

# TITLE 14

## WATER SYSTEM ORDINANCE

### Chapter 14-1 – General Provisions

#### 14-1-1 Purpose

This chapter shall be known as the Water System Ordinance and has as its purpose the establishment of requirements, regulations, and procedures for the governing of the Sandy City water system.

#### 14-1-2 Definitions

For the purpose of this ordinance, the following terms, phrases and words shall mean:

**Aquifer:** An underground formation that contains and transmits groundwater.

**Bill:** Water utility bill.

**City:** Sandy City, Salt Lake County, Utah.

**City's Public Drinking Water System:** Refer to Water Infrastructure definition.

**Council:** Sandy City Council.

**County:** Salt Lake County.

**Cross Connections:** Unwanted connections which allow non-potable water, liquids, gases, or other substances to infiltrate a potable or culinary water supply.

**Customer:** Any Person who has applied for and is granted Water Service, or who is responsible for payment for the service.

**Department:** The Sandy City Department of Public Utilities.

**Developer:** Any subdivider or any Person or organization that develops, intends to develop, or sells property for the purpose of future development. Includes the legal or beneficial Owner or Owners of a lot or of any land included in a proposed development including the holder of an option or contract to purchase, or other Persons having enforceable proprietary interests in such land.

**Director:** The Director of the Department of Public Utilities or the Director's designee.

**Dual Source Sprinkler Irrigation Systems:** Any sprinkler system that is capable of being connected to the City culinary water system and/or secondary water (Non-Potable) water system or source.

**Finance Director:** The City's Finance Director or designee.

**Fire Line:** A water line that is connected to the mainline that feeds the fire sprinkler system of a building.

**Health Director:** The Director of the Salt Lake Valley Health Department.

**Infraction:** An Infraction is a petty crime with a maximum penalty of \$750.00 and no jail time required.

**Mainline:** A Waterline owned and maintained by the City used to distribute water that serves Customers.

**Owner:** Any Person who alone, jointly, or severally with others, has legal title to, charge, care, or control of any Premises, or equitable owner, agent of the owner, or as executor, administrator, trustee, conservator or guardian of the estate of the owner.

**Person:** Any individual; public or private corporation and its officers; partnership; association; firm; trustee; executor of an estate; the State or its departments, institutions, bureaus, agencies; county; city; political subdivision; or any other governmental or legal entity recognized by law.

**Pollution:** Any manmade or man-induced alteration of the chemical, physical, geological, radiological or biological integrity of water under standards of the Utah State Department of Health or the United States Environmental Protection Agency (EPA).

**Premises:** A lot, plot or parcel of land, including all the buildings or structures thereon.

**Private Landscape:** A parcel of land owned by a private entity upon which grass and plants require irrigation.

**Public Landscape:** A parcel of land owned by public entities upon which grass and plants require irrigation.

**Private Service Lateral:** A Waterline running from the outside of the City's water meter box to a residence or business.

**Public Service Lateral:** A Waterline running from the Mainline to and including the meter box.

**Sewage:** A combination of liquid or water-carried wastes produced by man, animal or fowl from residences, business buildings, institutions, industrial establishments, agriculture, recreation and other locations, including septic tanks, privy vaults and cesspools, together with ground, surface and storm water.

**Sprinkler Irrigation:** The application of water to land and plants by distributing water under pressure.

**Water Infrastructure:** The drinking water supply system, including all Watercourses, pipes, storage reservoirs, pumps, valves, filtration and treatment equipment, meters, and buildings and structures to house the system, used for the collection, treatment, and distribution of drinking water.

**Water Service:** The provision of drinking water to a Premises through the City’s Water Infrastructure at the owners request.

**Watercourse:** Aqueducts, pipelines, natural or artificial streams or channels through or in which water flows at any time.

**Waterline:** Any pipe that transmits or distributes water from a source to a Customer, including Mainlines, Private and Public Service Laterals.

**Watershed:** The total land area that drains into an existing or proposed culinary water diversion point. “Sandy Area Watershed” is a portion of the Watershed adjacent to Sandy City including Little Cottonwood Canyon, Bell Canyon, Middle Fork of Dry Creek, South Fork of Dry Creek, Rocky Mouth Canyon, Big Willow Canyon, and Little Willow, and is described in the Watershed Management Plan. The Watershed, over which Sandy City has jurisdiction, includes all or portions of the drainage areas of the Provo River, Weber River and Duchesne River, but the regulations of this Chapter 14-6 apply only to the Sandy Area Watershed as described in the Watershed Management Plan.

**Well:** A horizontal or vertical excavation or opening into the ground made by digging, boring, drilling, jetting, augering, or driving or any other artificial method, and left cased or open for utilizing or monitoring underground waters.

### **14-1-3 Rules and Regulations**

The Department may establish rules and regulations which shall govern the establishment, installation, modification and alteration of the City Water Infrastructure. Such rules and regulations shall be established in conformance with City policies, ordinances, and regulations.

### **14-1-4 Owner Obligations**

Upon taking ownership of property to which the City furnishes Water Service, the Owner shall be obligated to:

- A. **Water Charges:** Pay all water charges as assessed by the City.
- B. **Status of Ownership:** Notify the City Utility Billing Office regarding any change in the status of ownership or termination of Water Service. The Owner of property receiving Water Service from the City shall be liable for all water supplied to it until a notice of termination of ownership and reasonable proof of new ownership is provided to the City Utility Billing Office according to its procedures.
- C. **Owner’s Responsibility:** In the event that any Owner of residential or other property which receives Water Service from the City shall desire to rent, lease or otherwise give the said property over to the tenancy of another, the Owner of such property is obligated as set forth in this section and the Owner of such property shall remain responsible for such Water Service as may be furnished to such property

- D. **Free Access to Water Infrastructure:** As a condition of a Person receiving Water Service from the City, the Director and his agents shall, upon such notice as is reasonable in the circumstances, at all hours, have free access to Premises supplied with water from the City Water Infrastructure, except as otherwise prohibited by law. This shall be for the purposes of examining the Water Infrastructure, ascertaining the amount and manner of the use of the water and for such other necessary and reasonable purposes as may be in accordance with the preservation of the City Water Infrastructure.
- E. **Service Laterals to be Kept in Good Repair:** All Customers shall keep their Private Service Lateral and connections and other Infrastructure in good repair and protected from frost at their own expense. No Person, except under the direction of the Department, shall be allowed to dig into the street for the purpose of laying, removing or repairing any Public Service Lateral or Private Service Lateral. No Person except the Department personnel shall access the meter box.
- F. **Fire Line:** Fire lines shall be ductile iron pipe, installed according to City Standards and connected to the mainline with a flanged gate valve. It shall be the City's responsibility to maintain the valve and the property Owners responsibility to maintain the Fire Line. Fire Lines shall be kept in good repair. No Person except Department personnel shall operate the valve.

#### **14-1-5 Metering, Billing and Usage Policies**

- A. **Application for Water Service:** Any Person desiring Water Service shall request such Water Service in writing. The Department, as a condition precedent to approving an application for Water Service, shall collect all installation and other charges required by this chapter and the City's current Impact Fee Ordinance. All pipes, fittings and other Water Infrastructure up to and including the meter shall become the property of the City.
- B. **Separate Water Meters:** Every Premises which receives Water Service from the City water system shall have a separate and individual water meter, unless an exception has been granted and authorized by the Director.
- C. **Meter Readings and Estimates:**
1. All meters will be read electronically unless there is a question about the electronic read or the electronic system is not working at which time the meters will be read manually.
  2. No meter read will be estimated unless:
    - a) The water meter is covered and the meter reader is unable to access the same;
    - b) The water meter is broken;

