

ORDINANCE NO. 2121-0619

ORDINANCE ADOPTING SEWER SERVICE CHARGE RATES
FOR FISCAL YEARS 2019-2020, 2020-2021, 2021-2022, 2022-2023, 2023-2024
STEGE SANITARY DISTRICT

The Directors of the Stege Sanitary District find and determine as follows:

- A. The Stege Sanitary District (the "District") retained Lechowicz & Tseng Municipal Consultants to conduct a Sewer Rate Study ("Rate Study") to examine the District's current and projected costs and the District's existing rate structure, a copy of which is on file with the District.
- B. The Rate Study recommends that the District update its rates and charges to more accurately recover the costs of providing service to the District's customers.
- C. The Rate Study has been considered by the Directors of the Stege Sanitary District.
- D. A Notice of Public Hearing containing information on the proposed sewer service charge was duly mailed to every property owner receiving sewer service from the District at least 45 days prior to the public hearing on the proposed increase conducted on June 27, 2019, at which time the Directors heard from all who wished to comment on this matter.
- E. All written protests presented by the affected property owners were considered and tallied at the public hearing on June 27, 2019, and the District did not receive protests by a majority of the owners of the identified parcels affected by this change.
- F. The amount of the charges imposed does not exceed the proportional cost of the service attributable to the properties receiving service, and revenues from the charges and fees are not being used for any other purpose than that for which they are imposed.

- G. This Ordinance was adopted in accordance with the requirements of the law including the provisions of Section 6 of California Constitution Article XIII D.
- H. This Ordinance is enacted pursuant to and in implementation of Ordinance No. 1966-0610, "An Ordinance Amending Ordinance No. 1892-0606 Establishing and Providing for the Collection of Sewer Service Charges," which Ordinance was adopted on June 29, 2006. Accordingly, annual sewer service charges and annual sewer service charge rates for Fiscal Years 2019-2020, 2020-2021, 2021-2022, 2022-2023, 2023-2024 and each fiscal year thereafter unless and until amended shall be as provided in this Ordinance and District Ordinance Code Section 7.2. This Ordinance also reflects the addition of a multi-unit dwelling rate and other revisions to reflect the basis for the calculations.

In consideration of the foregoing findings and determinations, IT IS ORDAINED as follows:

1. Residential Sewer Service Charges. Pursuant to Section 5.1 of Ordinance No. 1966-0610 and District Ordinance Code Section 7.2, the annual sewer service charge payable by each residential customer shall be as follows:

Single Family Dwellings

- a. For Fiscal Year 2019-20, the sum of \$271.00.
- b. For Fiscal Year 2020-21, the sum of \$304.00.
- c. For Fiscal Year 2021-22, the sum of \$341.00.
- d. For Fiscal Year 2022-23, the sum of \$383.00.
- e. For Fiscal Year 2023-24 and each fiscal year thereafter unless and until amended, the sum of \$429.00.

Multi-Unit Dwellings

- a. For Fiscal Year 2019-20, the sum of \$252.00.
- b. For Fiscal Year 2020-21, the sum of \$263.00.
- c. For Fiscal Year 2021-22, the sum of \$274.00.
- d. For Fiscal Year 2022-23, the sum of \$285.00.
- e. For Fiscal Year 2023-24 and each fiscal year thereafter unless and until amended, the sum of \$297.00.

Thus, Section 7.2.5.1 of the District Ordinance Code is amended to read as follows:

7.2.5.1 Residential Customer Sewer Service Charge. Except as provided in Section 7.2.7, each residential customer shall pay an annual sewer service charge established by the District's Board of Directors for one (1) residential dwelling unit, as follows:

- a. Single Family Dwellings
 - i. For Fiscal Year 2019-20, the sum of \$271.00.
 - ii. For Fiscal Year 2020-21, the sum of \$304.00.
 - iii. For Fiscal Year 2021-22, the sum of \$341.00.
 - iv. For Fiscal Year 2022-23, the sum of \$383.00.
 - v. For Fiscal Year 2023-24 and each fiscal year thereafter unless and until amended, the sum of \$429.00.

- b. Multi-Unit Dwellings
 - i. For Fiscal Year 2019-20, the sum of \$252.00.
 - ii. For Fiscal Year 2020-21, the sum of \$263.00.
 - iii. For Fiscal Year 2021-22, the sum of \$274.00.
 - iv. For Fiscal Year 2022-23, the sum of \$285.00.
 - v. For Fiscal Year 2023-24 and each fiscal year thereafter unless and until amended, the sum of \$297.00.

2. Non-Residential Sewer Service Charges. Pursuant to Section 5.2 of Ordinance No. 1966-0610 and District Ordinance Code Section 7.2, the annual sewer service charge payable for each non-residential customer shall be calculated based upon the following sewer service charge rates, except that in no case shall the charge be less the applicable charge for one residential multi-unit dwelling unit:

- a. For Fiscal Year 2019-20, the rate of \$5.59 per 1000 gallons.
- b. For Fiscal Year 2020-21, the rate of \$6.30 per 1000 gallons.
- c. For Fiscal Year 2021-22, the rate of \$7.10 per 1000 gallons.
- d. For Fiscal Year 2022-23, the rate of \$8.01 per 1000 gallons.
- e. For Fiscal Year 2023-24 and each fiscal year thereafter unless and until amended, the rate of \$9.02 per 1000 gallons.

Thus, Section 7.2.5.2 of the District Ordinance Code is amended to read as follows:

7.2.5.2 Non-Residential Customer Sewer Service Charge. Each non-residential customer shall pay an annual sewer service charge calculated as follows:

7.2.5.2.1 The customer's annualized water consumption shall be determined as provided in Section 7.2.6.

7.2.5.2.2 The customer's annual sewer service charge shall be the amount in dollars obtained when the customer's annualized water consumption is multiplied by the applicable annual sewer charge rate established by the District's Board of Directors, except that in no case shall the annual charge be less than the applicable charge for one residential multi-unit dwelling unit.

7.2.5.2.3 The non-residential annual sewer charge rate shall be equal to the annual sewer service charge established by the District's Board of Directors for one (1) residential dwelling unit divided by the annual residential unit water discharge specified in Section 7.2.6.1 phased-in over five years. The result shall be expressed in terms of dollars per thousands of gallons, as follows:

For Fiscal Year 2019-20, the rate of \$5.59 per 1000 gallons.

For Fiscal Year 2020-21, the rate of \$6.30 per 1000 gallons.

For Fiscal Year 2021-22, the rate of \$7.10 per 1000 gallons.

For Fiscal Year 2022-23, the rate of \$8.01 per 1000 gallons.

For Fiscal Year 2023-24 and each fiscal year thereafter unless and until amended, the rate of \$9.02 per 1000 gallons.

3. Typical Gallons Per Year. Sections 7.2.1.1 and 7.2.6.1 of the District Ordinance Code are amended to read as follows:

7.2.1.1 The average wastewater flow discharged from a typical residential dwelling in the District's territory is 47,574 gallons per year. This is based on the annualized, metered water consumption during the winter period of December, January and February for the average single family residential dwelling unit.

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7.2.6.1 The discharge from each residential dwelling unit is presumed to be 47,574 gallons per year and shall not be based upon measured water consumption or other conditions of occupancy of the dwelling unit. The District may periodically review water consumption figures and update this discharge factor.

4. Automatic Increases; Exceptions. The increases in sewer service charges and sewer service charge rates for Fiscal Years 2019-2020, 2020-2021, 2021-2022, 2022-2023, and 2023-2024 shall occur automatically on July 1st of each respective fiscal year without further approval or other actions by the District's Board of Directors. Notwithstanding the automatic nature of those increases, the Board may review scheduled increases at the beginning of each fiscal year and may, in its discretion, reduce the scheduled charges and rates for that fiscal year. Any such reduction for each fiscal year shall not affect the charges and rates for subsequent fiscal years as established by this ordinance unless the Board independently acts to reduce charges for that subsequent fiscal year in accordance with this Section. Furthermore, any action by the Board to reduce charges and rates pursuant to this Section 3 shall not affect the Board's ability to increase charges and rates in excess of the charges and rates specified in this ordinance so long as the Board complies with all notice, hearing and other requirements of law.

5. Adoption. This Ordinance is effective upon the expiration of one week from the date of publication of a summary of the Ordinance, as prescribed by California Health and Safety Code Section 6490.

6. CEQA. Adoption of this Ordinance is exempt from the requirements of the California Environmental Quality Act.

7. District Ordinance Code. Section 7.2 of the current District Ordinance Code, last amended in March 2018, shall be revised in accordance with this ordinance.

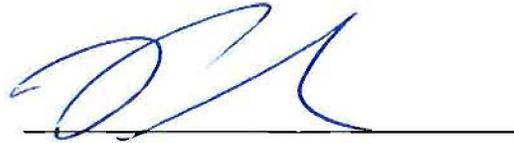
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STATE OF CALIFORNIA)
COUNTY OF CONTRA COSTA)

I HEREBY CERTIFY that the foregoing Ordinance No. 2121-0619 was duly and regularly adopted by the Directors of the Stege Sanitary District, at a regular meeting thereof, held on the 27th day of June 2019, by a 5-0 vote as follows:

AYES: BOARD MEMBERS: Christian-Smith, Merrill, Miller, O'Keefe,
Gilbert-Snyder
NOES: BOARD MEMBERS: None

ABSENT: BOARD MEMBERS: None
ABSTAIN: BOARD MEMBERS: None



PAUL GILBERT-SNYDER, President
Stege Sanitary District
Contra Costa County, California

ATTEST:



REX DELIZO, Secretary
Stege Sanitary District