

ORDINANCE NO. 2023-01

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE
DEL PASO MANOR WATER DISTRICT
ADOPTING AND IMPLEMENTING PROPOSED RATES EFFECTIVE NOVEMBER 1, 2023,
CONTINGENT UPON RESULTS OF PROTEST TABULATION**

WHEREAS, the Del Paso Manor Water District ("District") owns and operates a public water system;

WHEREAS, State law requires that certain changes to water service rates occur in accordance with procedures outlined in Article XIII D, Section 6, of the California Constitution, commonly referred to as "Proposition 218";

WHEREAS, a Water Rate Study has been prepared that recommends the adoption of the rates, fees, and charges as specified in Exhibit A to this Resolution, which Exhibit is incorporated herein as if set forth in full;

WHEREAS, the District must increase water rates in order to obtain adequate funding for operations, maintenance, repairs, and necessary improvements to the water system;

WHEREAS, in compliance with Article XIII D, Section 6, of the California Constitution, Proposition 218 notices were mailed to property owners of record and customers of record within the District's service area on August 1, 2023 (48 days prior to the Protest Hearing), which complies with Proposition 218's minimum 45-day notice requirements;

WHEREAS, the amount of the proposed water service rates will not exceed the proportionate cost of the service attributable to each parcel upon which they are proposed for imposition;

WHEREAS, the District Board of Directors held a public protest hearing on September 18, 2023, to consider the results of the protest proceedings conducted in accordance with California Constitution Article XIII D, section 6; and,

WHEREAS, the tabulations team has counted the protests and, as evidenced by the Board's adoption of Resolution 23-0918 the Board has determined that there is not a majority protest.

NOW, THEREFORE, the Board of Directors of the Del Paso Manor Water District does hereby ordain as follows:

SECTION 1. Recitals. The foregoing recitals are true and correct and they are hereby incorporated into the Board of Directors' findings.

SECTION 2. Proposition 218 Compliance. The District has complied with the procedural requirements of Article XIII D and, based upon the District's Water Rate Study and the District's responses to objections submitted pursuant to District Policy No. 3240, the water service rates set forth in Exhibit A comply with Article XIII D, section 6, subsections (b)(1) through (5).

SECTION 3. Levy of Charges. Subject to the contingency provided in Section 5 below, the Board of Directors hereby approves and adopts, pursuant to the California Water Code section 31000 *et seq.*, the increased water service rates attached hereto as Exhibit A, effective November 1, 2023, and increasing annually on July 1, through Fiscal Year 2027-28.

SECTION 4. CEQA Exemption. The Board of Directors hereby finds that the levy of the proposed water service rates as supported by the District's Water Rate Study (incorporated herein by reference) is exempt from California Environmental Quality Act ("CEQA") review under Public Resources Code section 21080(b)(8) and CEQA Guidelines section 15273, because the proposed water service rates are necessary and reasonable to fund the administration, operation, maintenance, and improvements of the District's water system, are necessary to maintain service within the District's existing service area, and will not result in expansion of the system. The Board of Directors further finds that the action entails the creation of a government funding mechanism that is exempt from CEQA as not being a "project" pursuant to CEQA guidelines section 15378. The Board of Directors authorizes the General Manager to file a notice of exemption with the County Clerk to that effect.

SECTION 5. General Authorization. The General Manager is hereby authorized and directed to execute and deliver any and all documents and take any and all actions that may be necessary or advisable, in his discretion, in order to effect the purposes of this Ordinance. All actions heretofore taken by officers, employees, and agents of the District that are in conformity with the purposes and intent of this Ordinance are hereby approved, confirmed, and ratified.

SECTION 6. Effective Date. This Ordinance will take effect immediately upon adoption by the Board of Directors. As stated in Section 3 of this Ordinance, the increased water service rates attached hereto as Exhibit A are effective November 1, 2023, and increase annually on July 1 through Fiscal Year 2027-28.

PASSED AND ADOPTED by the District Board of Directors on September 18, 2023:

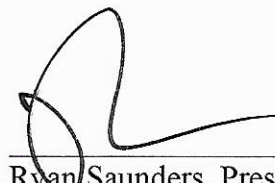
I certify that the foregoing Ordinance was adopted by the Board of Directors of the Del Paso Manor Water District at a regular meeting held on the 18th day of September 2023, by the following vote:

AYES: Dolk, Matteoli, Pratt, Ross, Saunders

NOES: None

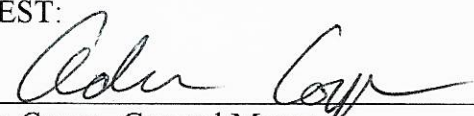
ABSTAIN: None

ABSENT: None



Ryan Saunders, President
Board of Directors

ATTEST:


Adam Coyan, General Manager

Water Rate Charges Approved 09/18/2023 (Effective 11/01/2023):

