

ORDINANCE NO. 5140

AN ORDINANCE OF THE LAGUNA COUNTY SANITATION DISTRICT AMENDING ORDINANCE NO. 3130 ADOPTED NOVEMBER 19, 1979, WHICH ESTABLISHED SERVICE CHARGES, CONNECTION CHARGES, AND OTHER RULES AND REGULATIONS AS AMENDED BY ORDINANCE NO. 4142 ADOPTED DECEMBER 9, 1993 ESTABLISHING TRUNK SEWER FEES. THIS AMENDING ORDINANCE CHANGES THE ANNUAL SERVICE CHARGE AND CONNECTION CHARGE FOR SINGLE FAMILY AND DUPLEX DWELLING UNITS, APARTMENTS, CONDOMINIUMS, TRAILER SPACES, MOBILE HOMES AND NON-RESIDENTIAL DEVELOPMENT; AND ALSO CHANGES THE DUTARD-SOLOMON AND BRADLEY-SOLOMON TRUNK SEWER FEES.

The Board of Supervisors of the County of Santa Barbara, acting as the Board of Directors of the Laguna County Sanitation District, does ordain as follows:

Section 1.

Section 2 of Article I of Ordinance No. 3130 is amended to read as follows:

Section 2.

The service charge for each single family dwelling and duplex dwelling unit is \$1,088.65 per fiscal year.

Section 2.

Section 3 of Article I of Ordinance No. 3130 is amended to read as follows:

Section 3.

The service charge for each apartment, condominium, trailer space or mobile home dwelling unit is \$884.39 per fiscal year.

Section 3.

Section 4 of Article I of Ordinance No. 3130 is amended to read as follows:

Section 4.

The service charge for schools, public and private, is \$56.47 per capita per year, to be computed on the basis of a total person count of students plus teaching, administrative and maintenance staff personnel.

Section 4.

Section 5 of Article I of Ordinance No. 3130 is amended to read as follows:

Section 5.

The service charge for all other users of the District's sewer system, including but not limited to commercial, institutional, industrial, and for any user not herein specified, shall be dependent on five-day biochemical oxygen demand, suspended solids loading, and flow volume per user type. The minimum commercial service charge is \$884.00 per fiscal year.

Section 5.

Section 2 of Article II of Ordinance No. 3130 is amended to read as follows:

Section 2.

The connection charge for each apartment, condominium, trailer space or mobile home dwelling unit is \$6,827.

Section 6.

Section 3 of Article II of Ordinance No. 3130 is amended to read as follows:

Section 3.

The connection charge for each single family and duplex dwelling unit is \$8,429.

Section 7.

Section 4 of Article II of Ordinance No. 3130 is amended to read as follows:

Section 4.

The connection charge for commercial buildings, hotels, motels, schools, and institutions is \$8,429 for each equivalent residential unit (RUE) as determined for each commercial development based on the method shown in Exhibit B.

Section 8.

Section 1 of Article III of Ordinance No. 3130 is amended to read as follows:

Section 1.

Applicable plan check, permit, inspection, testing and annexation processing fees for sewer connections to District facilities shall be charged prior to District approval as shown below:

1. Plan check and review fees for multiple parcel, commercial and industrial developments: Hourly staff rate with a \$500 minimum deposit.
2. Permit fees per application: \$100.00.
3. Inspection fees per connection: \$100.00.
4. Inspection fees for industrial facilities per connection: \$150.00.
5. Sewer line inspection and testing fees: \$200/100 feet.
6. Annexation processing fees: Hourly staff rate with a \$500 minimum deposit.

Section 9.

Section 1 of Article IV of Ordinance No. 3130 is amended to read as follows:

Section 1.

For new development, the service charges specified in Article I hereof shall be collected prior to occupancy approval based on the prorated value through June 30 in the fiscal year occupancy approval is sought. For existing development, the service charges specified in Article I hereof shall be collected on the tax roll in the same manner, by the same persons,

and at the same time as, together with and not separately from, the general county taxes, as provided in Health and Safety Code Section 5473 et seq. The service charge for schools, public and private, may be hand billed instead of collected on the tax roll.

Section 10.

Section 2 of Article IV of Ordinance No. 3130 is amended to read as follows:

Section 2.

