

ORDINANCE NO. 189

ORDINANCE OF THE MONTARA WATER AND SANITARY DISTRICT RESTATING AND AMENDING MASTER FEE SCHEDULE

WHEREAS, the Montara Water and Sanitary District Code ("Code") includes regulations governing connections to and use of the District's water and sewerage facilities, the construction, operation and maintenance thereof and for the establishment and collection of all fees and charges pertaining thereto; and

WHEREAS, the Code further provides for the establishment and collection of monthly rates to be charged for the collection, removal, and disposal of refuse and for recycling services performed by the District's franchisee under agreement with the District; and

WHEREAS, the Code provides that such fees and charges may be set forth in a Master Fee Schedule; and

WHEREAS, periodically such fees and charges are reviewed and adjusted to conform to the costs corresponding to the services, commodities and facilities to which they pertain; and

WHEREAS, the fees and charges pertaining to water and sewer services and facilities set forth herein and for the collection, removal, and disposal of refuse for all occupied premises (except agricultural premises) and recycling services within the District do not exceed the corresponding maximum amounts heretofore approved in accordance with the requirements of law including, to the extent applicable, the provisions of Section 6 of Article XIII D of the California Constitution (enacted by Proposition 218, November 6, 1996 Statewide election); and

WHEREAS, the fees and charges pertaining to water and sewer services and facilities set forth herein are hereby amended; and

WHEREAS, the fees and charges pertaining to the collection, removal, and disposal of refuse for all occupied premises (except agricultural premises) and recycling services are hereby restated; and

WHEREAS, notice was published twice in the Half Moon Bay Review, a newspaper of general circulation within the District, giving notice of public hearing on July 11, 2018 to consider adoption of revised fees or charges effective January 1, 2018 for the collection, removal, and disposal of refuse for all occupied premises (except agricultural premises) and recycling services; and

WHEREAS, all persons present at the aforesaid hearing interested in the adoption of the revised fees or charges herein set forth were heard or given the opportunity to be heard on the matter of said adoption and this Board considered all statements so made or documents pertaining thereto presented at the hearing;

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NOW, THEREFORE, THE BOARD OF THE MONTARA WATER AND SANITARY DISTRICT, A PUBLIC AGENCY IN THE COUNTY OF SAN MATEO, CALIFORNIA, DOES ORDAIN AS FOLLOWS:

SECTION 1. The following provisions of the Master Fee Schedule are hereby amended:

SEWER SERVICE CHARGE RATES

The annual sewer service charge for the property occupancy classifications specified hereinafter is hereby established as an amount equal to the applicable rate hereinafter specified times the cubic feet of water consumption attributable to such property per annum divided by one hundred (MWSD Code §4-2.100).

<u>Classification</u>	<u>Rate/HCF*</u>	<u>Minimum Charge</u>
Residential	\$17.41	\$835.68
Restaurants	\$30.21	\$1,450.08
Motels	\$18.33	\$879.84
Offices	\$15.69	\$753.12
General Commercial	\$16.80	\$806.40
All other Commercial	\$18.14	\$870.72
Schools	\$15.93	\$764.64
Hospitals	\$17.36	\$833.28

*Hundred cubic feet

Upon a new connection to the District's sewerage system, the applicant shall pay the pro-rated amount of sewer service charges for the remainder of the fiscal year in which connection is made based upon the average annual sewer service charge of all users within the applicant's user classification.
(MWSD Code §4-2.100(f))

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SECTION 2. The following provisions of the Master Fee Schedule are hereby amended:

<u>Description of Fee*</u>	<u>Fee</u>
Sewer Connection Permit (MWSD Code §3-9.500)	\$25,434.00
Fixture Unit Charge (MWSD Code §3-9.500)	\$1,017.00
Fixture Unit Charge for additional Fixture Units within an existing building, structure, or portion thereof (MWSD Code §3-9.500)	\$508.50
Sewer Connection Permit for Conversion from Septic System to Sewerage System (MWSD Code §§3-4.800, 3-9.500)	\$16,158.00
Fixture Unit Charge – Conversion from Septic System to Sewerage System (MWSD Code §§3-4.800, 3-9.500)	\$646.00
Fixture Unit Charge for Accessory Dwelling Units (MWSD Code §3-10.200)	\$646.00
Connection Permit Administrative Fee (MWSD Code §3-9.600,)	Actual Cost (\$521.00 minimum)
Connection Permit Inspection Fee (MWSD Code §3-9.600,)	Actual Cost (\$492.00 minimum)
Remodel Permit Fee (MWSD Code §3-9.500)	Actual Cost (\$365.00 minimum)
Minor Remodel Inspection Fee, No additional fixture units	\$114.00

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(MWSD Code §3-9.500) \$114.00 no additional fixture units (MWSD Code §3-9.500)	Minor Remodel Inspection Fee,
Private Sewer System Permit (MWSD Code §3-4.200,)	Actual Cost (\$168.00 minimum)
Private Sewer System Hydrologic Investigation (MWSD Code §3-4.1200 (c))	Actual Cost (\$2,878.00 minimum)
Connection Permit Administrative Fee - Subdivisions & Commercial Units (MWSD Code §3-9.600)	Actual Cost (\$521.00 minimum)
Connection Permit Inspection Fee - Subdivisions & Commercial Units (MWSD Code §3-9.600,)	Actual Cost (\$496.00 minimum)
Administrative Fee for Reimbursement Agreement (MWSD Code §3-9.500)	Actual Cost (\$521.00 minimum)
Administrative Fee for Main Line Extension Agreement (MWSD Code §3-9.500)	Actual Cost (\$521.00 minimum)
Connection Fee to Connect to Interceptor (MWSD Code §3-9.500)	Prorata share of current value of interceptor
Miscellaneous Inspection Fee (MWSD Code §3-9.500)	Actual Cost (\$496.00 minimum)
Accessory Dwelling Unit contained within the existing space of a single-family residence or accessory structure – no connection fee	n.c.
Accessory Dwelling Unit	\$9,967.00

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not within the existing space of a
single-family residence or accessory
structure – Detached Studio Unit
(10 fixture units) connection fee:
(MWSD Code §3-10.200)

Accessory Dwelling Unit not within the existing space of a single-family residence or accessory structure – Detached One Bedroom Unit (11 fixture units): (MWSD Code §3-10.200)	\$10,965.00
Accessory Dwelling Unit Additional Fixture Units: (MWSD Code §3-10.200)	\$997.00
Accessory Dwelling Unit Permit Application Fee (MWSD Code §3-10.400)	Actual Cost (\$521.00 minimum)
Developer Service Fee for processing application: (MWSD Code §§5-3.102, 5-3.210)	Actual Cost (\$2,825.00 minimum)
Administrative Charge for Processing Collection of Delinquent Refuse and Water Charges on Tax Roll (MWSD Code §1-5.200)	\$45.00 per account
Charge to Photocopy Documents	\$1.50 per page for first four pages; \$0.38 for each page over four.
Charge for Failure to Obtain Permit	Double amount of Permit

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(MWSD Code §1-5.200)

Fee minimum or actual
collection costs, whichever
is greater

*Where minimums or deposits are specified, no District services will be provided when the estimated costs to complete the services exceed the minimum paid or when the deposit has been exhausted unless and until an amount equal to the estimated cost for completion has been deposited with the District. Balances remaining upon completion of services will be refunded

SECTION 3. The following provisions of the Master Fee Schedule are hereby amended:

(a) WATER QUANTITY AND METER SERVICE CHARGES
(MWSD Code §§ 5-5.102, 103)

<u>Rate Components</u>	<u>Rate**</u>
Tier 1 0 to 6 HCF*	\$8.36 per HCF
Tier 2 7 – 13 HCF	\$11.15 per HCF
Tier 3 14 – 27 HCF	\$13.95 per HCF
Tier 4 over 27 HCF	\$19.53 per HCF
Meter Service Charge-5/8" (standard residential size)	\$28.80 per month
Meter Service Charge-3/4"	\$31.68 per month
Meter Service Charge-1"	\$40.32 per month
Meter Service Charge-1 ½"	\$51.84 per month
Meter Service Charge-2"	\$83.52 per month
Meter Service Charge-3"	\$316.82 per month
Meter Service Charge-4"	\$403.22 per month

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*HCF=Hundred Cubic Feet (1 cubic foot \approx 7.4805 gal.; 1 HCF = 748 gal.)

