

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA BARBARA APPROVING A TEN-YEAR AGREEMENT WITH TWO CONSECUTIVE FIVE-YEAR OPTIONS WITH RAYNE SANTA BARBARA, INC., FOR SALT BRINE CONVEYANCE AT THE EL ESTERO WASTEWATER TREATMENT PLANT, EFFECTIVE JUNE 9, 2016

WHEREAS, Rayne of Santa Barbara, Inc. (Rayne) is a private corporation which provides residential and commercial water conditioning services to customers in the Santa Barbara County area;

WHEREAS, water conditioning equipment causes a sodium chloride (NaCl) salt brine to be produced as a byproduct of the water conditioning process;

WHEREAS, the City owns and operates the El Estero Wastewater Treatment Plant (El Estero), located at 520 East Yanonali Street, Santa Barbara, California, which, as part of its treatment processes, utilizes an ocean outfall to dispose of the treated wastewater effluent;

WHEREAS, the ocean outfall conveyance system utilized by El Estero has additional hydraulic capacity to accept salt brine waste;

WHEREAS, Rayne has, at its sole cost and expense, obtained a National Pollutant Discharge Elimination System (NPDES) General Permit for Discharges with Low Threat to Water Quality (General Permit), issued by the State of California Regional Water Quality Control Board, and is now authorized by that agency to discharge its salt brine into the Pacific ocean through the El Estero ocean outfall by means of a salt brine conveyance system;

WHEREAS, Rayne must comply with the General Permit, and all waste discharge requirements contained therein, in order to discharge its salt brine through a conveyance system into the Pacific Ocean at El Estero;

WHEREAS, the City and Rayne desire to enter into an Agreement to allow Rayne to discharge salt brine through a salt brine conveyance system, to be constructed by Rayne at El Estero in accordance with the terms and conditions hereof, and, once accepted by the City, said conveyance will be assumed by the City and, thereafter, Rayne and other similar salt brine producers will be allowed to utilize the conveyance to discharge salt brine subject to payment of a City fee, per the Agreement; and

WHEREAS, the City Council of the City of Santa Barbara (the "City Council") has been presented with the form of the Agreement, and the City Council has examined and approved such document and desires to authorize and direct the execution of such document.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SANTA BARBARA DOES ORDAIN AS FOLLOWS:

SECTION 1. All of the recitals herein contained are true and correct and the City Council so finds.

SECTION 2. The form of the Agreement, on file with the City Clerk, is hereby approved, and the Public Works Director of the City, or any such other officer of the City as the Public Works Director may designate (the "Authorized Officers"), are hereby authorized and directed, for and in the name and on behalf of the City, to execute the Agreement in substantially said form.