

ORANGE COUNTY SANITATION DISTRICT

**NOTICE OF PROPOSED ENACTMENT OF
ORDINANCE NO. OC SAN-59**

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF ORANGE
COUNTY SANITATION DISTRICT ADOPTING CAPITAL FACILITIES
CAPACITY CHARGES AND REPEALING ORDINANCE NO. OC SAN-57**

Notice is hereby given that on March 22, 2023 at 6:00 p.m., at the Orange County Sanitation District's (OC San) Board Room located at 10844 Ellis Avenue, Fountain Valley, California the Board of Directors of OC San adopted Ordinance No. OC SAN-59 adopting Capital Facilities Capacity Charges. The Board made findings of fact, which include, but are not limited to, the following:

- The Board is authorized to prescribe, revise, and collect fees or other charges for services and facilities furnished by OC San in connection with its sewerage system;
- The Board has previously approved the Capital Improvement Program (CIP), which includes rehabilitation and refurbishment of existing facilities; and
- The Board intends to adopt the Capital Facilities Capacity charges to ensure that OC San has sufficient revenues and reserves to meet OC San's obligations and operations.

The Ordinance establishes updated Capital Facilities Capacity Charges for connection to OC San's sewerage system facilities and shall be required and collected at the time of issuance of a building permit. The Capital Facilities Capacity Charges and Supplemental Capital Facilities Capacity Charges established by this Ordinance do not exceed the estimated reasonable cost of providing the wastewater collection, treatment, disposal, and reuse services for which the fees are charged. The manner in which the costs are allocated to each payor bears a fair or reasonable relationship to the payor's burdens on, and benefits from, OC San's System. The Capital Facilities Capacity Charges for the next five fiscal years for Non-Residential and Residential will be as follows:

CAPITAL FACILITIES CAPACITY CHARGES (CFCC)

**NON-RESIDENTIAL, RESIDENTIAL ACCESSORY STRUCTURES, AND ACCESSORY DWELLING
UNITS**

<u>Use Category</u>	<u>Rate Basis</u>	<u>Base Charge</u>
Low Demand	Per 1,000 square feet	\$ 242.00
Average Demand	Per 1,000 square feet	\$ 1485.00
High Demand	Per 1,000 square feet	\$ 3521.00

**CAPITAL FACILITIES CAPACITY CHARGES (CFCC)
RESIDENTIAL (PER UNIT)***

Single Family Residential (SFR)	Base Charge
5+ Bedrooms	\$ 7,949.00
4 Bedrooms	\$ 6,806.00
3 Bedrooms	\$ 5,719.00
2 Bedrooms	\$ 4,633.00
1 Bedroom	\$ 3,545.00

Multi-Family Residential (MFR)	Base Charge
4+ Bedrooms	\$ 6,177.00
3 Bedrooms	\$ 5,090.00
2 Bedrooms	\$ 4,004.00
1 Bedroom	\$ 2,859.00
Studio	\$ 1,829.00

*The Base Rate for Residential CFCC is the 3 Bedroom SFR with all others having a rate that is a percentage of the base rate depending on the size of the unit.

The Ordinance also establishes new Plan Check and Inspection Fees for single connections. Details can be found in the ordinance on file with the Clerk of the Board

The sewer service charges will be used to (i) meet operating expenses, (ii) purchase or lease supplies, equipment, or materials, (iii) meet financial reserve needs and requirements, and (iv) obtain funds for capital projects necessary to maintain service within existing service areas. The adoption of the sewer services charges is exempt from the California Environmental Quality Act.

A certified copy of the full text of the proposed Ordinance No. OC SAN-59 is on file with the Clerk of the Board and available for public review, is attached to the Agenda and Staff report for the Board meeting at which it was introduced for first reading on February 22, 2023 and adopted on March 22, 2023, and which are posted at OC San's website at www.ocsan.gov. The Ordinance shall take effect July 1, 2023.

For additional information, contact the Clerk of the Board at klore@ocsan.gov or call (714) 593-7433.

PASSED AND ADOPTED by the Board of Directors of the Orange County Sanitation District at its Regular Board Meeting held on the 22nd day of March 2023 by the following vote:

AYES: Brad Avery, Pat Burns, Doug Chaffee, Jon Dumitru, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Glenn Grandis, Phil Hawkins, Johnathan Ryan Hernandez, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, John Withers and Debbie Baker (Alternate)

NOES: None

ABSENT: Farrah Khan and Bruce Whitaker

ABSTENTIONS: None

Kelly A. Lore. MMC
Clerk of the Board

Published OC Register 3/29/2023