

# STINSON BEACH COUNTY WATER DISTRICT

3785 Shoreline Highway • P.O. Box 245

Stinson Beach, CA 94970

Phone: (415) 868-1333

Facsimile: (415) 868-9417

E-mail: [sbcwd@stinson-beach-cwd.dst.ca.us](mailto:sbcwd@stinson-beach-cwd.dst.ca.us)

Website: <http://Stinson-Beach-cwd.dst.ca.us>

## BOARD OF DIRECTORS

### President

Jim Zell

### Vice President

Barbara Boucke

### Directors

Lawrence A. Baskin

Sandra Cross

Morey Nelsen

### Treasurer

Judy Stemen

### General Manager

Ed Schmidt

### District Counsel

Patrick Miyaki

## DRAFT

June 18, 2013

Mr. Curtis Havel, Senior Planner  
Community Development Agency  
County of Marin  
3501 Civic Center Drive, Suite #308  
San Rafael, CA 94930-4157

Subject: Mobile Food Facility Application for  
Operations Permit in Stinson Beach

Dear Mr. Havel:

My letter to you is in response to your Planning Referral Transmittal dated June 10, 2013 in which you describe a proposed project consisting of a mobile food facility (food truck) operation in Stinson Beach.

The administration of our portable chemical toilets is found in the Stinson Beach County Water District (SBCWD) "Onsite Wastewater Management Code, Title IV." The code was most recently updated on April 24, 2012 – Ordinance No. 2012-01. I have enclosed a copy of the appropriate pages from Title IV.

From Chapter 4.01, Administrative Provisions, page 1:

**"The purpose of this code is to implement the provisions of Article 10, Chapter 1, Part 5, Division 12 of the *"Water Code of the State of California"* (Section 31145 et seq.) and more specifically to establish regulations to control and enhance the quality of the ground and surface waters of the District by regulating, prohibiting, or controlling the discharge of pollutants, waste, or any other materials into the ground or surface waters or the contiguous water bodies of the District."**

Article 10, Chapter 1, Part 5, Division 12, imposes upon the District certain duties to protect the quality of the surface waters and ground waters within and passing through the District. The establishment, enforcement and implementation of Title IV are among those duties.

Within Title IV, Chemical Toilet permits are discussed on page 21, Chapter 4.07.070 "Chemical Toilet Permit."

**4.07.070 Chemical Toilet Permit**

**Except as specifically provided herein, no person shall use a chemical toilet on any parcel within the District. Such devices may be used temporarily in connection with the construction of a building or other structure during the period of such construction or in connection with the repair of a failed wastewater treatment system or upon application to the District for a special event. Upon filing of a temporary toilet permit application and payment of the prescribed fee, a permit for such a device serving a temporary use may be issued provided that the device will be provided by and pumped by a person licensed by the County of Marin pursuant to 25000 et seq. of the "Health and Safety Code".**

The proposed use of a portable chemical toilet in Stinson Beach is for temporary construction purposes or a special event. The operation of a food truck does not fall within that definition. If the operators of the food truck applied for a permit for a chemical toilet, it would be denied.

No location on the Hasler property is suitable for a chemical toilet. It is too close to the creek and property line. Also, the Library cannot accept additional septic waste, and there are no public restrooms in the vicinity.

Please contact me if you have any questions or if you (or the applicant) would like to appeal my decision to the District's Board of Directors. They meet the third Saturday of each month. This next regular meeting is scheduled for Saturday, July 20, at 9:30 a.m. An appeal needs to be received by the District three days before the Board meeting.

Sincerely,

Ed Schmidt  
General Manager