- c) Jumpers or by-passes are discovered in the course of attempting to read the meter;
  - d) A change of ownership occurs without a special reading first being made.
- 3. In each case, the estimate shall be made by the utility billing office and no such estimate or payments in accordance therewith shall prevent the City from charging the Owner for water actually metered, giving due credit for the payment of estimated charges.
- D. **Water Rates and Charges:** The rates for Water Service, connection fees and other related water services as provided by the City shall be fixed by resolution of the Council. The Council may from time to time fix special rates and conditions for the users of water from the City Water Infrastructure.
- E. **Regular Billings:** Billings for Water Service as may be offered and performed by the City shall be sent to each Customer on a monthly basis.
- F. **Use Without Payment Prohibited:** It shall be unlawful for any Person to use any water from the City water system that has not first been measured by a water meter approved by the Department, and payment made as herein provided, except for the use of temporary connections approved by the Department and subject to such conditions and changes as may be imposed by the Department.
- G. **Tampering Prohibited:** No Person, unless otherwise approved by the Department, shall tamper with, modify, obstruct, or damage any water meter, valve, main, pipe, service opening, or other part of the City water system, nor detach, install, use, or knowingly permit the use of any jumper or bypass pipe or other bypass structure on or in connection with any part of the City water system. No Person shall impede the natural flow of any Waterline or pipe in any manner whatsoever.
- H. **Termination of Service:** When any Bill shall have been past due for sixty (60) days or more, Water Service shall be terminated unless:
  - 1. The time is extended for up to fifteen (15) days by order of the Finance Director;
  - 2. The Customer files a signed, written appeal with the Finance Director asking for a review of the Bill and explaining why he or she believes a billing error may have occurred. The Finance Director may refer the matter for decision to the Director if he deems that the Director should more appropriately make the determination in question.
- I. **Stay of Termination:** Any appeal to the Finance Director as described in Section 14-1-5 (H), shall stay any action by the City to terminate Water Service for fifteen (15) days or until a determination shall be made by the Finance Director, whichever shall first occur. The Finance Director, may in his or her reasonable discretion, stay or delay any termination of Water Service.

- J. **Partial Payments:** All Bills shall be paid in full and no partial payments shall be sufficient, absent the written consent of the Finance Director, to prevent the termination of Water Service.
- K. **Turning on Water after Being Turned off Prohibited:** It shall be unlawful for any Person after the water has been turned off for the nonpayment of Water Service to turn on or allow the water to be turned on or used without authority from the Department. Such Person and his/her aiders and abettors, shall be guilty of a Class B misdemeanor. If the water is turned off for violation of this Chapter, or for violation of any City water rules or regulations, or for nonpayment of water rates, such violator shall be assessed and pay such expenses and/or penalties as may be established by resolution of the Council for shutting off the service before the Water Service is again restored.
- L. **Curtailement:** The Mayor may, by resolution and in accordance with applicable State and Federal law, regulate, restrict or limit the use of water during water shortage periods and shall have the power to take all necessary steps and make any regulations he/she deems required to protect the City Water Infrastructure or the users of City water.
- M. **Authorized Customer:** It shall be unlawful for any Customer to permit any Person from another Premise to use or obtain water regularly, continually, or frequently from his Premise or the Water Infrastructure.

#### **14-1-6 Fire Hydrant Use - Construction Water**

- A. **Facility Access:** No Persons, other than City personnel acting within the scope of their employment, shall open a fire hydrant or other access facility, standpipe, or bypass valve on the City Water Infrastructure, or extract water therefrom by any other means for any purpose except upon permission from the Department.
- B. **Fire Hydrant Meter:** In the event that a fire hydrant meter is requested, the meter may be obtained by submitting a deposit with the City's Utility Billing Office. The deposit shall be refunded, less the amount for water used, upon return of the meter in good condition. In addition to actual consumption, Customer shall pay a monthly meter rental. For deposit and rate amounts see the currently adopted fee schedule.
- C. **On-site Construction Water:** On-site construction water will be provided for a one-time cost to the Person requesting a building permit for new construction. On-site construction water shall not be used for the installation and establishment of new landscape. The issuance of a Certificate of Occupancy will initiate a work order for a meter set at the new construction site.

## 14-1-7 Modifying Water System

- A. **Permit to Modify Water System:** It shall be unlawful for any Person to make any extension or modification of any portion of the City's Water Infrastructure for any purpose whatever without first obtaining a written approval from the Department. After approval has been given, the Department shall be notified forty-eight hours in advance of any such work.
- B. **Unlawful Connections:** It shall be unlawful for any Person to attach anything to the Public Service Lateral. Private Service Laterals shall not be installed between the main and the meter or within the meter box. All such systems shall be installed in conformance with the standard specifications and details from municipal construction as established by the Department.

## 14-1-8 Responsibility and Liability of City

- A. **Responsibility and Liability:** Except as otherwise provided in the Utah Governmental Immunity Act, as set forth in Utah Code Ann. 63G-7-101, et seq., as amended, the City shall not be liable or responsible for any loss, damage, or injury, direct or indirect, to an Owner, the Owner's family, guests, tenants, invitees, or any Person, or the real or personal property of any Person arising out of or caused by the City water system, or by the cessation or interruption of the City water supply.
- B. **City Liability:** Pressure variations, failure, curtailment, suspension, interruptions or interference with the Water Infrastructure shall not be held to constitute a breach of contract on the part of the City, or in any way affect any liability for payment for water made available or for money due on or before the date of such occurrence.

## 14-1-9 Appeals

- A. **Appeals to the Finance Director or Director:** Any appeal of any action with respect to the City water system or service from the Water Infrastructure shall be made in writing signed by the Customer and shall state with reasonable specificity what action is being appealed, the reason the action is being appealed, and shall state what remedy the Customer seeks.
  - 1. Appeals of City action involving water meter readings and statements for Water Service and termination of service shall be made to the Finance Director.
  - 2. Appeals of all other City action with respect to the City water system, including water connection fees, shall be made to the Director. The Director may refer the matter for decision to the Finance Director if he deems that the Finance Director should more appropriately make the determination in question.

- B. **Handling of Appeals:** The Director to whom the appeal is made or to whom it has been referred shall make a decision on the appeal within 15 days and shall promptly communicate that decision to the Customer. The Director to whom the appeal is made may make an investigation of the facts of the matter, and may convene a formal or informal hearing on the matter, and may request the assistance of other Persons to advise the Director or to sit with the Director to hear any evidence or argument for or against the appeal.
  
- C. **Appeals to the Mayor:** Any appeal of a decision made by the Finance Director or the Director shall be in writing, signed by the Customer or an attorney representing the same, and shall state with reasonable specificity what action is being appealed, the reason the action is being appealed, and shall state what remedy the Person seeks. Each such appeal shall be filed with the Mayor. The Mayor may designate another Person to decide the matter, or may request the assistance of one or more other Persons in deciding the matter. A formal or informal hearing may be convened on the matter but shall not be required. The matter may be referred out for investigation before a decision is made. A decision on the appeal shall be made within 15 days, and notice of the decision shall be promptly communicated thereafter to the Customer.

## **Chapter 14-2 Extension of Water System**

### **14-2-1 Extension of Water Mains to New Developments Within the City**

- A. **Extensions of Water Mains:** Whenever any Developer subdivides, develops, or builds upon any property within the City and the proper development of the property shall require the installation or extension of a water main from an existing main, the Developer seeking approval of the subdivision or development of the said property shall, in addition to any other requirements of the City or its officers, agree to and sign a final review and approval letter and adhere to the requirements set forth in the letter.
  
- B. **Final Review and Approval Letter:** The letter shall set forth the requirements of the Developer in order to connect to the Sandy water system. It will list any facilities that need to be upgraded, number of hydrants required, number and size of new meter connections, easements required, any water line reimbursement required and the fees and bonds associated with the project.
  
- C. **Proper Easements for Perpetual Maintenance:** Proper easements for perpetual maintenance and replacement of the extended system shall be obtained and recorded by the Developer, and legal descriptions of such easements shall be submitted to the City for approval before construction begins.
  
- D. **Property of City:** After final acceptance at the end of the warranty period all water mains and Public Service Laterals become the property of the City. The property Owner will retain ownership of the Private Service Laterals.

