



BOARD OF SUPERVISORS  
AGENDA LETTER

Agenda Number:

A-41

Clerk of the Board of Supervisors  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

Department Name: Public Works  
Department No.: 054  
For Agenda Of: 4/15/2008  
Placement: Administrative  
Estimated Tme: 5/6/2008, 15 minutes  
Continued Item: No  
If Yes, date from:  
Vote Required: Majority

0415-12

TO: Board of Supervisors

APR 15 2008

FROM: Department Scott D. McGolpin x3010  
Director(s) Public Works Director

Contact Info: Mark A. Schleich, x 3600  
Deputy Public Works Director

SUBJECT: County Service Area 12 (Mission Canyon Sewer District), Resolution Relative to Sewer Connection Fees, Sewer Service Charges and the Collection of Said Charges on the Tax Roll – First Supervisorial District

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Other Concurrence: N/A

Recommended Actions:

- A. Receive report entitled Mission Canyon Sewer District Fixed Charges Fee Report for Fiscal Year 2008/2009.
- B. Approve Public Works Department Notice of Exemption pursuant to County California Environmental Quality Act (CEQA) Guidelines. (Post).
- C. Set a public hearing on the departmental agenda for May 6, 2008, in connection with the report entitled "Mission Canyon Sewer District Fixed Charges" filed with the Clerk of the Board, April 15, 2008, which proposes a sewer service charge increase of 6% (from \$568 to \$602 per connection per year) for County Service Area 12.
- D. Adopt at the conclusion of the public hearing on May 6, 2008, the attached resolution establishing service charges for County Service Area 12 (Mission Canyon Sewer District) and provide for collection on the Tax Rolls for Fiscal Year 2008/2009.

**Summary Text:** This action sets the fiscal year 2008/2009 sewer service charge rate for County Service Area 12 (CSA 12), which serves the Mission Canyon area. Rates are set based on operating, maintenance, and reserve costs. The majority of the costs are attributable to collection, treatment, and disposal services provided by the city of Santa Barbara.

**Background:**

The Mission Canyon Sewer District (CSA 12) provides wastewater collection services (Public Works Department) as well as tracks septic system performance (separate Board action by the Public Health Department) for inhabitants in Mission Canyon. Wastewater is further collected, treated and disposed by the city of Santa Barbara pursuant to Joint Powers Agreement No. 12,554 dated October 2, 1984. City services in addition to county operations are funded through the sewer service charges, which are collected on the tax roll. CSA 12 is regulated by State Water Resources Control Board (SWRCB) *Statewide General Waste Discharge Requirements for Sanitary Sewer Systems, Order No. 2006-0003.*

In fiscal year 2001/2002, the city began a series of wastewater rate increases that affected its customers as well as CSA 12. CSA 12 operated at a deficit until fiscal year 2004/2005 when the county began a series of rate increases to compensate for the city's increases as well as account for reserve catch-up components in order to attain a minimum reserve balance. Based on current estimates it is expected that the minimum reserve balance of approximately \$1.5 million will be met in 2018 at which time the catch-up components of the rate structure can be removed. Any subsequent increases would be based on city increases and inflationary factors to county costs.

This action proposes a 6% increase to the current annual sewer service charge (from \$586 to \$602 per connection). Of this increase, about 2/3 is attributable to the increase in city costs and 1/3 is attributable to the increase in county costs.

The proposed resolution also authorizes the collection of sewer service charges on the tax rolls pursuant to Ordinance No. 3574 adopted by board on June 23, 1986 (Chapter 22A of the County Code).

**Performance Measure:** This action is intended to establish sewer service rates sufficient to accommodate the fiscal needs of CSA 12 for its operating and capital expenses.

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

<u>Funding Sources</u>	<u>Current FY Cost:</u>	<u>Annualized On-going Cost:</u>	<u>Total One-Time Project Cost</u>
General Fund			
State			
Federal			
Fees		\$ 487,922.00	
Other:			
Total	\$ -	\$ 487,922.00	\$ -

Narrative: An increase of 6 % to the current annual sewer service charge to \$602.00 per residential dwelling connection will generate \$487,922 from 811 connections to fund estimated city costs of \$370,460 and CSA 12 operation, maintenance and reserve costs of \$117,462.

**Staffing Impacts:**

**Legal Positions:**

0

**FTEs:**

0

No new staffing positions are proposed in this budget.

**Special Instructions:**

- A. Request Clerk of the Board to publish notice of this hearing, per the copy attached, in the Santa Barbara News Press, as provided in Section 6066 of the Government Code. Section 6066 states that:

“Publication of notice to this section shall be once a week for two successive weeks. Two publications in a newspaper published once a week or oftener, with at least five days intervening between the respective publication dates not counting such publication dates, are sufficient. The period of notice commences upon the first day of publication and terminates at the end of the fourteenth day, including therein the first day.” The recommended dates for publication are April 22, 2008 and April 29, 2008.

- B. Notice to be published:

**BOARD OF SUPERVISORS OF THE COUNTY OF SANTA BARBARA  
STATE OF CALIFORNIA  
NOTICE OF PUBLIC HEARING**

Notice is hereby given that a public hearing will be held by the Board of Supervisors of the County of Santa Barbara, State of California, on May 6, 2008 at 9:00 a.m. or shortly thereafter, in the Board of Supervisors Hearing Room, Fourth Floor, 105 East Anapamu Street, Santa Barbara California, to take public testimony on the written report for proposed County Service Area 12 (Mission Canyon Sewer District) Fixed Charges Fee Report 2008/2009. Copy of the said written report with the proposed amount set out therein can be seen during business hours at the Santa Barbara Office of the Santa Barbara County Public Works Department, Resource Recovery & Waste Management Division, 130 East Victoria Street, Suite 100, Santa Barbara, California. The proposed amount of each parcel can be obtained during business hours by a telephone call to the County Department of Public Works, Resource Recovery & Waste Management Division, (805) 739-8750.

The public hearing to be held on May 6, 2008 is for the purpose of considering all objections or protests to the adoption of the proposed benefit assessment charges as set forth in said report or as modified by the Board of Supervisors on April 15, 2008.

Any objections or protests to the adoption of the proposed benefit assessment charges may be filed with the Clerk of the Board of Supervisors before the public hearing scheduled for 9:00 a.m., May 6, 2008. The address of the Clerk of the Board is: 105 East Anapamu Street, Santa Barbara, California 93101.

- C. Following Board approval Clerk of the Board to post the Notice of Exemption and forward a stamped copy to Resource Recovery and Waste Management, Attention Joddi Leipner.
- D. Direct the Clerk of the Board to forward a certified copy of the resolution to Robyn Smith, Public Works Department, Resource Recovery & Waste Management Division, Santa Maria;

Shannon Barcelona, Public Works Department, Resource Recovery & Waste Management Division, Santa Barbara; and Rochelle Camozzi, Public Works Department, Santa Barbara.

**Attachments:**

Notice of Exemption  
Resolution  
Fiscal Charges Fee Report

**Authored by:**

Martin Wilder, Civil Engineer Manager, x8750  
Robyn Smith, Departmental Assistant, x8756  
Public Works Department, Resource Recovery & Waste Management Division

**cc:** Rochelle Camozzi, Public Works Chief Financial Officer  
Mark Paul, Auditor-Controller's Office

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

RESOLUTION TO ESTABLISH CHARGES TO )  
BE MADE IN COUNTY SERVICE AREA NO. 12 )  
(MISSION CANYON) FOR PUBLIC COMMUNITY )  
SEWER CONNECTIONS AND SERVICE, AND )  
ACCEPTING A REPORT OF SERVICE CHARGES )  
AND CONNECTION FEES PROPOSED FOR ) RESOLUTION NO. \_\_\_\_\_ )  
COLLECTION ON THE TAX ROLLS )

WHEREAS, the Board of Supervisors of the County of Santa Barbara has heretofore established County Service Area No. 12 in the Mission Canyon Area of the unincorporated territory of the County to operate and maintain the public community sewer systems in that portion of County Service Area No. 12 where hook-ups to a community public system were required on or before September 1, 1987, and further to administer requirements for installation and use of private wastewater disposal systems in those portions of County Service Area No. 12 where such private systems now or hereafter are permitted and required; and

WHEREAS, the Board of Supervisors of the County of Santa Barbara has heretofore adopted Ordinance No. 3574, which among other things, establishes procedures for collecting various charges for the services to be rendered by County Service Area No. 12, in accordance with Government Code Sections 25210.77a through 25210.77f, and provides for periodic setting of the amount of such charges to cover the actual cost of services rendered, by Resolution of the Board of Supervisors; and

WHEREAS, such services include providing for wastewater collection, treatment and disposal; connection of building sewer to the public community sewer system; and

WHEREAS, on April 15, 2008, a report under Chapter 22A of the Santa Barbara County Code was filed with the Clerk of the Board listing cost of said services to the County, and setting the amount to be charged to each parcel of real property in County Service Area No. 12 for such services; and

WHEREAS, performance of said services directly benefits residents in County Service Area No. 12, at costs direct and indirect, to the County of Santa Barbara for which the County should be reimbursed; and

WHEREAS, a Public Hearing on the said report relating to proposed assessments within the County Service Area No. 12 was set for May 6, 2008, in the Supervisors Hearing Room, Fourth Floor, County Administration Building, Santa Barbara, California, and notice thereof published pursuant to Government Code Section 6066.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The charges for sewer service, including maintenance operation in County Service Area No. 12, for the Fiscal Year 2008-2009 shall be SIX HUNDRED TWO DOLLARS (\$602.00) annually (\$50.17 per month) for each residential dwelling unit, and SIX HUNDRED TWO DOLLARS (\$602.00) annually (\$50.17 per month) for each dwelling equivalent (as the same are established pursuant to that certain "Joint Powers Agreement for Wastewater Collection, Treatment and Disposal in the Mission Canyon Area", between the County of Santa Barbara and the City of Santa Barbara).

2. The charges for connection of a building sewer to the sewer in County Service Area No. 12 for the 2008/2009 fiscal year shall be FIVE THOUSAND SIX HUNDRED THIRTY-THREE DOLLARS (\$5,633.00) for each dwelling unit or dwelling unit equivalent. In no event shall this charge be made where a sewer connection charge has already been paid.

3. The charges for connection of a building sewer outside the public sewer service area for sewer in County Service Area No. 12 for the 2008/2009 fiscal year shall be ONE THOUSAND SIX HUNDRED FIFTY DOLLARS (\$1,650.00).

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this day of \_\_\_\_\_, 2008, by the following vote:

AYES:

NOES:

ABSENT:

SALUD CARBAJAL, CHAIR  
BOARD OF SUPERVISORS  
COUNTY OF SANTA BARBARA

DATE: \_\_\_\_\_

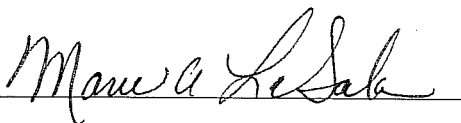
ATTEST:  
MICHAEL BROWN  
CLERK OF THE BOARD

By \_\_\_\_\_

By \_\_\_\_\_

APPROVED AS TO FORM  
DANIEL J. WALLACE  
INTERIM COUNTY COUNCIL

APPROVED AS TO ACCOUNTING FORM:  
ROBERT W. GEIS, CPA  
AUDITOR-CONTROLLER

By 

By 

## NOTICE OF EXEMPTION

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Public Health Department/Environmental Health Services Division  
Public Works Department/Resource Recovery and Waste Management

The project or activity identified below is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s) : Not Applicable Case No.: Not Applicable  
Location: Mission Canyon Sewer District, Mission Canyon area, unincorporated Santa Barbara County.

Project Title: County Service Area 12 (Mission Canyon Sewer District), Resolution Relative to Septic Management Administration Charges on the Tax Roll - First Supervisorial District.

Project Description: Adoption of a resolution establishing the septic system management charges for County Service Area 12 (Mission Canyon Sewer District) and provision for collection on the Tax Rolls for Fiscal Year 2008/2009.

Name of Public Agency Approving Project: County of Santa Barbara  
Name of Person or Agency Carrying Out Project: Public Health Department/Environmental Health Services Division and Public Works Department/Resource Recovery and Waste Management

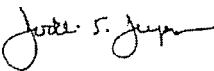
**Exempt Status:** (Check one)

- Ministerial
- Statutory Exemption
- Categorical Exemption
- Emergency Project
- Declared Emergency

Cite specific CEQA and/or CEQA Guideline Section: CEQA Guideline Section 15273. (a) (1), (2), (4) Rate, Tolls, Fares, and Charges.

Reasons to support exemption findings (attach additional material, if necessary): CEQA does not apply to the approval of rates for the purpose of meeting operating expenses or for obtaining funds necessary to maintain service within an existing service area. The proposed project would provide for a change in rates to maintain existing service levels for septic system management. No new capital improvements that would expand existing service levels would be funded by the modification of the rates.

Lead Agency Contact Person: Mark A. Schleich, Deputy Director (805) 882-3600  
Rick Merrifield, Director (805) 681-4900

Department/Division Representative: , Env. Planner Date: January 30, 2008

Acceptance Date: \_\_\_\_\_ Note: A copy of this form must be posted at P&D 6 days prior to a decision on the project. Upon project approval, this form must be filed with the County Clerk of the Board and posted by the Clerk of the Board for a period of 30 days to begin a 35 day statute of limitations on legal challenges.

Date Filed by County Clerk

