

ORDINANCE NO. 3371

ORDINANCE AMENDING WATER SERVICE CHARGES  
FOR SAN LUIS OBISPO COUNTY SERVICE AREA NO. 10A  
(CAYUCOS)

The Board of Supervisors of the County of San Luis Obispo, State of California, Sitting as the Governing Board of San Luis Obispo County Service Area No. 10A, ordains as follows:

SECTION 1: Pursuant to California Government Code Section 25215.5, and in accordance with Article XIID of the California Constitution and the Proposition 218 Omnibus Implementation Act (commencing with California Government Code Section 53750), there are hereby established within San Luis Obispo County Service Area No. 10A, those various service charges, installation charges, deposits and other charges specified in Exhibit "A" attached hereto, which Exhibit "A" is incorporated herein by this reference, for the purpose of providing water service.

SECTION 2: This ordinance shall take effect and be in full force and effect thirty (30) days after its passage and before the expiration of fifteen (15) days after passage of this ordinance, it shall be published once with the names of the members of the Board of Supervisors voting for and against the ordinance in a newspaper of general circulation published in the County of San Luis Obispo, State of California.

INTRODUCED at a regular meeting of the Board of Supervisors held on the 19th day of June, 2018, and PASSED and ADOPTED by the Board of Supervisors of the County of San Luis Obispo, State of California, on the 7th day of August, 2018, by the following roll call vote, to wit:

AYES: Supervisors Bruce S. Gibson, Chairperson John Peschong, Adam Hill,  
Lynn Compton and Debbie Arnold

NOES: None

ABSENT: None

ABSTAINING: None

John Peschong  
Chairperson of the Board of Supervisors  
of the County of San Luis Obispo State of  
California Sitting as the Governing Board of  
San Luis Obispo County Service Area No. 10A

ATTEST:

Tommy Gong  
County Clerk and Ex-Officio Clerk  
of the Board of Supervisors, County of  
San Luis Obispo, State of California

By: Sandy Currens  
Deputy Clerk  
[SEAL]

ORDINANCE CODE PROVISION APPROVED  
AS TO FORM AND EFFECT:

RITA L. NEAL  
County Counsel  
County of San Luis Obispo

By: /s/Erica Stuckey  
Deputy County Counsel  
Date: May 24, 2018

STATE OF CALIFORNIA        )  
COUNTY OF SAN LUIS OBISPO)        ss.

I, **TOMMY GONG**, County Clerk of the above entitled County, and Ex-Officio Clerk of the Board of Supervisors thereof, do hereby certify the foregoing to be a full, true and correct copy of an order entered in the minutes of said Board of Supervisors, and now remaining of record in my office.

Witness, my hand and seal of said Board of Supervisors on  
August 10, 2018.

**TOMMY GONG,**  
County Clerk and Ex-Officio Clerk of the Board of Supervisors

By: Sandy Currens  
Deputy Clerk

**EXHIBIT "A"**  
**SCHEDULE OF CHARGES FOR**  
**SAN LUIS OBISPO COUNTY SERVICE AREA NO. 10 A**

1. Charges for Water Service (per water service connection):

a) Basic Bi-Monthly Charge for Water Service.

**2018/19**

\$176.93 per bi-monthly period for up to and including 1,400 cubic feet;

plus, \$10.41 per 100 cubic feet of water, or fraction thereof, for the bi-monthly use of water over 1,400 cubic feet

**2019/20**

\$181.32 per bi-monthly period for up to and including 1,400 cubic feet;

plus, \$10.41 per 100 cubic feet of water, or fraction thereof, for the bi-monthly use of water over 1,400 cubic feet

**2020/21**

\$187.59 per bi-monthly period for up to and including 1,400 cubic feet;

plus, \$10.41 per 100 cubic feet of water, or fraction thereof, for the bi-monthly use of water over 1,400 cubic feet

All rates shall be adjusted annually every January 1<sup>st</sup> by the average of the percentage increases in the Consumer Price Index ("CPI") for "All Urban Wage Earners and Clerical Workers" for all items for San Francisco/Oakland/San Jose and Los Angeles/Riverside/Orange Co. categories as published by the Bureau of Labor Statistics in October of each year with the allowable water quantities remaining unchanged.



b) Additional Bi-Monthly Charges for Water Service Connections having 1-inch and Larger Water Meters

1 inch meter	18.75 bi-monthly
1-¼ inch meter	19.75 bi-monthly
1-½ inch meter	20.75 bi-monthly
2 inch meter	24.75 bi-monthly
3 inch meter	30.75 bi-monthly
4 inch meter	36.75 bi-monthly

2. Charges for Establishing a Water Service Connection:

Before any parcel of real property shall receive service from the San Luis Obispo County Service Area No.10, Zone A Water System, the County shall be paid both a meter charge and basic charge, computed as follows:

a) Meter Charge Component of Water Service Connection Charge

The meter charge component of the service charge for water service connection shall be based on the size of the meter.

<u>Size of Water Meter</u>	<u>Service Charge</u>
5/8 or 3/4 Inch Meter	\$ 325.00
1 Inch Meter	\$ 350.00
1 1/4 or 1 1/2 Inch Meter	\$ 375.00

The above meter charges are for water service connections where the service lateral connection, appurtenant facilities, curb stop, and meter box have been installed at owner's/developer's expense. Where this is not the case, and for meters larger than 1 1/2 inch, the meter charge component of service charge for water service connection will be the actual cost of all labor and materials related to the installation of the service lateral connection, appurtenant facilities, curb stop, and meter box.

b) Basic Charge for Establishing Water Service Connection

As a contribution to the capital cost of County improvements, supplemental water supply, and District reserves, a charge of \$8,100 per dwelling unit equivalent (DUE), as determined by the County Director of Public Works, for establishing a water service connection.

Said charge shall be paid before any connection to said system is made in the following manner:

- i. \$1,000.00 deposit at the time of application for a "will-serve" letter, which deposit shall be refundable if the application for a will-serve letter is denied or withdrawn.
- ii. The remaining balance of the water system connection charge component of service charge for water service connection shall be paid upon the issuance of a final "will-serve" letter in the amount as may be in effect upon the date of issuance of the final "will-serve" letter.
- iii. Application Fee

The application fee is \$100.00 and is for the purpose of defraying the Administrative costs associated with the processing of an application for a "will-serve" letter.

### 3. Basic Charge for Modifying Water Service Connection or Meter Size

If, at any time after a water service connection is established, there is an increase in the number of DUE (as determined by the County Director of Public Works) being served on the property due to a change in land use or other development of the property, then an additional charge of \$8,100 per each additional DUE on the property shall be applied as a contribution to the capital cost of County improvements, supplemental water supply, and County reserves.

If, at any time when a water service connection is established, a property desires to change its meter size, there will be a charge equal to all labor and material costs of the County related to changing the meter size.

### 4. Other Charges

- a) Service Charge Deposit: \$60.00
- b) Charge for Water Service Reconnection: \$100.00
- c) Charge for Violation of Controls During Emergencies: \$60.00 per violation  
(Except for Violation of the Control of Maximum Usage Limits During Emergency)
- d) Charge for Repairs to District Facilities Damaged by Others:

Any customer, person or entity (i.e., individual, construction or utility companies, etc.) causing damage to district facilities will be charged for the full replacement cost including material, labor, equipment and operating overhead.



e) Charge for Violation of the Control of Maximum Usage Limits During Emergency:

\$5.00 per one hundred cubic feet of water used, or fraction thereof, for the bi-monthly use of water over maximum usage limits specified during an emergency.

f) Service Charges for Furnishing Water Through Fire Hydrant:

Applicants for temporary water service shall be subject to the requirement of a refundable deposit for use of a fire hydrant meter and backflow prevention device loaned to the applicant by the County as follows:

Meter Size	Deposit Amount
3" Meter + backflow prevention device	\$1,500

All fire hydrant meters will be issued for a period of not to exceed eleven months. Fire hydrant meter accounts not terminated by the stated due date will be subject to a field investigation/follow-up charge of \$100.00. Upon termination of service and return of the hydrant meter to the County, the County shall refund the deposit, less any unpaid water usage, field investigation/follow-up and hydrant meter repair charges.

Bills for all metered service from a fire hydrant meter shall be consistent with the rate schedule identified in Section 1a. On a bimonthly basis, the County shall issue to each fire hydrant meter customer a bill based on the current rate for a 3" meter per Section 1a.

All usage of Fire Hydrant Meters must be in conformance with CSA 10A Regulations. Fire Hydrant Meters may only be connected to public fire hydrants which are owned and operated by the County and which are integral to the County's public water distribution system.

g) Charge for Non-Sufficient Fund Checks: Per County Treasury Department Fee

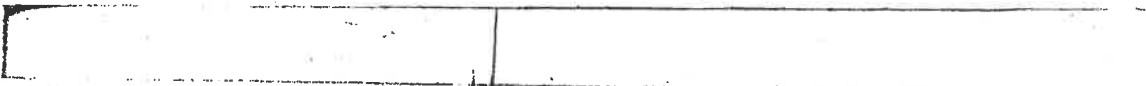
h) Charge for Meter Testing: \$165 plus Third Party Testing Fee

RULES AND REGULATIONS  
FOR  
SAN LUIS OBISPO COUNTY WATERWORKS DISTRICT NO. 8

EFFECTIVE AUGUST 23, 1965

CSA 10-A

1. Charges for service connections:  
Refer to Schedule of Rates, paragraph 3.
2. Service:  
The connections as specified in Schedule of Rates, paragraph 3, shall include up to 50 feet of necessary pipe and fittings from District Main to Parkway of street or alley. All footage over 50 feet will be billed to applicant.
3. Shut-off valves:  
Consumer shall be required to install his own shut-off valve on the consumer side of meter for his own use in case of emergency. Location of valve shall be at the discretion of consumer, but in no case shall there be any outlet between valve and meter. Completion notice of installation shall be furnished to the County Building Inspector.
4. Pressure regulating devices:  
District may require consumer to install an approved pressure regulating device in areas of excessive water pressure.
5. Anti-siphon device:  
As required in uniform plumbing code or by County Health Department.
6. Application for new service:  
Application for new service shall be made to the Superintendent of District or his designated agent. Service connections with established rates shall be paid for in advance; for other service connections, payment shall be in full before water is turned on.
7. Statements:  
All accounts shall be billed bi-monthly for water used in preceding period. These accounts become due and payable upon receipt of statement and shall become delinquent on the 25th day of the month in which the bills are rendered. A penalty of 10% of delinquent bill will be charged if payment is not received by 10th of month following month of billing.
8. Discontinuance of service:  
Should the consumer fail, neglect or refuse to pay for two (2) consecutive bi-monthly periods of water service, the Superintendent, or designated agent, shall turn off the water to that consumer on or before the 10th day of the month following said two (2) periods.



9. Restoration of service:

If water service has to be shut off for failure to pay for service as aforesaid, or if restoration of service is requested more than once in any 12-month period, the consumer shall in addition to being required to pay all amounts then due, pay in advance an additional sum of \$3.00 for having service restored.

10. Deposits by non-owners:

- a. Should service be applied for on property where applicant is not owner, a deposit of \$12.00 inside District, \$20.00 outside District, in advance, shall be made by such applicant to be returned to him provided that all sums due by him to District, shall have been paid in full.
- b. When a consumer vacates property, he shall immediately notify Superintendent, or designated agent, at which time water service shall be turned off and a statement of water consumed and of money owed to District by consumer shall be issued to consumer.
- c. Upon the consumer becoming entitled to the return of all or part of his deposit, he shall be issued a check in the amount due him, to be drawn on Waterworks District No. 8 Customer Deposit Account.

11. Waiver of deposit:

Deposits by non-owners, as explained in Paragraph 10 hereof, shall be waived by Superintendent upon receipt by him of written statement signed by owner of said property or his agent, stating that said owner assumes full responsibility for payment of all charges for water service to said property. In such case, owner becomes consumer and is subject to conditions as listed in paragraphs 8 and 9 hereof.

12. Connections and turn-ons:

All connections and turn-ons shall be made by the Superintendent, or designated agent. Under no circumstances shall connections be made or services turned on by consumer or property owner, without written authorization from the Superintendent.

13. Service outside of District:

There shall be no extension of service outside of District unless approved by the Board of Supervisors, the Governing Board of the District.

Any and all costs of extension of service to consumers outside District will be assumed by consumer. The District reserves the right to specify the kind, size and type of all necessary connecting equipment and to limit or deny service if deemed necessary in the interest of the District.

14. Control of service during emergencies (i. e., failure of pumps or motors, broken water mains, failure of major storage facilities):

- a. Irrigation may be limited to specified days and/or hours, or prohibited entirely. Failure to comply with regulation as publicized will result in turn-off of water. Superintendent shall give users written notification.
- b. Flagrant waste of water (i. e., water running down gutters) will result in turn-off.



- c. Owners notified of leaks on property will be given three (3) days to repair leaks or water will be turned off until leak is repaired.
- d. All consumers, inside and outside District, may be held to minimum usage if such control is deemed necessary for the conservation of water supply. Violation will result in penalty as designated in Schedule of Rates, paragraph 8b.

15. Extending the District's water mains:

With the development of the area within the boundaries of the District will come, and have come, requests for water service to areas within the District not presently served by the District's water mains.

It is the policy of the governing board to expend district tax revenues and receipts from the water rates and charges, for the cost and expense of maintaining, operating, repairing, retiring bonded indebtedness, if any, and extending the District's waterworks, and in the order named. This Board, to the extent it may so do from funds on hand, will from time to time, extend within the District, for the district-wide benefit, the facilities of its waterworks system.

To help defray the cost of extending the existing water mains, every person connecting to the water supply system shall pay in addition to any other charge herein specified, a charge of \$1.50 per front foot for the privilege of connecting to said water system. Said front foot charge shall be based upon footage of the lot facing said water main, and said charge shall be paid before any connection to said system be made.

When funds are not on hand or otherwise available, other methods may be used to supply the funds needed to extend the District's water mains to serve specified areas within the District. They are:

- (1) Zone Bonds, as provided for in Article 6, Chapter 2, Part 4 of Division 16 of the Water Code of the State of California, or
- (2) Voluntary assumption on the part of the prospective consumer to be benefited of all costs and expense of extending such water mains.
  - a. Upon the extension of such water line or lines and after approval thereof by District, such line or lines shall become and be the property of the District, and the District shall thereafter maintain and repair the same.
  - b. The installation and laying of any and all such new water line or lines shall be under the direct supervision and control of the Superintendent and shall be of such size and quality as the District shall specify.
- (3) Subject to partial reimbursement of said costs, in the alternative manner as follows:
  - a. Consumer "A" desiring water service to his lot or lots situate in an area of the district not presently served by existing water mains, may secure service by paying to the district the necessary cost and expense of extending the said water line to his property.

/1/ Additional consumers "B" and "C", etc., located between "A" 's property and the prior existing water main, may secure water service by paying to the district their pro rata portion of the installation originally paid for by "A".

- (a) Any pro rata portion of the costs and expense of such water line extension, originally collected from "B", "C", etc., be refunded by the district to "A", except that after five (5) years from the time of installation, "A." 's right to a refund shall cease.
- b. Upon the extension of such water line or lines and after approval thereof by District, such line or lines shall become and be the property of the District, and the District shall thereafter maintain and repair the same.
- c. The installation and laying of any and all such new water line or lines shall be under the direct supervision and control of the Superintendent and shall be of such size and quality as the District shall specify.