

## Resolution 2019-07

### A Resolution of the Board of Directors of Brooktrails Township Community Services District Amending Resolution 2018-10 and Establishing Rates and Fees for Water and Sewer Utility Connections and Other Services

**WHEREAS**, Section 61115 of the Government Code provides for the establishment of rates and charges for services provided by community services districts; and

**WHEREAS**, public hearings were duly advertised and held on May 14, 2019 and July 9, 2019;

**WHEREAS**, the approval of rates herein is exempt from the California Environmental Quality Act "CEQA" pursuant to Public Resources Code §21080. This is because the Budget for FY 2019-20 adopted July 9, 2019 and other information before the Board of Directors, establishes that the proposed rates are for the purpose of meeting operating expenses, including employee wage rates, and fringe benefits, purchasing or leasing supplies, equipment or materials, meeting financial reserve needs and requirements, servicing debt and obtaining funds for capital projects necessary to maintain service within existing service areas;

**WHEREAS**, the Board of Directors specifically finds that the rates and fees set forth herein do not exceed the estimated reasonable cost for providing the services to which they are assigned, and have not generated funds in excess of operating costs, reserve limits and anticipated capital expenditures, and those new rates contained herein are designed to offset specific budgeted expenses;

**WHEREAS**, with specific regard to costs for sewer services, the District remains contractually obligated to pay a percentage of the City of Willits sewer plant state-mandated capital construction, along with specific amounts for annual operating costs for the plant,

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Brooktrails Township Community Services District that:

Effective July 1, 2019, Resolution No. 2018-10 is amended and the following shall be the Rates and Fees for water and sewer utility connections and services:

1. Water Service Connection Fees. The connection fee for each single family residence water service connection (typical 5/8" or 3/4" meter) as provided in Section 2-210 of the Brooktrails Utilities Code shall be \$11,697.00. For meter sizes larger than 3/4" and commercial meters, calculations from the 2009 Oscar Larson connection fee study for larger meter sizes will be consulted by the District as a guideline, and the connection fee will be individually established by the Board on a case-by-case basis.

2. Sewer Service Connection Fees.

(a) Residential Uses. The connection fee for each single family residence sewer service connection as provided in Section 3-707 of the Brooktrails Utilities Code shall be \$12,014.00.

(b) Commercial, Industrial and Public Uses. The connection fee for commercial, industrial

and public agency users shall be set for each such user by the Board of Directors on a case-by-case basis based upon projected sewage flow and characteristics.

**3. Monthly Utility Service Charges.**

(a) As provided in Section 1-505 of the Brooktrails Utilities Code, the monthly water service charge for each metered service shall be as follows:

(I) The basic minimum service rate (base rate) shall be Sixty Dollars (\$60.00). The rate will apply to all properties connected to the water system. The reason for this rate is for the operational and capital costs associated with the water department.

(II) In addition to the basic minimum service rate each service shall be billed by volume per cubic foot of water used during the preceding billing period as determined from the meter reading. The per cubic foot charge is \$0.03118.

(b) As provided in Section 1-505 of the Brooktrails utility Code, the existing monthly sewer service charge for each connection on a premise shall be as follows:

(I) The basic rate for sewer service (base rate) shall be the sum of Seventy-Five Dollars (\$75.00). The rate will apply to all properties connected to the sewer system. The reason for this rate is for the operational and capital costs associated with the sewer department.

(II) In addition to the basic rate, for each family residential unit on the premises and served in excess of one, the sum of Seventy-Five Dollars (\$75.00).

(III) For commercial connections, in addition to the basic rate, an amount equal to twenty-five percent (25%) of the water usage charge calculated pursuant to 3(a) and (2) herein and above.

**4. Guarantee Deposit.** The guarantee deposit as provided in Sections 1-402 and 2-805 of the Brooktrails Utilities Code shall be Fifty Dollars (\$50.00) per unit.

**5. New Account Charge.** The new account charge as provided in Section 4-406 of the Brooktrails Utilities Code shall be Twenty Dollars (\$20.00).

**6. Delinquency Notice Charge.** The charge for notice of delinquency as provided in Section 1-601 of the Brooktrails Utilities Code shall be Fifteen Dollars (\$15.00).

**7. Reinstatement of Service Charge.** The charge for reconnection of service after disconnection, as provided in Section 1-604 of the Brooktrails Utilities Code, during business hours shall be Seventy-five Dollars (\$75.00) plus any costs incurred in excess of turning on the curb stop valve because of damage to the meter or lock or because of removal of the meter or because of other actions required to assure discontinuance of service during regular working hours. After business hours, the charge for reconnection of service after disconnection of \$50.00 will apply, along with the after-hours service call charge of \$200.00 referenced below.

**8. After-hours service calls.** The charge for after-hours service calls by on-call staff shall be Two- hundred Dollars (\$200.00).

9. Installation of Water Service. For a new service as provided in Sections 1-501 and 1-502 of the Brooktrails Utilities Code excepting parcels assessed under the Improvement Bond Act of 1915, the charge shall be the actual cost incurred by the District to install the service and the required deposit shall be an estimate of said cost.

10. Meter Test Deposit. The meter test as provided in Section 2-506 of the Brooktrails Utilities Code shall be the sum of one-hundred and Fifty Dollars (\$150.00).

11. Backflow Prevention Device Testing Charge. The backflow device testing charge as provided in Section 2-905 of the Brooktrails Utilities Code shall be Three Dollars and Twenty-Five Cents (\$3.25) per month for each service which has a backflow prevention device requiring annual testing.

12. Private Water Tank Inspection Fee. As provided by the Utilities Code, the private water tank annual inspection fee shall be Three Dollars and Twenty-Four Cents (\$3.24) per month.

13. Returned Check Charge. For each instance when any check or other instrument of payment tendered in payment of any charges or fees herein is returned to the District unpaid, the account for which the check or other instrument was tendered will be charged Twenty-Five Dollars (\$25.00).

14. Private Sewer Lateral Inspection/Testing Charge. For inspections and testing of private sewer laterals in accordance with District Ord. 142, the owner of the property shall be charged One Hundred Dollars and No Cents (\$100.00).

**NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE BOARD OF DIRECTORS OF THE BROOKTRAILS TOWNSHIP COMMUNITY SERVICES DISTRICT AS FOLLOWS:**

Effective July 1, 2019, Resolution No. 2018-10 is amended and the following shall be the for certain architectural reviews:

1. Review of a plan for a single family dwelling – \$280.00
2. Review of a plan for a multiple family dwelling – \$280.00 for first unit plus \$54.00 each additional unit in the same building
3. Review of a plan for a commercial building - \$280.00 plus \$80.00 per hour for time spent by the District Architect in excess of one hour
4. Review of a plan for major remodeling or other construction, exclusive of decks – \$100.00
5. Preliminary Review of a deck plan – \$75.00
6. Re-review of previously-approved but revised plans – \$40.00 if it can be reviewed without additional site visit; \$75.00 if additional site visit required
7. Preliminary site review by District Architect for construction prior to plan submittal – \$75.00
8. Site or plan review for developed lot for tree removal or miscellaneous minor work – \$25.00

9. Preliminary review of Private Water Tank review/permitting – \$75.00

10. Minor Site Plan review – \$50.00

Effective July 1, 2019 the following shall be charged for certain miscellaneous Land Use Services:

1. Lot Merger – Two lots to One Lot – \$750.00
2. Each additional lot to be merged – \$85.00 (up to four-lots)
3. Recording Fee – \$92.00

**NOW, THEREFORE, BE IT FURTHER RESOLVED** by the Board of Directors of the Brooktrails Township Community Services District as follows:

**Section 1.** Effective July 1, 2019, Resolution No. 2018-10 is amended and the following rates and fees are established for green fees and annual memberships by persons of 18 years and older:

<u>GREEN FEES</u>	<u>Ball Golf</u>	<u>Disc Golf</u>
9 holes/baskets	\$17.00	-----
18 holes/baskets	\$22.00	\$12.00
Non-Golfer	\$1.00	\$1.00

Subject to the limitations stated herein, any person(s) may purchase an annual green fee in lieu of paying the daily rates/green fees provided above.

<u>GREEN FEES (Annual)</u>	<u>Ball Golf</u>	<u>Disk Golf</u>
Single membership	\$650.00	\$450.00
Couple	\$950.00	\$650.00
Family (five)	\$1,200.00	\$850.00
Additional family member	\$50.00/each	\$25.00/each

**Section 2.** Effective July 1, 2019, Resolution No. 2018-10 is amended and the following rates and fees are established for green fees and annual memberships by persons under 18 years:

<u>GREEN FEES</u>	<u>Ball Golf</u>	<u>Disc Golf</u>
9 holes/baskets	\$10.00	-----
18 holes/baskets	\$12.00	\$7.00
Non-Golfer	\$1.00	\$1.00

The annual green fee for a person under 18 years of age shall be \$125.00.

The first-time purchase of an annual green fee may be purchased at the beginning of each month with the cost being prorated based upon the purchase date. For all present owners, the annual green fees are due by the 1st of July by paying the required fee.


**NOW, THEREFORE, BE IT FURTHER RESOLVED THAT** should any section, subsection, paragraph, sentence, clause or phrase of this resolution for any reason be held to be unconstitutional or invalid by a court of competent jurisdiction, the remaining portions of this resolution shall remain in full force and effect.

**INTRODUCED** May 14, 2019 and **ADOPTED** this July 9, 2019, at a Regular meeting of the Board of Directors of the Brooktrails Township Community Services District by the following roll call vote:

AYES: Williams, Orth, Horrick, Santos, Tyler-O'Shea

NAYS:

ABSENT:

  
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R. Richard Williams, President

ATTEST:

  
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Tamara Alaniz, Secretary