

**RESOLUTION NO. 2009 - 05**

**A RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE COASTSIDE COUNTY WATER DISTRICT AMENDING THE RATE AND FEE  
SCHEDULE TO INCREASE WATER RATES**

THIS RESOLUTION IS ADOPTED with reference to the following facts and circumstances which are found and declared by the Board of Directors:

1. The General Manager and Finance Committee, during consideration and preparation of the budget for Fiscal Year 2009-2010, determined that at current rates and projected levels of water sales and expenses, the District's annual operating and maintenance expenses are expected to significantly exceed revenues.

2. The anticipated increases in expenses are attributable to a number of factors including but not limited to, increased costs associated with compliance with regulatory requirements, increased community outreach for water awareness and conservation, payment of debt service for financing of necessary capital improvements and replacement of aging facilities, higher costs for materials and services, and the funding of depreciation on District infrastructure.

3. The Board considered its options for responding to this situation at a public hearing at which the specific rate proposal enacted herein was addressed. Notice of the public hearing was provided to each parcel subject to the proposed rate increase in accordance with the requirements of California Constitution, Article XIID, subd. 6. At the public hearing, the Board of Directors considered all protests against the proposed rate modification, and written protests against the proposed rate increase were not presented by a majority of owners of the parcels subject to the proposed rate increase.

4. After discussion and consideration of the comments received at the public hearing, the Board finds the rates hereinafter set forth to be reasonable and required for the proper operation of the District.

5. The Board further finds that the amount of the rates hereinafter set forth does not exceed the amount of the estimated costs required to provide the services for which the rates are levied.

6. The board further finds that the increases in rates effected by this resolution are exempt from the California Environmental Quality Act, pursuant to Section 21080(b)(8) of the Public Resources Code, because they are for the purposes of (1) meeting operating expenses, (2) purchasing or leasing supplies, equipment and materials, (3) meeting financial reserve requirements, and (4) obtaining funds for capital projects necessary to maintain service within existing service areas.

7. The bi-monthly base charges adopted by this Resolution are imposed based on customers' immediate demand on the District and are not imposed upon real property, nor upon a person as an incident of real property ownership, and such charges may be avoided by surrendering the right to receive water service.

8. The quantity charges adopted by this Resolution are imposed based on the amount of water used by the customer and are not imposed upon real property, nor upon a person as an incident of real property ownership, and such rates may be reduced or avoided by customers' reduction or discontinuance of water use.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Coastside County Water District as follows:

1. Section 1.A., Base Charge, of the Rate and Fee Schedule, is amended to read as follows:

"A. BASE CHARGE

The following base charge is the minimum charge to be paid by all customers on a bi-monthly basis:

Meter Size	Bi-Monthly Base Charge
5/8 inch	\$24.06
5/8 inch for 2 dwelling units	\$52.92
3/4 inch	\$36.17
3/4 inch for 2 dwelling units	\$72.38
1.0 inch	\$60.28
1.5 inch	\$116.41
2.0 inch	\$192.94
3.0 inch	\$422.07
4.0 inch	\$1,447.28

2. Section 1.B, Quantity Charge, of the Rate and Fee Schedule is hereby amended to read as follows:

"B. QUANTITY CHARGE

In addition to the bi-monthly base charge set forth in Section 1.A, the following quantity charges shall be paid per one hundred cubic (hcf) of water delivered:

1. Residential Customers

Use Tiers	Bi-Monthly Water Consumption Charge
1 – 8 Units	\$3.93
9 – 25 Units	\$4.33
26 – 40 Units	\$5.63
41 or more Units	\$6.96

2. All Other Customers \$5.35 per hcf

Residential Customers, for purposes of this Section 1.B, are single family homes, duplexes, condominiums, townhouses and all apartment buildings with individual meters for separate residential dwelling units. Apartment houses with a single "master meter" measuring consumption within multiple dwelling units are not "Residential Customers" for purposes of this Section 1.B."

3. Section 3.D, Portable Meters, of the Rate and Fee Schedule, is hereby amended to read as follows:

“D. PORTABLE METERS

Customers requesting water service through portable meters shall pay:

1. A deposit in an amount, as estimated by the General Manager, equal to the replacement cost of the meter:
2. A bi-monthly rental charge of \$56.13
3. In addition, customers using portable meters shall pay quantity charges pursuant to Section 1.B.2. (All Other Customers).”

4. This Resolution shall be effective for meter readings after July 14, 2009, and any billing for the current billing cycle as of the effective date shall be pro-rated.

5. The General Manager shall arrange for the Rate and Fee Schedule to be re-codified to incorporate the changes effected by this Resolution.

6. The General Manager is directed to file a Notice of Exemption with the County Clerk and to take such other actions as may be necessary to give effect to this Resolution.

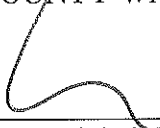
PASSED AND ADOPTED THIS 14<sup>th</sup> day of July, 2009, by the following vote of the Board:

AYES: Directors Coverdell, Feldman, Ascher, President Mickelsen

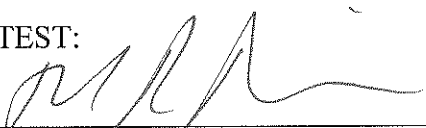
NOES:

ABSENT: Director Larimer

COASTSIDE COUNTY WATER DISTRICT

  
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Chris Mickelsen, President of the  
Board of Directors

ATTEST:

  
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Secretary of the Board