

SAUSALITO-MARIN CITY SANITARY DISTRICT

ORDINANCE NO. 94

ORDINANCE ADOPTING SEWER SERVICE CHARGE RATES
FOR FISCAL YEARS 2014/15, 2015/16, 2016/17, 2017/18 and 2018/19

WHEREAS, in adopting this Ordinance, the Board of Directors ("Board") of the Sausalito-Marín City Sanitary District, Marin County, California finds that:

A. The Board of the District has reviewed the present sewer service charge rate schedule and has determined that the annual sewer service charge rates should be increased; and

B. Notice of Public Hearing containing information on the proposed fee increase 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 July 7, 2014; and

C. At the public hearing on July 7, 2014, residents and property owners who wished to comment on this matter were heard; and

D. All written protests presented by the affected property owners were considered and tallied at the meeting and continued public hearing on July 7, 2014, and the District was not presented with protests by a majority of the owners of the identified parcels affected by this change; and

E. 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; and

F. The charge is imposed only on those properties receiving service or those for which service is immediately available; and

G. This action is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15273(a) (1), (2), (3), and (4) of the State CEQA Guidelines, in that the sewer service fee is being charged to meet operating expenses, purchase materials, meet financial reserve needs and provide for capital projects necessary to maintain service within the existing service area.

NOW, THEREFORE, IT IS ORDAINED by the Board of the Sausalito-Marín City Sanitary District as follows:

1. General. Pursuant to Ordinance No. 93, An Ordinance Amending Ordinance No. 91 Concerning District Wastewater Service Charges, which was adopted on July 7, 2014 and became effective July 1, 2014 concerning sewer service charges as provided in this ordinance. To the extent Ordinance No. 93, or the sewer service charges adopted herein, is challenged and set aside for any reason, Ordinance No. 91 and the preexisting sewer service charges adopted therein shall be immediately restored and will be effective until further action of the Board of Directors.

2. Residential Sewer Service Charges. Pursuant to Section 5.1 of Ordinance No. 93, the annual sewer service charge payable by each residential customer class, per dwelling unit, shall be as follows:

Customer Class	FY 2014/15	FY 2015/16	FY 2016/17	FY 2017/18	FY 2018/19
Single Family	\$770	\$817	\$833	\$850	\$866
Multi Family	\$715	\$726	\$741	\$756	\$771
Floating Homes	\$708	\$687	\$705	\$722	\$736

A. If applicable, residential customers shall also be subject to the supplementary sewer service charge provided for in Section 4 below.

3. Non-Residential Sewer Service Charges. Pursuant to Section 5.2 of Ordinance No. 93, the annual sewer service charge payable for each non-residential customer shall be calculated based upon the following sewer service charge rates:

Customer Class	FY 2014/15	FY 2015/16	FY 2016/17	FY 2017/18	FY 2018/19
Non-Residential	\$770	\$817	\$833	\$850	\$866

A. If applicable, non-residential customers shall also be subject to the supplementary sewer service charge provided for in Section 4 below.

4. Supplementary Charges For Unincorporated Area Customers. Pursuant to Section 5.3 of Ordinance No. 93, customers whose premises are located in the Marin City Community or in other unincorporated areas of the District shall pay an additional charge as set forth below:

A. All residential customers shall pay supplementary charge as follows:

Customer Class	FY 2014/15	FY 2015/16	FY 2016/17	FY 2017/18	FY 2018/19
Residential	\$61	\$66	\$71	\$76	\$78

B. All non-residential customers shall pay a supplementary charge calculated based upon the following rates:

Customer Class	FY 2014/15	FY 2015/16	FY 2016/17	FY 2017/18	FY 2018/19
Non-Residential	\$61	\$66	\$71	\$76	\$78

5. Automatic Increases; Exceptions. The increases in sewer service charges and sewer service charge rates for Fiscal Years 2015/16, 2016/17, 2017/18 and FY 2018/19 shall occur automatically on July 1st of each respective fiscal year without further approval or other action by the

District's Board. Notwithstanding the automatic nature of those increases, the Board shall review scheduled increases prior to the beginning of each fiscal year and may, in its discretion, reduce the amount to be imposed pursuant to this Ordinance for that following fiscal year.

If the Board concludes by a majority vote that sewer service charges or supplementary charges in amounts less than the maximum amounts as set forth in this Ordinance for the then following fiscal year will produce adequate revenues for that fiscal year, the Board may by resolution make appropriate findings and determine that it will impose sewer service charges in a lesser amount for that year.

Any such reduction for one Fiscal Year shall not effect the sewer service charges and rates for the following fiscal years, absent additional actions by the Board. Therefore, at the end of any Fiscal Year for which the Board has acted to impose less than the full amount of sewer services charges authorized by this ordinance, the following years' charges as set forth by this Ordinance will automatically take effect unless the Board takes appropriate actions to set or impose alternative sewer service charge amounts.

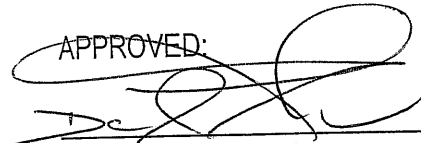
6. The rates and charges imposed by the Board under this ordinance shall continue thereafter in effect until further action of the Board.

7. Upon adoption of this Ordinance it shall be entered in the minutes of the Board and it shall be published one time in a newspaper of general circulation in the District.

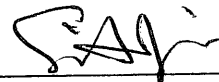
I certify that the foregoing Ordinance was duly and regularly adopted by the Board of Directors of the Sausalito-Marín City Sanitary District, Marin County, California, at a meeting held on July 7, 2014, by the following vote.

AYES, and in favor thereof,	Directors: ARNOTT, BEERS, DELANO, RHEINER, RING
NOES,	Directors:
ABSTAIN,	Directors:
ABSENT,	Directors:

APPROVED:



Dan Rheiner, President



Craig Justice, Acting Board Secretary