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ORDINANCE NO. 79

**AN ORDINANCE TO AMEND FORESTVILLE WATER DISTRICT
 SEWER SERVICE ZONE ORDINANCE NO. 39 AS AMENDED BY SUBSEQUENT ORDINANCES**

**THIS ORDINANCE AMENDS "SECTION 1. ANNUAL SERVICE CHARGES" – AND -
 "SECTION 3. PAYMENT OF CONNECTION FEES": EFFECTIVE JULY 1, 2023**

BE IT ORDAINED by the Board of Directors of Forestville Water District Sewer Service Zone, Sonoma County, CA; the following changes to Ordinances #39

SECTION 1: ANNUAL SERVICE CHARGES.

Paragraph 2: SEWER RATES for Fiscal Year 2023-2024 based on Winter Water Use and increases to the cost of providing services: Annual Sewer Direct Charges are based on **up to four (4) factors: (1.) Fixed Charge** – per water meter size for each property; **(2.) Usage Charge** – based on water use per property during bi-monthly billing periods of November/December + January/February each year; **(3.) Debt Service Charge** per property for repayment of debt for use of Sewer System; and **(4.) High Strength Surcharge** for commercial and industrial uses whose wastewater strengths exceed threshold values for influent loading to the treatment plant. The method for determining Sewer Rates will not change; however, certain of the charges factored into the Sewer Rates are proposed to increase as follows:

Sub-Paragraph 2.1: Annual Fixed Charge for Fiscal Year 2023-2024 per meter size as follows:

Meter Size	2023-2024 Annual Fixed Charge
1-inch & Smaller	\$949.36
1.5-inch	\$5,468.32
2-inch	\$9,721.44
3-inch	\$21,873.26

The water meter size(s) appropriate for each property shall be determined at the sole discretion of the District Engineer. Properties with no water meter shall be assigned an annual service charge as stipulated in Sub-Paragraph 2.5.

Sub-Paragraph 2.2: Annual Usage Charges for Fiscal Year 2023-2024: \$19.54 for each 1,000 gallons of wastewater discharged to the sewer annually. Annual wastewater discharge volume shall be estimated based on indoor water usage, which shall be the average monthly water usage during the winter bi-monthly billing periods of November/December and January/February of the following year, multiplied by 12, and rounded to the nearest 100 gallons. For properties with industrial and commercial uses where there is little or no outdoor water use, the District may, at the sole discretion of the District Engineer, base wastewater discharge on the total annual amount of water used over the 12-month period beginning with the March/April billing period and ending with the January/February billing period of the following year.

Usage charges for single-family residential properties are **capped at three (3) times the median** single-family residential annual usage. For Fiscal Year 2023-2024 the median single-family residential annual usage will **decrease** from 41,100 gallons to **33,300** gallons, with a corresponding maximum annual usage charge **decrease** from \$2,293.38 to **\$1,952.04** (One-thousand nine hundred fifty-two and four cents).

Properties with no water meter shall be assigned an annual service charge as stipulated in Sub-Paragraph 2.5.

Sub-Paragraph 2.4: An **Annual High Strength Surcharge** shall be calculated based on the property’s annual wastewater discharge, wastewater strength in excess of the threshold values, and the high strength surcharge rates and surcharge rate to the 2023-2024 surcharge rate as follows:

Constituent	Threshold Value⁽¹⁾	2023-2024 Surcharge Rate
BOD	340 mg/L	\$1.27 / lb.
TSS	220 mg/L	\$1.96 / lb.

(1) The threshold values for calculation of High Strength Surcharges are based on the 95th percentile wastewater treatment plant influent loading strengths of BOD and TSS presented in the Forestville Water District Report of Waste Discharge and Permit Application prepared in September 2018.

