

CHECKLIST FOR WELL / BOREHOLE PERMIT APPLICATIONS

COMMUNITY DEVELOPMENT DEPARTMENT City of Oxnard **Please check the boxes that correspond to the items you are** **submitting**

- 1. Signed and completed City of Oxnard Well Permit Application
- 2. Plot plan showing site address, exact location of well(s) / borehole(s), and proposed cross section of well(s) / borehole(s). If required, include approved traffic control plan. Plot plan must be a single line drawing in black and white. Grayscale and photographs are not acceptable.
- 3. Completed City of Oxnard Well Driller's Registration form
- 4. Copy of well driller's City of Oxnard Business license
- 5. If drillers insurance has not been reviewed and approved within the last year, send a copy of driller's certificate of insurance to Carmen.RamirezHR@Oxnard.org. Once approved, provide evidence of approval.
- 6. Completed Well Inspector's Registration form
- 7. Copy of well inspector's professional license
- 8. If permittee's / consultant's insurance has not been reviewed and approved within the last year, send a copy of permittee's / consultants certificate of insurance to Carmen.RamirezHR@oxnard.org. Once approved, provide evidence of approval.
- 9. After the destruction of wells, provide copies of all well logs and drilling information to the County of Ventura Water Shed Protection District, Ground Water Section.
- 10. Each monitoring well in the right of way or on City property requires a \$3000 performance bond. Bond worksheet is included in this packet.

Please send completed application packet to encroachmentpermits@oxnard.org for processing.

Applications can also be processed in person, at 214 S. C St, during counter hours. Counter hours are Mon-Thu 8am - 12pm and every other Friday 9am - 12pm.

For questions, contact us by email at encroachmentpermits@oxnard.org, in person during counter hours, or phone at (805) 385-7925.



CITY OF OXNARD
WELL/BOREHOLE PERMIT APPLICATION
 214 SOUTH C STREET, OXNARD, CA 93030

PERMIT NO. _____

NAME OF WELL OWNER	OWNER MAILING ADDRESS (STREET, CITY, ZIP)	
OWNER TELEPHONE NUMBER () _____	NAME OF WELL DRILLER	LICENSE NUMBER

I hereby agree to comply with all regulations pertaining to well construction, repair, modification and destruction. Within 30 days of completion of work, I will furnish the City of Oxnard Development Services Department with a complete and accurate log of the well. Any modification of this permit requires approval by the City Engineer. Call (805) 385-7925.

Applicant's Signature x _____ **Date:** _____

Owner Driller Consultant (Firm & Phone No.) _____ () _____

Estimated Dates of Work: Start _____ Completion _____ Fax () _____

TYPE OF WORK (Check)	USE (Check)	EQUIPMENT (Check)	WELL DEPTH	PROPOSED CASING
Water Supply Well	<input type="checkbox"/> Public <input type="checkbox"/> Domestic	Air Rotary	_____	Steel <input type="checkbox"/>
Repair or Modification	<input type="checkbox"/> Agricultural	Mud Rotary	_____	PVC <input type="checkbox"/>
Destruction	<input type="checkbox"/> LUFT Invest/Clean-up	Hollow Stem	Feet _____	Other _____ <input type="checkbox"/>
Monitoring (No. _____)	<input type="checkbox"/> Assess/Leak Detect	Cable Tool	DIAMETER _____	Diameter _____ <input type="checkbox"/>
Borehole (No. _____)	<input type="checkbox"/> Other _____	Other _____	WELLBORE _____	Wall or Gage _____ <input type="checkbox"/>
Other _____	<input type="checkbox"/>		Inches _____	

PROPOSED SEALING ZONES(S)	SEALING MATERIAL (Check)	PERFORMANCE OR SCREEN
From _____ to _____ Ft. with _____	Neat Cement <input type="checkbox"/> Bentonite Clay <input type="checkbox"/>	From _____ to _____ Ft.
From _____ to _____ Ft. with _____	Cement Grout <input type="checkbox"/> Concrete <input type="checkbox"/>	From _____ to _____ Ft.
From _____ to _____ Ft. with _____	(10 Sack/Yd Mix) (6 Sack/Yd Mix)	From _____ to _____ Ft.

LOCATION

INDICATE BELOW THE EXACT LOCATION OF WELL WITH RESPECT TO THE FOLLOWING ITEMS: PROPERTY LINES, WATER BODIES OR WATER COURSES, DRAINAGE PATTERN, ROADS, EXISTING WELLS, SEWERS AND PRIVATE SEWAGE DISPOSAL SYSTEMS, INCLUDE DIMENSIONS. LIST ASSESSOR'S PARCEL NUMBER, THOMAS BROS. GUIDE NUMBER, STATE WELL NO. & QUAD NO.

SITE ADDRESS: _____

SITE MAP ATTACHED

STATE WELL NO. _____

THOMAS BROS. GUIDE _____

**SECURITY DEPOSIT/CASH BOND
WORKSHEET**

TO: CITY CLERK

Public Works Well

Permit Application No.: _____

Project Location: _____

Bond No.: _____

Bond Amount: _____

Bond Posted By: _____

Address: _____

Note: Security Deposit (Bond) will be returned after satisfactory removal of well(s) and only to the person posting bond.

Contact Person: _____

Phone No.: _____

Fax No.: _____

Please send the completed form along with the required check or Certificate of Deposit to:

**City Of Oxnard
City Clerk's Office
305 West Third Street
Oxnard, CA 93030**

PROCESSED BY CITY CLERK

Signature

Title

Date

CC: Development Services / George Roberts

City Clerk's Key No. _____

CITY COUNCIL OF THE CITY OF OXNARD

ORDINANCE NO. 2219AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
OF OXNARD FOR GROUND WATER CONSERVATION
WITHIN THE CITY OF OXNARD

The City Council of the City of Oxnard ("City") does ordain as follows:

Part 1. Chapter 33, Article VI, Section 33-69 of the Code of the City of Oxnard is hereby repealed.

Part 2. Chapter 33, Article VII, Section 33-70 through 33-77 inclusive of the Code of the City of Oxnard are hereby repealed.

Part 3. A new Chapter 33, Article VII, Section 33-70 through 33-89 inclusive is hereby added to the Code of the City of Oxnard as follows:

Sec. 33-70: Purpose

This Article shall provide, in cooperation with the County of Ventura, for the City's construction maintenance, operation, use, repair, modification and destruction of wells within the City in such a manner that the ground water of the City and the County of Ventura will not be contaminated or polluted and that water obtained from wells will be suitable for beneficial use and will not jeopardize the health, safety or welfare of the people of this City.

Sec. 33-71: Definitions

For the purposes of this Article, unless the context otherwise requires, the following words shall have the following meanings:

A. "Abandoned well" means any of the following:

- (1) a well, other than a monitoring well, which has been in continuous disuse for one year or more, unless such disuse is attributable to removal of the pump for repair or replacement and efforts to repair or replace the pump are being diligently pursued;
- (2) a monitoring well from which no monitoring data has been taken for a period of three years;

- (3) a well which is in such a state of disrepair that it cannot be made functional for its original use or any other use regulated by this Article; or
- (4) an engineering test hole 24 hours after construction and testing work has been completed on the site.
- B. "Applicant" means any person applying for a permit required by this Article.
- C. "Cathodic protection well" means any artificial excavation constructed by any method for the purpose of installing equipment or facilities for the protection electrically of metallic equipment in contact with the ground.
- D. "City inspector" means a person authorized by the Director to inspect all work for which a permit is issued pursuant to this Article.
- E. "Community water supply well" means any water well which provides water for public water systems as defined in the Health and Safety Code.
- F. "Completion operation" means any of the following work conducted after artificial excavation:
- (1) placement of a well casing;
 - (2) gravel packing;
 - (3) sealing;
 - (4) perforation of a well casing; or
 - (5) any other work listed on a permit issued pursuant to this Article as being a required part of a completion operation.
- G. "Contamination" means an alteration of waters by waste, salt water intrusion or other material to a degree which creates a hazard to the public health through actual or potential poisoning or through an actual or potential spreading of disease.

- H. "Destroy" a well means to fill it, including both interior and annular spaces if the well is cased, completely in such a manner that it will not produce water or act as a conduit for the interchange of water between any water-bearing formations penetrated.
- I. "Engineering test hole" means an uncased excavation used to determine the engineering or geological properties of subsurface materials by seismic investigation, direct observation or any other means.
- J. "Individual domestic well" means any water well used to supply water for domestic needs of an individual residence, commercial establishment, or farming operation.
- K. "Inspect" a well means to personally witness, record and certify work pursuant to a condition or conditions of a valid permit.
- L. "Modify" or "repair" a well means to replace its casing in a manner which involves removal or partial removal of the old casing, to re-perforate its casing, to install a liner in the well, or to change the depth of the well.
- M. "Monitoring well" means a cased or uncased well used exclusively for monitoring or sampling the conditions of a water-bearing aquifer, such as water pressure, depth, movement or quality.
- N. "Owner" means a person who owns the land on which the well is located.

- O. "Pollution" means an alteration of waters by waste, salt water intrusion or other material to a degree which adversely affects either the suitability of such waters for beneficial uses or the facilities employed in conjunction with such beneficial uses.
- P. "Possesses" means that a person is in actual possession of the well or has a legal right to the possession thereof.
- Q. "Registered inspector" means a professional engineer or registered geologist currently registered in California and approved by the Director to inspect drilling and sealing operations for engineering test holes and monitoring wells. A technician trained and experienced in drilling and sealing operations who is working under the direct supervision of one of the aforementioned professionals shall be deemed qualified to perform required inspection(s) provided one of the aforementioned professionals reviews the well inspection record and assumes responsibility for the accuracy and completeness of the work by signing the well inspection record.
- R. "Water well" means any artificial excavation constructed by any method for the purpose of determining the availability of water, extracting water from or injecting water into the underground, except the following:
- (1) oil wells, gas wells, and geothermal wells subject to regulation under the Public Resources Code;

- (2) wells used exclusively for the purposes of dewatering excavation during construction or of stabilizing hillsides or earth embankments; and
- (3) seepage pits approved for use under permit from the Director.

S. "Well" includes a cathodic protection well, engineering test hole, monitoring well or water well.

Sec. 33-72: Permit Required

No person, shall, within the City, construct, repair, modify or destroy any cathodic protection well or engineering test hole which is over 50 feet deep, any monitoring well or any water well unless such work is done pursuant to and in compliance with an unexpired written permit for such work issued by the Director as provided in this Article. If the well to be constructed, repaired, or modified is a community water supply well or water well as defined herein except for one operated by the City, then in addition to the permit required herein, a permit shall be obtained as required by Section 33-68. The Director may issue an annual permit for one or more engineering test holes which are 50 feet deep and are inspected by registered inspectors.

Sec. 33-73: Application For Permit

A. Applications for permits shall be made to the Director, and shall include the following:

- (1) A plot plan indicating the exact location of the well with respect to the following items within a radius of 500 feet of the well:
 - (a) approximate property lines;
 - (b) sewage disposal systems or works carrying or containing sewage;
 - (c) all intermittent or perennial, natural or artificial water bodies or water courses;
 - (d) drainage pattern of the property;

- (e) existing wells of all types, regardless of whether they are subject to regulation under this ordinance; and
 - (f) access roads.
- (2) Location of property.
 - (3) Name of the person who will perform the work on the well.
 - (4) Name and affiliation of registered inspector (monitoring wells and engineering test holes only).
 - (5) Proposed depth of well.
 - (6) Use of well.
 - (7) Proof satisfactory to the Director that the person who will construct the well is in possession of a valid license appropriate to such work which has been issued in accordance with the Contractor's License Law of the Business and Professions Code.
 - (8) A certificate satisfying the requirements of the Labor Code (workers' compensation).
 - (9) Such other information as the Director may deem necessary in order to determine whether underground waters will be protected.

B. Permits shall be issued or denied within 30 days after the day on which the completed applications are received by the Department.

Sec. 33-74. Permit Requirements and Expiration

Permits shall require compliance with all applicable standards set forth in Section 33-79. A permit to be valid must comply with all other applicable provisions of law. A permit shall expire six months from the date of issuance unless it is

extended by the Director. The Director may grant one or more extensions of a permit, each for a period not to exceed three months, if the permittee proves to the satisfaction of the Director that circumstances beyond the control of the permittee make it infeasible to complete the permitted work prior to the expiration date. Annual permits for engineering test holes shall expire one year from the date of issuance.

Sec. 33-75: Time to Complete Permitted Work and Satisfy Permit Requirements

The permittee shall complete work authorized by the permit and satisfy all the requirements of the permit prior to the expiration date of the permit.

Sec. 33-76: Guarantee of Permitted Work

Prior to the issuance of a permit or any extension thereof, the applicant may be required to post with the Director a cash deposit or bond to guarantee compliance with the provisions of this Article and the applicable permit, such cash deposit or bond to be in an amount deemed necessary by the Director to remedy improper work, but not in excess of the total estimated cost of the permitted work.

Sec. 33-77: License and Registration Required of Persons Performing Permitted Work

No person shall perform any work, either on such person's own property or on the property of another, for which a permit is required by Section 33-72 unless such person is in possession of a valid license appropriate to such work which has been issued in accordance with the Contractors License Law of the Business and Professions Code and is registered with the Director to perform work permitted by this Article. Licensed water well contractors (Class C-57) registered with the Director may perform all types of permitted work while licensed engineering contractors (Class A) and limited specialty contractors (Class C-61) registered with the Director may only perform permitted work on engineering test holes.

Sec. 33-78: Suspension or Termination of Permit

A. Any permit issued pursuant to Section 33-72 is subject to suspension or termination prior to expiration as provided in this section.

- (1) Grounds. Any of the following occurrences constitutes a ground for termination of the permit:
 - (a) suspension, revocation or termination of the license, required by Section 33-77, of the person who is to perform the work; or
 - (b) failure of such person to comply with any provision of the Labor Code;
or
 - (c) failure of such person or of any person who owns or possesses the well to comply with any provision of this Article or any permit issued pursuant thereto.
- (2) Notice. To initiate proceedings to terminate a permit, the Director shall send written notice to the person to whom the permit was issued. The notice shall briefly describe the suspected occurrence which constitutes a ground for termination, shall specify a time and place of a hearing at which such person shall be afforded an opportunity to present evidence showing that there has been no such occurrence, and shall state that failure to appear and present such evidence may result in termination of the permit.
- (3) Hearing. The Director shall conduct the hearing specified in the notice. The hearing shall be informal and shall not be governed by rules of evidence applicable to courts of law. The person to whom the permit was issued shall have the right to present relevant evidence at the hearing. The

Director may, but need not, permit other persons to present relevant evidence. At the conclusion of the hearing, or within 30 calendar days thereafter, the Director shall determine, based upon the preponderance of the evidence accepted at the hearing, whether there has been such an occurrence. The determination of the Director shall be final and conclusive. Such determination shall be in writing and shall contain a brief statement of the findings of fact upon which the determination is based. If the determination is that there has been such an occurrence, the Director shall terminate the permit; provided, however, that the Director shall have the discretion not to terminate the permit if the Director determines that the occurrence was not willful, is not ongoing, and is not likely to recur.

- (4) Prehearing Suspension. The Director may suspend a permit prior to the hearing when the Director determines that such action is necessary to protect the public health and safety or the environment from imminent danger. The Director shall notify the person to whom the permit was issued of such suspension. The suspension shall remain in effect until the Director makes a final determination based upon the hearing; provided, however, that the Director may lift the suspension at any earlier time at which the Director determines that it is no longer necessary.

B. This section shall not deprive the Director of the authority to pursue any other action or remedy otherwise available under the law.

Sec. 33-79: Standards

A. Standards for the construction, repair, modification or destruction of wells shall be those set forth in the California Department of Water Resources ("DWR") Bulletin No. 74-1 entitled "Cathodic Protection Well Standards," Bulletin No. 74-9, Chapter IV, entitled "Water Well Standards - Ventura County" and Bulletin No. 74-81, Chapter II, entitled "Water Well Standards - State of California," as supplemented or revised from time to time by DWR, with the following exceptions:

- (1) The Director may adopt additional or more stringent standards to be applicable in any or all zones of the City as delineated in Bulletin No. 74-9.
- (2) All community water supply wells and individual domestic wells shall be provided with a pipe or other effective means through which chlorine or other disinfecting agents may be introduced directly into the well. If a pipe is provided, it shall be installed at a height equal to the pump slab or at least four inches above the finished grade, shall be kept sealed, and shall be provided with a threaded or equivalently secure cap. Equivalent protection for excluding contamination from the well shall be provided for subsurface pump discharge installations. If an air relief vent is used, it shall terminate downward and be screened with 16 mesh screen to prevent contaminating material from entering the vent.

- (3) Every new, repaired or modified community water supply well or individual domestic water well, after construction, modification or repair, and before being placed into service, shall be thoroughly cleaned of all foreign substance and shall be thoroughly disinfected utilizing the procedures set forth in Appendix C of Bulletin No. 74-81.
- (4) In Sealing Zone III as described in Bulletin No. 74-9, no permit shall be issued pursuant to Section 33-72 for the construction, repair or modification of any well which is perforated in the City's aquifer zone and/or the Mugu aquifer unless it is demonstrated to the satisfaction of the Director either that:
 - (a) there is no substantial possibility that use of the well will cause overdraft or seawater intrusion into an aquifer; or
 - (b) all of the following conditions apply: (i) the well is necessary to carry out seawater intrusion control programs and projects; (ii) the well has a casing diameter no greater than six inches; (iii) the pump will have no more than five horsepower; (iv) extraction will not exceed ten acre feet per year; and (x) the well will be used only for domestic purposes.
- (5) Engineering test holes greater than 50 feet deep shall be destroyed immediately upon completion of testing by complete filling and/or sealing of the borehole in accordance with criteria established by the Director. The Director may waive complete sealing if the permittee demonstrates to the Director's satisfaction that the purpose of this ordinance as set forth in Section 33-70 will be satisfied.

Sec. 33-80: Log of Well

A. Any person who has performed any work for which a permit is required by Section 33-72 and which involves drilling, digging, excavating or boring of a well shall, within 30 days of completion of such work, submit to the Director an accurate and complete well log on forms satisfactory to the Director. In areas for which the Director deems the available subsurface information to be insufficient, the permit may require any person performing a completion operation to submit a well log prior to commencement of the completion operation.

B. A well log shall include all of the following:

- (1) a detailed record of the boundaries, character, size, distribution and color of all lithologic units penetrated;
- (2) the type and size of well casing;
- (3) the location of perforations and sealing zones;
- (4) reports on the quantity and quality of groundwater (if available); and
- (5) any other data required by the Director in the permit conditions.

Sec. 33-81: Well Inspection Report

A. Any registered inspector who has inspected any work pursuant to conditions of a permit required by Section 33-72 which involves drilling, digging, excavating or boring a well shall, within 30 days of completion of such work, submit to the Director an accurate and complete well inspection report on forms satisfactory to the Director.

B. A well inspection report shall include all of the following

- (1) permit number;
- (2) type and volume of sealing material and depth of seal;
- (3) diameter of borehole and well casing in sealing zone;

- (4) method of placement (if grout pipe include number and length of sections);
- (5) confirmation that casing was ripped or perforated (destruction only);
- (6) conditions which may have caused sealing to be less than satisfactory;
- (7) date sealed;
- (8) an opinion as to whether the well sealing operation was satisfactory or unsatisfactory certified by signature of the registered inspector; and
- (9) any other data required by the Director in the permit conditions.