## 14-2-2 Extension of Water Mains Outside City Limits

- A. **Extension of Services:** The City may, from time to time, and in reliance upon statute, ordinance and policy as adopted, extend its water system to areas outside of the corporate limits of the City. In granting the extension of the Water Service, the City shall charge a water system review fee to the applicant. Such fee shall be established by the resolution of the Council and shall be in an amount as calculated to compensate for costs incurred in reviewing the extension of the City water system outside the corporate limits of the City.
- B. **Availability:** The City will consider selling water outside the city limits provided such water is available on a surplus basis and such sale in no way deprives the residents of the City of Water Service.
- C. **Application:** Any Developer requesting water may make application to the City in accordance with the City's current "Extraterritorial Water Policy," which can be provided by the Department or located on the City's website.
- D. **Installation of Facilities for Extension:** Developers outside the City limits desiring to purchase City water shall install facilities to extend the then existing City system to meet the City's standard specifications for municipal construction. This extension shall include the purchase and installation of Waterlines, fire hydrants, control valves and fittings the size and specification of which shall be in accordance with a plan approved by the Department. Meter locations shall be determined by the City.
- E. **Fire Flow Requirements:** Hydrant location and access shall be approved by the City Fire Marshall. The Developer shall obtain a letter from Unified Fire Authority relinquishing its review and approval and deliver it to the City.
- F. **Easement Requirement:** Proper easements for perpetual maintenance and replacement of the extended system shall be obtained and recorded by the Developer, and legal descriptions of such easements shall be submitted to the City for approval before construction begins.
- G. **Permits:** All necessary permits for improvements shall be obtained by the Developer from the proper agency and copies given to the City before any construction on or around a street is begun. Only licensed and bonded contractors shall perform such work. All work shall be inspected and approved by the City during installation or the final approval shall be withdrawn.
- H. **Connection Fees:** Connection fees shall be charged in accordance with the rate as established by resolution of the Council. All fees shall be paid and bonds posted before the final review and approval letter is granted.
- I. **Acceptance of Water Facilities:** The City shall accept and maintain the Public Service Lateral after standards and specifications have been met and the warranty period has expired. All responsibility for maintenance of the Private Service Lateral shall be borne by the Owner.

### **14-2-3 Installation of Water Service Laterals**

- A. **Water Lines Installation Responsibilities:** All Waterlines which extend from any City water main to any premise shall be installed by the Developer desiring to obtain Water Service at said location.
- B. **Developer Bond:** Any Developer requiring such service shall furnish an acceptable performance bond in an amount to be determined by the Department for each such installation.
- C. **Installations Cost Responsibilities:** Such installations shall be paid by the Developer requiring the Water Service and shall conform in all respects to the standard specifications for municipal construction which shall be made available to the public.
- D. **Installation Completion:** No installation shall be deemed complete until inspected and approved by the Department. The warranty period will not begin until the installation has been deemed 100% complete at which point 10% of the bond will be held to cover the one year warranty period. The Developer will not be held responsible for damage caused by acts of God.
- E. **Violation:** It shall be unlawful for any Developer who is not authorized by the Director to open or connect into or "tap" any City water main. Violation shall be punishable as a Class B misdemeanor.

## **Chapter 14-3 Water Conservation**

### **14-3-1 Waste Prohibited**

It shall be unlawful for any Person to wastefully use water from hydrants, faucets or stops or through basins, toilets, urinals, sinks or other appliances, or to use the water for purposes other than for those which he/she has paid, or to use water in violation of the rules and regulations as established from time to time by resolution of the Council. Water for firefighting purposes and hydrant testing is permitted.

### **14-3-2 Timing of Landscape Watering**

- A. Sprinkler Irrigation of Public and Private Landscapes is prohibited between the hours of 10:00 a.m. and 6:00 p.m. The provisions of this ordinance shall apply to all landscapes within the City with the following exceptions:
  - 1. New lawns that require frequent irrigation for establishment purposes within 90 days of planting.
  - 2. Short cycles required for testing, inspecting and maintaining irrigation systems.

3. Where pressure problems exist in the Water Infrastructure requiring an alternate watering time as approved by the Department.
- B. Any Person who continues to violate this schedule after written notice may be subject o an Infraction.

### **14-3-3 Curtailment Notice**

- A. In the event that any condition exists wherein the Sandy water system is unable to service adequately any given area of the City, the Mayor in his/her sole discretion may declare an emergency and cause notice to be given by a press release and post on the City's website.
- B. **Penalty:** When and after the said notice has been posted and published, it shall be a Class B misdemeanor for any Person to violate the said schedule by using water in contravention thereto.

## **Chapter 14-4 Cross Connections**

### **14-4-1 Short Title**

This chapter shall be known as the "Sandy City Cross Connection Ordinance", and may be so cited.

### **14-4-2 Purpose**

The purpose of this ordinance is to protect the City's Public Drinking Water System from contamination or Pollution by isolating within its internal distribution system(s) or its Customers' private water system(s) such contaminants or pollutants which could backflow or back-siphon into the City's Public Drinking Water System.