A property’s wastewater strength to be used for calculating the High Strength Surcharge shall be based on the results of laboratory analysis of wastewater samples collected from the property’s discharge by or at the direction of the District, or in the absence of such analysis, on the strength indicated in the “Equivalent Single-Family Dwelling Billing Unit for Forestville CSD.” Wastewater strength for properties with mixed uses will be based upon the predominant use or on an appropriate alternative basis at the sole discretion of the District Engineer. Properties whose wastewater strengths fall significantly below threshold values may be granted a credit based on the surcharge calculation at the sole discretion of the District Engineer.

Sub-Paragraph 2.5: Properties with no water meter shall pay an **Annual Service Charge**, exclusive of debt service charges, of **\$1,531.38** per ESD in Fiscal Year 2023-2024 that accounts for annual fixed, usage, and high strength surcharges.

SECTION 3. PAYMENT OF CONNECTION FEES. (See specific details below);

BE IT FURTHER ORDAINED by the Board of Directors of the Forestville Water District Sewer Service Zone, Sonoma County, California, under Section 3. Payment of Connection Fees; subsection "C": Connection Fee Adjustment per ENR-CCI Index: Connection fees shall be adjusted annually in proportion to the change in the Engineering News Record Construction Cost Index (ENR-CCI) for San Francisco, CA.

AND, BE IT FURTHER ORDAINED by the Board of Directors of the Forestville Water District Sewer Service Zone, Sonoma County, California, that the Engineering News Record Construction Cost Index (ENR-CCI) for San Francisco reported a 14.8% increase for April 2022 (when the District did not increase rates) and a 1.4% increase for April 2023. Thus, there will be a **+7 % increase in the Sewer Connection**

Fees for Fiscal Year 2023-2024 for the Forestville Water District Sewer Service Zone. The following fees/charges will remain:

- A. Mirabel Heights Area. All new users who were not levied assessments under the prior governing Sanitation District's jurisdiction for the area commonly known as the "Mirabel Heights Zone of Benefit" (which is now labeled the "Mirabel Heights Area" in this Ordinance) shall pay a connection fee of **\$15,771.15*** for each ESD in that area of the overall Zone. (*+7% Increase to account for CCI increase since Fiscal Year 2020-2021)
- B.) Central Forestville Area. All new users who were not levied assessments under the prior governing Sanitation District's jurisdiction for the remaining area of that Sanitation District (i.e., what is now labeled the "Central Forestville Area" in this Ordinance) shall pay a connection fee of **\$15,313.06*** for each ESD in that area of the overall Zone. (*+7% Increase to account for CCI increase since Fiscal Year 2020-2021)

AND, BE IT FURTHER ORDAINED by the Board of Directors of the Forestville Water District Sewer Service Zone, Sonoma County, California, and following a Public Hearing held on May 9, 2023 prior to a regular Board Meeting of the Board of Directors, and under

SECTION 8. ENFORCEMENT OF ORDINANCE. This Ordinance shall be and the same is hereby declared **to be in full force and effect as of July 1, 2023** which is at least thirty (30) days after the date of its passage (May 9, 2023) and shall be published in full or summary form once before the expiration of fifteen (15) days after said passage, with the names of the Board Members voting for or against the same, in a newspaper of general circulation, published in the County of Sonoma, State of California, and the Clerk of the Board shall post in the office of the Clerk, a certified copy of the full text of this Ordinance along with the names of those Board Members voting for or against the Ordinance.

In regular session of the Board of Directors of the Forestville Water District Sewer Service Zone, introduced, passed, and adopted after hearing this 9th day of May 2023, on regular roll call of the members of said Board by the following vote:

DIRECTORS:

Griffith _____ McDermott _____ Monroe _____ Stapleton _____ Stuart _____

WHEREUPON, the Chair of the Board declared the above and foregoing Ordinance #79 to amend Ordinances #36 as amended by subsequent ordinances, duly adopted this 9th day of May 2023 and

SO ORDERED,

BY _____
Chairman, Board of Directors
Forestville Water District

ATTEST:

Board Clerk