

ORDINANCE NO. 2010-10

SETTING THE 2010-2011 SEWER SERVICE CHARGE

WHEREAS, the procedures set forth in Article XIID § 6 of the California State Constitution (Proposition 218) for property-related fees have been held to apply to sewer service charge increases; and

WHEREAS, the City is following the procedure set forth in Article XIID § 6 for this Sewer Service Charge increase; and

WHEREAS, in accordance with Article XIID § 6 of the California Constitution and as set forth in the report of Bartle Wells Associates, incorporated by reference:

- a. The revenues derived from the Sewer Service Charge do not exceed the funds required to provide sewer service because a nine percent rate increase is needed to fund ongoing sewer system operation and maintenance and meet capital expenditures,
- b. The revenues derived from the Sewer Service Charge will not be used for any purpose other than the provision of sewer service,
- c. The Sewer Service Charge will not exceed the cost of sewer service attributable to each parcel because it is based upon usage,
- d. The Sewer Service Charge is only charged for sewer service that is currently available,
- e. The Sewer Service Charge pays for the provision of sewer service and not for general governmental services; and

WHEREAS, notice of the proposed Sewer Service Charge increase was mailed to ratepayers and property owners on May 7, 2010; and

WHEREAS, a public hearing will be conducted on June 21, 2010, regarding the proposed Sewer Service Charge and all protests against the rate increase and other comments will be considered; and

NOW, THEREFORE, the Council of the City of San Mateo, California, ordains as follows:

Section 1. In accordance with California Environmental Quality Act guidelines section 15061(b)(3), introduction and adoption of this Ordinance is not a project subject to

CEQA in that it can be seen with certainty that it will not have a significant effect on the physical environment.

Section 2. The 2010-2011 sewer service base rate is set at \$5.36 per hundred cubic feet (CCF) of average winter water consumption.

Section 3. PUBLICATION. This Ordinance shall be published in summary in the San Francisco Examiner, posted in the City Clerk's Office, and posted on the City's website, all in accord with Section 2.15 of the Charter and shall be effective 30 days after the date of adoption.

I hereby certify this to be a correct copy of Ordinance 2010-10 of the City of San Mateo, California, introduced on June 7, 2010 and adopted on June 21, 2010, by the following vote of the Council:

AYES: Council Members LIM, MATTHEWS, GROTTI, ROSS and LEE

NOES: NONE

ABSENT: NONE

(SEAL) /s/ NORMA GOMEZ, City Clerk