Sec. 33-82: Corrective Actions

A. Any person who owns a well and any person who is in possession of a well may be required to take corrective action with respect to the well as provided in this section.

- (1) Grounds. Any of the following occurrences constitutes a ground for ordering corrective action:
 - (a) maintenance, operation or use of the well in a manner that will cause or contribute to, or run a substantial risk of causing or contributing to, the pollution or contamination of the groundwater; or
 - (b) construction, maintenance, repair modification or destruction of the well in a manner that violates any provision of this Article.
- (2) Notice. To initiate proceedings to order corrective action, the Director shall send written notice to the person who owns the well or the person in possession of the well or both of them. The notice shall briefly describe the suspected occurrence which constitutes a ground for ordering

corrective action, shall describe the proposed corrective action, shall specify a time and place of a hearing at which such person shall be afforded an opportunity to present evidence showing that there has been no such occurrence or that the proposed corrective action is inappropriate, and shall state that failure to appear and present such evidence may result in an order requiring such person to take some or all of the proposed corrective action.

(3) Hearing. The Director shall conduct the hearing specified in the notice. The hearing shall be informal and shall not be governed by rules of evidence applicable to courts of law. The person to whom the permit was issued shall have the right to present relevant evidence at the hearing. The Director may, but need not, permit other persons to present relevant evidence. At the conclusion of the hearing, or within 30 calendar days thereafter, the Director shall determine, based upon the preponderance of the evidence accepted at the hearing, whether there has been such an occurrence, and, if so, whether the proposed corrective action is appropriate. The determination of the Director shall be final and conclusive. Such determination of the Director shall be final and conclusive. Such determination shall be in writing and shall contain a brief statement of the findings of fact upon which the determination is based.

(4) Order. If the determination is that there has been such an occurrence and that some or all of the proposed corrective action is appropriate, the Director may issue and serve upon the person or persons who were served with notice of the hearing a written order requiring such appropriate corrective action. The order shall state a deadline for commencing the corrective action if such action is to be ongoing and shall state a

deadline for completing the corrective action if such corrective action is not to be ongoing. The order shall further state that, if the corrective action is not taken in compliance with the order, such action may be taken by the Director at the expense of the person served with the order and, in addition, such person may be subject to criminal prosecution.

- (5) Compliance. Any owner or possessor of the well who is served with such an order shall, on or before the deadline stated therein, commence every corrective action described therein as being ongoing and complete every corrective action described therein as not being ongoing. Any owner or possessor of the well served with such an order, and any person who thereafter acquires ownership or possession of the well with actual or constructive notice of the order, shall, for so long as such person owns or possesses the well, continue to take every corrective action described in the order as ongoing, until such time as either the well is destroyed pursuant to this Article or the Director states in writing that such ongoing corrective action is no longer necessary.

Sec. 33-83: Destruction of Abandoned Wells

No person shall own or possess an abandoned cathodic protection well which is over 50 feet deep, an abandoned monitoring well, an abandoned engineering test hole which is over 50 feet deep, or an abandoned water well unless either such well has been destroyed pursuant to this Article or a current certificate of exemption has been issued for such well pursuant to Section 33-84.

Sec. 33-84: Certificate of Exemption

Any person who owns or possesses a water well or monitoring well which is abandoned or about to become abandoned but who intends to use such well again may apply to the Director, in a form satisfactory to the Director, for a certificate of exemption from the requirement that such well be destroyed. If the Director determines from such application that exemption from

the requirement that the well be destroyed would not result in pollution or contamination of groundwater and would not create a hazard to health or safety, the Director shall issue such a certificate of exemption. A certificate of exemption shall expire three years after issuance and may be terminated by the Director at any time prior to expiration upon a determination that destruction of the well is necessary to prevent pollution or contamination of groundwater or to avoid a hazard to health or safety. Successive certificates of exemption may be issued with respect to a well in the same manner as the original certificate.

