four feet.
3. Depth to seasonally high groundwater below the bottom of the leaching trench that receives non-secondary treated septic tank effluent shall not be less than four feet.
4. Ground slope in the disposal area shall not be greater than thirty percent.
5. When a project involving the new construction of or alteration to the primary dispersal field has an average daily sewage flow of less than one thousand gallons per day and is to be served by a septic tank/dispersal field system, there shall be suitable area available upon the subject property for the installation of the primary dispersal field and a one hundred percent replacement area for a secondary dispersal field system.
6. Soil composition shall be such that it will serve as an effective filter for septic tank (or an approved alternative treatment system) effluent.
7. Individual leach fields shall not be excavated when the soil is wet enough to compact or smear easily.
8. Any soil testing performed pursuant to meeting the above criteria may, at the discretion of the on-site sanitary official, be witnessed by a representative from the Town Onsite Sanitation Division.
9. Wastewater effluent dispersal is not allowed in any areas that will receive vehicle loading, stationary or moving, whether the surface is asphalt, concrete, gravel or soil, which has a percolation rate greater than thirty minutes per inch. Paved areas, or areas proposed to be paved, which exceed thirty minutes per inch of percolation rate shall not be used to determine net lot area when new parcels are being created.

Section 4. Section 13.04.080 of the Paradise Municipal Code is amended to read as follows:

- **13.04.080 - Inspections required.**

No person shall backfill or cover with earth, or put into use, any sewage disposal system constructed under provisions of this chapter until an inspection of the sewage disposal system has been made by the on-site sanitary official and approval has been given.

Section 5. Section 13.04.110 of the Paradise Municipal Code is amended to read as follows:

13.04.110 - Lot area requirements.

A. When designing new parcels, the establishment and use of advanced treatment systems and community wastewater systems may be approved by the onsite sanitary official.

B. The on-site sanitary official and the State Regional Water Quality Control Board are authorized to formulate guidelines for advanced treatment systems and community wastewater systems. Advanced treatment systems and community wastewater systems shall be located, designed and installed under the direction of a registered civil engineer, registered engineering geologist or registered environmental health specialist and so certified in a manner acceptable to the on-site sanitary official.

C. When designing new parcels that will not be using a community wastewater system, the minimum required net lot areas shall be sized according to Table 13.04.110 of this section. "Net lot area" means that portion of a parcel not including the following areas:

1. Private and public easements for access or roadway purposes;
2. Areas within the minimum separation distances shown in Table 13.04.120 of this section except required setbacks for buildings and streets;
3. Areas with a slope in excess of thirty (30) percent;
4. Areas where the percolation rate is in excess of one hundred twenty (120) minutes per inch or thirty (30) minutes per inch where pavement is proposed;
5. Areas with less than seven (7) feet of soil above impervious stratum or winter groundwater, unless alternative or advanced treatment sewage disposal systems are approved by the on-site sanitary official;
6. Easements dedicated or reserved for sewage disposal purposes shall be established in a document recorded in the recorder's office of the county. Such recorded documents shall apply only to repairs and to existing lots of record on the effective date of the regulations codified in this chapter.

Section 6. Section 13.04.112 of the Paradise Municipal Code is amended to read as follows:

13.04.112 - Bedrooms.

B. 3. When determining whether or not a particular room is a "bedroom," the onsite sanitary official, and the town manager on appeal, may take into consideration the following features which, in various combinations (generally having only one feature does not preclude use as a bedroom), may make it unlikely that a room will be used as a bedroom:

Section 7. This ordinance shall take effect thirty (30) days after the date of its passage. Before the expiration of fifteen (15) days after its passage, this ordinance or a summary thereof shall be published in a newspaper of general circulation published and circulated within the Town of Paradise along with the names of the members of the Town Council of Paradise voting for and against same.

Passed and Adopted by the Town Council of the Town of Paradise, County of Butte, State of California, on this 8th day of March, 2016, by the following vote:

AYES: Greg Bolin, Steve "Woody" Culleton, Scott Lotter, John J. Rawlings and Jody Jones, Mayor
NOES: None
ABSENT: None
ABSTAIN: None

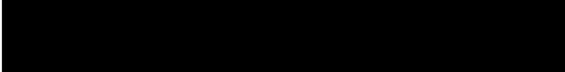


Jody Jones
Jody Jones, Mayor

ATTEST: *March 8, 2016*

BY: 
Joanna Gutierrez, CMC, Town Clerk

APPROVED AS TO FORM: *[Signature]*

BY: 
Dwight L. Moore, Town Attorney