

**CITY OF SAN MATEO
ORDINANCE NO. 2013-9**

SETTING THE 2013-2014 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 an eight 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 2, 2013; and

WHEREAS, a public hearing was conducted on June 17, 2013, regarding the proposed Sewer Service Charge at which all protests against the rate increase and other comments were considered; and

WHEREAS, San Mateo Municipal Code section 3.54.030 provides the authority for the collection of sewer charges;

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 15378(b)(4) introduction and adoption of this Ordinance is not a project subject to CEQA because the sewer service charge is a funding mechanism for the City sewer operations and capital projects.

Section 2. Pursuant to San Mateo Municipal Code section 3.54.030, the 2013-2014 sewer service base rate is set at \$6.81 per hundred cubic feet (CCF) of average winter water consumption.

Section 3. Pursuant to San Mateo County requirements, the City Council authorizes collection of approximately \$26.5 million in sewer service charges, which shall be billed on the real

property tax roll for Fiscal Year 2013-2014, with the actual total to be updated for the County rolls when the calculation process is completed in late July 2013.

Section 4. 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.

The foregoing ordinance was introduced on June 3, 2013, and adopted by the City Council of the City of San Mateo, State of California on the 17th day of June, 2013, by the following vote:

AYES: COUNCIL MEMBERS LIM, ROSS, FRESCHE, GROTT, AND MATTHEWS

NOES: NONE

ABSENT: NONE

ATTEST:

(SEAL) /s/ PATRICE M. OLDS

Patrice M. Olds, City Clerk

/s/ DAVID LIM

David Lim, Mayor