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Underlined and italicized material is that portion being added

BILL NO. _____

SUMMARY – An Ordinance to amend Title 24 of the Clark County Code, to add a new Chapter 24.04 to establish certain requirements and prohibitions for Clark County Water Reclamation District infrastructure and services.

ORDINANCE NO. _____
(of Clark County, Nevada)

AN ORDINANCE TO AMEND TITLE 24 OF THE CLARK COUNTY CODE TO ADD A NEW CHAPTER 24.04 CHANGING THE LANGUAGE FROM WATER, SEWAGE AND OTHER UTILITIES TO WATER, WASTEWATER AND OTHER UTILITIES AND TO ESTABLISH CERTAIN REQUIREMENTS AND PROHIBITIONS FOR CLARK COUNTY WATER RECLAMATION DISTRICT INFRASTRUCTURE AND SERVICES; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CLARK, STATE OF NEVADA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Title 24 of the Clark County Code is hereby amended by adding a new Chapter 24.04 to read as follows:

24.04.010 - General provisions.

(a) *Purpose: This chapter sets forth laws restricting the direct and indirect use of the sanitary sewer system and protecting the publicly owned treatment works of the District.*

(b) *Administration: Any powers granted to, or duties imposed upon, the General Manager may be delegated by the General Manager to persons acting in the*

beneficial interest of the District.

24.04.015 - Definitions.

Unless specifically indicated otherwise, the following terms, phrases and acronyms used in this chapter, whether or not initially capitalized, shall have the meaning ascribed to them as follows:

(a) “Act” means the Federal Water Pollution Control Act, also known as the Clean Water Act, as amended, 33 USC § 1251 et seq.

(b) “Best Management Practices” or “BMPs” means a schedule of activities, prohibition of practices, maintenance procedures, and other management practices to prevent or reduce the pollution of waters entering the POTW. Best management practices include methods, measures, practices, or design and performance standards that facilitate regulatory compliance.

(c) “Clark County Water Reclamation District” or “District” means the general improvement district originally created by judicial decree on August 11, 1954 and currently organized under NRS Chapter 318 for the provision of sanitary sewer service to the unincorporated areas of Clark County.

(d) “Discharge” means the introduction from any source, directly or indirectly, of a substance, including pollutants or wastewaters, into the District’s POTW.

(e) “District Service Rules” means the terms and conditions governing the District’s provision of sanitary sewer service to District Customers.

(f) “Customer” means a person to whom the District provides sanitary sewer service and who may contribute to, cause, or allow wastewater, treated or untreated, into the District’s POTW. The Customer may include, but is not limited to:

- (1) The owner of each parcel of land; or
- (2) An authorized agent; or
- (3) For the purpose of tenant improvements and determining customer classification, the commercial property owner's commercial tenant, or;
- (4) A person who has received an Industrial Wastewater Discharge Permit issued by the District; or
- (5) A person who receives reclaimed water from the District; or
- (6) A septage, chemical toilet waste, or liquid waste hauler who has received authorization to dispose of waste at the District's POTW
- (g) "General Manager" means the person duly appointed by the Board of Trustees to be the General Manager of the District, or General Manager's duly appointed District employee designee.
- (h) "Hazardous Materials" or "Hazardous Waste" means any material, including any substance, waste, or combination thereof, which because of its quantity, concentration, or physical, chemical, or infectious characteristics may cause, or significantly contribute to, a substantial present or potential hazard to the POTW, human health, safety, property, or the environment when improperly treated, stored, transported, disposed of, or otherwise managed.
- (i) "Holding Tank Waste" means any wastewater from holding tanks such as vessels, chemical toilets, campers, trailers, septic tanks, sealed vaults, and vacuum-pump tank trucks.
- (j) "Individual Sewage Disposal System" or "ISDS" has the meaning ascribed in NAC 444.764 and is not connected to the District's POTW.

(k) “Liquid Waste Hauler” means a person or entity that has an active permit from the Southern Nevada Health District or the Nevada Division of Environmental Protection to haul liquid waste.

(l) “Onsite Sewage Disposal System” or “OSDS” has the meaning ascribed in NAC 445A.9556 and is not connected to the District’s POTW.

(m) “Person” means any individual person or group of persons, including non-District customers, as well as natural and legal entities.

(n) “Pollutant” has the meaning ascribed in CC0 24.40.010.

(o) “Publicly Owned Treatment Works” or “POTW” means a treatment works as defined in NRS 445A.410 or as defined by Section 212 of the Act (33 U.S.C. 1292), and includes all District-owned facilities, pipes, equipment, wastewater collection systems, and other conveyances or appurtenances for the collection, transportation, storage, treatment, and reclamation of wastewater.