Single Family O&M Rate, \$ per Month	Current	11/1/2023	7/1/2024	7/1/2025	7/1/2026	7/1/2027
0 - 5,000 sq. ft. lot	\$26.90	\$41.70	\$43.78	\$45.97	\$48.27	\$50.68
5,001 - 8,000 sq. ft. lot	\$35.20	\$54.56	\$57.29	\$60.15	\$63.16	\$66.32
8,001 - 11,000 sq. ft. lot	\$41.40	\$64.17	\$67.38	\$70.75	\$74.28	\$78.00
11,001 - 14,000 sq. ft. lot	\$47.60	\$73.78	\$77.47	\$81.34	\$85.41	\$89.68
14,001 - 17,000 sq. ft. lot	\$53.80	\$83.39	\$87.56	\$91.94	\$96.53	\$101.36
17,001 - 20,000 sq. ft. lot	\$60.05	\$93.08	\$97.73	\$102.62	\$107.75	\$113.14
Over 20,000 sq. ft. lot	\$60.05	\$93.08	\$97.73	\$102.62	\$107.75	\$113.14
Per 1k sq. ft. of lot above 20k	\$2.07	\$3.21	\$3.37	\$3.54	\$3.71	\$3.90
Duplex/Multi-Family O&M Rate, \$ per Month	Current	11/1/2023	7/1/2024	7/1/2025	7/1/2026	7/1/2027
5,001 - 8,000 sq. ft. lot	\$56.90	\$88.20	\$92.60	\$97.23	\$102.10	\$107.20
8,001 - 11,000 sq. ft. lot	\$63.15	\$97.88	\$102.78	\$107.92	\$113.31	\$118.98
11,001 - 14,000 sq. ft. lot	\$69.35	\$107.49	\$112.87	\$118.51	\$124.44	\$130.66
Capital Improvement Plan Charge (CIP Charge)	Current	11/1/2023	7/1/2024	7/1/2025	7/1/2026	7/1/2027
Residential, up to 1"	\$23.05	\$23.05	\$44.17	\$44.17	\$44.17	\$44.17
Residential, 1.25"	\$28.81	\$34.58	\$66.26	\$66.26	\$66.26	\$66.26
Residential, 1.5"	\$34.58	\$46.10	\$88.35	\$88.35	\$88.35	\$88.35
Residential, 2"	\$46.10	\$73.76	\$141.36	\$141.36	\$141.36	\$141.36
Duplex	\$46.10	\$46.10	\$88.35	\$88.35	\$88.35	\$88.35
Residential over 1" (per 1")	\$23.05	\$23.05	\$44.17	\$44.17	\$44.17	\$44.17
Additional Connection, per 1"	\$23.05	\$23.05	\$44.17	\$44.17	\$44.17	\$44.17

Table 2. Proposed Commercial Service (Monthly Charges):

Flat Rate Commercial, \$ per Month	Current	11/1/2023	7/1/2024	7/1/2025	7/1/2026	7/1/2027
3/4" - 5/8"	\$45.50	\$70.53	\$74.05	\$77.75	\$81.64	\$85.72
1"	\$62.85	\$97.42	\$102.29	\$107.40	\$112.77	\$118.41
1 1/2"	\$90.90	\$140.90	\$147.94	\$155.34	\$163.10	\$171.26
2"	\$184.00	\$285.20	\$299.46	\$314.43	\$330.15	\$346.66
Volumetric Rate, \$ per CCF	Current	11/1/2023	7/1/2024	7/1/2025	7/1/2026	7/1/2027
\$ per 100 cubic ft	\$1.39	\$2.15	\$2.26	\$2.38	\$2.49	\$2.62
Meter Readiness-to-Service Charge, \$ per Month	Current	11/1/2023	7/1/2024	7/1/2025	7/1/2026	7/1/2027
5/8"	\$15.10	\$23.41	\$24.58	\$25.80	\$27.09	\$28.45
1"	\$37.80	\$58.59	\$61.52	\$64.60	\$67.83	\$71.22
1 1/2"	\$75.60	\$117.18	\$123.04	\$129.19	\$135.65	\$142.43
2"	\$120.95	\$187.47	\$196.85	\$206.69	\$217.02	\$227.87
3"	\$226.80	\$351.54	\$369.12	\$387.57	\$406.95	\$427.30
4"	\$378.00	\$585.90	\$615.20	\$645.95	\$678.25	\$712.17
6"	\$756.00	\$1,171.80	\$1,230.39	\$1,291.91	\$1,356.50	\$1,424.33
8"	\$1,209.60	\$1,874.88	\$1,968.62	\$2,067.06	\$2,170.41	\$2,278.93
10"	\$1,738.80	\$2,695.14	\$2,829.90	\$2,971.39	\$3,119.96	\$3,275.96
Capital Improvement Plan Charge (CIP Charge)	Current	11/1/2023	7/1/2024	7/1/2025	7/1/2026	7/1/2027
Commercial up to 1"	\$23.05	\$23.05	\$44.17	\$44.17	\$44.17	\$44.17
Commercial 1 1/2"	\$46.10	\$46.10	\$88.35	\$88.35	\$88.35	\$88.35
Commercial 2"	\$73.75	\$73.75	\$141.34	\$141.34	\$141.34	\$141.34
Commercial 3"	\$138.30	\$138.30	\$265.05	\$265.05	\$265.05	\$265.05
Commercial 4"	\$230.50	\$230.50	\$441.75	\$441.75	\$441.75	\$441.75
Commercial 6"	\$461.00	\$461.00	\$883.50	\$883.50	\$883.50	\$883.50
Temporary Construction Water, \$ per CCF	Current	11/1/2023	7/1/2024	7/1/2025	7/1/2026	7/1/2027
\$ per 100 cubic ft	\$1.43	\$2.15	\$2.26	\$2.38	\$2.49	\$2.62
Fire Sprinkler Readiness Rate, \$ per Month	Current	11/1/2023	7/1/2024	7/1/2025	7/1/2026	7/1/2027
4"	\$75.60	\$117.18	\$123.04	\$129.19	\$135.65	\$142.43
6"	\$151.20	\$234.36	\$246.08	\$258.38	\$271.30	\$284.87
8"	\$241.90	\$374.95	\$393.69	\$413.38	\$434.05	\$455.75
10"	\$347.75	\$539.01	\$565.96	\$594.26	\$623.97	\$655.17