

ORDINANCE NO. 83

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE
SIERRA LAKES COUNTY WATER DISTRICT CONCERNING
WATER AND SEWER SERVICE CHARGES,
AND ELIMINATION OF WATER AND SEWER BASE CHARGES AND
TEMPORARY SERVICE**

BE IT ORDAINED by the Board of Directors of the Sierra Lakes County Water District, Placer County, California, as follows:

SECTION ONE. BILLING AND COLLECTION.

Section 4.01 of Division IV of Chapter 1 of the Sierra Lakes County Water District Code is hereby amended to read as follows:

Section 4.01 Billing Period and Payment of Bills.

~~(a) Water and sewer charges will be billed on an annual basis. Customers will be given the option to pay in two equal semiannual installments with the installments due and payable on July 1 and January 1.~~

~~(b) If any charges or fees are not paid within thirty (30) days after the due date or dates, a penalty of ten percent (10%) will be added to said charges plus a further penalty of one-half percent (1/2%) per month on the first day of each month following. If the District disconnects service for nonpayment of any charge, rate or fee, a reconnection charge in the amount of \$500.00 shall be imposed. District bills for service shall inform the customer of such penalties and reconnection fees.~~

Section 4.02 of Division IV of Chapter 1 of the Sierra Lakes County Water District Code is hereby amended to read as follows:

Section 4.02 Commencement of Service and Prorated Bills.

The annual water and sewer service charges will commence on the date of issue of a water and sewer connection permit and will be prorated based on a 365 day year.

Section 4.14 of Division IV of Chapter 1 of the Sierra Lakes County Water District Code is hereby amended to read as follows:

Section 4.14 Premises Uninhabitable.

Where a premises connected to the District's sewer/water systems has been rendered uninhabitable, the owner may elect to have the premises disconnected from the District's water/sewer systems. The owner shall notify the District of such election in writing. If after disconnection of the premises from the District's water and sewer systems pursuant to the provisions of this subsection, the owner later desires water and sewer service from the District, the owner shall apply for such service in accordance with the ordinances, rules, and regulations of the District regarding applications for service, except that any primary facility fees previously paid for such premises shall be deducted from the amount of primary facility fees due pursuant to the application.

Section 4.15 of Division IV of Chapter 1 of the Sierra Lakes County Water District Code is hereby stricken in its entirety.

SECTION TWO. TEMPORARY SERVICE.

Division XIV of Chapter 2 of the Sierra Lakes County Water District Code is hereby stricken in its entirety.

SECTION THREE. WATER SERVICE CHARGES.

Section 15.01 of Division XV of Chapter 2 of the Sierra Lakes County Water District Code is hereby amended to read as follows:

Section 15.01 Service Charges.

Water service charges are hereby imposed upon all premises receiving water service from the works and facilities of the District. ~~For the July 1, 2007 through June 30, 2008 fiscal year and each year thereafter the annual water service charge shall be \$828.00~~ calculated on a per living unit basis.

A living unit is defined as a single family dwelling, including dwelling units such as apartments, condominiums and hotel and motel rooms (units). Equivalent living units for all commercial and industrial services shall be established by totaling the fixture units as defined in the latest edition of the Uniform Plumbing Code as prepared by the International Association of Plumbing Mechanical Officials, dividing this total by the whole number 20, and rounding to the nearest whole number.

Example: 48 fixture units total

$48/20 = 2.4$, which rounds to 2 equivalent living units

Section 15.06 of Division XV of Chapter 2 of the Sierra Lakes County Water District Code is hereby stricken in its entirety.

SECTION FOUR. APPLICATION, PRIMARY FACILITY FEES, AND RATES AND CHARGES.

Section 35.08 of Division XXXV of Chapter 3 of the Sierra Lakes County Water District Code is hereby amended to read as follows:

Section 35.08 Service Charges.

Sewer service charges are hereby imposed upon all premises receiving sewer service from the works and facilities of the District. ~~For the July 1, 2007 through June 30, 2008 fiscal year and each year thereafter~~ The annual sewer service charge shall be \$742.00 calculated on a per living unit basis. As used herein, the term "living unit" shall mean living unit as defined in Section 15.01 of Division XV of Chapter 2 of the District Code.

Section 35.12 of Division XXXV of Chapter 3 of the Sierra Lakes County Water District Code is hereby stricken in its entirety.

SECTION FIVE. INCONSISTENCY.

To the extent that the terms and provisions of this Ordinance may be inconsistent or in conflict with the terms and conditions of any prior District ordinance, motion, resolution, rule or regulation governing the same subject, the terms of this Ordinance will prevail with respect to the subject matter thereof and such inconsistent and conflicting provisions of prior ordinances, motions, resolutions, rule or regulations are hereby repealed.

SECTION SIX. SEVERABILITY.

If any provision of this Ordinance or application thereof to any person or circumstance is held invalid, no other provision of this Ordinance will be affected thereby.

SECTION SEVEN. POSTING AND PUBLICATION.

This Ordinance will be posted in three (3) public places in the District within ten (10) days of its adoption.

SECTION EIGHT. EFFECTIVE DATE.

This Ordinance will take effect on June 13, 2008.

SECTION NINE. CEQA FINDING.

The District Board of Directors finds that adoption of this ordinance is exempt from application of the California Environmental Quality Act pursuant to Section 21080(b)(8) of the Public Resources Code and hereby directs its Secretary to prepare and file an appropriate Notice of Exemption.

PASSED AND ADOPTED by the Board of Directors of the Sierra Lakes County Water District, Placer County, State of California, on the 13th day of June 2008, by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

SIERRA LAKES COUNTY WATER DISTRICT

President, Board of Directors

ATTEST:

Secretary, Board of Directors