

MARINA COAST WATER DISTRICT
ORDINANCE NO. 56

AN ORDINANCE AMENDING SECTIONS 6.08.030, 6.08.060, 6.08.080, 6.08.100, AND
6.12.050 OF THE DISTRICT CODE
CHANGING RATES, FEES AND CHARGES FOR WATER AND SEWER SERVICES
FOR THE CENTRAL MARINA SERVICE AREA

Be it ordained by the Board of Directors of
Marina Coast Water District
as follows:

Section 1. Authority. This Ordinance is enacted pursuant to Sections 30000 and following of the California Water Code, and Section 6 of Article XIII D of the California Constitution.

Section 2. Findings.

- A. This ordinance is considered for action by the Board of Directors at a regularly scheduled and noticed meeting. The agenda was posted in accordance with County Water District law with opportunity for public review in advance of the meeting and public comment during consideration of the ordinance by the Board. The District has complied with publication, notice and hearing requirements of Section 6 of Article XIID of the California Constitution and Section 31105 of the California Water Code.
- B. The District Code establishes, among other things, water consumption charges, minimum monthly charges, monthly sewer charges, various service charges, and water and sewer capacity charges for the District's customers. Based on the recommendations of the District's General Manager and engineering and financial advisors, and the 2013 5-Year Water and Wastewater Financial Plan and Rate Study adopted by the Board of Directors on August 26, 2013, revised rates, fees and charges are necessary to meet operating and capital expenses for sound operation of the District in accordance with Water Code Section 31007 and to enable the District to provide continued water and sewer service within the District's Central Marina service area.
- C. The District's legal counsel advises, and the Board finds, that adoption of this ordinance is exempt from the requirements of the California Environmental Quality Act ("CEQA") pursuant to Public Resources Code Section 21080(b)(8) and Section 15273 of the State CEQA Guidelines codified at 14 CCR §15273 because this ordinance pertains to the adoption of rates, fees and charges necessary to maintain services with the District's existing service area.
- D. The rates, fees and charges adopted by this ordinance will not exceed the estimated reasonable costs of providing the services for which the rates, fees or charges are imposed and will not exceed the proportional cost of the service attributable to the parcel receiving the service.

Section 3. Purpose of Ordinance. The purpose of this Ordinance is to revise charges for water and wastewater services for the District’s Central Marina service area. This Ordinance amends Sections 6.08.030, 6.08.060, 6.08.080, 6.08.100, and 6.12.050 of the District Code.

Section 4. Temporary Water Service. Section 6.08.030 (F) of the District Code is amended to read as follows:

“6.08.030 Temporary water service.

F. The applicant shall be responsible for district equipment utilized for this purpose and the necessary repair or replacement costs shall be deducted from the applicant's deposit. The applicant is responsible for returning the district equipment and closing the account promptly after the job is complete. If a meter is not returned promptly, the district shall deduct the cost of replacing the meter from the applicant’s deposit.

Gate Valve/Meter deposit	\$ 650.00
Water consumption deposit minimum	\$1,100.00
Set or remove hydrant meter	\$ 140.00
Relocate meter per occurrence	\$ 140.00
Meter set, other than on fire hydrant	Actual Cost
Minimum monthly service charge (Effective July 1, 2014)	\$ 87.33
Minimum monthly service charge (Effective January 1, 2015)	\$ 89.95
Minimum monthly service charge (Effective January 1, 2016)	\$ 92.65
Minimum monthly service charge (Effective January 1, 2017)	\$ 95.43
Minimum monthly service charge (Effective January 1, 2018)	\$ 98.29

Monthly quantity rate for each HCF (see Section 6.08.100 Water Consumption Rates”

Section 5. Monthly Minimum Water Charges. Section 6.08.060 of the District Code is hereby amended to read as follows:

“6.08.060 Monthly minimum water charges.

The monthly minimum charges for water service shall be:

METER SIZE	CHARGES (Effective July 1, 2014)	CHARGES (Effective January 1, 2015)	CHARGES (Effective January 1, 2016)	CHARGES (Effective January 1, 2017)	CHARGES (Effective January 1, 2018)
5/8” or 3/4”	\$19.87	\$20.46	\$21.07	\$21.71	\$22.36
1”	\$32.05	\$33.01	\$34.00	\$35.02	\$36.07
1-1/2”	\$52.36	\$53.94	\$55.55	\$57.22	\$58.94
2”	\$76.73	\$79.04	\$81.41	\$83.85	\$86.36
3”	\$133.64	\$137.65	\$141.78	\$146.03	\$150.41
4”	\$214.85	\$221.30	\$227.93	\$234.77	\$241.82
6”	\$417.96	\$430.50	\$443.41	\$456.71	\$470.42
8”	\$824.41	\$849.14	\$874.62	\$900.86	\$927.88

Section 6. Private Fire Service. Section 6.08.080 of the District Code is hereby amended to read as follows:

“6.08.080 Private fire service.

The monthly charges for private fire service shall be:

METER SIZE	CHARGES (Effective July 1, 2014)	CHARGES (Effective January 1, 2015)	CHARGES (Effective January 1, 2016)	CHARGES (Effective January 1, 2017)	CHARGES (Effective January 1, 2018)
1”	\$1.49	\$1.53	\$1.58	\$1.63	\$1.68
1-1/2”	\$4.32	\$4.45	\$4.59	\$4.72	\$4.87
2”	\$9.21	\$9.49	\$9.78	\$10.07	\$10.37
2-1/2”	\$16.57	\$17.07	\$17.58	\$18.11	\$18.65
3”	\$26.77	\$27.57	\$28.40	\$29.25	\$30.13
4”	\$57.04	\$58.75	\$60.51	\$62.33	\$64.20
6”	\$165.69	\$170.66	\$175.78	\$181.05	\$186.49
8”	\$353.09	\$363.68	\$374.59	\$385.83	\$397.40

Section 7. Water Consumption Rates. Section 6.08.100 (A) of the District Code is hereby amended to read as follows:

“6.08.100 Water consumption rates.

A. Water consumption by District Customers shall be measured in units of one hundred cubic feet (seven hundred forty-eight gallons). The quantity charge for water consumption per one hundred cubic feet (HCF) shall be as follows:

CONSUMPTION	CHARGES (Effective July 1, 2014)	CHARGES (Effective January 1, 2015)	CHARGES (Effective January 1, 2016)	CHARGES (Effective January 1, 2017)	CHARGES (Effective January 1, 2018)
0-8 hcf	\$2.47 per hcf	\$2.55 per hcf	\$2.62 per hcf	\$2.70 per hcf	\$2.78 per hcf
9-16 hcf	\$2.83 per hcf	\$2.92 per hcf	\$3.01 per hcf	\$3.10 per hcf	\$3.19 per hcf
16+ hcf	\$5.00 per hcf	\$5.15 per hcf	\$5.31 per hcf	\$5.47 per hcf	\$5.63 per hcf

Construction Water Depots (same as Temporary Water Service rates):

Minimum monthly charge (Effective July 1, 2014)	\$ 87.33
Minimum monthly charge (Effective January 1, 2015)	\$ 89.95
Minimum monthly charge (Effective January 1, 2016)	\$ 92.65
Minimum monthly charge (Effective January 1, 2017)	\$ 95.43
Minimum monthly charge (Effective January 1, 2018)	\$ 98.29
Monthly Quantity rate for each HCF (see above table for Consumption Rates)”	

Section 8. Wastewater Collection Rates. Section 6.12.050 of the District Code is amended to read as follows:

“6.12.050 Wastewater collection rates.

Wastewater collection rates for all classes of customers within the District shall be as follows per month per equivalent dwelling unit (EDU), calculated using the table of user classifications and wastewater demand factors set forth in Appendix D of this code.

\$10.10 per equivalent dwelling unit (Effective July 1, 2014)

\$11.11 per equivalent dwelling unit (Effective January 1, 2015)

\$12.22 per equivalent dwelling unit (Effective January 1, 2016)

\$13.44 per equivalent dwelling unit (Effective January 1, 2017)

\$14.78 per equivalent dwelling unit (Effective January 1, 2018)

Section 9. Requirements for Rates, Fees and Charges. The rates, fees and charges adopted by this ordinance shall not exceed the reasonably estimated costs of providing the services for which the rates, fees or charges are imposed.

Section 10. Effective Date. All sections of this Ordinance pertaining to water service rates, fees, and charges shall be in full force and effect thirty (30) days from and after the date of adoption. All sections of this Ordinance pertaining to wastewater service rates, fees, and charges shall be in full force and effect immediately upon adoption in accordance with section 31105(a) of the California Water Code.

Section 11. Publication and Posting. Within 10 days after adoption, the district shall publish, in a newspaper published in Monterey County and circulated within the district, a summary of this ordinance with the names of those directors voting for and against adoption, and shall post in the district office a certified copy of the full text of this ordinance as adopted along with the names of those directors voting for and against adoption.

Section 12. Notice of Exemption Notice of Determination. The Secretary is authorized and directed to give due notice of exemption of this ordinance from the provisions of CEQA, pursuant to Title 14 California Code of Regulations section 15062.

Section 13. Existing Charges. Existing rates, fees and charges in effect when this ordinance is adopted shall remain in effect unless specifically changed by this ordinance.

Section 14. Severability. If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional or invalid, or superseded by some other provision of law, such provisions shall be severed from and shall not affect the validity of the remaining provisions of this ordinance. The Board hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, or phrase thereof irrespective of the fact that any other part thereof be unconstitutional or invalid, or superseded by some other provision of law. The parts of this ordinance which are not unconstitutional, invalid, or superseded shall remain in full force and effect and shall be enforced according to their terms.

Section 15. Interpretation. Words and phrases used in this ordinance shall be read conjunctively with and shall have the same meaning as in prior district ordinances and the

district Code, unless specifically changed by this ordinance or unless the context requires some other construction. If there is any inconsistency between this ordinance and prior provisions, this ordinance shall control.

Section 16. Annual Modification of Rates and Charges. All rates, fees and charges specified in this ordinance are the maximum amounts that may be imposed by the District for the applicable time period. The Board of Directors as part of its review and adoption of the annual District budget may determine by resolution to impose less than the applicable rate, fee or charge set forth in this ordinance for all or a portion of the time period covered by that District budget.