AGENDA ITEM NO.

I-3

CITY COUNCIL OF THE CITY OF OXNARD

ORDINANCE NO. 2859

ORDINANCE ESTABLISHING FEES AND CHARGES FOR THE USE OF AND FOR SERVICES RELATING TO CITY WATER SERVICES

WHEREAS, Section 22-60 of the Oxnard City Code requires that the City Council establish by ordinance the rates charged for all water supplied by the City; and

WHEREAS, Section 22-60 of the Oxnard City Code provides that the rates charged for water supplied by the City shall be increased by the same percentage that the rates paid by the City to its water supply wholesalers increase; and

WHEREAS, the Water Resources Division – Water Section operates as a self-supporting enterprise fund (Water Fund) that depends upon revenues derived from the sale of water to City customers; and

WHEREAS, on or about the 3rd of November, 2009, the City Council adopted City ordinance 2819, establishing the current rates and charges applicable to City water customers; and

WHEREAS, the City's Public Works Department, Water Resources Division - Water Section prepared a biennial budget and recommendations for the Water Resources Division – Water Section for fiscal years 2011-12, and 2012-13, dated July 19, 2011 (Budget), on file with the City Clerk, which also establishes the basis for the fees and charges set forth herein; and

WHEREAS, the City's Public Works Department has developed a Cost of Service and Revenue Study (Rate Study), and prepared an associated Revenue Requirements, Cost of Service Allocations and Rate Design for the Water, Wastewater and Environmental Resources Divisions Report, 2009, (Rate Study 2009), and a subsequent Rate Study Update for the Water, Wastewater and Environmental Resources Divisions Report, 2012 (Rate Study Update 2012). The Rate Study and report are based upon the Budget and the proportional cost of providing water service to the City's various customer classes, and provide a further basis for the rates and charges set forth herein; and

WHEREAS, the City's Public Works Department - Water Resources Division – Water Section has updated its cost of service analysis and this ordinance reflects updated supplemental fees and charges for certain special services available upon request throughout the City; and

WHEREAS, this ordinance includes provision for the automatic adjustment of rates based on changes in certain third party costs. The proposed rates displayed as effective beginning October 18, 2012, show the pre-authorized percentage rate increase applicable at the beginning of fiscal year 2011-2012. However, the actual rates effective October 18, 2012 may vary based on the implementation of any automatic rate adjustment resulting from changes in third party costs; and

WHEREAS, Public Resources Code Section 21080(b)(8) and Section 15273 of the California Environmental Quality Act (CEQA) Guidelines provide that CEQA does not apply to the modification of public agency rates and other charges which the public agency finds are intended for certain purposes.

NOW, THEREFORE, the City Council of the City of Oxnard does hereby find as follows:

1. The adoption of this ordinance is exempt from the California Environmental Quality Act because the fees adopted herein are for the following purposes:

   a. Meeting operating expenses, including the increased cost of water supplies, treatment chemicals, electricity costs, debt service, and Water Resources Division – Water Section employee wages and fringe benefits; and

   b. Purchasing and leasing supplies, equipment, and materials associated with the provision of water service; and

   c. Meeting financial reserve needs and requirements; and

   d. Obtaining funds for capital projects necessary to maintain water service within the City service area, including cast iron pipe replacement, water quality treatment upgrades, fire hydrant upgrades, hydraulic improvements to the existing system, control system improvements, and groundwater well rehabilitation.

2. The basis for the foregoing claim of exemption is found in the Budget, Rate Study, Rate Study 2009 and Rate Study Update 2012.

NOW, THEREFORE, the City Council of the City of Oxnard does ordain as follows:

Part 1. Section 22-61 of the Oxnard City Code is amended to read as follows:

SEC. 22-61. FEES AND CHARGES.

The following fees and methods for charging and collecting for services relating to the water system of the city are established and effective during the dates indicated, as follows:

I. Monthly Water Use Rates

A. Monthly Rates for Single Family Residential Water Use

Rate Per Hundred Cubic Feet (HCF)	**Effective January 1, 2013**
0 to 6 HCF/Mo.	$2.62
7 to 12 HCF/Mo.	$2.90
Over 12 HCF/Mo.	$4.07

B. Monthly Rates for Multi-Family Residential Water Use

Rate Per Hundred Cubic Feet (HCF)	Effective January 1, 2013
0 to 17 HCF/Mo.	$2.13
18 to 32 HCF/Mo.	$2.38
Over 32 HCF/Mo.	$3.54

C. Monthly Rates for Commercial/Institutional/Industrial/Fireline/Landscape Irrigation Water Use

Rate Per Hundred Cubic Feet (HCF)	Effective January 1, 2013
0 to 17 HCF/Mo.	$2.13
18 to 32 HCF/Mo.	$2.38
Over 32 HCF/Mo.	$3.54

D. Monthly Rates for Metered Construction Water Use

Rate Per Hundred Cubic Feet (HCF)	Effective January 1, 2013
0 to 13 HCF/Mo.	$4.30
14 to 23 HCF/Mo.	$4.75
Over 23 HCF/Mo.	$7.11

E. Monthly Rates for Oceanview Agricultural Irrigation Water Use

Rate Per Hundred Cubic Feet (HCF)	Effective January 1, 2013
HCF/Mo.	$0.93

F. Monthly Rates for Ocean View Residential/Commercial/Institutional/Industrial Use

Rate Per Hundred Cubic Feet (HCF)	Effective January 1, 2013
0 to 17 HCF/Mo.	$2.13
18 to 32 HCF/Mo.	$2.38
Over 32 HCF/Mo.	$3.54

G. Recycled Water for Irrigation in Lieu of Potable Water

Rate Per Hundred Cubic Feet (HCF)	Effective January 1, 2013
0 to 17 HCF/Mo.	$1.81
18 to 32 HCF/Mo.	$2.02
Over 32 HCF/Mo.	$3.01

H. Recycled Water for Industrial in Lieu of Potable Water

Rate Per Hundred Cubic Feet (HCF)	Effective January 1, 2013
0 to 13 HCF/Mo.	$1.81
14 to 23 HCF/Mo.	$2.02
Over 23 HCF/Mo.	$3.01

II. Monthly Meter Rates

In addition to monthly rates for water use (per HCF) as set forth in subsection I, all accounts shall pay one of the following monthly meter rates, based on service connection or meter size, and the associated customer class or use:

A. Single Family Residential &
Ocean View Residential/Commercial/Institutional/Industrial

Meter Size (inches)	Effective January 1, 2013
0.75"	$14.30
1.0"	$22.54
1.5"	$41.69
2.0"	$69.55
3.0"	$142.02
4.0"	$241.06
6.0"	$500.12
8.0"	$718.40
10.0"	$1,156.39

B. Multi-Family Residential

Meter Size (inches)	Effective January 1, 2013
0.75"	$12.20
1.0"	$19.22
1.5"	$35.03
2.0"	$54.28
3.0"	$121.94
4.0"	$198.20
6.0"	$414.65
8.0"	$595.74
10.0"	$958.68

C. Commercial/Institutional/Industrial/Landscape Irrigation

Meter Size (inches)	Effective January 1, 2013
0.75"	$9.86
1.0"	$15.16
1.5"	$27.35
2.0"	$42.50
3.0"	$90.91
4.0"	$155.47
6.0"	$318.22
8.0"	$464.22
10.0"	$736.05

D. Ocean View Agricultural Irrigation

Meter Size (inches)	Effective January 1, 2013
0.75"	$9.86
1.0"	$15.16
1.5"	$27.35
2.0"	$42.50
3.0"	$90.91
4.0"	$155.47
6.0"	$318.22
8.0"	$464.22
10.0"	$736.05

III. Special Water Services: Each customer shall pay the following fees, according to the service received.

A. Flat Rates: Effective January 1, 2013

Where meters are not installed, water services shall be paid for each dwelling facility, business activity, construction site, or service, whether or not such facility, activity, site or service is at the same location, at a monthly rate which shall be determined by the public works director subject to the approval of the city manager. Any unmetered service shall be temporary and limited to the shortest duration practical.

B. Fire Services

In addition to the monthly rate for water service (per HCF) set forth in subsection 1, and the monthly meter rates set forth in subsection 2, those accounts with separate, private fire lines used exclusively for fire protection, whether such lines are attached to automatic sprinkler systems, fire hydrants or hose attachments, shall pay monthly meter rates, based on meter or connection size:

Meter Size (inches)	**Effective January 1, 2013**
0.75"	$1.51
1.0"	$2.62
1.5"	$5.01
2.0"	$8.05
3.0"	$17.76
4.0"	$30.36
6.0"	$63.32
8.0"	$91.09
10.0"	$146.83

C. Metered Construction Rate

All water drawn through a temporary meter on a fire hydrant or other connection to a main shall be paid for at metered construction rate, as set forth in subsection 1.

In addition to the monthly rates for water use, a monthly charge based on meter size shall be imposed as follows:

Meter Size (inches)	**Effective January 1, 2013**
0.75"	$0.00
1.0"	$25.11
1.5"	$0.00
2.0"	$0.00
3.0"	$84.50
4.0"	$0.00
6.0"	$0.00
8.0"	$0.00
10.0"	$0.00

D. Unmetered Rate

In new subdivisions and other projects where meters are not installed immediately, water use shall be paid for at rate determined as set forth in subsection III (A). In addition to those monthly rates for water use, a monthly charge based on the size of the service connection shall be imposed as follows:

Meter Size (inches)	Effective January 1, 2013
0.75"	$7.11
1.0"	$10.45
1.5"	$15.91
2.0"	$20.89
3.0"	$26.29
4.0"	$31.67
6.0"	$42.45
8.0"	$53.23
10.0"	$64.00

E. Monthly Security and Contamination Prevention Fee

Service	Effective July 1, 2010
Security and Contamination Prevention Fee	$1.24

F. Monthly Water Resource Fee

Service	Effective July 1, 2010
Water Resource Fee	$0.50

G. Service to City

1. The city shall pay for all installation services furnished to the city at the rates established by this section. However, the water division shall be exempt from paying for installation service.

2. The city shall pay for all water furnished to the city at the rates established by this section. However, the water division and the fire department shall be exempt from paying for water provided to them.

3. Unmetered water used for street sweeping, plant watering, storm drain flushing, construction purposes, and all miscellaneous uses not herein specifically mentioned shall be deemed to have been furnished through a single meter for each department. The public works director shall estimate the monthly volume of unmetered water used for such purposes.

4. All water furnished to property owned by the city shall be metered.

H. Temporary Agricultural Use

The city may provide water on a temporary basis for agricultural purposes in accordance with section 22-65 of the City Code. Monthly water rates for temporary agricultural purposes shall be the same as commercial/industrial blended rates.

I. Broken locks

In the event a customer breaks a lock placed on the water meter, in addition to all other amounts due, the customer shall pay a fee of $12.00 to replace the broken lock.

J. Billing and collection; delinquent bills; nonpayment

The customer shall pay a fee of $13.00 for each visit to a customer's property to collect a water bill that is delinquent. If water service is discontinued due to nonpayment or non-compliance with the City Code or this ordinance, in addition to all other amounts due, the customer shall pay a fee of $80.00 for resuming service.

K. Billing Procedure for Periodic Charge for City Water Service

Water service bills shall be computed according to the rates then in effect and the number of days in the service period at each rate.

Part 2. As provided in section 22-37 of the City Code, the customer shall pay for installation of each water service and water meter:

(A) In addition to the cost of administration and materials, the rates for installing each new service and each new meter, which amount shall be paid in advance, shall be as follows:

Service	Meter	Meter Box and Tail Piece	Effective January 1, 2013
3/4"	3/4"	3/4"	$1,500.00
1"	1"	1"	$1,700.00
1-1/2"	1-1/2"	1-1/2"	$2,200.00
2"	2"	2"	$2,500.00

(B) The rates for installing each new meter on a service, previously installed and paid for, shall be as follows in addition to the cost of materials:

Meter	Service	New Box	Effective January 1, 2013
3/4"	3/4"	3/4"	$450.00
1"	1"	1"	$525.00
1-1/2"	1-1/2"	1-1/2"	$925.00
2"	2"	2"	$1,100.00

Part 3. As provided in sections 22-19, 22-26, 22-33, 22-35, 22-39, 22-40, 22-46, 22-48, 22-49 and 22-61 of the City Code, the city shall require the payment of deposits, fees and charges as follows:

(A) Fully Allocated Hourly Rates

	Effective January 1, 2013
Meter Repair Worker	$68.00
Water Distribution Operator I	$62.00
Water Distribution Operator II	$71.00
Senior Water Distribution Operator	$78.00

(B) Deposit guaranteeing payment

Each applicant for service shall be required to place a deposit with the city to guarantee the payment of all water charges. The amount of this deposit for monthly water service shall be:

	Meter	**Effective January 1, 2013**
For each	3/4"	$44.00
For each	1"	$65.00
For each	1-1/2"	$120.00
For each	2"	$185.00

For each meter over two inches, an amount equal to an approximate one-month minimum bill, but not less than $205.00.

(C) Meter testing

Upon written request to test a meter, the customer shall deposit $100.00 for a meter size of up to eight inches and $200.00 for a meter size of over eight inches.

(D) Turning water on or off – non-emergency

Except in an emergency situation, the charge to have water turned on or off during customary business hours (8:00 a.m. to 5:00 p.m., Monday through Friday) shall be $80.00. To have the water turned on or off at any time after hours (this includes weekends and City-observed holidays), the charge shall be $145.00.

(E) Removal of meter and reinstallation

In the event a customer turns on the water service or permits or causes water service to be turned on after water service has been turned off for nonpayment or noncompliance, the city shall again turn off the service and remove the meter, and the customer shall pay a fee of $120.00, in addition to other amounts due, before water service is restored.

(F) Request for Relocation or Abandonment of Meters or Service will be estimated in accordance with the following schedule:

1. Relocate meter box laterally (not in paved area):

Meter	Effective January 1, 2013	Effective January 1, 2013
3/4"	$440.00 + Abandonment Cost	$560.00
1"	$615.00 + Abandonment Cost	$735.00
1-1/2"	$835.00 + Abandonment Cost	$985.00
2"	$1,190.00 + Abandonment Cost	$1,370.00

2. Relocate meter box from yard to sidewalk

Service	Effective January 1, 2013
Relocate meter box from yard to sidewalk	$240.00

3. Relocate meter box from driveway to sidewalk

Service	Effective January 1, 2013
Relocate meter box from driveway to sidewalk	$300.00

4. Abandonment of water services:

Meter	Effective January 1, 2013
3/4"	$120.00
1"	$120.00
1-1/2"	$150.00
2"	$180.00

*** Relocation or abandonment of services will be done by Water Distribution personnel unless it is determined by the Water Resources Manager that a contractor will be used. It is required that the contractor follow the proper Public Works procedures, obtain all necessary permits, have all necessary inspections performed and pay all required fees.**

5. Credit for existing meter removed and replaced with a larger service and meter in the same location:

Meter	Effective January 1, 2013
3/4"	$235.00
1"	$290.00
1-1/2"	$505.00
2"	$715.00

(G) Backflow Prevention and Cross-Connection Control

Timely submission of forms demonstrating completed testing and inspection compliance for backflow prevention and cross-connection control device(s) shall include a $21.00 fee for each device. If the properly completed compliance forms are not returned within 30 days, the Water Resources Manager shall send a second notice, and assess an additional $16.00 late fee. If the properly completed compliance forms are not returned within 60 days of the original notice, the Water Resources Manager shall send a third notice, and assess an additional $27.00 late fee. If the properly completed compliance forms are not returned within 90 days of the original notice, the customer or owner shall pay an additional $53.00, plus the cost of all administrative, labor and materials required to complete the work. Inspection services by City employees shall be provided for a fee of $48.00 plus, $16.00 per device.

(H) Fire Hydrant Test, Inspection and Repairs Fees

Service	Effective January 1, 2013
Hydrant Flow Test Inspection	$150.00

Temporary Hydrant Meter	Effective January 1, 2013
Setup/Retrieval	$100.00
Move	$65.00
Deposit – Meter Replacement Cost	$850.00
Damaged Hydrant Meter Repair	Labor + Materials
Water Curbs Stop Repair	Labor + Materials

Part 4. Automatic Adjustment for Wholesale Water Rate Increases; Reauthorization of City Code Section 22-60:

Pursuant to Government Code section 53756, section 22-60(B) (C) and (D) are reauthorized for a 5 year period.

Part 5. Severability. If any provision of this ordinance, or part thereof, is for any reason held to be invalid or unconstitutional, the remaining sections shall not be affected, but shall remain in full force and effect, and to this end the provisions of this ordinance are severable.
Part 6. Within fifteen days after passage, the City Clerk shall cause this ordinance to be published one time in a newspaper of general circulation in the City. Ordinance No. 2859 was read on September 11, 2012 and finally adopted on September 18, 2012 to become effective 30 days thereafter.

APPROVED AND ADOPTED this 18th day of September 2012, by the following vote:

AYES: Councilmembers

NOES:

ABSENT:

Dr. Thomas E. Holden, Mayor

ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:

Alan Holmberg, City Attorney

CITY COUNCIL OF THE CITY OF OXNARD

ORDINANCE NO. 2860

(UNCODIFIED)

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OXNARD ESTABLISHING WASTEWATER SYSTEM USER FEES AND CHARGES

WHEREAS, the regulations of the Federal Environmental Protection Agency (EPA) and the California State Water Resources Control Board (SWRCB) Revenue Program Guidelines require that the City of Oxnard's wastewater service charges conform to grant specifications for fair and equitable user fees; and

WHEREAS, the EPA and SWRCB revenue programs require the City to conduct an annual rate adjustment study and to implement the recommendations thereof, to keep municipal wastewater services on a self-supporting basis; and

WHEREAS, pursuant to Chapter 19 of the Oxnard City Code, Ordinance No. 2818 was adopted the 3rd of November, 2009, to set forth the City's wastewater system fees, charges, and user rates in accordance with the provisions of the City Code and EPA/SWRCB guidelines; and

WHEREAS, the City's Public Works Department, Water Resources Division – Wastewater Section prepared a biennial budget and recommendations for the Wastewater Section for fiscal years 2010-11, and 2012-13, dated July 19, 2011 (Budget), on file with the City Clerk, which also establishes the basis for the fees and charges set forth herein; and

WHEREAS, the City's Water Resources Division, Wastewater Section has developed a computerized cost and revenue allocation model (Rate Model) and prepared an associated Revenue Requirements, Cost of Service allocations and Rate Design for the Water, Wastewater and Environmental Resources Divisions Report, 2009, (Rate Study 2009) and a subsequent Rate Study Update for the Water, Wastewater and Environmental Resources Divisions Report, 2012, (Rate Study Update 2012). The Rate Model and reports are based upon the Budget and the proportional cost of providing wastewater treatment and disposal service to the City's various customer classes. The Rate Model and associated Rate Study 2009 and Rate Study Update 2012 provide a further basis for the rates and charges set forth herein; and

WHEREAS, City's Public Works Department, Water Resources Division - Wastewater Section has updated its cost of service analysis and this ordinance reflects updated supplemental fees and charges for certain special services available upon request throughout the City; and

WHEREAS, this ordinance includes provision for the automatic adjustment of rates based on changes in certain third party costs. The proposed rates displayed as effective beginning October 18, 2012, show the pre-authorized percentage rate increase applicable at the beginning of fiscal year 2012-2013. However, the actual rates effective October 18, 2012 may vary based on the implementation of any automatic rate adjustment resulting from changes in third party costs; and

WHEREAS, Public Resources Code Section 21080(b)(8) and Section 15273 of the California Environmental Quality Act (CEQA) Guidelines provide that CEQA does not apply to the modification of public agency rates and other charges which the public agency finds are intended for certain purposes.

NOW, THEREFORE, the City Council of the City of Oxnard does hereby find as follows:

1. The adoption of this ordinance is exempt from the California Environmental Quality Act because the fees adopted herein are for the following purposes:

   a. Meeting operating expenses, including the increased cost of chemicals and energy sources, biosolids management, more stringent regulatory requirements, debt service, and Water Resources Division, Wastewater Section employee wages and fringe benefits; and

   b. Purchasing and leasing supplies, equipment, and materials associated with the provision of wastewater service; and

   c. Meeting financial reserve needs and requirements; and

   d. Obtaining funds for capital projects necessary to maintain wastewater service within the City service area, including repair and replacement of the extensive collection and disposal systems and treatment plant; and

   e. Obtaining funds necessary to maintain those intracity transfers as are authorized.

NOW, THEREFORE, the City Council of the City of Oxnard does ordain as follows:

Part 1. The fees, charges and rates set forth below shall be charged and collected for the use of and for other privileges and services relating to the Regional Wastewater Treatment System of the City of Oxnard:

A. Regional Treatment & Disposal Facility User Charge

The monthly rate for regional users (Oxnard, Port Hueneme, Naval Base Ventura County (Port Hueneme and Point Mugu)) of the facility shall be calculated by the "Regional User Charge Formula" as follows:

$$RMUC = e\,(Vm) + f\,(Bm) + g\,(Sm)$$

Where:
RMUC = regional monthly user charge in dollars
VM = monthly wastewater discharge in millions of gallons (volume)
Bm = monthly biological oxygen demand (BOD) discharge in thousands of pounds
Sm = monthly suspended solids (SS) discharge in thousands of pounds

e, f and g are unit cost coefficients established as follows:

Service	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
Monthly Wastewater Discharge/ Millions of Gallons	e = $1,037.46	e = $1,099.70	e = $1,165.69
Monthly Biological Oxygen Demand (BOD) Discharge/Thousands of Lbs.	f = $117.53	f = $124.59	f = $132.06
Monthly Suspended Solids (SS) Discharge/Thousands of Lbs.	g = $172.24	g = $182.58	g = $193.53

B. City of Oxnard User Charge for Wastewater System

The rate for City user classes or individual users of the wastewater system shall be calculated by the "City of Oxnard User Charge Formula" (the Oxnard Formula) as follows:

$$OMUC = p\,(Vm) + q(Bm) + r(Sm)$$

Where:
OMUC = Oxnard monthly user charge in dollars
Vm = monthly wastewater discharge in millions of gallons
Bm = monthly BOD discharge in thousands of pounds
Sm = monthly SS discharge in thousands of pounds

p, q and r are unit cost coefficients established as follows:

Service	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
Monthly Wastewater Discharge/ Millions of Gallons	p = $1,917.63	p = $2,032.69	p = $2,154.65
Monthly Biological Oxygen Demand (BOD) Discharge/Thousands of Lbs.	q = $436.94	q = $463.16	q = $490.95
Monthly Suspended Solids (SS) Discharge/Thousands of Lbs.	r = $345.57	r = $366.31	r = $388.28

1. Formula Users (Industrial & Commercial)

The monthly user charge for formula users shall be calculated using the Oxnard Formula. Industrial and commercial users billed by Oxnard Formula shall be those so designated by the Public Works Director. For those formula users that do not provide metered wastewater flow data, the wastewater flow shall be assumed to be 90% of water consumed. For those users that provide engineering data acceptable to the Public Works Director showing a different percentage, the wastewater flows will be based on that data.

2. Non-Formula Users (Industrial, Commercial & Governmental)

The monthly user charge for non-residential users of the system that are not classified as formula users by the Public Works Director shall be as follows. The rate per hundred cubic feet (HCF) of water used is based on the assumption that a percent of the water consumed is returned to the wastewater system. The applicable percentage differs based on customer class. The percentage return is included for each customer class in the tables below. The Public Works Director shall have the authority to review the water consumption of any metered user of the wastewater system and to adjust the rate based on the average water consumption over a reasonable period of time:

a. Commercial/School Wastewater Use (Percentage Wastewater Return = 85%):

Rate Per Hundred Cubic Feet (HCF)	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
0 to 50 HCF/Mo.	$2.18	$2.31	$2.45
51 to 930 HCF/Mo.	$2.73	$2.89	$3.06
Over 930 HCF/Mo.	$5.45	$5.78	$6.13

b. Restaurant Wastewater Use (Percentage Wastewater Return = 80%):

Rate Per Hundred Cubic Feet (HCF)	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
0 to 20 HCF/Mo.	$2.18	$2.31	$2.45
21 to 160 HCF/Mo.	$2.73	$2.89	$3.06
Over 160 HCF/Mo.	$5.45	$5.78	$6.13

c. Laundry/Laundromat Wastewater Use (Percentage Wastewater Return = 90%):

Rate Per Hundred Cubic Feet (HCF)	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
0 to 105 HCF/Mo.	$2.18	$2.31	$2.45
106 to 525 HCF/Mo.	$2.42	$2.56	$2.71
Over 525 HCF/Mo.	$3.01	$3.19	$3.38

3. Non-Formula Users - Residential:

Residential wastewater service is deemed to begin when water service begins. Monthly residential user charges by type of dwelling units are as follows. The rate per hundred cubic feet (HCF) of water used is based on the assumption that a percentage of the water consumed is returned to the wastewater system. The applicable percentage differs based on customer class. The percentage return is included for each customer class in the tables below. The Public Works Director shall have the authority to review the water consumption of any metered user of the wastewater system and to adjust the rate based on the average water consumption over a reasonable period of time:

a. Single Family Residential Wastewater Use (Percentage Wastewater Return = 80%):

Rate Per Hundred Cubic Feet (HCF)	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
0 to 9 HCF/Mo.	$1.22	$1.29	$1.37
10 to 18 HCF/Mo.	$1.35	$1.43	$1.52
Over 18 HCF/Mo.	$1.89	$2.00	$2.12

b. Single Family Residential Wastewater Use; Large Lots (lot size of over 7,000 square feet) (Percentage Wastewater Return = 60%):

Rate Per Hundred Cubic Feet (HCF)	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
0 to 16 HCF/Mo.	$1.22	$1.29	$1.37
17 to 25 HCF/Mo.	$1.35	$1.43	$1.52
Over 25 HCF/Mo.	$1.89	$2.00	$2.12

c. Multi-Family, Multi-Unit Residential Wastewater Use (Percentage Wastewater Return = 90%):

Rate Per Hundred Cubic Feet (HCF)	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
0 to 6 HCF/Mo.*	$0.99	$1.05	$1.11
7 to 12 HCF/Mo.*	$1.10	$1.17	$1.24
Over 12 HCF/Mo.*	$1.54	$1.63	$1.73

* Tiers for Multi-Family/Multi-Unit Residential wastewater rates are variable and are determined by multiplying each tier by the number of units.

4. Monthly Base Rates

In addition to monthly rates based on water use (per HCF) as set forth above, the following customer classes shall pay a monthly meter rates:

Service	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
Single Family	$18.75	$19.88	$21.07
Multi-Family/Unit	Units 1-6: $13.71 Units 7+: $6.84	Units 1-6: $14.54 Units 7+: $7.25	Units 1-6: $15.41 Units 7+: $7.68

5. Minimum Monthly Fees

The following customer classes shall pay the greater of the applicable monthly rates set forth in the table below, or the monthly rates based on the actual water use (per HCF) as set forth above:

Service	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
Commercial	$12.46	$13.21	$14.00
Restaurant	$11.56	$12.25	$12.98
Laundry	$54.68	$57.96	$64.44
School	$43.74	$46.37	$49.15

5. Monthly Security and Contamination Prevention Fee. Each customer shall pay a monthly security and contamination prevention fee as follows:

Service	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
Security & Contamination Prevention Fee	$0.65	$0.65	$0.65

6. Non-metered Water Users

Except as provided in subsection B3 for residential water users, other non-metered water users, including commercial and industrial users, shall pay a monthly rate as determined by the Public Works Director based upon the monthly rate charged a metered water user of comparable size and character of use, provided, however, that the minimum monthly charge shall be the same as that charged for a multiple dwelling family dwelling unit.

Service	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
Non-Metered Customers	$32.20	$34.13	$36.18

7. Wastewater System Rate for Wastewater Treated by Another Agency

Where wastewater is collected by the City and is accepted by another agency for transmission, treatment and disposal, the monthly wastewater rates shall be equal to the rate charged by such agency for transmission, treatment and disposal of such wastewater, anything to the contrary herein notwithstanding.

8. Additional Charges for Outside the City Users of City Wastewater System

Those outside the City users of the Las Posas sewer line shall be charged a monthly rate for wastewater service as follows. Wastewater service is deemed to begin when water service begins. The rate per hundred cubic feet (HCF) of water used is based on the assumption that 85 percent of the water consumed is returned to the wastewater system. The Public Works Director shall have the right to review the water consumption of any metered user of the wastewater system and to adjust the rate based on the average water consumption over a reasonable period of time:

a. Monthly Rates for User Charge Formula – Outside City

Service	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
Outside City – Residential	$64.99	$68.89	$73.02
Outside City – Multi	$43.55	$46.16	$48.93

b. Monthly Rates for Las Posas Commercial/Institutional Wastewater Use

Rate Per Hundred Cubic Feet (HCF)	Effective Oct. 18, 2012	Effective Jan. 1, 2013	Effective Oct. 1, 2013
0 to 50 HCF/Mo.	$4.36	$4.62	$4.90
51 to 930 HCF/Mo.	$5.45	$5.78	$6.13
Over 930 HCF/Mo.	$10.91	$11.56	$12.25

C. Industrial and Liquid Waste Sampling, Analysis and Flow Measurement

Dischargers whose wastewater charges are individually calculated using the Oxnard Formula shall be responsible for costs of required sampling, analysis and flow measurement associated therewith as provided in Chapter 19 of the Oxnard City Code. If sampling, analysis and flow data are not provided to the City as required, the Public Works Director shall cause monitoring to be performed or an estimate made to enable charges to be rendered. The discharger shall be billed for these extra costs.

D. Charges for Unusual or Non-Compatible Wastewater

A charge for unusual or non-compatible waste constituents of such quality or character as to impose upon the City unusual operation and/or maintenance or capital costs whether or not related to total flow volume, biochemical oxygen demand, or suspended solids, shall be set by the Public Works Director and paid by the discharger. These charges shall be reasonably calculated to defray costs attributable to such wastes.

E. Fee for Appeal

For each appeal to the City Council of a ruling by the Public Works Director a fee of $100 will be charged.

F. Industrial Wastewater Discharge Permits

The Industrial Wastewater Discharge Permits (permit) specified in Chapter 19 of the Oxnard City Code shall be granted for a specific time period, not to exceed five years. Application for permit and permit renewal shall be made in accordance with Chapter 19. All users classified as significant industrial wastewater users according to Chapter 19 shall be assessed a fee of $2,500 per year per permit. All other industrial users shall be assessed a fee of $100 per year per permit. In addition to the permit fee, new applicants for a permit shall be assessed a one time new application processing fee of $100.

G. Billing Procedure for Monthly Service Charge for Use of City Wastewater System

Bills shall be computed according to the rates then in effect and the number of days in the service period at each rate.

H. Automatic Inflation Adjustment.

Pursuant to Government Code section 53756, the rates adopted herein shall automatically adjust for a 5 year period, for inflation in the cost of operating the city wastewater system. The inflation adjustment shall be the same percentage as the percentage change in the rates that the city pays to power providers that supply electricity and natural gas sources to power the wastewater collection, treatment and disposal systems, as those rates are applied in the Rate Model. Such adjustments shall be effective concurrent with the date of any adjustments in rates that the city pays to power providers that supply electricity and natural gas sources to power the wastewater collection, treatment and disposal systems.

Part 2. The provisions of this ordinance shall be applicable to all service provided or charges incurred on and after October 18, 2012. Upon the effective date of this Ordinance, Ordinance No. 2818 is repealed.

Part 3. If for any reason this ordinance is held invalid or unenforceable, the City Council intends that the ordinance provisions which would have been repealed by this ordinance shall remain in effect as if this ordinance had not been adopted.

Part 4. If for any reason any part of this ordinance is held invalid or unenforceable, the City Council intends that the remaining parts of this ordinance remain in effect.

Part 5. Within fifteen days after passage, the City Clerk shall cause this ordinance to be published one time in a newspaper of general circulation, published and circulated in the City. Ordinance No. 2860 was first read on September 11, 2012, finally adopted on September 18, 2012, to become effective thirty (30) days thereafter.

APPROVED AND ADOPTED this 18th day of September, 2012, by the following vote:

AYES:

NOES:

ABSENT:

Dr. Thomas E. Holden, Mayor

ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:

Alan Holmberg, City Attorney

CITY COUNCIL OF THE CITY OF OXNARD

ORDINANCE NO. 2861

(UNCODIFIED)

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OXNARD READOPTING AND ESTABLISHING SOLID WASTE SYSTEM USER FEES AND CHARGES

WHEREAS, the City Council has adopted Chapter 19 of the Code of the City of Oxnard to regulate solid waste collection and disposal of the City's solid waste; and

WHEREAS, the Solid Waste Fund (Environmental Resources Division) is a self-supporting enterprise fund that depends on the revenues derived from services rendered for solid waste collection, processing, disposal and street sweeping; and

WHEREAS, on November 3, 2009, the City Council approved Ordinance No. 2817 establishing solid waste system user fees and charges; and

WHEREAS, the Public Works Department prepared an Environmental Resources Division Budget for fiscal years 2010-11, and 2012-13, dated July 19, 2011 (Budget) on file with the City Clerk, which establishes the basis for new and increased fees and charges set forth herein; and

WHEREAS, the City's Public Works Department has developed a Cost of Service and Revenue Study (Rate Study), and prepared an associated Revenue Requirements, Cost of Service Allocations and Rate Design for the Water, Wastewater and Environmental Resources Divisions Report, 2009, (Rate Study 2009), and a subsequent Rate Study Update for the Water, Wastewater and Environmental Resources Divisions Report, 2012 (Rate Study Update 2012). The Rate Study and report are based upon the Budget and the proportional cost of providing solid waste system service to the City's various customer classes, and provide a further basis for the rates and charges set forth herein; and

WHEREAS, the City's Public Works Department – Environmental Resources Division has updated its cost of service analysis and this ordinance reflects updated supplemental fees and charges for certain special collection services available upon request throughout the City; and

WHEREAS, this ordinance includes provision for the automatic adjustment of rates based on changes in certain third party costs. The proposed rates displayed as effective beginning October 18, 2012, show the pre-authorized percentage rate increase applicable at the beginning of fiscal year 2012-2013. However, the actual rates effective October 18, 2012 may vary based on the implementation of any automatic rate adjustment resulting from changes in third party costs; and

WHEREAS, Public Resources Code Section 21080(b)(8) and Section 15273 of the California Environmental Quality Act (CEQA) Guidelines provide that CEQA does not apply to the modification of public agency rates and other charges which the public agency finds are intended for certain purposes.

NOW, THEREFORE, the City Council of the City of Oxnard does hereby find as follows:

1. The adoption of this ordinance is exempt from the California Environmental Quality Act because the fees adopted herein are for the following purposes:

   a. Meeting operating expenses, including the increased cost of solid waste disposal, and Public Works Department – Environmental Resources Section employee wages and fringe benefits; and

   b. Purchasing and leasing supplies, equipment, and materials associated with the provision of solid waste system service; and

   c. Meeting financial reserve needs and requirements; and

   d. Obtaining funds for capital projects necessary to maintain solid waste system service within the City service area, including repair and replacement of aging facilities, equipment and trucks, and retrofitting trucks with diesel exhaust particulate filters to meet increased regulatory emissions requirements, none of which expand the solid waste system.

2. The basis for the foregoing claim of exemption is found in the Budget and the Rate Study.

NOW, THEREFORE, the City Council of the City of Oxnard does ordain as follows:

Part 1. Monthly Rates

The fees, charges and rates set forth below shall be charged and collected for the use of and for the privileges and services relating to the Solid Waste System of the City of Oxnard.

A. Residential dwellings

Weekly residential service in dwellings not using mechanical front-end loaded containers:

Customer	Effective October 18, 2012	Effective January 1, 2013
Single family variable service (individually billed single and multiple unit dwellings that generate lesser amounts of waste, recyclables, and green waste or have medical disabilities that limit ability to maneuver larger containers (65 gallon refuse, 65 gallon recycle and 65 gallon green waste containers))	$23.90	$24.13
Single family standard service (individually billed single and multiple unit dwellings (65 or 95 gallon refuse, 95 gallon recycle, and 95 gallon green waste containers))	$29.86	$30.15
Jointly billed multiple-unit dwellings (such as apartments, duplexes, triplexes, boarding houses, mobile home parks, hotels or motels):		
First Unit	$29.86	$30.15
Second Unit	$26.88	$27.13
Third Unit	$25.39	$25.64
Each Unit in excess of three	$23.90	$24.13
Each Extra Container (Trash, Recycling, or Green Waste)	$10.96	$11.07

B. Commercial and Industrial Users; Not Using Mechanical Front-End Loaded Containers

1. Weekly collection service for commercial and industrial businesses not using mechanical front-end loaded containers:

Customer	Effective October 18, 2012	Effective January 1, 2013
One 95-gallon refuse container	$41.87	$42.29
Two 95-gallon refuse containers	$73.24	$73.96
Three 95-gallon refuse containers	$94.14	$95.07
Four 95-gallon refuse containers	$115.05	$116.19
Five 95-gallon refuse containers	$135.96	$137.30
Five 95-gallon refuse containers (2 collections per week)	$237.88	$240.23

2. Weekly recyclables and green waste collection service for commercial and industrial businesses not using mechanical front-end loaded containers:

Customer	Effective October 18, 2012	Effective January 1, 2013
One 95-gallon refuse container	$20.97	$21.18

3. Weekly and daily refuse collection service for multiple unit dwellings and commercial and industrial businesses using mechanical front-end loaded containers:

Effective October 18,2012 Container Size	Rates / Collections Per Week 1	2	3	4	5	6
2-cubic yard	$127.97	$223.95	$287.92	$351.90	$415.90	$479.88
2-cubic yard shared	$63.98	$111.97	$143.98	$175.96	$207.95	$239.95
2-cubic yard compactor	$274.22	$479.88	$616.98	$754.09	$891.20	$1,028.30
4-cubic yard	$222.60	$389.55	$500.84	$612.14	$723.44	$834.74
4-cubic yard shared	$111.29	$194.78	$250.43	$306.07	$361.72	$417.37
4-cubic yard compactor	$448.43	$784.74	$1,008.95	$1,233.16	$1,457.37	$1,681.58

Effective January 1, 2013 Container Size	Rates / Collections Per Week 1	2	3	4	5	6
2-cubic yard	$129.23	$226.18	$290.77	$355.39	$420.02	$484.63
2-cubic yard shared	$64.62	$113.08	$145.40	$177.70	$210.01	$242.32
2-cubic yard compactor	$276.93	$484.63	$623.09	$761.55	$900.03	$1,038.48
4-cubic yard	$224.81	$393.40	$505.80	$618.20	$730.61	$843.01
4-cubic yard shared	$112.39	$196.71	$252.91	$309.10	$365.30	$421.50
4-cubic yard compactor	$452.87	$792.51	$1,018.94	$1,245.37	$1,471.80	$1,698.23

Each container in excess of the regular service level on an established account	Solid Waste	Recyclables or Green Waste
2-cubic yard	$56.50	$28.25
4-cubic yard	$98.50	$49.25

4. Weekly and daily recyclables and green waste collection service for multiple unit dwellings and commercial and industrial businesses using mechanical front-end loaded containers:

Effective October 18, 2012	**Rates / Collections Per Week**					
Container Size	**1**	**2**	**3**	**4**	**5**	**6**
2-cubic yard	$63.98	$111.97	$143.98	$175.96	$207.95	$239.95
2-cubic yard shared	$31.99	$55.98	$71.98	$87.97	$103.97	$119.96
2-cubic yard compactor	$137.11	$239.95	$308.49	$377.05	$445.60	$514.15
4-cubic yard	$111.29	$194.78	$250.43	$306.07	$361.72	$417.37
4-cubic yard shared	$55.65	$97.38	$125.22	$153.04	$180.87	$208.68
4-cubic yard compactor	$224.21	$392.37	$504.48	$616.58	$728.41	$840.80

Effective January 1, 2013	**Rates / Collections Per Week**					
Container Size	**1**	**2**	**3**	**4**	**5**	**6**
2-cubic yard	$64.62	$113.08	$145.40	$177.70	$210.01	$242.32
2-cubic yard shared	$32.30	$56.54	$72.70	$88.84	$105.00	$121.15
2-cubic yard compactor	$138.47	$242.32	$311.55	$380.79	$450.01	$519.24
4-cubic yard	$112.39	$196.71	$252.91	$309.10	$365.30	$421.50
4-cubic yard shared	$56.20	$98.35	$126.46	$154.55	$182.66	$210.74
4-cubic yard compactor	$226.43	$396.26	$509.48	$622.69	$735.62	$849.13

5. Per pickup charge for businesses regularly using roll-off containers. In addition to the fees for use of the container(s) presented below, the user shall pay all disposal fees. Minimum pickup is twice per month. If use is for less than one month, user shall pay a container rental fee of $15.00 per day , plus all disposal fees:

Effective October 18, 2012

Container Size	**Charge per Refuse Pickup**	**Charge per Recyclables or Green Waste Pickup**
10-cubic yard	$151.58	$75.79
13.4-cubic yard	$151.58	$75.79
20-cubic yard compactor	$197.86	$98.93
30-cubic yard	$198.62	$99.31
30-cubic yard compactor	$224.76	$112.37
(2) 30-cubic yard single pickup	$381.56	$190.78
40-cubic yard compactor	$277.02	$138.51

Effective January 1, 2013

Container Size	Charge per Refuse Pickup	Charge per Recyclables or Green Waste Pickup
10-cubic yard	$153.08	$76.54
13.4-cubic yard	$153.08	$76.54
20-cubic yard compactor	$199.84	$99.82
30-cubic yard	$200.58	$100.30
30-cubic yard compactor	$226.98	$113.49
(2) 30-cubic yard single pickup	$385.34	$192.67
40-cubic yard compactor	$279.77	$139.88

6. Monthly Security and Contamination Fee: In addition to any other applicable charges, each customer shall pay a monthly security and contamination prevention fee, per container in use, as follows:

Service	Effective December 3, 2009	Effective July 1, 2010
Security and Contamination Fee	$0.00	$0.12

7. Walking Floor Transfer Trailer. Each customer making use of a walking floor transfer trailer shall pay the following per pickup fee, along with all disposal charges:

Container Size	Effective October 18, 2012	Effective January 1, 2013
Walking Floor Transfer Trailer	$381.56	$385.34

Part 2. Special Collection Services and Fees

Special collection services are available for each class of user or type of service upon request and dependent upon the availability of containers for service.

A. **Special Collection Services**

For large, bulk items that will not fit in a container, contact the Environmental Resources Division at (805) 385-8060 to request a special pick-up. A cost will be quoted according to size and quantity of items. The minimum charge will be $35.00 in addition to the estimated weight charge. Charges will be placed on the next month's utility bill along with an administrative fee. Special collection debris includes refrigerators, sofas, washing machines, water heaters, furniture, accumulated materials, and other bulky items except for large commercial-type items.

B. **Mechanical Loading Special Services**

1. Commercial Size Special Service (2 and 4 cubic yards)

Commercial containers are available for special collection service. A delivery fee of $15.00 shall be charged per container. Commercial container special services shall be provided at the following rates, not including the disposal fee, for a maximum of fourteen days, for an established account.

Container Size	**Charge Per Refuse Pickup**
2-cubic yard	$50.00
4-cubic yard	$75.00

2. Industrial Size Special Service (10 - 40 Yards)

Industrial-type containers are available for special collection service. A delivery fee of $15.00 shall be charged per container. Industrial container special services shall be provided at the following rates for a maximum of seven days, for an established account. In addition, the user shall pay all disposal fees.

Container Size	**Per Pickup Charge**
10-yard	$102.30
13.4-yard	$102.30
30-yard	$137.88
40-yard	$172.35
(2) 30-yard	$275.76

C. **Freon Extraction Fee**

Service	**Per Unit**
Residential Type Size (refrigerators and air conditioners)	$20.00
Commercial Type Large Size	$35.00

D. Lost or Damaged (Burned) Container

Service	**Per Unit**
Residential 95-gallon container	$51.25
Residential 65-gallon container	$47.35
Commercial 2-cubic yard	$445.12
Commercial 4-cubic yard	$542.80
Industrial 1-cubic yard	$585.00
Industrial 13.4 cubic yard	$635.00
Industrial 30-cubic yard	$700.00
Industrial 4-cubic yard	$750.00

E. **Tire Collection – Size**

Service	**Per Unit Tire Charge**
36-inches and under	$5.00
36 to 60 inches	$30.00
Over 60 inches	$200.00

F. **Commercial Container Cleaning**

At the user's request, the City will steam clean commercial containers of 2-cubic yard and 4-cubic yard sizes. The City will also steam clean commercial compactors. The City will pick up the container or compactor, steam clean the container or compactor at the City Yard, and return the container or compactor to the user location. The charge shall be:

Container Type & Size	**Per Unit**
Commercial 2-cubic yard	$40.00
Commercial 4-cubic yard	$60.00
Commercial Compactor	$110.00
Trash Enclosures	$110.00

G. **Commercial Container Security-Locking Device**

At the user's request, the City will provide a security locking device for 2-cubic yard and 4-cubic yard containers. The fee shall be $60.00 for each locking device per container, covering materials and installation.

H. **Commercial Container Casters**

A fee of $20.00 per caster shall be charged to the user for a damaged caster on a 2-cubic yard container or a 4-cubic yard container.

I. **Industrial Container Casters**

A fee of $30.00 per caster shall be charged to the user for a damaged caster on a 13.4-cubic yard container or a 30-cubic yard container.

J. **Change of Service Level**

A fee of $5.00 shall be charged to the user for each request of a change of service level.

K. **Overweight Container**

A surcharge of 40% to the user's regular service shall be charged to the user for an overweight container in excess of the posted rate on the container.

L. **Return Truck Trip**

A fee of $40.00 shall be charged to the user for each return trip due to a commercial or industrial container relocation, blocked access to the container, improper filling, contamination, or other causes that prevent the safe pickup of the container due to customer error or misuse.

Part 3. Service Levels for Residential Automated Collections

A. **Basic Levels**

Single-family dwelling units with individual curbside refuse pickup shall each receive a 95-gallon automated refuse container, a 95-gallon automated recycle container, and a 95-gallon automated green waste container that will be serviced weekly. Minimum service level shall be one 65-gallon automated refuse container, a 65-gallon automated recycle container, and a 65-gallon automated green waste container once per week.

B. **Service Above Basic Levels**

A special service collection fee of $12.00 shall be charged for collection when requested by a resident for reasons not the fault of the collection personnel, including but not limited to: late set-out of container, overfilling of container, refuse in recycle container, refuse or recycled in green waste container, green waste in recycle container, or blocked access or other causes that prevent safe pickup.

Part 4A. Del Norte Regional Recycling and Transfer Charges for Regular Materials

Except as otherwise provided by the City Council, the fees set forth below shall be charged and collected for the use of and for the privileges and services relating to use of the Del Norte Regional Recycling and Transfer Station (DNRRTS) to process regular materials.

A. **By Weight**

Material	**Per Ton Charge**
Refuse	$47.00 to $70.00
Green waste	$47.00 to $70.00
Mixed recyclables	$ 0.00 to $30.00
Construction and demolition debris	$50.00 to $70.00

B. **By Load - Self-Haul Vehicle**

Material	**Per Ton Charge**
Refuse	$25.00 to $30.00 up to 1/2 ton
Refuse	Percentage of $47.00 to $70.00 per 1/2 ton or more

Part 4B. DNRRTS Charges for Special Materials

Except as otherwise provided by the City Council, the fees set forth below shall be charged and collected for the use of, and for the privileges and services relating to the use of, the DNRRTS to process special materials.

Material	**Charge**
Hard to handle or bulky items	$100.00 per ton
Special handling	$65.00 per ton
Special pull-offs	$75.00 each plus disposal fee
Uncovered loads capable of producing litter	$5.00/ton surcharge in addition to applicable charge for material disposal
Tires: less than 36-inches	$5.00 each or $100.00/ton
Tires: 36 inches to 60 inches	$30.00 each
Tires: over 60 inches	$200.00 each
Freon extraction (refrigerators and air conditioners)	$20.00 each, plus disposal fee
Appliances	$15.00 each

Part 4C. DNRRTS Charges for Other Special Materials

The actual cost shall be charged and collected for the use of and for the privileges and services relating to the use of the DNRRTS to process other special materials not listed in Part 4B. Except as otherwise provided by the City Council, such actual cost shall be based on the rate of $60.00 per hour.

Part 4D. In addition to charges for regular materials in subsection A and B of Part 4A, the DNRRTS shall charge a host fee of $2.00 per ton of solid waste collected outside Oxnard city limits and delivered to DNRRTS.

Part 4E. Administration Regulations

The City Manager or designee may adopt administrative regulations to implement this ordinance.

Part 5. Billing Procedure for Monthly Service Charge for Use of the City's Solid Waste System.

Bills for solid waste services shall be computed according to the rates then in effect and the number of days in the service period at each rate.

Part 6. Automatic Inflation Adjustment. Pursuant to Government Code section 53756, the rates adopted herein shall automatically adjust for inflation in the cost of operating the City's Solid Waste System. The inflation adjustment shall be the same percentage as the percentage change in the rates that the City pays to landfill operators for disposal of solid waste collected through the City's Solid Waste Disposal System, as those rates are applied in the Rate Study. Such adjustments shall be effective concurrent with the date of any adjustments in rates the City pays to landfill operators for disposal of solid waste collected through the City's Solid Waste Disposal System.

Part 7. The provisions of this ordinance shall be applicable to all solid waste services provided or charges incurred on and after October 18, 2012. Ordinance No. 2817 is repealed by this ordinance, effective October 18, 2012.

Part 8. If any term, condition or provision of this ordinance is held to be invalid, void or unenforceable, the remainder of the provisions hereof shall remain in full force and effect and shall in no way be affected, impaired or invalidated thereby.

Part 9. If for any reason this ordinance is held invalid or unable to be implemented according to its terms, the City Council intends that Ordinance No. 2817, which would have been repealed by this ordinance, shall remain in effect as if this ordinance had not been adopted.

Part 10. This ordinance shall be uncodified.

Part 11. Within fifteen days after passage, the City Clerk shall cause this ordinance to be published one time in a newspaper of general circulation, published and circulated within the city. Ordinance No. 2861 was first read on September 11, 2012, and finally adopted on September 18, 2012, to become effective thirty (30) days thereafter.

PASSED AND ADOPTED on this 18th day of September, 2012, by the following vote:

AYES:

NOES:

ABSENT:

Dr. Thomas E. Holden, Mayor

ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:

Alan Holmberg, City Attorney