(b) FIRE PROTECTION WATER SYSTEM CHARGES

Private Fire Protection Service Per Meter Per Month:
(MWSD Code §5-5.106)

4-inch connection or smaller:	\$17.37
6-inch connection:	\$24.64
8-inch connection:	\$32.84
10-inch connection:	\$69.20
12-inch connection:	\$96.57

Private Fire Protection Administrative Fee:*
(MWSD Code §5-3.208) \$521.00 minimum

Installation of Private Fire Protection
Service from Meter to District Main:*
(MWSD Code §5-5.204) Cost invoiced to District by
contractor; estimated cost
to be deposited

Private Fire Protection Connection Charge:

3/4" to 5/8" meter:	\$5,213.00
1" meter:	\$8,706.00
1½ " meter:	\$17,357.00
2" meter:	\$27,784.00
3" meter:	\$52,125.00
4" meter:	\$86,898.00
6" meter:	\$144,850.00
8" meter:	\$241,468.00
10" meter	\$402,525.00

(MWSD Code §5-3.208)

Private Fire Protection Inspection Fee* \$496.00
(MWSD Code §5-3.210)

(c) WATER SYSTEM CONNECTION METER CHARGES

(MWSD Code §§5-3.204, 5-3.205)

Charge determined by District's cost of purchase corresponding to meter size.

(d) WATER SYSTEM CONNECTION CAPACITY CHARGES

(MWSD Code §5-3.312)

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5/8 x 3/4 inch meter	\$17,457.00
3/4 inch meter	\$19,203.00
1 inch meter	\$24,439.00
1-1/2 inch meter	\$31,426.00
2 inch meter	\$50,625.00
3 inch meter	\$192,026.00
4 inch meter	\$244,398.00

Above 4 inch meter: Charge determined by
General Manager based on
estimated water usage

(e) MISCELLANEOUS WATER SYSTEM SERVICE FEES:*

Check not honored by bank: (MWSD Code §§1-5.200, 5-5.122)	\$30.00
Poor credit history deposit: (MWSD Code §§1-5.200, 5-3.210)	Twice estimated first payment
Reconnection Charge due to Non-Payment: (MWSD Code §§5-3.210, 5-5.120)	\$72.00
Developer Service Fee against which all District costs to process application are charged (MWSD Code §§5-3.102, 5-3.210)	\$2,825.00 minimum deposit
Hydrant Meter Deposit against which water use is charged: (MWSD Code §5-4.227)	\$1,277.00 deposit
Hydrant Test Fee (MWSD Code §§5-3.208, 5-5.202)	\$570.00
Connection Administrative Fee (minimum deposit applied to actual hourly costs to process application)	\$521.00 minimum deposit

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(MWSD Code §§5-3.202, 5-3.203)

Connection Inspection Fee (MWSD Code §5-3.210)	\$496.00
Connection construction cost deposit applied to actual cost (MWSD Code §§5-3.202, 5-3.203)	\$2,825.00 deposit
Service Charge for Posting Door Tag for Delinquent Account (MWSD Code §§1-5.200, 5-3.210)	\$33.00 per customer per incident
Credit for Customer paying bill using ACH: (MWSD Code §5-3.200)	\$3.31 per bill
Service Charge for Unauthorized Use of Fire Hydrant (Total charge includes Service Charge plus water usage plus damages). (MWSD Code §5-5.202)	\$151.00 per incident plus actual water usage & damages
Service Charge for Cross Connection Control Device Test: (MWSD Code §5-6.400)	\$114.00 per tested device

*Where minimums or deposits are specified, no District services will be provided when the estimated costs to complete the services exceed the minimum paid or when the deposit has been exhausted unless and until an amount equal to the estimated cost for completion has been deposited with the District. Balances remaining upon completion of services will be refunded.

SECTION 4. The following provisions of the Master Fee Schedule are hereby restated as follows:

The monthly rates to be charged by the District's Franchisee for the collection, removal, and disposal of refuse for all occupied premises (except agricultural premises) and recycling services within the District commencing on January 1, 2018 and until thereafter revised are:
(MWSD Code §2-7.100)

RESIDENTIAL

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1. Weekly collection, single container placed in front of premises, wet and dry garbage ("first can service") in wheeled carts:
 - a. Container limits: volume - 20 gals. (3/10 cu yd), weight 40 lbs, per mo charge \$23.83
 - b. Container limits: volume - 32 gals (1/4 cu yd), weight 60 lbs, per mo charge \$29.31
 - c. Container limits: volume - 64 gals (1/2 cu yd), weight 100 lbs, per mo charge \$96.28

2. Special Services (charges added to above, basic changes):
 - a. Container placed at side or rear of dwelling - per container \$7.32
 - b. Container not placed at specified collection point and return call required- per container \$14.93
 - c. Extra 30 gallon bag with collection (excludes 20 gallon cart service), per bag \$7.91
 - d. Special collections combined with regular service, including collections for brush, yard clippings, boxes, etc. estimate

3. Bulky goods dropoff service four times a year within Montara District limits including greenwaste and motor oil in Recology-provided bottles only incl. w/service

4. Weekly commingled recyclable materials collection (64 gallon wheeled cart) incl. w/service

5. Every other week greenwaste (yard trimmings, etc.) collection, limited to four (4) thirty gallon containers - customers own containers incl. w/service

6. Bulky goods curbside collection service, limited to four (4) times a year One item up to 200 lbs or 5-30 gallon bags incl. w/service

7. Dropoff at Recycling yard in Pacifica of motor oil, latex paint, unpainted lumber, large pieces of metal, styrofoam, e-waste, large white goods, furniture, mattresses, large amounts of recyclable materials incl. w/service

8. Christmas trees free of charge through January 31st of each year incl. w/service
 - a. After January 31st charge is \$20 per tree for removal \$20.00

MULTIFAMILY, COMMERCIAL AND INDUSTRIAL SERVICE

1. Service to restaurants, hotels, cafes, apartment houses, stores and similar places of business, factories, schools and institutions, wet and dry garbage-container limits: volume - 30 gal. cans (1/4 cu. Yd), weight - 75 lbs
 - a. Regular collections:

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1-64 gallon collection once per week	\$115.62
1-96 gallon collection once per week	\$189.20
b. Additional 64 or 96 gallon commercial carts picked up more than once a week will be original charge times the number of pickups	Will vary by size
2. Commercial Container Rental:	
a. 1 cubic yard box - per mo.	\$52.60
b. 2 cubic yard box - per mo.	\$68.20
3. Commercial Container Collections:	
a. 1 cubic yard box - per collection	\$44.45
b. 2 cubic yard box - per collection	\$88.44
4. Compacted Commercial Container Service:	
a. 1 cubic yard box - per collection	\$86.76
b. 2 cubic yard box - per collection	\$175.26
5. Recyclable material collection up to five times a week	incl. w/service

DEBRIS BOX SERVICE

7, 14, 20 and 30 yard containers	
a. Container rental, delivery and pickup charge	\$349.42
b. \$67 per ton confirmed by disposal site weight slip	Tonnage based

SPECIAL PROVISIONS

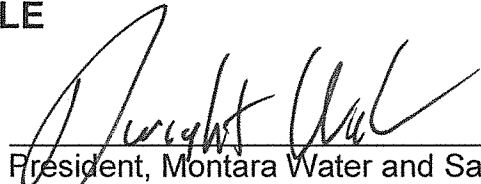
1. Financial hardship rate for weekly collection for single container placed in front of premises, wet and dry garbage 30 gallon can (PGE CARE PROGRAM) 15% reduction	\$24.11
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SECTION 5. All ordinances or portions thereof in conflict herewith shall be, and hereby are, repealed to the extent of such conflict.

SECTION 6. Upon adoption, this ordinance shall be entered in the minutes of the Board and posted in three (3) places in the District and shall become effective immediately upon the expiration of one week following said posting.

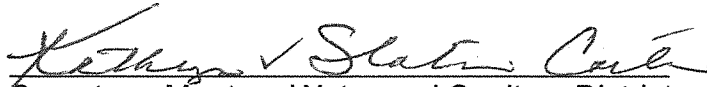
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President, Montara Water and Sanitary District

COUNTERSIGNED:



Secretary, Montara Water and Sanitary District

* * *

I HEREBY CERTIFY that the foregoing Ordinance No. 189 was duly and regularly adopted and passed by the Board of the Montara Water and Sanitary District, San Mateo County, California, at a Regular meeting thereof held on the 11th day of July 2018, by the following vote:

AYES, Directors Boyd, Slater-Carter, Wilson, Harvey and Huber

NOES, Directors: None

ABSENT, Directors: None



Secretary, Montara Water and Sanitary District