

**ORDINANCE NO. 300 OF  
TAHOE CITY PUBLIC UTILITY DISTRICT  
AMENDING AND MODIFYING ORDINANCE NO. 255  
(AS AMENDED BY ORDINANCE NUMBERS 257, 259-A, 261-A, 266, 268, 270,272, 278 and 282)**

**WHEREAS**, Tahoe City Public Utility District (“District”) was formed pursuant to the California Public Utility District Act and provides potable water and sewer collection service to lands within the District; and,

**WHEREAS**, the Board of Directors of Tahoe City Public Utility District (“the Board”) has the authority to establish fees and charges for the provision of sewer service to District customers. The Board establishes maximum sewer rates in this Ordinance for years 2020, 2021, 2022, 2023, and 2024; and,

**WHEREAS**, the Board retained HDR Engineering, Inc. (HDR) to perform a water and sewer rate study, based on the study completed by HDR in 2014. The August 2019 Comprehensive Water and Sewer Rate Study (2019 HDR Rate Study) examined the adequacy of the existing water and sewer rates, and provided the basis for adjustments to rates to adequately and equitably fund the operating and capital needs of the water and sewer system; and,

**WHEREAS**, the main objectives of the 2019 HDR Rate Study are to develop a projection of water and sewer revenues to support the District’s operating and capital cost, proportionally allocate the costs of providing water and sewer service to those customers receiving service, and propose cost-based and equitable rates for a multi-year period; and,

**WHEREAS**, the District prepared a 5-year sewer capital improvement plan, which was updated from the previous sewer capital improvement plan; and,

**WHEREAS**, the Board reviewed relevant financial data and determined that the sewer system rates and charges that were in effect would not generate sufficient revenue over the next five years and beyond for prudent operation of the District’s sewer system; and,

**WHEREAS**, in the 2019 HDR Rate Study, HDR compared the revenue of the sewer utility to its expenses to determine the overall sewer rate adjustment required. Then, HDR allocated the revenue requirements to the various customer classes of service in an equitable manner; and

**WHEREAS**, the District conducted several public meetings and workshops at which proposed sewer rates were discussed, public comments were received, and proposed sewer rates were presented; and,

**WHEREAS**, at the District Board meetings held on July 17, 2019, August 06, 2019 and August 16, 2019, the Board considered sewer rate structure recommendations from HDR and District management and at the August 16, 2019 meeting the Board voted to change sewer rates effective January 1, 2020, and to set a public hearing October 18, 2019 in accordance with Section 6 of Article XIID of the California Constitution (Proposition 218); and,

**WHEREAS**, the District has given notice of the proposed new maximum sewer rates as required by law in that a notice of the public hearing of the proposed changes to the sewer rates was mailed to each land owner and sewer rate payer not less than forty-five days prior to the scheduled October 18, 2019 public hearing in compliance with Section 6 of Article XIID of the Constitution of the State of California; and,

**WHEREAS**, at the District Board meeting held on October 18, 2019, the Board considered oral and written comments from the public on the proposed maximum sewer rates. The Board then closed the public hearing, deliberated on the sewer rates and structure, and directed the District Clerk to count written protests; and,

**WHEREAS**, following public comment, the Board adopted the 2019 HDR Final Report: Comprehensive Water and Sewer Rate Study, August 2019, as the basis for proposed maximum water and sewer rates for 2020, 2021, 2022, 2023, and 2024; and,

**WHEREAS**, the District Clerk advised the Board that \_\_\_\_\_ written protests out of a total of 7,711 sewer customers were received. It was, therefore determined that a majority protest to the proposed sewer rates did not exist;

**NOW, THEREFORE, THE BOARD OF DIRECTORS OF TAHOE CITY PUBLIC UTILITY DISTRICT HEREBY RESOLVES AS FOLLOWS:**

**SECTION 1:** FINDINGS. After hearing and considering oral and written comments, considering the evidence offered, and duly deliberating the matters presented, the Board of Directors of Tahoe City Public Utility District finds and determines that:

- A. The above recitals are true.
- B. The Board is empowered to prescribe, revise, and collect fees and charges to operate and maintain the District's sewer system.
- C. The proceedings related to the proposed increases in sewer rates and charges have been duly noticed in compliance with the Constitution of the State of California, and other applicable law.
- D. The sewer rates and charges set forth in the attached Exhibits are not discriminatory; and,
- E. The rates and charges set forth in the attached Exhibits are not excessive inasmuch as revenues from said rates and charges will not exceed the costs of providing sewer services.

**SECTION 2:** SEWER RATES AND CHARGES. Based upon these findings, the Board approves and directs the implementation of sewer rates and charges for years 2020, 2021, 2022, 2023, and 2024 as set forth in Table 4-8 of HDR's Comprehensive Water and Sewer Rate Study, August 2019, and attached as Exhibits 10.01 and B to this Resolution.

- A. Exhibits 10.01 and B of Ordinance No. 255 (as amended by Ordinance Numbers 257, 259-A, 261-A, 266, 268, 270, 272, 278 and 282), Rate Codes 201 through 399, is modified as shown on Exhibits 10.01 and B to this Ordinance 300 in order to implement revised sewer rates adopted by the Board on October 18, 2019. The sewer rates set forth in Exhibits 10.01 and B of Ordinance No. 300 shall take effect on January 1, 2020 unless the District revises the sewer rates further.
- B. Except as modified and amended hereby (and by Ordinance No. 257, 259-A, 261-A, 266, 268, 270, 272, 278 and 282), Ordinance No. 255 shall in all other respects remain in full force and effect.

**SECTION 3:** EFFECTIVE DATE. This Ordinance is effective upon its adoption. This Ordinance and the amendments and modifications hereby made, shall become effective 30 days from the date of its enactment and prior thereto shall be posted and published as required by law. The sewer rates will be applied with the first billing period beginning on or after January 1, 2020.

**SECTION 4: REVISED IMPLEMENTATION OF SEWER RATE.** Annually, the Board will review the operating expenses of, the capital costs of, and the revenues received from the sewer utility as compared to the projections used in the 2019 HDR Rate Study. The Board will then determine if the sewer rates for the coming year should be modified based on revised conditions in order to maintain continuity with the 2019 HDR Rate Study. The Board may reduce the sewer rates in any given year and cannot exceed the cumulative sewer rates presented for any specific year to the ratepayers through the Proposition 218 process.

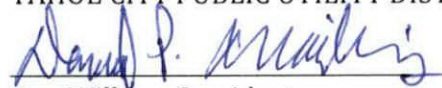
**PASSED AND ADOPTED** on the 18<sup>th</sup> day of October 18, 2019, by the following vote:

AYES: Pang, Scoville, Friedman, Zumwalt, Wilkins

NOES: None

ABSENT: None

TAHOE CITY PUBLIC UTILITY DISTRICT



Dan Wilkins, President

ATTEST:



Terri Viehmann, District Clerk

Residential Sewer Rate Schedule									
Rate Code / Rate Code <sup>1</sup> Monthly / Quarterly	Sewer Connection Description	Unit Description	Connection Fee	Maximum Monthly Sewer Charges					
				2020	2021	2022	2023	2024	
201 / 301	Residential	Dwelling Unit	\$1,000.00	\$46.79	\$49.60	\$51.83	\$54.16	\$56.60	

<sup>1</sup> Sewer customers only - multiply monthly sewer rate by 3 for quarterly billing

