

**AVILA BEACH COMMUNITY SERVICES DISTRICT
RESOLUTION NO. 2000 - 11**

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE AVILA BEACH COMMUNITY SERVICES DISTRICT
AMENDING WATER AND SEWER USER FEE SCHEDULE**

WHEREAS, it is a major responsibility of the Avila Beach Community Services District to maintain adequate levels of revenue, equitably collected from all classes of water customers, to meet the financial commitment of the District's water and sewer operations; and

WHEREAS, at its regular meeting on October 10, 2000, the District Board of Directors considered various alternatives to achieve revenues necessary for water and sewer operations for the future; and

WHEREAS, based upon the facts and analysis presented by the Staff Report and public testimony received, the Board of Directors finds:

- A. This public meeting has been properly noticed pursuant to Government Code Section 54954.2 (The Brown Act); and
- B. The rates and charges that are the subject of this Resolution do not exceed the estimated reasonable cost of providing the services for which the rates and charges are imposed; and
- C. That the public benefit from the logical, long-range approach to financing operation and maintenance costs for public utilities.

NOW, THEREFORE, BE IT RESOLVED, by the District Board of Directors as follows:

Section 1. Authority.

1.1 This Resolution is enacted pursuant to Government Code Sections 61600(a), 61621, 61621.5, and 61622.

Section 2. Monthly Rates for Water and Sewer Service.

The following Monthly rates are hereby adopted:

Class	Water Rate	Sewer Rate	Minimum Use	Water Minimum	Sewer Minimum	Total Minimum
Residential	\$5.78	\$3.29	5 units	\$28.90	\$16.45	\$45.35
Multi-Family	\$5.78	\$3.48	5 units	\$28.90	\$17.39	\$46.29
Restaurants	\$5.78	\$4.74	5 units	\$28.90	\$23.72	\$52.62
Commercial/ Public	\$5.78	\$4.43	5 units	\$28.90	\$22.14	\$51.04
Industrial/ Laundry	~~\$5~~ 78	\$5.06	5 units	\$28.90	\$25.30	\$54.20

Section 3. Other Rules and Regulations.

Unless amended or appealed by this Resolution or prior enactment of the District, the remaining resolutions, ordinances, rules and regulations of the District pertaining to water and sewer operations shall remain in effect.

Section 4. Severability.

If any section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be unconstitutional, ineffective or in any manner in conflict with the laws of the United States, or the State of California, such decision shall not affect the validity of the remaining portions of this Resolution. The Board of Directors hereby declares that it would have passed this Resolution irrespective of the fact that any one or more sections, subsection, sentence, clause or phrase be declared unconstitutional, ineffective, or in any manner in conflict with the laws of the United States or the State of California.

Section 5. Effect of Headings in Resolution.

Title, division, part, chapter, article, and section headings contained herein do not in any manner affect the scope, meaning, or intent of the provisions of this Resolution.

Section 6. Inconsistency.

To the extent that the terms or provisions of this Resolution may be inconsistent or in conflict with the terms or conditions of any prior District ordinance(s), motion, resolution, rule, or regulations governing the same subject matter thereof, then such inconsistent and conflicting provisions of prior ordinances, motions, resolutions, rules, and regulations are hereby repealed.

Section 7. Effective Date.

This Resolution shall take effect and be in full force On November 1, 2000.

Before the expiration of the fifteenth day after passage it shall be:

A. Posted in three (3) public places with the names of the members of the Board of Directors voting for and against the Resolution and shall remain posted thereafter for at least one (1) week; and

B. Published once with the names of the members of the Board of Directors voting for and against the Resolution in a newspaper of general circulation within the District.

Passed and adopted by the District Board of Directors on the 10th day of October, 2000, by the following roll call vote, to wit:

AYES: Grife, West, Leonard

NOES: none

ABSENT: Guernsey

ABSTAIN: None

One vacancy on Board of Directors



President, Board of Directors
Avila Beach Community Services District

ATTEST:

