ITEM NO. 22

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF OCEANSIDE AMENDING OCEANSIDE CITY CODE, CHAPTER 29, ESTABLISHING SEWER USER RATE INCREASES

WHEREAS, the City of Oceanside through its Water Utilities Department Wastewater Division provides essential public health and safety services to its residents;

WHEREAS, on November 4, 2009, the City Council approved Ordinance No. 09-OR0756-1 related to establishing wastewater system monthly wastewater residential, non-residential and Group VII-Industrial/Special User rates;

WHEREAS, wastewater rates are evaluated periodically to maintain an adequate fee structure to recover costs for wastewater services;

WHEREAS, the wastewater rates have been analyzed and found to be insufficient to pay for the costs required to collect, treat and dispose of public wastewater; and

WHEREAS, the City Council has determined that provision for special users is necessary to recover costs for collection and treatment from non-residential wastewater customers discharging high-strength, high-flow effluent into the wastewater collection, treatment and disposal system.

NOW, THEREFORE, the City Council of the City of Oceanside DOES ORDAIN as follows:

SECTION 1. Sec. 29.17.1 is hereby amended to read as follows:

"**Sec. 29.17.1 Monthly service charge based on meter size.**

Effective February 1, 2011 and on the first full billing statement thereafter, all wastewater service customers of the city shall be subject to a monthly service charge hereby imposed as follows:

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Meter Size	Monthly Service
5/8"	$22.49
3/4"	$22.49
1"	$49.32
1 ½"	$94.04
2"	$147.71
3"	$272.93
4"	$451.71
6"	$899.07
8"	$1,435.74
10"	$2,061.86

Effective July 1, 2011 and on the first full billing statement thereafter, all wastewater service customers of the city shall be subject to a monthly service charge hereby imposed as follows:

Meter Size	Monthly Service
5/8"	$24.52
3/4"	$24.52
1"	$53.75
1 ½"	$102.50
2"	$161.00
3"	$297.49
4"	$492.37
6"	$979.99
8"	$1,564.96
10"	$2,247.43

SECTION 2. Section 29.18 is hereby amended to read as follows:

"**Sec. 29.18 Flow charge.**

Residential and non-residential customer flow charges shall be based on the quality and quantity of sewage. Effective February 1, 2011 and on the first full billing

statement thereafter, all wastewater service customers, except for special users, of the city shall be subject to a monthly flow charge hereby imposed as follows:

Group I – Residential Customers		**Monthly Charge**
Single Family – Low Use (0-5 units)		$12.57
	Medium Use (6-10 units)	$27.09
	High Use (11+ units)	$52.87
Master-Metered Single Family (per residential unit)		$21.24
Manufactured Homes (per residential unit)		$14.52
Multi-family – per unit of estimated sewage flow		$3.43
Non-Residential Customers		**Estimated Sewer Flow (per unit)**
Group II	Low Strength	$3.43
Group III	Medium Strength	$3.87
Group IV	Medium High Strength	$5.54
Group V	High Strength	$6.62
Group VI	Churches	$3.43
	Public Schools	$3.43
Group VIII	RV Parks	$3.43
	Hotel/Motel without Restaurant	$3.43

Residential and non-residential customer flow charges shall be based on the quality and quantity of sewage. Effective July 1, 2011 and on the first full billing statement thereafter, all wastewater service customers, except for special users, of the city shall be subject to a monthly flow charge hereby imposed as follows:

Group I – Residential Customers		**Monthly Charge**
Single Family – Low Use (0-5 units)		$13.70
	Medium Use (6-10 units)	$29.53
	High Use (11+ units)	$57.63
Master-Metered Single Family (per residential unit)		$23.15
Manufactured Homes (per residential unit)		$15.83
Multi-family – per unit of estimated sewage flow		$3.74
Non-Residential Customers		**Estimated Sewer Flow (per unit)**
Group II	Low Strength	$3.74
Group III	Medium Strength	$4.22
Group IV	Medium High Strength	$6.04

Group V	High Strength	$7.22
Group VI	Churches	$3.74
	Public Schools	$3.74
Group VIII	RV Parks	$3.74
	Hotel/Motel without Restaurant	$3.74

SECTION 3. Section 29.18 (a) is hereby amended to read as follows:

Sec. 29.18 (a) Special user flow charge.

Each special user shall pay monthly flow charges that shall be determined by a calculation based on actual monitoring data of flow, biochemical oxygen demand, total suspended solids, and ammonia as follows:

Special User Wastewater Flow Charges – Effective February 1, 2011	
Parameter	**Unit Cost**
Per unit (748 gallons) discharged	$1.91
Per pound of Biochemical Oxygen Demand Discharged	$0.60
Per pound of Total Suspended Solids Discharged	$0.34
Per pound of Ammonia Discharged	$0.34

Special User Wastewater Flow Charges – Effective July 1, 2011	
Parameter	**Unit Cost**
Per unit (748 gallons) discharged	$2.08
Per pound of Biochemical Oxygen Demand Discharged	$0.66
Per pound of Total Suspended Solids Discharged	$0.37
Per pound of Ammonia Discharged	$0.37

Flow charges will be computed in December of each year. An overall charge will be calculated using the unit rates and the average concentrations measured for each loading parameter. This new charge will then be in effect for the following year.

SECTION 4. The City Clerk of the City of Oceanside is hereby directed to publish this ordinance, or the title hereof as a summary, pursuant to state statute, once within fifteen (15)

days after its passage in the North County Times, a newspaper of general circulation published in the City of Oceanside.

SECTION 5. Severability.

If any section, sentence, clause or phrase of the Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each section, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

INTRODUCED at a regular meeting of the City Council of the City of Oceanside held on the _____ day of _____, 2010, and, thereafter,

PASSED, AND ADOPTED by the City Council of the City of Oceanside, California this _____day of _____, 2010, by the following vote:

AYES:
NAYS:
ABSENT:
ABSTAIN:

_____
MAYOR, CITY OF OCEANSIDE

ATTEST:

_____
CITY CLERK

APPROVED AS TO FORM:

_____
CITY ATTORNEY

AN ORDINANCE OF THE CITY OF OCEANSIDE AMENDING OCEANSIDE CITY CODE, CHAPTER 29, ESTABLISHING SEWER USER RATE, SEWER SYSTEM BUY-IN FEE INCREASES