Commercial Sewer Rate Schedule									
Rate Code / Rate Code <sup>1</sup> Monthly / Quarterly	Sewer Connection Description	Unit Description	Connection Fee	Maximum Monthly Sewer Charges					
				2020	2021	2022	2023	2024	
204 / 304	Motel w/o kitchen	Motel Unit	\$395.00	\$19.04	\$20.18	\$21.39	\$22.35	\$23.36	
205 / 305	Motel w/kitchen	Motel Unit	\$435.00	\$20.29	\$21.51	\$22.80	\$23.83	\$24.90	
206 / 306	Seating - per 1/2 seat	Per Seat	\$25.00	\$1.30	\$1.38	\$1.46	\$1.53	\$1.60	
207 / 307	Seating - per seat	Per Seat	\$50.00	\$2.61	\$2.76	\$2.93	\$3.06	\$3.20	
211 / 311	Laundry - per machine	Per Machine	\$200.00	\$9.52	\$10.09	\$10.70	\$11.18	\$11.68	
212 / 312	Hotel w/kitchen	Motel Unit	\$395.00	\$19.04	\$20.18	\$21.39	\$22.35	\$23.36	
213 / 313	Hotel w/o kitchen	Each	\$250.00	\$12.01	\$12.73	\$13.49	\$14.10	\$14.73	
215 / 315	Campsite w/sewer	Each	\$490.00	\$23.60	\$25.01	\$26.51	\$27.70	\$28.95	
216 / 316	Campsite w/o sewer	Each	\$435.00	\$20.29	\$21.51	\$22.80	\$23.83	\$24.90	
220 / 320	Snackbar	Each	\$1,475.00	\$70.32	\$74.54	\$79.01	\$82.57	\$86.29	
221 / 321	Service Station	Each	\$1,475.00	\$70.32	\$74.54	\$79.01	\$82.57	\$86.29	
222 / 322	Beauty/Barber Shop (per chair)	Each Chair, Min. 2 Chairs	\$980.00	\$25.36	\$26.88	\$28.49	\$29.77	\$31.11	
223 / 323	Theater	Each	\$2,945.00	\$140.57	\$149.01	\$157.95	\$165.06	\$172.49	
224 / 324	Boat Pump	Each	\$1,475.00	\$70.32	\$74.54	\$79.01	\$82.57	\$86.29	
225 / 325	Standby Sewer Service	n/a	n/a	\$9.21	\$9.76	\$10.35	\$10.82	\$11.31	
226 / 326	Food Service Estab Lic	n/a	n/a	\$31.17	\$33.03	\$35.01	\$36.59	\$38.24	
230 / 330	Backwash (per filter)	Per Filter	\$440.00	\$23.60	\$25.01	\$26.51	\$27.70	\$28.95	
235 / 335	Unclassified Sewer	As Determined	As Determined	\$46.79	\$49.60	\$52.58	\$54.95	\$57.42	
236 / 336	Unclassified Sewer - w/o Kitchen	As Determined	As Determined	\$19.04	\$20.18	\$21.39	\$22.35	\$23.36	

Rate Code / Rate Code <sup>1</sup> Monthly / Quarterly	All other Commercial or Professional Buildings, including Churches	Sewer Units PLUS Square Footage		Maximum Monthly Sewer Charges				
				2020	2021	2022	2023	2024
240 / 340	.5 Sewer unit (1-10 Fixtures)	Each	\$500.00	\$23.60	\$25.01	\$26.51	\$27.70	\$28.95
241 / 341	1.0 Sewer unit (11-20 Fixtures)	Each	\$1,000.00	\$46.79	\$49.60	\$52.58	\$54.95	\$57.42
270 / 370	Commercial Non-Restaurant <1,000 sq ft	Each	\$1,000.00	\$46.79	\$49.60	\$52.58	\$54.95	\$57.42
271 / 371	Commercial Non-Restaurant >1,000 sq ft	Each	\$500.00	\$23.60	\$25.01	\$26.51	\$27.70	\$28.95
299 / 399	Pro-Rated Sewer Charge			\$1.28	\$1.36	\$1.44	\$1.50	\$1.57

<sup>1</sup> Sewer customers only - multiply monthly sewer rate by 3 for quarterly billing

<b>Water and Sewer Fees</b>	<b>Fees</b>	<b>Note</b>
<b>Residential–New Construction or REMODEL</b>		
Permit and final inspection (Minor-Remodel)	\$60.00	
Plan check for remodel not involving sewer or water systems	No Charge	
Permit plan check and up to 4 site inspections for new construction or remodel involving sewer and/or water system involvement	\$175.00	
Additional inspections exceeding ordinance standard	\$41.00	Per inspection
Residential sewer pump system review	\$171.00	
Residential fire sprinkler system review	\$113.00	
Conditional Final - Minor construction incomplete	\$525.00	Deposit- Refunded upon completion of pending work.
Replacement or relocation of existing water service line	\$60.00	One site visit (trench/pressure)
Replacement or relocation of existing sewer service lateral	\$144.00	Up to three site visits
Seal Cap Deposit	\$525.00	
<b>Commercial</b>		
New Construction or Remodel		
Permit and final inspection (Minor-Remodel)	\$60.00	
Permit, development agreement, plan check and inspection	\$525.00	Deposit; billed at actual cost; including legal expense
Conditional Final – Minor construction incomplete	\$525.00	Deposit-Refunded upon completion of pending work
<b>Customer Construction</b>		
Development agreement, plan check and inspection for installation and or extension of water main	\$1,000.00	Deposit; billed at actual cost
Development agreement, plan check and inspection for installation and or extension of sewer collection system	\$1,000.00	Deposit; billed at actual cost
On-site inspection not related to permit or agreement	\$41.00	
Security bond for property owner performing own work	\$1,050.00	Refundable deposit
<b>District Construction for Customer's Benefit</b>		
Water service tap	\$5,000.00	Deposit; billed at actual cost
Fire sprinkler service tap	\$5,000.00	Deposit; billed at actual cost
Sewer stub install	\$5,000.00	Deposit; billed at actual cost
<b>Food Service Wastewater Discharge Permit</b>		
Permit for food service facility Monthly/Quarterly	\$ 31.17/ \$ 93.51	Monthly/Quarterly fee
Plan check – Grease interceptor or grease trap	\$60.00	Deposit; billed at actual cost
Inspection – Grease interceptor or grease trap	\$41.00	Per inspection
<b>Temporary Discharge</b>		
Permit	\$41.00	
Temporary discharge (\$0.98 per 1,000 gallons plus \$0.98 per 1,000 gallons per lift) includes swimming pool & spa drain	\$60.00	Deposit; billed at actual cost
Security deposit for damage to District facilities as a part of temporary discharge	\$475.00	Refundable if facilities not damaged
<b>Fire Hydrant Use</b>		
Permit	\$41.00	
Water use through hydrant meter	\$6.00 per day	300 gallons per day included in daily fee. Usage over 300 gallons per day billed at current commercial adopted rate per 1,000 gallons.
Security deposit for hydrant meter	\$925.00	Refundable deposit
<b>Sewer Air Test – Time of Sale</b>		
Processing fee and one site inspection	No Charge	
Repeat site visit	\$41.00	
Withhold in lieu of test: Processing fee	\$60.00	Additional charge if site visit required
Withhold in lieu of test: Site visit, if needed	\$41.00	

<b>Water and Sewer Fees</b>	<b>Fees</b>	<b>Note</b>
<b>Disconnect water and/or Sewer Service – Cap Off PERMANENTLY</b>		
Processing fee	\$24.00	
Inspection fee	\$41.00	Each site visit
Witness abandonment of septic tank	\$41.00	
<b>Miscellaneous Services</b>		
Water meter test for accuracy	\$60.00	Deposit; billed at actual cost. No charge if meter found to exceed 100% accuracy
Water sampling & testing, at customer's request	\$60.00	Deposit; billed at actual cost
Water service locate on private property	\$60.00	Minimum; billed at actual cost
Temporary shut-off of exposed water service	\$60.00	Minimum; billed at actual cost
Reconnect water service during regular business hours	\$60.00	Minimum; billed at actual cost
Reconnect water service after hours	\$87.00	Minimum; billed at actual cost
Sewer property line cleanout locate; cleanouts deeper than 18" below grade will not be exposed	\$117.00	Minimum; billed at actual cost
Cross-connection inspection, on-site	No charge	
<b>District Labor and Equipment Expense</b>		
District labor, overhead and vehicle expense	Actual cost	
Camera to televise sewer main	\$ 50.00 per hour	Equipment charge only; plus labor
Vactor	\$152.00 per hour	Equipment charge only; plus labor
Backhoe	\$46.00 per hour	Equipment charge only; plus labor
Emergency snow removal	Actual Cost	Minimum 1 hour
<b>Easements</b>		
Easement research, including, but not limited to, review and approval of easements; requests for easement abandonment and / or encroachment	\$60.00	Deposit; billed at actual cost
Easement encroachment agreement	\$525.00	Deposit; billed at actual cost
<b>Administrative and Miscellaneous Fees</b>		
Unreported connections	\$352.00	
Unreported discharges	\$352.00	
Unreported fire hydrant use - excluding Fire Department use	\$352.00	
Investigation of unauthorized activity, including, but not limited to discharges, sump pumps and removal or bypass of District- approved backflow prevention assembly	Actual Cost	Including administrative, field investigation and legal expenses
Ordinance violation disconnect and reconnect (including non-payment)	Actual Cost	
<b>MISCELLANEOUS CHARGES AND FEES</b>		
Process returned check	\$24.00	
Delinquent payment of charges for services provided	10.0% of balance 1.5% of balance	30 days after each quarterly billing 60 days after each quarterly billing
Process refund of fees paid for service where service request was cancelled; excludes refund of	\$24.00	
Process refund of balance on deposit for service performed	No charge	
Process refund of connection fee	\$87.00	
Process change in ownership	\$24.00	
Copies, letter or legal size, each	\$0.13	
Copies, blueprint (for plan review, only)	\$2.30	

**NOTE: SNOW REMOVAL IS NOT INCLUDED WITH ANY SERVICE PROVIDED**

**DEPOSITS MAY BE REDUCED OR INCREASED DEPENDING UPON THE ACTUAL ESTIMATED COST**