

ORDINANCE NO.

**AN ORDINANCE OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF SHASTA,
COUNTY SERVICE AREA NO. 6-JONES VALLEY WATER,
REPEALING ORDINANCE NO. 707 AND SETTING FORTH THE CHARGES,
RATES, AND FEES FOR WATER AND RELATED SERVICES**

WHEREAS, on August 16, 2017, a written notice describing the proposed rates and charges to be imposed for water and related services was mailed to the affected property owners in accordance with the provisions of Cal. Const., art. XIII D, Section 6; and

WHEREAS, on October 3, 2017, a public hearing was held to provide an opportunity to protest the proposed the proposed rates, fees, and charges to be imposed for water and related services in accordance with Cal. Const., art XIII D, Section 6; and

WHEREAS, there was not a majority protest to the proposed rates and charges to be imposed for water and related services; and

WHEREAS, on July 28, 2015, after a duly noticed public hearing, and in accordance with all laws, the Board of Supervisors adopted Ordinance No. 707; and

WHEREAS, except for the Basic Bi-monthly In-Service Area Rate Schedule Effective November 1, 2017, and Silverthorn Summer Homes Rate Schedule Effective November 1, 2017, set forth herein, other rates, fees and charges are unchanged from those previously enacted by the Board of Supervisors and set forth in Ordinance No. 707, and do not impose any new or increased fees or charges.

The Board of Supervisors of the County of Shasta, acting on behalf of County Service Area No. 6 (Jones Valley Water) ordains as follows:

Section 1. Water Rate Schedule: The rates, fees, and charges to be imposed for water and related services in County Service Area No. 6 (Jones Valley Water) shall be as follows:

Basic Bi-monthly In-Service Area Rate Schedule Effective November 1, 2017:

- (1) A basic Bi-monthly Charge of \$56.20, which includes the first 7,000 gallons of water consumed (0 – 7,000 gallons); and
- (2) A charge of \$0.27 for every 100 gallons or portion thereof for that portion of the total bi-monthly consumption above 7,000 gallons (greater than 7,000 gallons).

Jones Valley U.S. Forest Service Campground Basic Bi-Monthly Rate Schedule Effective September 1, 2015:

- (1) A basic Bi-monthly Charge of \$678.98, which includes the first 20,000 gallons, or portion thereof;

- (2) A charge of \$0.46 for every 100 gallons, or portion thereof, for consumption between 20,000 gallons and through 120,000 gallons; and
- (3) A charge of \$0.26 for every 100 gallons, or portion thereof, in excess of the first 120,000 gallons.

Silverthorn Summer Homes Rate Schedule Effective November 1, 2017:

- (1) The Rate Schedule for Silverthorn Summer Homes shall be the same as the Basic Bi-monthly In-Service Area Rate Schedule.
- (2) Each parcel shall also be charged \$10.16 bi-monthly to satisfy the annual repayment requirements on the FMHA loan. The last charge for the FMHA loan repayment shall be on the invoice for the bi-monthly period ending June 30, 2019.
- (3) Each parcel shall also be charged \$7.00 bi-monthly to pay for Silverthorn Summer Homes' share of the water system improvements.

Annexation Fees and/or Payment in lieu of Past Parcel Charges for Newly Created Parcels: The service area levies an annual parcel charge that is used to repay the loan used to construct the water system. This charge is collected with the property taxes. A fee shall be paid for each newly created or annexed parcel, prior to annexation or recording the map that creates the parcel, in an amount equal to the accumulative sum of the annual parcel charges that would have been levied on the parcel had it been in the District when said charges were levied on other parcels in the District.

Charges for Water Delivery to Users Not in County Service Area No. 6 (Short-Term Usage): When available, water may be made available to parcels which are not within County Service Area No. 6 at triple the Basic Bi-monthly In-Service Area Residential Rate Schedule in effect.

In addition, a fee of \$500.00 deposit shall be made for installation of a meter to record water usage, and a written services agreement setting forth the terms and conditions of the delivery of water must be executed before water may be delivered.

Section 2. Standby Charge: A standby charge of \$5.00 per month shall be paid by the owner of each parcel in the service area for which delivery of water service is readily available but for which delivery of water service has not been initiated, whether structures are present on the parcel or not. Parcels that are determined not to be suitable for residential or commercial development shall not be charged a standby charge. The determination that a parcel is not suitable for residential or commercial development will be made by the Director of Public Works in his/her sole discretion.

That determination shall take into consideration factors such as the size, topography, and shape of the parcel, as well as other factors deemed relevant to the determination.

Section 3: Vacation Status: Pursuant to subdivision A. of section 13.12.040 of the Shasta County Code, customers with a meter shall be charged the Standby Charge of \$5.00 per month during the months the parcel is vacant, upon request, if the parcel is to receive regular water service for less than three consecutive months per year. In addition, customers shall be charged the service restoration fee as set below.

Section 4. Extraordinary Commodity Costs: Increased cost shall be charged on the bi-monthly on a per cubic foot basis. Commodity costs are extraordinary under these conditions:

- (1) Commodity costs of water acquired exceed those allowed by then current Shasta County Water Agency policy; and,
- (2) The United States Bureau of Reclamation passes on operation and maintenance rates in excess of those initially estimated.
- (3) Water is acquired at cost to backfill water normally provided by water right.

Section 5: Connection Fees within Elk Trail Water System Assessment District No. 2012-2:

- (1) Parcels within the Elk Trail Water System Assessment District No. 2012-2 not receiving full water service shall pay \$16,500.00 to connect to the water system and receive full service. This connection fee is in addition to any other applicable parcel charges. The parcels subject to this connection fee are identified in Exhibit A attached hereto and made a part of this ordinance.
- (2) Parcels not subject to the connection fee provided for in subsection (3) above and that are located within the Elk Trail Water System Assessment District No. 2012-2, shall be charged \$450.00 to install a water meter in addition to or in lieu of the fees described in subsection (1) above.
- (3) Parcels within the Elk Trail Water System Assessment District No. 2012-2 shall be limited to 3/4" water service meters unless application for service is accompanied by a stamped letter by a civil or mechanical engineer licensed in California certifying that a larger meter is required for fire protection sprinkler service. Owner shall be responsible for the difference in cost between the larger and 3/4" meter.

Section 6. For the purposes of this Ordinance, the term "bi-monthly" shall mean occurring once every two months.

Section 7. Ordinance No. 707 is repealed.

Section 8. This Ordinance shall take effect and be in full force and effect from and after 30 days after its passage. The Clerk shall cause the Ordinance to be published as required by law.

DULY PASSED AND ADOPTED this 3rd day of October, 2017 by the Board of Supervisors of the County of Shasta, State of California by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSE:

DAVID A. KEHOE, CHAIRMAN
Board of Supervisors
County of Shasta
State of California

ATTEST:
LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy