

**Chapter 8: MISCELLANEOUS LEGAL PROVISIONS**

**8.0100 NO MANDATORY DUTY OF CARE**

This Ordinance is not intended to and shall not be construed or given effect in a matter which imposes upon the District or any officer or employee thereof, a mandatory duty of care towards persons or property within the District so as to provide a basis for civil liability for damages, except as otherwise imposed by law.

**8.0200 VIOLATION IS MISDEMEANOR**

A violation of any provision of this Ordinance shall be a misdemeanor, punishable by a fine not to exceed Five Hundred Dollars (\$500.00), or by imprisonment in the County Jail not to exceed six (6) months, or both. Each and every day, or part of a day a violation of this Ordinance continues, shall be deemed a separate offence hereunder and shall be punishable as such.

**8.0300 ENACTMENT**

This Ordinance is enacted in connection with the operation by the District of a general system for the transmission and distribution of domestic water supplies and is immediately required to develop and promote the orderly distribution of domestic water to inhabitants of the District. In view of this, it is deemed in the best interest of the District and its customers and due to the necessity to promote public health and safety, that this Ordinance be, and such Ordinance is hereby declared to be in full force and effective immediately upon its adoption by the Board of Directors of the District.

**8.0400 SEVERABILITY**

If any section or provision of a section in this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this Ordinance are severable. The Board of Directors of the District hereby declares that it would have adopted this Ordinance irrespective of the invalidity of any particular portion thereof.

**8.0500 REPEAL OF CONFLICTING ORDINANCES**

All ordinances and parts of ordinances and resolutions or parts of resolutions in conflict herewith are repealed insofar as such conflict may exist.

**8.0600 CEQA**

The Centerville Community Services District finds that this Ordinance is not a “project” according to the definition set forth in the California Environmental Quality Act (“CEQA”), and, pursuant to CEQA Guidelines sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15061(b)(3) (there is no possibility the activity in

question may have a significant effect on the environment), the adoption of this ordinance is therefore not subject to the provisions requiring environmental review.

8.0700 ADOPTION

This ordinance shall be published in accordance with the provisions of Government Code section 36933.

This ordinance shall take effect 30 days after its final passage.

The District Secretary shall certify to the adoption of this ordinance and shall cause it to be posted and/or published in accordance with the law.

The foregoing ordinance was introduced at a regular meeting of the Board of Directors of the Centerville Community Services District held on November 16, 2022, and enacted at a regular meeting of the Board of Directors of the Centerville Community Services District held on December 14, 2022.