(p) “Secondary Containment” means a level of containment that is external to and separate from the primary containment and whose design is intended to prevent any migration of hazardous materials, hazardous wastes, or pollutants from migrating into the POTW should the primary containment be ineffective. Examples of secondary containment include, but are not limited to, a concrete dike, wall, barrier, berm, bin, drum, or tank.

(q) “Tampering” means any act by a person which defaces, removes, causes damage or alteration to the District’s property or POTW by any willful or negligent act.

(r) “Wastewater” means water and water-carried solids that flow to the POTW. The term includes chemical toilet waste, domestic strength wastewater,

industrial strength wastewater, septage as defined in the District Service Rules, and sewage as defined in NAC 444.772.

(s) “Wastewater Collection System” or “Sanitary Sewer” means sewers, pipes, and other conveyances used to convey Wastewater to the POTW.

24.04.020 Requirement to connect to Publicly Owned Treatment Work;

Exemptions.

(a) Any person or owner of a parcel of real property in Clark County that is connected either directly or indirectly to the District’s POTW is deemed a District customer and therefore subject to all District Service Rules.

(b) Any person needing sanitary sewer service and physically located within unincorporated areas of Clark County must apply for sanitary sewer service from the District prior to sending wastewater to the District.

24.04.030 Maintenance, repair, or installation of Publicly Owned Treatment Works.

(a) The District has the right to trench, lay, construct, operate, inspect, maintain, repair, bypass, and remove sanitary sewer lines and appurtenant structures and materials on any County-owned property or any land dedicated for public right-of-way.

24.04.040 Prohibitions; Requirement to report.

It is unlawful and expressly prohibited:

(a) For property to connect, or any person to cause any property to be connected, to the POTW without first complying with CCO 24.04.020, and any such

property is subject to immediate disconnection from the District's POTW without notification.

(b) For any person to discharge or cause to be discharged to the District's POTW, directly or indirectly, any substance, for any reason, without the District's prior written consent.

(c) For any person to store any hazardous material or pollutant adjacent to, or on top of, any of the POTW's access points (i.e. drains, sumps, manholes, interceptors, plumbing fixtures, etc.) whether on public or private property such that the hazardous material or pollutant has reasonable potential to enter the POTW through said access points.

(d) For any person or entity to remove, or caused to be removed, a manhole cover or otherwise tamper with any portion of the District's POTW, for any reason, without the District's prior written consent.

(e) For any person to cause, allow, or contribute to any damage to any portion of the POTW, and if such damage occurs, to fail to immediately report the damage to the District within 24 hours.

(f) For any person or entity to cause, allow, or contribute to any wastewater leak or spill that enters or threatens to enter upon public property, reasonably threatens the environment, or presents a threat to the health, safety and/or welfare of the public, and if such leak or spill occurs, to fail to report such a leak or spill to the District within 24 hours.

(g) For any person to knowingly or negligently make any false statements, representation or certification in any application, record, report, plan, disposal record,

or other document made, filed, or required to be maintained pursuant to this Chapter or the District Service Rules.

24.04.050 Violations, Enforcement, Reimbursement, misc.

(a) Any person violating any provision of Chapter 24.04 may be subject to enforcement ascribed in CCO Section 1.01.040 and enforcement provisions set forth in District Service Rules.

(b) Any person who has violated any provision of Chapter 24.04 shall reimburse the District for all reasonably necessary expenses the District incurs, or resources the District expends, responding to the violation and/or remedying any resulting damage or threat to District property, the environment, or the health, safety and welfare of the public. Such reimbursement shall be due to the District within thirty (30) calendar days of invoice for same.

SECTION 2. If any section of this ordinance or portion thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not invalidate the remaining parts of this ordinance.

SECTION 3. All ordinances, parts of ordinances, chapters, sections, subsections, clauses, phrases or sentences contained in the Clark County Code in conflict herewith are hereby repealed.

SECTION 4. This ordinance shall take effect and be in force from and after its passage and the publication thereof by title only, together with the names of the County Commissioners voting for or against its passage, in a newspaper published in and having a general circulation in Clark County, Nevada, at least once a week for a period of two (2) weeks.

PROPOSED on the _____ day of _____, 2025.

PROPOSED BY: _____

PASSED on the _____ day of _____ 2025.

AYES: _____

NAYS: _____

ABSTAINING: _____

ABSENT: _____

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, NEVADA

By: _____
Tick Segerblom, Chair

ATTEST:

LYNN GOYA, County Clerk

This ordinance shall be in force and effect from and after the _____ day of
_____ 2025.