Sec. 33-85: Fees

The City Council may, by resolution, establish fees for the processing of any application for approval as a registered inspector, for registration with the Director pursuant to Section 33-79, or for a permit, extension of a permit, or certificate of exemption pursuant to this Article. The payment of such fee, if any, established by such resolution shall accompany the application to which it pertains. If the application is withdrawn before issuance of the permit, the Director shall compute the cost to the City of processing the application up to that point in accordance with the City's standard cost accounting procedures and, if such cost is less than the amount of the fee paid, the difference shall be refunded to the applicant.

Sec. 33-86: Inspection

The Director and the City inspectors may, at any and all reasonable times, enter any and all places, property, enclosures and structures for the purpose of making examinations and investigations to determine whether any provision of this Article is being violated. The Director may require that any work for which a permit is required by this Article be completed in stages and that work completed for any stage be inspected prior to any further work. Registered inspectors must inspect drilling and sealing operations for engineering test holes and monitoring wells if required by permit conditions.

Sec.33-87: Misdemeanor/Infraction

Any person who violates any provision of this Article shall be guilty of a misdemeanor, and shall be guilty of a separate offense for each and every day or portion thereof during which such violation is committed, continued or permitted, and shall be subject to the same punishment for each such separate offense as for the original offense. Notwithstanding the foregoing, where the prosecuting attorney has determined that such action would be in the best interests of justice, the prosecuting attorney may specify in the accusatory pleading that the violation shall be an infraction and the violation shall then be prosecuted as an infraction. The provisions of this section are in addition to and independent of any other sanctions which are or may be imposed under this Article or any other provision of law.

Sec. 33-88: Abatement

If any corrective action required by an order issued pursuant to Section 33-82 is not taken in full compliance with such order, the Director may cause the corrective action to be taken by the City and all persons required by Section 33-82 to take such corrective action shall be jointly and severally liable to the City for the cost of such action. In cases where the public health and safety require emergency corrective action, the Director may cause the emergency corrective action to be taken by the City without a prior order or notice and all persons who own or possess the well shall be jointly and severally liable to the City for the cost of such action.

Sec. 33-89: Exemption

The foregoing provisions of this Article do not apply to any leak detection system installed or destroyed pursuant to the provisions of the Health and Safety Code or of the Ventura County Ordinance Code. The Director may also

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waive permit requirements for installation or destruction of monitoring and recovery wells which are not more than 50 feet deep to determine the extent of or remove underground tank contamination, pursuant to requirements of the State of California or the County of Ventura, if the Director determines that the purpose of this Article as set forth in Section 33-70 will be satisfied. The Director may also waive permit requirements for installation or destruction of natural gas monitoring and recovery wells which are not more than 50 feet deep pursuant to requirements of the State of California or the County of Ventura if the Director determines that the purpose of this ordinance as set forth in Section 33-70 will be satisfied.

Part 4. This Ordinance shall take effect and be in full force and effect from and after March 16, 1990, thirty (30) days after its passage. Before the expiration of fifteen (15) days after its passage, this Article shall be published once, with the names of the members of the City Council voting for and against it, in the Oxnard Press Courier, a newspaper of general circulation published in the County of Ventura, State of California.

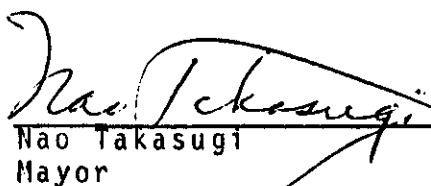
PASSED AND ADOPTED by the City Council of the City of Oxnard, State of California, this 13th day of February, 1990, by the following vote:

AYES: Johs, Lopez, Maron, Takasugi and Furr

NOES: None

ABSTAINING: None

ABSENT: None


Nao Takasugi
Mayor

Attest:


Mabi Plisky
City Clerk

APPROVED AS TO FORM:


Gary Gillig
City Attorney 1-26-90