

Exhibit 2
City of Victorville City Code

10.02.140 - Failure of private sewage disposal system.

- (a) The owner of any building occupied or used by humans situated within the city and abutting on any street on which there is now located or may in the future be located a public sewer which will serve the building and which building was, as of May 5, 1983, being served by a privy, privy vault, septic tank, cesspool, seepage pit, or other private sewage disposal system intended or used for the disposal of sewage shall, upon the failure of such disposal system, at his own expense, connect said building directly with the proper public sewer within ten days from the date of such failure, and it is unlawful, thereafter, to construct or repair, reactivate or maintain any such private sewage disposal system. Whenever a public sewer becomes available within two hundred feet of a property where no public sewer was previously available, the property owner shall connect all building sewers to the public sewer upon failure of any private sewage disposal system serving the property.
- (b) Upon connection to the public sewer after such failure, the property owner shall be required at his/her sole expense, to do the following:
 - (1) Pump out all septic tank effluent and/or sludge from the septic tanks, seepage pits, cesspools or other such facilities associated with the private sewage disposal system;
 - (2) Properly dispose of such septic tank effluent and/or sludge by waste hauling;
 - (3) Fill the pumped-out facilities with suitable materials as required by the building official.

(Ord. No. 2363, § 3, 3-21-17)

10.02.150 - Variances; applicable procedure.

- (a) A variance from this chapter's requirements for connecting a property to the public sewer may be obtained upon a written application therefor, directed to the city engineer, who shall have the power to grant such variance if he/she finds from the evidence presented by the applicant that there are special circumstances applicable to the individual's property, such as a building being too low to permit gravity flow to a public sewer or the topography of the land is such that said gravity flow will not occur, or that the building or proposed building is too far distant from a public sewer to make it practicable or economically feasible to connect thereto, and that strict enforcement of the provisions of this chapter would result in practical difficulty, unnecessary

hardship, or results inconsistent with the general purpose and intent of this chapter, and that the granting of such a variance will not be materially detrimental to the public health, safety or welfare.

- (b) The city engineer may grant the requested variance only upon making a written finding that:
 - (1) One or more of the special circumstances specified in subsection (a) of this section exist;
 - (2) There are practical difficulties or unreasonable hardships which would result from the strict enforcement of the requirements to connect a property to the public sewer; and
 - (3) A variance will not be materially detrimental to the public health, safety or welfare.

(Ord. No. 2363, § 3, 3-21-17)