

**COUNTY SANITATION DISTRICT NO. 2-3
OF SANTA CLARA COUNTY**

**ORDINANCE NO. 48
SETTING SEWER SERVICE CHARGES**

AN ORDINANCE AMENDING ARTICLE VII, SECTION 7.01 THROUGH SECTION 7.04,
OF THE COUNTY SANITATION DISTRICT NO. 2-3 OF SANTA CLARA COUNTY
OPERATIONS CODE RELATING TO SEWER SERVICE CHARGES

THE DISTRICT BOARD OF COUNTY SANITATION DISTRICT NO. 2-3 OF
SANTA CLARA COUNTY, CALIFORNIA ORDAINS AS FOLLOWS:

SECTION 1. Findings

The District Board of County Sanitation District No. 2-3 of Santa Clara County finds and determines the following:

- A. The modification of sewer service charges is necessary for the purpose of meeting operating expenses, including purchasing or leasing supplies, equipment and materials, meeting financial reserve needs and requirements, and obtaining funds for capital projects necessary to maintain service within existing service areas; and
- B. The modification of sewer service charges is a statutory exemption from the California Environmental Quality Act pursuant to Section 21080(b)(8) of the Public Resources Code and Section 15273 of the State CEQA Guidelines.

SECTION 2. Section 7.01 of Article VII of the County Sanitation District No. 2-3 of Santa Clara County Operations Code is amended to read as follows:

7.01 GENERAL

There is hereby levied and assessed upon each premise having any sewer connection available with the sewerage system of the District or which is discharging sewage that ultimately passes through the sewerage system of the District a service charge payable as herein provided and in an amount provided as follows.

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SECTION 3. Section 7.02 of Article VII of the County Sanitation District No. 2-3 of Santa Clara County Operations Code is deleted in its entirety and a new Section 7.02 is added to read as follows:

7.02 RESIDENTIAL

	FY2015-2016
Residential – per unit	\$570.00/Year
Single Family/Townhouse/Condo unit	\$47.50/Month
Multiple Residential – per unit	\$320.76/Year
Duplex/Apartment unit	\$26.73/Month
Separate mobile home within a mobile home premises	\$321.96/Year \$26.83/Month
Church Premise	\$570.00/Year \$47.50/Month

SECTION 4. Section 7.03 of Article VII of the County Sanitation District No. 2-3 of Santa Clara County Operations Code is deleted in its entirety and a new Section 7.03 is added to read as follows:

7.03. COMMERCIAL OR INDUSTRIAL
(Less than 50,000 gallons per day dischargers)

For each office, commercial building, restaurant, bar, ice cream parlor, laundry, car wash, school, service station, other commercial establishment or industrial establishment, a service charge based on the annual water consumption, as determined by the District Manager, and which service charge shall be determined by multiplying the appropriate rate selected below by the annual water usage:

	FY2015-2016
Fixed Charge For Infiltration/Inflow	\$1.665/Year
Plus additional charge per Hundred Cubic Feet (HCF) of sewage discharged	
Retail or Professional Offices	\$4.248/HCF
Domestic Laundry	\$3.836/HCF
Restaurant	\$7.317/HCF
Auto Repair Shops and Service Stations	\$4.550/HCF
Motel/Hotel	\$4.524/HCF
Medical (Office)	\$4.281/HCF
Convalescent Home	\$4.586/HCF
Other Commercial, Industrial Or Miscellaneous Uses Not Listed Above	\$4.248/HCF
Recreation and Country Clubs	\$5.321/HCF

	County Fairgrounds	\$28.531/HCF
	Minimum charges for commercial uses including each retail store, industrial warehouse, professional office, repair shop and service station	\$427.68/Year \$35.64/Month

SECTION 5. Section 7.04 of Article VII of the County Sanitation District No. 2-3 of Santa Clara County Operations Code is deleted in its entirety and a new Section 7.04 is added to read as follows:

7.04 COMMERCIAL OR INDUSTRIAL
(Greater than 50,000 gallons per day dischargers)

For each commercial or industrial establishment discharging 50,000 or more gallons of sewage per day into the sewerage system, a service charge to be determined as follows:

		FY2015-2016
	Fixed Charge for Infiltration/Inflow	\$1,665/Year
	Plus additional charge of	
	Per year for each million gallons per day of sewage discharged into the sewerage system; plus	\$783,875.88/Year
	Per year for each thousand pounds per day of biochemical oxygen demand contained in the sewage discharged into the sewerage system; plus	\$12,600.23/Year
	Per year for each thousand pounds per day of suspended solids contained in the sewage discharged into the sewerage system; plus	\$8,619.40/Year
	Per year for each thousand pounds per day of ammonia contained in the sewage discharged into the sewerage system; plus	\$60,358.92/Year
	Per million gallons of sewage discharged into the sewerage system; plus	\$2,520.43
	Per thousand pounds of biochemical oxygen demand discharged into sewerage system; plus	\$347.92
	Per thousand pounds of suspended solids discharged into the sewerage system; plus	\$346.42
	Per thousand pounds of ammonia discharged into the sewerage system	\$2,826.79

- A. The rate of discharge of sewage used in the above calculations shall be determined by the District Manager based on the annual water consumption (seasonal users, as fruit processors, etc., shall have the rate of discharge calculated over the number of days of operation per season).
- B. The rates per day of biochemical oxygen demand, suspended solids and ammonia used in the above calculations shall be determined from representative samples taken from the sewage discharged from the establishment.

SECTION 6.

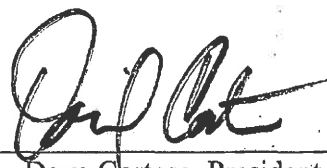
The sewer service charges established by this Ordinance shall be effective commencing with the Fiscal Year 2015-2016 sewer service charges.

SECTION 7.

Before the expiration of fifteen (15) days after the passage of this Ordinance, it shall be published once with names of the members voting for and against the Ordinance in a newspaper of general circulation in the County of Santa Clara.

PASSED AND ADOPTED by the Board of Directors of County Sanitation District No. 2-3 of Santa Clara County, California on JUN 23 2015 , by the following vote:


- AYES: Supervisors **CHAVEZ, CORTESE, SIMITIAN, WASSERMAN, YEAGER**
- NOES: Supervisors **CORTESE**
- ABSENT: Supervisors **NONE**
- ABSTAIN: Supervisors **NONE**



 Dave Cortese, President
 Board of Directors
 County Sanitation District 2-3


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Attest:



MEGAN DOYLE
Clerk

APPROVED AS TO FORM AND LEGALITY:



MICHAEL L. ROSSI
Deputy County Counsel

The foregoing instrument is a correct copy of the original.

ATTEST: Megan Doyle
Clerk of the Board

By: 

Deputy Clerk

Date: 7/8/15

The foregoing instrument is a correct
copy of the original.

ATTEST: Madeline Doyle
Clerk of the Board

By: _____
Deputy Clerk

Date: