

NOVATO SANITARY DISTRICT

ORDINANCE NO. 119

**AN ORDINANCE AMENDING ORDINANCE NO. 70,
THE SANITARY CODE OF THE NOVATO SANITARY DISTRICT,
ADOPTED APRIL 22, 1991**

Sewer Connection Charges

The Board of Directors of Novato Sanitary District of Marin County, California, does ordain as follows:

Sections 708(b) and 708(c) of Ordinance No. 70, the Sanitary Code of the Novato Sanitary District, adopted April 22, 1991, and amended by Ordinance No. 75 on June 14, 1993 and Ordinance No. 101 on June 14, 2004, shall be, and said sections are hereby, amended to read as follows:

"Sec. 708 Connection Charges.

(b) Connection Charges. A connection charge of Ten Thousand Eight Hundred Sixty Dollars (\$10,860.00) per family unit shall be paid to the District by each person desiring connection to the public sewer, effective July 1, 2016. Payment of said connection charge shall be made prior to the issuance of a connection permit and shall be in addition to all other fees and charges required to be paid under District rules and regulations.

(c) Annual Increase of Connection Charges: On July 1, 2017, and each July 1st thereafter, the connection charge required under Section 708(b) shall be increased by Three Percent (3%) rounded upward to the nearest Ten Dollars (\$10.00); provided that the District Board may, at its option, determine by resolution adopted prior thereto that such increase shall not be effective for the next succeeding fiscal year."

The District's legal counsel advises, and the Board finds, that adoption of this Ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080(b)(8) and Section 15273 of the State CEQA Guidelines codified at 14 CCR §15273 because the Ordinance pertains to the adoption of charges necessary to maintain services within the District's existing service area.

The charges adopted by this Ordinance shall not exceed the estimated amount required to provide the services for which the charges are imposed.

If any section, subsection, sentence, clause or phrase of this Ordinance or the application thereof to any person or circumstance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance or the application of such provision to other persons or circumstances. The Board hereby declares that it would have passed this Ordinance or any section, subsection, sentence, clause or phrase hereof

irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared to be unconstitutional.

All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

Upon adoption this Ordinance shall be entered in full in the minutes of the District Board, shall be published once in the MARIN INDEPENDENT JOURNAL, a daily newspaper of general circulation published in the District, within one (1) week following its passage and adoption, and shall take effect on July 1, 2016.

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PASSED AND ADOPTED at a regular meeting of the Board of Directors of the Novato Sanitary District duly held on the 9th day of May, 2016 by the following vote:

AYES, and in favor thereof, Directors: ~~Dillon-Knutson~~, Long, Mariani, Miller, Peters

NOES, Directors: None

ABSENT, Directors: ~~None~~ Dillon-Knutson

signature on file

Jean Mariani,
President, Board of Directors
Novato Sanitary District

ATTEST:

signature on file

Sandeep Karkal
Board Secretary, Board of Directors
Novato Sanitary District

(SEAL)