### **14-4-3 Rules and Specifications**

- A. **Duty to Implement:** The Department and the City's Community Development Department shall be charged with implementing the terms of this ordinance, including the following:
1. **Hazard Assessment Surveys and Inspections:** Periodic hazard assessment surveys shall be conducted on individual facilities served by the City Public Drinking Water System to determine compliance to this ordinance. All new commercial and industrial facilities shall be inspected for compliance to this ordinance prior to receiving a certificate of occupancy as issued by the Community Development Department. The Department shall conduct hazard assessment surveys and inspections.
  2. **Record Keeping:** The Department , Community Development Department, Fire Department, and the Parks and Recreation Department shall report all installations of backflow prevention devices, assemblies and methods of cross connection correction installed by or communicated to them, as those terms are defined in the current Plumbing Code as adopted by the State of Utah, Utah Rules for Public Drinking Water Systems, and the City's standard specifications and details for municipal

construction, to the Department. The Department shall maintain an inventory of all said assemblies, notify Customers of annual testing requirements, and maintain test and repair records on all said assemblies.

**B. Requirements:**

1. All connections to the City's Public Drinking Water System shall be subject to the requirements of the current Plumbing Code as adopted by the State of Utah, the Utah State Rules for Public Drinking Water Systems and City Standard Specifications and Details for Municipal Construction.
2. All Cross Connections must be eliminated by an approved method of backflow protection. Approved backflow protection shall be installed at each individual point of cross connection (plumbing code compliance) or at a point on the incoming service line behind the water meter, but before any service branch of the incoming Water Service line (meter protection). This includes all dual source landscape irrigation systems.
3. All Dual Source Sprinkler systems must be inspected by the Department. It is the responsibility of the Irrigation Company to notify the Department of any users who install Dual Source systems.

C. **Discontinuing Service:** Service of water to any Premises, at the discretion of the City, may be discontinued if a backflow prevention assembly or device required by this Chapter is not installed, tested, and maintained, or if a backflow prevention assembly or device has been removed, by-passed or if an unprotected cross connection exists at the Premises. Where the Director determines that the risk to the City water system is a serious threat to health or safety, then he or she may immediately terminate Water Service to the Premises. The Department may refuse to restore Water Service to such Premises until such conditions or defects are corrected. The City shall give reasonable notice to the Customer and/or Owner of the Premises of the termination of Water Service to a Premises, and where the Customer could not reasonably be so notified before termination, then notice shall be given promptly afterwards.

## **Chapter 14-5 Drinking Water Source Protection**

### **14-5-1 Drinking Water Source Protection Zone Map**

The extent of the recharge areas and the protection zones may be seen on the "Drinking Water Source Protection Zone Map". This map shall be on file with the Department and it shall be maintained by the City and the Department whose groundwater resources are within the City boundaries and jurisdiction. Any amendments, additions, or deletions to this map shall be by the City and/or the Department following written notice after approval by the State of Utah Division of Drinking Water.

Detailed information, including extent and designation of recharge areas and protection zones; permitted uses, Department approval, activities not permitted within recharge areas and protection zones; exclusions and exemptions, and enforcement, violations, and penalties may be found within the Sandy City Land Development Code chapter 15A-17 titled “Drinking Water Source Protection Overlay Zone.”

## **Chapter 14-6 Watershed Protection**

### **14-6-1 Authority Over Watershed**

Pursuant to Utah Code §10-8-15, the City declares that its jurisdiction extends over the entire Watershed, both within and without the Sandy City corporate limits.

### **14-6-2 Watershed Protection Regulations**

#### **A. Pollution of Waters Prohibited:**

1. No Person may do or be an accomplice to any act that will pollute any source of water over which the City has jurisdiction.
2. Any Person guilty of polluting any source of water over which the City has jurisdiction is guilty of a Class B misdemeanor.

#### **B. Prohibited Acts – No Person May:**

1. Bathe, swim or wash clothes, diapers, eating or cooking utensils or any other object of any kind in any spring, marsh, Watercourse, water source, water system or reservoir within the Sandy Area Watershed;
2. Throw or break bottles or glass anywhere within the Sandy Area Watershed;
3. Throw, deposit, unload, or leave any garbage, or other refuse matter of any kind anywhere within the Sandy Area Watershed, except into a garbage disposal site or container approved by the Director;
4. Deposit any garbage, vegetable or other organic matter in any spring, marsh, Watercourse, water source or reservoir within the Sandy Area Watershed;
5. Discharge any firearm within the Sandy Area Watershed except in areas designated for game hunting as designated in the State Hunting Guidebooks;
6. Interfere with, molest, hinder, or obstruct the Director, the County Health Director, law enforcement officers or any of their agents or employees while in the performance of the duties imposed by this chapter;

7. Take down any fence, or let down any bars, or open any gate so as to expose any enclosure, or to ride, drive, walk, lodge, camp, sleep, or build any temporary or permanent structure upon the Premises of another within the Sandy Area Watershed without the permission of the Owner or legal occupant;
8. Operate any type of motor vehicle upon the private property of another within the Sandy Area Watershed without first obtaining written permission of the Owner or legal occupant of the property;

**Note:** Nothing in this section prohibits the use of either private or public property by emergency vehicles.

**C. Construction Regulations:**

1. It shall be unlawful to commence construction of any structure, subdivision or other development in the Sandy Area Watershed without first obtaining approval from the Director as provided in this chapter.
2. All construction and other development in the Sandy Area Watershed shall provide for waste and sewage disposal in accordance with all applicable Sandy City, Salt Lake County and State waste disposal system regulations.
3. Approvals for the location, construction, and maintenance of all garbage or Sewage disposal systems, vaults and privies, and the disposal of garbage and human waste, shall be under the supervision and control of the Director.
4. No construction or other development within the Sandy Area Watershed shall be permitted within 100 feet (100') of any stream, wetland, spring, or other water feature.
5. All construction and other development in the Sandy Area Watershed shall conform to the requirements of Chapter 15A-15 of the Sandy City Development Code, Sensitive Area Overlay Regulations.

**D. Requirements for Water Using Facilities:** Unless the enumerated items below are equipped with germ killing appliances and the Health Director has granted a written permit, no Person may construct, use or maintain, within the Sandy Area Watershed, any of the following:

1. Toilet;
2. Closet;
3. Privy;
4. Chemical toilet;
5. Outhouse;
6. Cesspool;
7. Septic tank and/or drain field;
8. Urinal;
9. Sewage Disposal system;
10. Public bathhouse;
11. Swimming tank;

12. Swimming pool.

**E. Sewage Disposal Requirements:**

1. No Person may deposit any human excreta within the Sandy Area Watershed unless:
  - a) The Person is a backpacker or hiker that potholes and covers the excreta with at least six inches of soil at least three hundred (300) feet from a Watercourse; or
  - b) The Person uses a toilet connected to public sewer system or into a chemical toilet approved by the Health Director; or,
  - c) The Health Director has approved other methods of Sewage disposal that do not create any health hazard or Pollution problem.
2. Construction of any sewer line in the Sandy Area Watershed may not begin without prior written approval of the Director and Health Director.
3. The Health Director shall require the pumping of Sewage storage vaults in accordance with applicable laws and regulations including the following:
  - a) The Owner of any vault or other approved receptacle for human excreta within the Sandy Area Watershed shall completely empty the receptacle at least once a year; and
  - b) If the vault reaches 80% capacity or a point twelve inches or less below any removal or leakage point, or the ceiling of such vault or receptacle, whichever point is lower.
4. A notice of violation may be issued by the City if the Owner of any vault or other approved receptacle for human excreta allows the receptacle to exceed the conditions outlined above.
5. The notice of violation will allow the Owner 24 hours to completely empty the receptacle, unless the violation poses an immediate threat to water quality, in which case the Health Director may order immediate emptying of the receptacle.
6. If the Owner fails to comply with the notice of violation, the house, cabin, human habitation, or camping place, or other facility to which the notice of violation was issued, shall be closed and sealed to prevent the use of such facility until the Owner or operator of such facility completely empties the receptacle.
7. A Sewage disposal system or privy within any City watershed area shall be sealed immediately if the Health Director determines that the Sewage disposal system is

unsanitary or does not comply with the requirements of applicable laws, ordinances or other regulations.

8. No Person may break or remove any seal placed by the Salt Lake Valley Health Department upon any privy, closet, urinal, or other place where human excreta is deposited or to use any such place so sealed until the nuisance is abated. Any Person guilty of breaking the condemning seal shall be guilty of a misdemeanor.
9. When the Director and Health Director determines that a privy or other source of Pollution is a hazard to the Sandy Area Watershed or water supply system, or both, the Director and Health Director shall provide notice to the Owner of the property on which the privy or other Pollution source of the hazard and an opportunity to either correct the hazardous condition or otherwise address the hazard to the satisfaction of the Director and Health Director. If the Owner cannot be located, or if the hazard cannot be adequately remedied or corrected, the Director and Health Director may order the destruction and removal of the privy or source of Pollution. The Owner of property from whence the Pollution leaked shall be liable for the cost of all remedies needed to clean up the Pollution.

**F. Alterations to Sanitary Facilities:** In all areas of the Sandy Area Watershed:

1. No Person may alter any existing receptacle for human excreta without first having the plans for such alteration approved by the Director and Health Director.
2. No Person may construct, or install any new receptacle for human excreta without first having the plans for such alteration approved by the Director and Health Director.
3. In all cases, receptacle for human excreta shall be operated and maintained in a manner approved by the Director and Health Director.
4. Failure to operate a receptacle for human excreta in the manner prescribed by the Director and Health Director will result in penalties and fines against the Owner of the receptacle.

**G. Human Waste Disposal:** It is unlawful for any Person other than the Health Director, or designee, to collect or dispose of human waste within the Watershed areas described in this chapter without a permit from the Health Director, and no such permit shall be granted to any Person except a licensed scavenger and then only with the equipment that has already been approved for such work by the Health Director.

**H. Hauling of Human Waste:** Effluent from all receptacles for human excreta must be hauled by a scavenger licensed by the Health Director, and must be hauled to an approved Sewage disposal site at the cost of the Owner or occupant. The licensed scavenger hauling the effluent from the receptacle and the Owner of the receptacle shall use due care to prevent contamination of any spring, marsh, Watercourse, water source or reservoir within the Sandy

Area Watershed. The licensed scavenger shall haul the effluent in a transportable receptacle with a tight-fitting cover, securely fastened during the process of removal to the place of ultimate disposal.

**I. Livestock and Domestic Animals:**

1. Except as provided herein, no livestock or domestic animals are allowed in the Sandy Area Watershed on trails or in areas above any drinking water diversion point. All domestic animal waste shall be picked up and removed from the Sandy Area Watershed.
2. Whenever any loose livestock or domestic animals are found within the Sandy Area Watershed, the City may impound the animals and deal with them according to law.
3. Owners or tenants of residences located within the Sandy Area Watershed must keep domestic pets/livestock on the Owner's property, must house and/or fence domestic animals in a clean and sanitary condition at all times, must clean up all fecal waste on a regular basis, and must dispose of it in an acceptable manner, all subject to applicable ordinances of the City.
4. The regulations of this Chapter are intended to supplement, and not conflict with or supersede, the regulations of the Town of Alta, Salt Lake City and the U.S. Forest Service applicable to Little Cottonwood Canyon and other portions of the Sandy Area Watershed governing livestock and domestic animals, and all other applicable Watershed protection regulations.

**J. Camping and Campfire Restrictions:**

1. No Person may camp overnight within the Sandy Area Watershed except within developed camping areas or by U. S. Forest Service permit in the back country. The campsite must be at least one-half mile from any access or other roadway, and at least 300 feet from any spring, stream or other water source.
2. All cooking, washing, bathing and burial of human wastes must be at least 300 feet from all Watercourses and established trails. All trash must be carried out of the Sandy Area Watershed.
3. All hiking must be limited to established trails in areas so posted.
4. Campfires must be located only in developed campgrounds or established fire rings on U. S. Forest Service property.
5. In the Sandy Area Watershed, the Director may:
  - a) Establish areas in which making or having campfires or bonfires is unlawful;

- b) Prohibit smoking, except in designated areas; and
- c) Designate day-use only areas.

K. **Fireworks Restrictions:** The Director may impose restrictions and/or prohibitions on the possession and use of fireworks in the Sandy Area Watershed.

L. **Canyon-Specific Regulations:** The Director may establish special rules and regulations on a canyon-by-canyon basis in the Sandy Area Watershed to accommodate the specific circumstances of the canyons located in the Watershed.

M. **Penalties:** Any Person guilty of conduct proscribed in this chapter will be guilty of a class B misdemeanor.