

**ORDINANCE NO. 3464 C.S.**

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF MONTEREY**

**AMEND CHAPTER 30, ARTICLE 4 TO RESTRUCTURE  
THE SANITARY SEWER RATES AND REINSTATE A CONNECTION FEE;  
AND AMEND CHAPTER 19, ARTICLE 4 TO ADD SEWER RATE AND CONNECTION  
FEES**

THE COUNCIL OF THE CITY OF MONTEREY DOES ORDAIN, as follows:

WHEREAS , the City wishes to establish a safe and reliable sewage system;

WHEREAS, the City has conducted studies and has determined that significant capital improvements to the sewage system are needed;

WHEREAS, funding for said improvements is not provided by the current sewer rate structure;

WHEREAS, the City sent notices and complied with Proposition 218 laws to restructure the sewer charges to be based on wastewater flow;

WHEREAS, the City sent notices and complied with Proposition 218 laws to increase fees with a five year phased rate increases; and

WHEREAS, the City has reconsidered the sewer connection fee that was terminated by Ordinance No. 2907.

NOW THEREFORE, the Monterey City Council declares as follows:

SECTION 1: Monterey City Code, Chapter 30, Section 30-14 is hereby amended to read as follows:

"Sewer fees shall be established by resolution.."

SECTION 2: Monterey City Code, Chapter 30, Section 30-15 is hereby amended to read as follows:

"Increased fees. Rates to be set by resolution for Equivalent Dwelling Unit fee."

SECTION 3: Monterey City Code, Chapter 30, Section 30-18 is hereby added to read as follows:

"Sec. 30-18. Sewer connection fees. Sewer connection fees shall be established by Resolution. The criterion for the connection fee is as stated in Monterey Regional Water Pollution Control Agency Ordinance No. 2011-01 for capacity charges, except the EDU is as determined in Section 30-14."

SECTION 4: The sewer connection fees will go into effect 60 days after the effective date of this ordinance.

SECTION 5: Service Fee Exemptions. As of the effective date of this ordinance, all sewer charge exemptions per Ordinance 2730 are eliminated.

SECTION 6: Monterey City Code, Chapter 19, Section 19-103 is hereby amended to add the following rates and fees:

- |                           |  |
|---------------------------|--|
| “59. Sanitary Sewer Rates | Fees set by resolution, not subject to CPI adjustment. |
| 60. Sewer Connection Fee  | Fees set by resolution”                                |

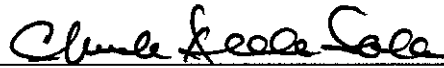
SECTION 7: All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 8: This ordinance shall be in full force and effect thirty (30) days from and after its final passage and adoption.

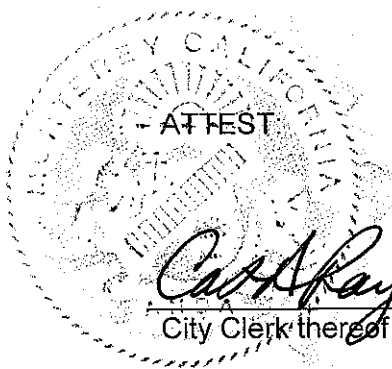
PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF MONTEREY this 16<sup>th</sup> day of August 2011 by the following vote:

AYES:	5	COUNCILMEMBERS:	Downey, Haferman, Selfridge, Sollecito, Della Sala
NOES:	0	COUNCILMEMBERS:	None
ABSENT:	0	COUNCILMEMBERS:	None
ABSTAIN:	0	COUNCILMEMBERS:	None

APPROVED:



\_\_\_\_\_  
Mayor of said City



- ATTEST -  
  
\_\_\_\_\_  
City Clerk thereof

STATE OF CALIFORNIA  
COUNTY OF MONTEREY  
CITY OF MONTEREY

I, CATHERINE A. RAYNOR, SENIOR ASSISTANT CITY CLERK OF THE CITY OF MONTEREY, AND EX-OFFICIO CLERK OF THE COUNCIL THEREOF, HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS DULY PASSED TO PRINT IN THE OFFICIAL NEWSPAPER OF SAID CITY BY THE COUNCIL THEREOF ON THE 2<sup>nd</sup> DAY OF August, 2011, BY THE FOLLOWING VOTE:

AYES	4	COUNCILMEMBERS:	Downey, Selfridge, Sollecito, Della Sala
NOES:	0	COUNCILMEMBERS:	Haferman
ABSENT:	1	COUNCILMEMBERS:	None

  
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CITY CLERK OF SAID CITY

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