

1. A stream or surface water feature as mapped by the United States Geological Survey (USGS); or
2. Any channel with a bed, banks, or sides throughout substantially all its length that is not mapped by the USGS that consistently conveys water for more than three months out of the year, or is used by fish.

**15.20.040 - Flush toilets required.**

A. Except as provided by this Section, no person(s) shall use or maintain any building, structure, or place where people reside, congregate, or are employed unless it is equipped with an adequate number of flush toilets, as determined by the California Plumbing Code, supplied by a source of water. The source of water shall be plumbed in accordance with the standards of the California Plumbing Code and Title 18 of this Code, as each may be amended from time to time. The water source shall not include water which is transported by any manner of vehicle or container to the distribution system. The flush toilet shall be connected either to an OWTS complying with the standards specified in this Chapter or, when required by this Chapter, to an approved sanitary sewer system.

B. When the EHB has determined that installation of flush toilets with a connection to an approved sanitary sewer system or OWTS is not feasible, flush toilets shall not be required. In that case, unless otherwise determined by the Director to be detrimental to the environment or public health, the following alternatives to flush toilets may be used under the circumstances described below:

1. Haul away system:
  - a. For remote public restrooms (e.g. remote trailheads) maintained by a public agency, where there is no existing infrastructure to supply water, and it would be prohibitive to construct flush toilets; or
  - b. On a privately owned, existing lot of record where recycled water irrigation is in place and existing potable water infrastructure is not available within one thousand feet (1,000'); or
  - c. On a privately owned, existing lot of record, when a qualified professional has determined, with concurrence from the EHB and the Monterey County Building Official, that severe constraints have left no viable area to accommodate an adequate OWTS to serve an existing, legally established building with plumbing, and when all options for subsurface dispersal, including alternative dispersal systems, have been exhausted.
2. Privies or chemical toilets:
  - a. For construction sites pursuant to Health and Safety Code Section 5416, as may be amended from time to time; or

- b. For a mobile workplace (i.e. work crews that move from one worksite to another worksite) when the EHB has determined that a portable toilet is necessary to remain with the mobile work crews to protect the health and safety of the employees and/or the public pursuant to California Code of Regulations, Title 8, Sections 3360-3376, as may be amended from time to time; or
- c. For sites where food crop growing and harvesting is occurring pursuant to Health and Safety Code Sections 113310-113360 and California Code of Regulations, Title 8, Section 3457, as may be amended from time to time; or
- d. For publicly owned and operated facilities, such as buildings, parks, beaches, and recreation areas; ~~or-~~
- e. For workplaces to provide an adequate number of toilets and handwashing facilities for temporary employees, ~~p~~Privies or chemical toilets may be used for up to thirty (30) days per calendar year; ~~or as follows:-~~
  - ~~i. For workplaces to provide an adequate number of toilet and handwashing facilities for temporary employees.~~
- f. For activities involving the assemblage of people, including but not limited to circuses, carnivals, festivals, picnics, barbecues, or races, ~~privies or chemical toilets may be used for up to thirty (30) days per calendar year. The following requirements shall also apply to such activities:-~~
  - ~~i. If~~ When food will be available for consumption or sale, ~~the following standards apply:~~
    - 1. H~~and~~ washing facilities with soap, water, and paper towels shall be provided at a ratio of one hand washing facility per ten chemical toilets.
    - 2. Chemical toilets shall be pumped at least once per day, or more often if necessary, by a liquid waste hauler registered to operate in Monterey County. Disposal of pumped waste must be at a site approved by the EHB. More frequent pumping may be substituted for the required number of toilets as follows:
  - ii. If food will not be available for consumption or sale, chemical toilets shall be pumped as often as necessary to maintain them in a clean, sanitary and serviceable condition.

3. For the purposes of subsection 2 of this Section, the following standards shall apply:

a. No less than one chemical toilet per forty (40) persons. When flush toilets are also provided, the facility shall follow the standards specified by Section 422.1 of the California Plumbing Code and Title 18 of this Code, as each may be amended from time to time.

i. If toilets are pumped and emptied twice a day, one chemical toilet per eighty (80) persons shall be adequate.

ii. If toilets are pumped and emptied three times a day, one chemical toilet per one hundred twenty (120) persons shall be adequate.

b. ~~All toilets must be serviced and cleaned at least once per day.~~ All toilets must be clean, sanitary, and serviceable at all times. Toilet paper must be provided at all times.

f.c. Chemical toilets shall be pumped by a liquid waste hauler registered to operate in Monterey County. Disposal of pumped waste must be at a site approved by the EHB. Except as specified above, pumping shall occur as often as necessary to maintain the chemical toilets in a clean, sanitary and serviceable condition.

~~g.a. Chemical toilets shall be pumped at least once per day, or more often if necessary, by a liquid waste hauler registered to operate in Monterey County. Disposal of pumped waste must be at a site approved by the EHB. More frequent pumping may be substituted for the required number of toilets as follows:~~

~~i. If toilets are pumped and emptied twice a day, one chemical toilet per eighty (80) persons shall be adequate.~~

~~ii. If toilets are pumped and emptied three times a day, one chemical toilet per one hundred twenty (120) persons shall be adequate.~~

~~h. At least one hand wash basin, with soap, water, and paper towels, shall be provided per ten chemical toilets.~~

#### **15.20.050 - Connection to public sewers required.**

A. Any structure, containing plumbing, where people reside, congregate, or are employed shall be connected to an approved sanitary sewer when a sewer main is located within three hundred feet (300') of the structure and when the parcel on which the structure is located abuts the road, street, or alley where the sewer main has been installed. This requirement shall not apply, and the structure shall be connected to an approved OWTS or implement an alternative specified in Section 15.20.040 of this Chapter when: