



**COUNTY OF SAN MATEO**  
Inter-Departmental Correspondence  
Public Works



**Date:** July 31, 2013  
**Board Meeting Date:** September 10, 2013  
**Special Notice / Hearing:** None  
**Vote Required:** Majority

**To:** Honorable Board of Supervisors, Acting as the Governing Board of the Harbor Industrial Sewer Maintenance District and the Fair Oaks Sewer Maintenance District

**From:** James C. Porter, Director of Public Works

**Subject:** Amendment to the Agreement between the South Bayside System Authority and the Harbor Industrial Sewer Maintenance District and Fair Oaks Sewer Maintenance District

**RECOMMENDATION:**

Acting as the Governing Board of the Harbor Industrial Sewer Maintenance District and the Fair Oaks Sewer Maintenance District, adopt a Resolution authorizing an Amendment to the Agreement for services relating to the Harbor Industrial Sewer Maintenance District and the Fair Oaks Sewer Maintenance District by and between the South Bayside System Authority, the Harbor Industrial Sewer Maintenance District, and the Fair Oaks Sewer Maintenance District.

**BACKGROUND:**

On January 10, 1984 your Board adopted Resolution No. 45285, which authorized the Agreement referenced above. The Agreement specifies that the South Bayside System Authority will provide field inspection services to ensure compliance with state and federal requirements for sewage generated by commercial and industrial customers that discharge into South Bayside System Authority's sewerage facilities.

Your Board has adopted Resolution Nos. 52736, 54357, and 56783 in 1989, 1990 and 1992, respectively, authorizing three amendments to the Agreement to increase the "not to exceed" limits of the Agreement due to increased regulations and labor costs.

On August 25, 2009, your Board adopted Resolution No. 070339 approving the Sewer System Management Plan (SSMP) prepared in accordance with the California State Water Resources Control Board Statewide General Waste Discharge Requirements for sanitary sewer systems and directing the Director of Public Works to implement and

periodically update the SSMP as necessary to comply with current regulatory requirements and best practices.

### **DISCUSSION:**

The Agreement was entered into by the South Bayside System Authority (Authority), the Harbor Industrial Sewer Maintenance District, and the Fair Oaks Sewer Maintenance District (Districts) pursuant to the requirements of the Authority's National Pollutant Discharge Elimination Systems (NPDES) Permit to enforce National Pre-Treatment Standards promulgated pursuant to the Federal Water Pollution Control Act (Clean Water Act). The Authority treats the sewage from eight of the ten County sewer/sanitation districts. The Districts provide sewer service to commercial and industrial customers that generate industrial waste that discharge into Authority's sewerage facilities.

The Authority agreed to furnish field inspection services and related services (Source Control Services) to the Districts as necessary and appropriate for the implementation of the County's Ordinances related to the discharge of waste into sewer systems. The Ordinances establish rules, regulations, and limitations regarding the allowable constituent limits for waste discharged into the County sewer/sanitation districts. The Ordinances are consistent with the requirements of the Authority to ensure compliance with state and federal requirements.

On May 2, 2006, the California State Water Resources Control Board adopted the Statewide General Waste Discharge Requirements for Sanitary Sewer Systems Order No. 2006-0003 (Order) to provide a consistent, statewide regulatory approach to address sanitary sewer overflows. All public agencies that own or operate sanitary sewer systems greater than one mile in length that collect and/or convey wastewater to publicly owned treatment facilities are required to comply with the Order.

The Order requires, among other things, that these public agencies develop and implement a SSMP. As part of the SSMP, agencies are required to implement a program to reduce the discharge of excessive Fats, Oils, and Grease (FOG) from Food Service Establishments (FSEs) within their service areas. These Districts have FSEs, while the other eight County sewer/sanitation districts are comprised primarily of residential customers. The Fair Oaks Sewer Maintenance District and the Harbor Industrial Sewer Maintenance District have approximately 133 and 7 FSEs, respectively. The Authority currently provides FOG inspection services at FSEs for two agencies and has sufficient staffing to perform inspections for the Districts. FSE inspections are an important element of FOG prevention programs with the intended goal of minimizing the introduction of FOG into the sewer systems and the potential for sanitary sewer overflows due to FOG blockages in the sewer pipes.

The proposed Amendment allows for an expansion of services by the Authority to include FSE inspections and an increase in the "not to exceed" amount for the additional work to be performed by the Authority in the Fair Oaks Sewer Maintenance

District. The “not to exceed” amount for the Harbor Industrial Sewer Maintenance District does not require an increase due to the small number of FSEs.

County Counsel has reviewed and approved the Resolution and Amendment as to form. Approval of this action contributes to the Shared Vision 2025 outcome of a Healthy Community by implementing measures to minimize sanitary sewer overflows, which may pollute surface or ground water, threaten public health, or impair the recreational use of surface waters.

**FISCAL IMPACT:**

The Agreement and previous amendments specify that the Districts will reimburse the Authority for the actual costs incurred up to specific “not to exceed” amounts per district. The current “not to exceed” amounts for the Fair Oaks Sewer Maintenance District and the Harbor Industrial Sewer Maintenance District are \$40,000 and \$60,000, respectively. We are recommending that the “not to exceed” amount for the Fair Oaks Sewer Maintenance District be increased by \$35,000 to \$75,000. The proposed increase is estimated to be sufficient for the Authority to provide Source Control Services and FSE inspections for the Fair Oaks Sewer Maintenance District. The existing “not to exceed” limit for the Harbor Industrial Sewer Maintenance District is estimated to be adequate for the Authority to provide Source Control Services and FSE inspections. The costs for these services have been included in the Districts’ budgets.

There is no impact to the General Fund.