For the purpose of the collection of the service charges on the tax roll, the service charges specified in Article I hereof shall become operative and effective commencing July 1, 2021 for the Fiscal Year 2021-2022 and shall continue in effect and be operative for each fiscal year thereafter.

Section 11.

Section 3 of Article IV of Ordinance No. 3130 is amended to read as follows:

Section 3.

For new development, the connection charges specified in Article IV hereof shall be collected prior to occupancy approval. Delinquent or uncollected connection charges shall be collected on the tax roll in the same manner, by the same persons, and at the same time as, together with and not separately from, the general county taxes, as provided in Health and Safety Code Section 5474 et seq. The connection charge established in this ordinance shall be adjusted annually on July 1 by the percent change in the Engineering News Record (ENR) Construction Costs Index for Los Angeles from January of the previous year to January of the current year but shall not be less than 0%.

Section 12.

Section 1 of Article V of Ordinance No. 3130, as amended by Ordinance No. 4142, is amended to read as follows:

Section 1.

- a. Any landowner or subdivider in the District who desires to develop an area which, at the time of adoption of this ordinance, is not served directly by an existing trunk sewer, or is not planned to be served in the future directly by the proposed trunk sewers described in paragraphs (c) and (d) of this Section, and would require construction of a new trunk sewer to gain service from the District, may develop such area upon advancing to the District the money for construction, engineering, inspection and other associated costs of said new trunk sewer. Portions of monies so advanced may, by separate agreement, be returned to the landowner or subdivider at the District's option. Any other landowner or subdivider may connect to or make use of said new trunk sewer by paying to the District his proportionate share of the cost of such trunk sewer.

- b. The Dutard-Solomon Trunk Sewer Fee for all residential dwelling units in such area is \$1,076 for each dwelling. The Dutard-Solomon Trunk Sewer Fee for commercial buildings, hotels, motels, schools, and institutions in such area is \$1,076 for each residential unit equivalent (RUE) as determined for each commercial development based on the method shown on Exhibit A.
- c. The Bradley-Solomon Trunk Sewer Fee for all residential units in such area is \$2,814 for each dwelling. The Bradley-Solomon Trunk Sewer Fee for commercial buildings, hotels, motels, schools, and institutions in such area is \$2,905 for each residential unit equivalent (RUE) as determined for each commercial development based on the method shown on Exhibit A.
- d. The trunk sewer fees established in (b) shall be adjusted annually on July 1 by the percent change in the ENR (Engineering News-Record) Construction Cost Index for the City of Los Angeles from January of the previous year to January of the then current year but shall not be less than 0%.
- e. The trunk sewer fees established in (c) shall be adjusted annually on July 1 by the percent change in the Prime Interest Rate pursuant to the terms of the reimbursement agreement dated January 15, 2008.

Section 13.

Section 5 of Article V of Ordinance No. 3031 is amended to read as follows:

Section 5.

The foregoing charges shall be in effect during the 2021-2022 budget year.

Section 14.

Section 6 is hereby added to Article V of Ordinance No. 3031 as follows:

Section 6.

Except as herein amended, Ordinance Nos. 3130 and 4142 shall remain in full force and effect.

Section 15.

Section 7 is hereby added to Article V of Ordinance No. 3031 as follows:

Section 7.

All ordinances amending Ordinance No. 3130, other than Ordinance No. 4142 and this Ordinance, are hereby repealed.

Section 16.

Section 8 is hereby added to Article V of Ordinance No. 3130 as follows:

Section 8.

This Ordinance shall take effect and be in force THIRTY (30) days from the date of its passage; and before the expiration of FIFTEEN (15) days after its passage, it or a summary of it, shall be published once, with the names of the members of the Board of Directors voting for and against the same, in the Santa Maria Times, a newspaper of general circulation published in the County of Santa Barbara.

Section 17.


Section 2 of Ordinance No. 4142 is hereby repealed.

Section 18.

Section 3 of Ordinance No. 4142 is hereby repealed.

PASSED, APPROVED, AND ADOPTED by the Board of Directors of the Laguna County Sanitation District, County of Santa Barbara, State of California, this 13th day of July 2021, by the following vote:

AYES: Supervisors Williams, Hart, Hartmann, Nelson and Lavagnino
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE



Bob Nelson, Chair, Board of Directors
Laguna County Sanitation District

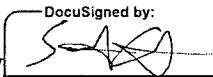
Date: 7/13/2021

ATTEST:
MONA MIYASATO
COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By _____

APPROVED AS TO FORM:
MICHAEL C. GHIZZONI
County Counsel

APPROVED AS TO ACCOUNTING FORM:
BETSY M. SCHAFFER, CPA
Auditor-Controller

By _____
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Deputy Counsel

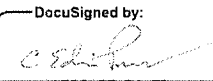
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Deputy

EXHIBIT A

LAGUNA COUNTY SANITATION DISTRICT
Trunk Sewer Fee Schedule for FY 2021-2022

<u>User Classification</u>	<u>Dutard-Solomon</u>	<u>Bradley-Solomon</u>
Single Family Dwelling (SFD) Unit	\$1,076	\$2,905
Multiple Family Dwelling (MFD) Unit	\$877	\$2,353
Commercial Development	Fee = SFD Fee × Total DFU/20	

Note: The trunk sewer fees for commercial and other non-residential development shall be determined by multiplying the fee for a single family residential unit by the number of residential unit equivalents (RUEs) of the proposed development. The RUEs shall be determined by dividing the total number drainage fixture units (DFUs) proposed in the commercial development (as referenced from the most recent adopted plumbing code) by the number of DFUs for a single family dwelling unit (20 DFU).

LAGUNA COUNTY SANITATION DISTRICT
Connection Charge Schedule for FY 2021-2022

User Classification	Charge
Single Family Dwelling (SFD) Unit	\$8,429
Multiple Family Dwelling Unit	\$6,827
Commercial Development Fee =	
$\text{SFD Charge} \times [(0.69 \times \text{Total DFU}/20) + (0.15 \times \text{BOD}_5/\text{BOD}_{5\text{-SFD}}) + (0.16 \times \text{SS}/\text{SS}_{\text{SFD}})]$	

Note: The connection charge for commercial and other non-residential development shall be determined by multiplying the charge for a single family residential unit by the number of residential unit equivalents (RUEs) of the proposed development. The RUEs shall be determined by distributing 70% of the SFD charge to the ratio of the total number drainage fixture units (DFUs) proposed in the commercial development (as referenced from the most recent adopted plumbing code) to the number of DFUs for a single family dwelling unit (20 DFU), 16% of the SFD charge to the ratio of the BOD₅ of the proposed commercial development to the BOD₅ of a SFD, and 14% of the SFD charge to the ratio of SS of the proposed commercial development to the SS of a SFD. The BOD₅ and SS for the various user group categories shall be those given in the following table:

User Classification	BOD ₅ (mg/l)	SS (mg/l)
Single family dwelling	363	313
Multiple family dwelling	363	313
Retail	222	197
Beauty, barber, pet grooming	363	313
Lumber yards, nurseries, business services	222	197
Offices, financial institutions	192	105
Medical, dental, veterinary offices	192	105
Restaurants, fast food	1,480	789
Other food services (deli, beverage, yogurt)	363	313
Banquet facilities, patio dining	363	313
Bakeries	1,480	789
Common areas	363	313
Auto, transportation services	266	368
Car wash (non-recycle)	30	197
Car wash (recycle)	30	197
Dry cleaner without laundry	222	145
Laundromats	222	145
Meeting halls, theaters, entertainment	363	313
Bowling alleys	363	313
Golf course, country club, health club	363	313
Warehouse	192	105
Market, supermarket	363	313
Skilled nursing	363	313
Residential care	363	313
Hospitals	363	313
Hotels, motels	363	313
Churches	363	313
Schools with cafeteria, gym and showers	192	132
Schools with cafeteria, without gym and showers	192	132
Schools without cafeteria, with gym and showers	192	132
Schools without cafeteria, without gym and showers	192	132

BOD₅ is the 5-day biochemical oxygen demand loading.

SS is the suspended solids loading.

Other waste loading constituents and characteristics as deemed appropriate by the district manager may be used to determine the charge when a similar classification is not available.