

**ORDINANCE NO. 299 OF
TAHOE CITY PUBLIC UTILITY DISTRICT
AMENDING AND MODIFYING ORDINANCE NO. 263
(AS AMENDED BY ORDINANCE NO. 271, 273, 279 and 281)**

WHEREAS, Tahoe City Public Utility District (“District”) was formed pursuant to the California Public Utility District Act and provides potable water and sewer collection service to lands within the District; and,

WHEREAS, the Board of Directors of Tahoe City Public Utility District (“the Board”) has authority to establish fees and charges for the provision of water to District customers. The Board establishes maximum water rates in this Ordinance for years 2020, 2021, 2022, 2023, and 2024.

WHEREAS, the Board retained HDR Engineering, Inc. (HDR) to perform a water and sewer rate study, based on the study completed by HDR in 2014. The August 2019 Comprehensive Water and Sewer Rate Study (2019 HDR Rate Study) examined the adequacy of the existing water and sewer rates, and provided the basis for adjustments to rates to adequately and equitably fund the operating and capital needs of the water and sewer system; and,

WHEREAS, the main objectives of the 2019 HDR Rate Study are to develop a projection of water and sewer revenues to support the District’s operating and capital cost, proportionally allocate the costs of providing water and sewer service to those customers receiving service, and propose cost-based and equitable rates for a multi-year period; and,

WHEREAS, the 2019 HDR Rate Study included those new costs associated with the Tahoe Cedars, Madden Creek and Timberland water systems acquired by the District in 2018; and,

WHEREAS, the District prepared a 5-year water capital improvement plan, which was updated from the previous water capital improvement plan; and,

WHEREAS, the Board reviewed relevant financial data and determined that the water system rates and charges that were in effect would not generate sufficient revenue over the next five years and beyond for prudent operation of the District’s water system; and,

WHEREAS, in the 2019 HDR Rate Study, HDR compared the revenue of the water utility to its expenses to determine the overall water rate adjustment required. Then, HDR allocated the revenue requirements to the various customer classes of service in an equitable manner; and,

WHEREAS, the District conducted several public meetings and workshops at which proposed water rates were discussed, public comments were received, and proposed water rates were presented along with different alternatives for their implementation over time; and,

WHEREAS, at the District Board meetings held on July 17, 2019, August 06, 2019 and August 16, 2019, the Board considered maximum water rate structure recommendations from HDR and District management and at the August 16, 2019 meeting the Board voted to change water rates effective January 1, 2020 and conduct a public hearing October 18, 2019 at 9:00 a.m., in accordance with Section 6 of Article XIID of the California Constitution (Proposition 218); and,

WHEREAS, the District has given notice of the proposed new maximum water rates as required by law in that a notice of the public hearing of the proposed changes to the water rates was mailed to each land owner and water rate payer not less than forty-five days prior to the scheduled October 18,

2019 public hearing in compliance with Section 6 of Article XIID of the Constitution of the State of California; and,

WHEREAS, at the District Board meeting held on October 18, 2019, the Board considered oral and written comments from the public on the proposed maximum water rates. The Board then closed the public hearing, deliberated on the water rates and structure, and directed the District Clerk to count written protests; and,

WHEREAS, following public comment, the Board adopted the 2019 HDR Final Report: Comprehensive Water and Sewer Rate Study, August 2019, as the basis for proposed maximum water and sewer rates for 2020, 2021, 2022, 2023, and 2024; and,

WHEREAS, the District Clerk advised the Board that ___ written protests out of a total of 5,715 water customers were received. It was therefore determined that a majority protest to the proposed water rates did not exist.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE TAHOE CITY PUBLIC UTILITY DISTRICT as follows:

SECTION 1: FINDINGS. After hearing and considering oral and written comments, considering the evidence offered, and duly deliberating the matters presented, the Board of Directors of Tahoe City Public Utility District finds and determines that:

- A. The above recitals are true.
- B. The Board is empowered to prescribe, revise, and collect fees and charges to operate and maintain the District's water system.
- C. The proceedings related to the proposed increase in water rates and charges have been duly noticed in compliance with the Constitution of the State of California, and other applicable law.
- D. The water rates and charges set forth in the attached Exhibits are not discriminatory; and,
- E. The rates and charges set forth in the attached Exhibits are not excessive inasmuch as revenues from said rates and charges will not exceed the costs of providing water service.

SECTION 2: WATER RATES AND CHARGES. Based upon these findings, the Board approves and directs the implementation of maximum water rates and charges for years 2020, 2021, 2022, 2023, and 2024, as set forth on Tables 3-16, 3-17 and 3-18 of the 2019 HDR Comprehensive Water and Sewer Rate Study, August, 2019, and attached as Exhibits "A-1, A-2, and B" to this Ordinance.

A. Exhibits "A-1, A-2, and B", Water Connection Charges and Services Charges, Rate Codes 101-199 of Ordinance No. 263 (as amended by ordinance no. 271, 273, 279 and 281) are modified as shown on the Exhibits "A-1, A-2, and B" to this Ordinance 299 in order to implement revised water rates as adopted by the Board on October 18, 2019. The water rates set forth in Exhibits "A-1, A-2, and B" of Ordinance No. 299 shall take effect on January 1, 2020, unless the District revises the water rates further.

B. Except as modified and amended hereby, Ordinance No. 263 (as amended by Ordinance No. 271, 273, 279 and 281) shall in all other respects remain in full force and effect.

SECTION 3: EFFECTIVE DATE. This Ordinance and the amendments and modifications hereby made, shall become effective 30 days from the date of its enactment and prior thereto shall be posted and published as required by law. The water rates will be applied with the first billing period beginning on or after January 1, 2020.

SECTION 4: REVISED IMPLEMENTATION OF WATER RATE. Annually, the Board will review the operating expenses of, the capital costs of, and the revenues from the water utility received as compared to the projections used in the 2019 HDR Rate Study. The Board will then determine if the water rates for the coming year should be modified based on revised conditions in order to maintain continuity with the 2019 HDR Rate Study. The Board may reduce the water rates in any given year and cannot exceed the cumulative water rates presented for any specific year to the ratepayers through the Proposition 218 process.

PASSED AND ADOPTED on the 18th day of October, 2019, by the following vote:

AYES: Pang, Scoville, Friedman, Zumwalt, Wilkins


NOES: None

ABSENT: None

TAHOE CITY PUBLIC UTILITY DISTRICT


Dan Wilkins, President

ATTEST:


Terri Viehmann, District Clerk

Tahoe City Public Utility District
 Proposition 218 Maximum Residential Water Connection Fees & Service Charges 2020 - 2024
 Effective January 1, 2020
 Ordinance No. 299, Exhibit "A-1"

Residential CONSUMPTION Rate Schedule							
Rate Code	Monthly Water Consumption Charges Per 1,000 Gallons		Maximum Monthly Water Consumption Per 1,000 Gallons				
Monthly	<i>(Add to Residential Water Base Rate Below)</i>		2020	2021	2022	2023	2024
Added to applicable Residential Rate code	Tier 1	0 - 8,000 gallons	\$2.97	\$3.15	\$3.28	\$3.41	\$3.55
	Tier 2	8,001 - 20,000	\$3.88	\$4.12	\$4.28	\$4.45	\$4.64
	Tier 3	20,001 - 40,000	\$5.59	\$5.93	\$6.17	\$6.42	\$6.68
	Tier 4	40,001 and above	\$11.05	\$11.72	\$12.20	\$12.69	\$13.21

Residential Water BASE Rate Schedule (To determine water bill select the water base rate that applies to you + consumption from above)								
Rate Code	Standard base rate by meter size	Water Connection Fee	Maximum Monthly Water Charges <i>plus consumption</i>					
Monthly			2020	2021	2022	2023	2024	
150	3/4"	\$2,500	\$79.31	\$84.07	\$87.43	\$90.93	\$94.57	
151	1"	\$3,000	\$132.45	\$140.40	\$146.01	\$151.85	\$157.93	
152	1 1/4"	\$4,500	\$198.28	\$210.17	\$218.58	\$227.33	\$236.42	
153	1 1/2"	\$6,000	\$264.10	\$279.95	\$291.14	\$302.80	\$314.92	
154	2"	\$9,600	\$422.72	\$448.09	\$466.00	\$484.66	\$504.06	
155	3"	\$21,000	\$793.10	\$840.70	\$874.30	\$909.30	\$945.70	
156	4"	As determined	\$1,322.10	\$1,401.45	\$1,457.46	\$1,515.80	\$1,576.48	
157	6"	As determined	\$2,643.40	\$2,802.05	\$2,914.04	\$3,030.70	\$3,152.02	
TBD	8"	As determined	\$4,229.60	\$4,483.45	\$4,662.64	\$4,849.30	\$5,043.42	
TBD	Unmetered Rate (base rate + (annualized consumption of 6,000 gallons x consumption rate/1,000))		\$97.13	\$102.97	\$107.11	\$111.39	\$115.87	
Rate Code	OR Combined Fire Service (CFS) base rate by meter size		Water Connection Fee	Maximum Monthly Water Charges <i>plus consumption</i>				
Monthly			2020	2021	2022	2023	2024	
TBD	CFS - 3/4"	\$2,500	\$109.01	\$117.48	\$122.84	\$128.46	\$134.35	
TBD	CFS - 1"	\$3,000	\$118.91	\$128.62	\$134.64	\$140.97	\$147.61	
TBD	CFS - 1 1/2"	\$6,000	\$202.85	\$219.60	\$229.94	\$240.81	\$252.22	
TBD	CFS - 2"	\$9,600	\$226.32	\$246.00	\$257.92	\$270.46	\$283.65	
TBD	CFS > 2"	As determined	Service Classification Size Determined by District					

Private Fire Protection and / or Private Fire Hydrant BASE Rate Schedule (Only applies to customers with an approved private fire protection service or a private fire hydrant) (If applicable, add to standard base rate)							
Rate Code		Water Connection Fee	Maximum Monthly Water Charges <i>plus consumption</i>				
Monthly			2020	2021	2022	2023	2024
TBD	Private Fire Protection ¹ (per inch diameter)	\$1,200	\$39.60	\$44.55	\$47.21	\$50.04	\$53.04
TBD	Private Fire Hydrant (per inch diameter)	\$1,200	\$39.60	\$44.55	\$47.21	\$50.04	\$53.04

¹ Add to Standard Base Rate where fire protection service provided by separate service line. Not to be added to Combined Fire Service Base Rate.

Tahoe City Public Utility District
Maximum Commercial Water Connection Fees & Service Charges 2020 - 2024
Effective January 1, 2020
Ordinance No. 299, Exhibit "A-2"

Commercial CONSUMPTION Rate Schedule							
Rate Code Monthly	Monthly Water Consumption Charges Per 1,000 Gallons <i>(Add to Commercial Water Base Rate Below)</i>		Maximum Monthly Water Consumption Per 1,000 Gallons				
			2020	2021	2022	2023	2024
Added to Commercial Code	All Usage		\$4.20	\$4.45	\$4.63	\$4.82	\$5.01
	Temporary Water Usage Charge (Hydrant meter)		\$4.20	\$4.45	\$4.63	\$4.82	\$5.01

Commercial Water BASE Rate Schedule (To determine water bill select the water base rate that applies to you + consumption from above)								
Rate Code Monthly	Standard base rate by meter size	Water Connection Fee	Maximum Monthly Water Charges <i>plus consumption</i>					
			2020	2021	2022	2023	2024	
121	3/4"	\$2,500	\$79.31	\$84.07	\$87.43	\$90.93	\$94.57	
122	1"	\$3,000	\$132.45	\$140.40	\$146.01	\$151.85	\$157.93	
123	1 1/4"	\$4,500	\$198.28	\$210.17	\$218.58	\$227.33	\$236.42	
124	1 1/2"	\$6,000	\$264.10	\$279.95	\$291.14	\$302.80	\$314.92	
125	2"	\$9,600	\$422.72	\$448.09	\$466.00	\$484.66	\$504.06	
127	3"	\$21,000	\$793.10	\$840.70	\$874.30	\$909.30	\$945.70	
128	4"	As determined	\$1,322.10	\$1,401.45	\$1,457.46	\$1,515.80	\$1,576.48	
129	6"	As determined	\$2,643.40	\$2,802.05	\$2,914.04	\$3,030.70	\$3,152.02	
130	8"	As determined	\$4,229.60	\$4,483.45	\$4,662.64	\$4,849.30	\$5,043.42	
Rate Code Monthly	OR Combined Fire Service (CFS) base rate by meter size		Water Connection Fee	Maximum Monthly Water Charges <i>plus consumption</i>				
				2020	2021	2022	2023	2024
TBD	CFS - 3/4"	\$2,500	\$109.01	\$117.48	\$122.84	\$128.46	\$134.35	
TBD	CFS - 1"	\$3,000	\$118.91	\$128.62	\$134.64	\$140.97	\$147.61	
TBD	CFS - 1 1/2"	\$6,000	\$202.85	\$219.60	\$229.94	\$240.81	\$252.22	
TBD	CFS - 2"	\$9,600	\$226.32	\$246.00	\$257.92	\$270.46	\$283.65	
TBD	CFS > 2"	As determined	Service Classification Size Determined by District					

Private Fire Protection and / or Private Fire Hydrant BASE Rate Schedule (Only applies to customers with an approved private fire protection service or a private fire hydrant) (If applicable, add to standard base rate)							
Rate Code Monthly		Water Connection Fee	Maximum Monthly Water Charges <i>plus consumption</i>				
			2020	2021	2022	2023	2024
TBD	Private Fire Protection ¹ (per inch diameter)	\$1,200	\$39.60	\$44.55	\$47.21	\$50.04	\$53.04
TBD	Private Fire Hydrant (per inch diameter)	\$1,200	\$39.60	\$44.55	\$47.21	\$50.04	\$53.04

¹ Add to Standard Base Rate where fire protection service provided by separate service line. Not to be added to Combined Fire Service Base Rate.

Water and Sewer Fees	Fees	Note
Residential–New Construction or REMODEL		
Permit and final inspection (Minor-Remodel)	\$60.00	
Plan check for remodel not involving sewer or water systems	No Charge	
Permit plan check and up to 4 site inspections for new construction or remodel involving sewer and/or water system involvement	\$175.00	
Additional inspections exceeding ordinance standard	\$41.00	Per inspection
Residential sewer pump system review	\$171.00	
Residential fire sprinkler system review	\$113.00	
Conditional Final - Minor construction incomplete	\$525.00	Deposit- Refunded upon completion of pending work.
Replacement or relocation of existing water service line	\$60.00	One site visit (trench/pressure)
Replacement or relocation of existing sewer service lateral	\$144.00	Up to three site visits
Seal Cap Deposit	\$525.00	
Commercial		
New Construction or Remodel		
Permit and final inspection (Minor-Remodel)	\$60.00	
Permit, development agreement, plan check and inspection	\$525.00	Deposit; billed at actual cost; including legal expense
Conditional Final – Minor construction incomplete	\$525.00	Deposit-Refunded upon completion of pending work
Customer Construction		
Development agreement, plan check and inspection for installation and or extension of water main	\$1,000.00	Deposit; billed at actual cost
Development agreement, plan check and inspection for installation and or extension of sewer collection system	\$1,000.00	Deposit; billed at actual cost
On-site inspection not related to permit or agreement	\$41.00	
Security bond for property owner performing own work	\$1,050.00	Refundable deposit
District Construction for Customer's Benefit		
Water service tap	\$5,000.00	Deposit; billed at actual cost
Fire sprinkler service tap	\$5,000.00	Deposit; billed at actual cost
Sewer stub install	\$5,000.00	Deposit; billed at actual cost
Food Service Wastewater Discharge Permit		
Permit for food service facility Monthly/Quarterly	\$ 31.17/ \$ 93.51	Monthly/Quarterly fee
Plan check – Grease interceptor or grease trap	\$60.00	Deposit; billed at actual cost
Inspection – Grease interceptor or grease trap	\$41.00	Per inspection
Temporary Discharge		
Permit	\$41.00	
Temporary discharge (\$0.98 per 1,000 gallons plus \$0.98 per 1,000 gallons per lift) includes swimming pool & spa drain	\$60.00	Deposit; billed at actual cost
Security deposit for damage to District facilities as a part of temporary discharge	\$475.00	Refundable if facilities not damaged
Fire Hydrant Use		
Permit	\$41.00	
Water use through hydrant meter	\$6.00 per day	300 gallons per day included in daily fee. Usage over 300 gallons per day billed at current commercial adopted rate per 1,000 gallons.
Security deposit for hydrant meter	\$925.00	Refundable deposit
Sewer Air Test – Time of Sale		
Processing fee and one site inspection	No Charge	
Repeat site visit	\$41.00	
Withhold in lieu of test: Processing fee	\$60.00	Additional charge if site visit required
Withhold in lieu of test: Site visit, if needed	\$41.00	

Water and Sewer Fees	Fees	Note
Disconnect water and/or Sewer Service – Cap Off PERMANENTLY		
Processing fee	\$24.00	
Inspection fee	\$41.00	Each site visit
Witness abandonment of septic tank	\$41.00	
Miscellaneous Services		
Water meter test for accuracy	\$60.00	Deposit; billed at actual cost. No charge if meter found to exceed 100% accuracy
Water sampling & testing, at customer's request	\$60.00	Deposit; billed at actual cost
Water service locate on private property	\$60.00	Minimum; billed at actual cost
Temporary shut-off of exposed water service	\$60.00	Minimum; billed at actual cost
Reconnect water service during regular business hours	\$60.00	Minimum; billed at actual cost
Reconnect water service after hours	\$87.00	Minimum; billed at actual cost
Sewer property line cleanout locate; cleanouts deeper than 18" below grade will not be exposed	\$117.00	Minimum; billed at actual cost
Cross-connection inspection, on-site	No charge	
District Labor and Equipment Expense		
District labor, overhead and vehicle expense	Actual cost	
Camera to televise sewer main	\$ 50.00 per hour	Equipment charge only; plus labor
Vactor	\$152.00 per hour	Equipment charge only; plus labor
Backhoe	\$46.00 per hour	Equipment charge only; plus labor
Emergency snow removal	Actual Cost	Minimum 1 hour
Easements		
Easement research, including, but not limited to, review and approval of easements; requests for easement abandonment and / or encroachment	\$60.00	Deposit; billed at actual cost
Easement encroachment agreement	\$525.00	Deposit; billed at actual cost
Administrative and Miscellaneous Fees		
Unreported connections	\$352.00	
Unreported discharges	\$352.00	
Unreported fire hydrant use - excluding Fire Department use	\$352.00	
Investigation of unauthorized activity, including, but not limited to discharges, sump pumps and removal or bypass of District- approved backflow prevention assembly	Actual Cost	Including administrative, field investigation and legal expenses
Ordinance violation disconnect and reconnect (including non-payment)	Actual Cost	
MISCELLANEOUS CHARGES AND FEES		
Process returned check	\$24.00	
Delinquent payment of charges for services provided	10.0% of balance 1.5% of balance	30 days after each quarterly billing 60 days after each quarterly billing
Process refund of fees paid for service where service request was cancelled; excludes refund of	\$24.00	
Process refund of balance on deposit for service performed	No charge	
Process refund of connection fee	\$87.00	
Process change in ownership	\$24.00	
Copies, letter or legal size, each	\$0.13	
Copies, blueprint (for plan review, only)	\$2.30	

NOTE: SNOW REMOVAL IS NOT INCLUDED WITH ANY SERVICE PROVIDED

DEPOSITS MAY BE REDUCED OR INCREASED DEPENDING UPON THE ACTUAL ESTIMATED COST