

RESOLUTION NO. 2017 -2

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MUIR BEACH COMMUNITY SERVICES DISTRICT ESTABLISHING A SCHEDULE OF RATE CHARGES FOR WATER SERVICE AND CAPITAL IMPROVEMENTS AND ESTABLISHING A BI-MONTHLY BILLING SCHEDULE

WHEREAS, the Muir Beach Community Services District last established water rates and fees through Ordinance No. 2010-2 A Schedule of Rate Charges for Water Service and Capital Improvements; and

WHEREAS, the Muir Beach Community Services District charges water rates to fund its costs for providing safe and reliable water service, including operational, technical, managerial, financial, and capital improvement costs; and

WHEREAS, the Muir Beach Community Services District last increased its water rates 8.5% in 2010 to offset a 33.3% increase in water treatment costs; and

WHEREAS, since 2011, water production and distribution costs have increased 52%, plus water managerial costs have increased 41%, so total water operations and water management fees have increased 93% through 2016; and

WHEREAS, the Muir Beach Community Services District water operations have been running at a deficit and require a 100% water rate increase to meet current operating costs; and

WHEREAS, Government Code section 61115 authorizes Muir Beach Community Services District to adopt rates and charges by Resolution; and

WHEREAS, because of Muir Beach Community Services District's increased costs, it is appropriate at this time to review the rates and to establish revised rates for its treated water, commensurate with the costs incurred by the District; and

WHEREAS, pursuant to Section 6 of Article XIII of the California Constitution, Muir Beach Community Services District prepared, published, and mailed to each affected parcel owner and customer a Notice of the proposed rate revisions which set forth the date, time, and location of the public hearing to consider adoption of the rate revisions; and

WHEREAS, this Notice set forth the reasons for the increase and the procedure by which a parcel owner and customers may protest the increase, including the address to which a protest could be mailed or delivered; and

WHEREAS, the District allowed a 45-day comment period to elapse between the date of mailing the Notice to the affected property individuals and the public hearing; and

WHEREAS, on September 6, 2017, Muir Beach Community Services District conducted a duly noticed public hearing wherein the Board of Directors heard public comment and staff reports related to the proposed rate revisions and considered all protests against the proposed rate revisions.

NOW, THEREFORE, THE BOARD HEREBY FINDS AND IT IS HEREBY RESOLVED
as follows:

Pursuant to the provisions of Section 6 of Article XIII of the California Constitution, each affected parcel owner and/or customer has been properly notified of the proposed rate revisions, and there was no majority protest against them.

The revenues derived from the District rates do not exceed the funds required to provide the property related service.

The revenues derived from the water rate and charge increase will not be used for any purpose other than that for which the rate and charge increases are herein imposed.

The amount of the rates imposed upon any parcel or person as an incident of property ownership does not exceed the proportional cost of the service attributable to the parcel.

RESOLVED that the Muir Beach Community Services District Board of Directors adopts the 100% rate increase in water rates as shown on the table attached; and be it further

RESOLVED that all previous ordinances, resolutions and sections of ordinances and resolutions that are inconsistent with this Resolution are hereby repealed; and be it further

RESOLVED that this Resolution shall take effect immediately. The rates and charges adopted by this Resolution shall go in to effect no sooner than September 6, 2017.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of the Muir Beach Community Services District held on this ___th day of _____, 2017, by the following vote:

AYES:

NOES:

ABSENT:

PRESIDENT, BOARD OF DIRECTORS

ATTEST:

DISTRICT MANAGER

District Bi-monthly Water Rates:

Tiers	Gallons	Charge	
<i>Base Rate</i>	0 to 4,500	\$ 99.84	Flat charge
<i>Tier Two</i>	4,501 to 10,000	\$ 1.84	per 100 gallons used, plus charge from prior tier
<i>Tier Three</i>	10,001 to 20,000	\$ 2.58	per 100 gallons used, plus charge from prior tier
<i>Tier Four</i>	20,001+	\$ 3.24	per 100 gallons used, plus charge from prior tier

Note

1. Rates **include** an assigned 25% surcharge by the District to be reserved for capital improvements at the direction of the Board of Directors.
2. Charges are calculated per gallon; rates are shown per 100 gallons for clarity only.