

ORDINANCE NO. 247

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHINO HILLS,
CALIFORNIA, REDUCING THE AMOUNT OF RECYCLED WATER RATES
AND CHARGES PURSUANT TO HEALTH AND SAFETY CODE § 5471

The City Council of the City of Chino Hills does ordain as follows:

SECTION 1. The City Council finds and declares as follows:

- A. The City of Chino Hills requires a reliable supply of water meeting current and anticipated water quality standards to protect the public general welfare, health and safety.
- B. The purpose of water rates and charges is to pay for protecting the public health, safety and general welfare by providing a reliable and adequate supply of water meeting current and anticipated water quality standards for the residents of the City of Chino Hills and to pay for the cost of providing such service.

SECTION 2. AMOUNT OF FEES AND CHARGES. The City Council hereby amends the fees and charges for water services as set forth in attached Exhibit "A", which is incorporated by reference ("Water Charges") to decrease the recycled water rates and charges only. All other fees and charges remain the same.

SECTION 3. COST ESTIMATES. The City Manager, or designee, is directed to periodically review the Water Charges to determine whether revenues from such charges are meeting actual cost of services and facilities needed to deliver water service to the residents and non-residential developments within the City. If the City Manager determines that revenues do not adequately meet costs, the City Manager will recommend to the City Council a revised rate and charge schedule to be adopted by this City Council by ordinance.

SECTION 4. This Ordinance is exempt from review under the California Environmental Quality Act (Cal. Pub. Res. Code §§ 21000, et. Seq.; "CEQA") and CEQA regulations (Cal. Code Regs. tit. 14, §§15000, et seq.) because it establishes, modifies, structures, restructures, and approves rates and charges for meeting operating expenses; purchasing supplies, equipment, and materials; meeting financial requirements; and obtaining funds for capital projects needed to maintain service within existing service areas. This Ordinance, therefore, is categorically exempt from further CEQA review under Cal. Code Regs. tit. 14, § 15273.

SECTION 5. Repeal of any provision of the Chino Hills Municipal Code, or any other City resolution or ordinance herein will not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before this Ordinance's effective date. Any such repealed part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Ordinance.

SECTION 6. If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this Ordinance are severable.

SECTION 7. The City Clerk is directed to certify the passage and adoption of this Ordinance; cause it to be entered into the City of Chino Hills' book of original ordinances; make a note of the passage and adoption in the records of this meeting; and, within fifteen (15) days after the passage and adoption of this Ordinance, cause it to be published or posted in accordance with California law.

SECTION 8. This Ordinance will become effective on the thirty-first (31st) day following its passage and adoption.

PASSED, APPROVED, AND ADOPTED this 26th day of July 2011.


ED M. GRAHAM, MAYOR

ATTEST:


MARY M. McDUFFEE, CITY CLERK

APPROVED AS TO FORM:


MARK D. HENSLEY, CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF SAN BERNARDINO) ss
CITY OF CHINO HILLS)

I, MARY M. McDUFFEE, City Clerk of the City of Chino Hills, DO
HEREBY CERTIFY that Ordinance No. 247 was duly introduced at a regular
meeting held July 12, 2011, and adopted at a regular meeting of the City Council
held on the 26th day of July, 2011 by the following roll call vote, to wit:

AYES: COUNCIL MEMBERS: GRAHAM, BENNETT, KRUGER,
NORTON-PERRY AND ROGERS

NOES: COUNCIL MEMBERS: NONE

ABSENT: COUNCIL MEMBERS: NONE


MARY M. McDUFFEE, CITY CLERK

(SEAL)

I hereby certify that the foregoing is the original of Ordinance No. 247 duly
passed and adopted by the Chino Hills City Council at their regular meeting held
on July 26, 2011, and that Summaries of the Ordinance were published on July
16, 2011 and July 30, 2011 in the Chino Hills Champion newspaper.


MARY M. McDUFFEE, CITY CLERK

(SEAL)

EXHIBIT A

Water Rates

The following rate increases, which consist of both the cost for water and a monthly service charge depending on the meter size, are:

| Commodity Charge | | | Current Rates | Effective | | | | |
|--------------------------------|-----------|----------|---------------|--------------|--------------|--------------|--------------|--------------|
| | | | | July 1, 2011 | July 1, 2012 | July 1, 2013 | July 1, 2014 | July 1, 2015 |
| <u>Residential</u> | SFR | MFR | \$/ccf | \$/ccf | \$/ccf | \$/ccf | \$/ccf | \$/ccf |
| Low Zone | 0-12 ccf | 0-7 ccf | 1.40 | 1.56 | 1.72 | 1.89 | 2.08 | 2.28 |
| | 13-30 ccf | 8-20 ccf | 1.62 | 1.78 | 1.96 | 2.15 | 2.37 | 2.60 |
| | 31+ ccf | 21+ ccf | 2.00 | 2.49 | 2.74 | 3.01 | 3.31 | 3.64 |
| Intermediate Zone | 0-12 ccf | 0-7 ccf | 1.72 | 1.69 | 1.86 | 2.04 | 2.25 | 2.47 |
| | 13-30 ccf | 8-20 ccf | 1.92 | 1.91 | 2.10 | 2.31 | 2.54 | 2.79 |
| | 31+ ccf | 21+ ccf | 2.31 | 2.62 | 2.88 | 3.17 | 3.48 | 3.83 |
| High Zone | 0-12 ccf | 0-7 ccf | 1.75 | 1.89 | 2.08 | 2.29 | 2.51 | 2.76 |
| | 13-30 ccf | 8-20 ccf | 1.99 | 2.11 | 2.32 | 2.55 | 2.81 | 3.09 |
| | 31+ ccf | 21+ ccf | 2.34 | 2.82 | 3.10 | 3.41 | 3.75 | 4.12 |
| <u>Non-Residential</u> | | | | | | | | |
| Low Zone | | | 1.52 | 1.87 | 2.05 | 2.26 | 2.48 | 2.73 |
| Intermediate Zone | | | 1.84 | 2.00 | 2.20 | 2.42 | 2.66 | 2.92 |
| High Zone | | | 1.87 | 2.20 | 2.42 | 2.66 | 2.92 | 3.21 |
| Temporary (Construction Meter) | | | 2.06 | 2.26 | 2.48 | 2.73 | 3.00 | 3.30 |
| Agricultural | | | 1.04 | 1.49 | 1.75 | 2.03 | 2.36 | 2.73 |
| <u>Institutional</u> | | | | | | | | |
| Low Zone | | | 1.52 | 1.87 | 2.05 | 2.26 | 2.48 | 2.73 |
| Intermediate Zone | | | 1.84 | 2.00 | 2.20 | 2.42 | 2.66 | 2.92 |
| High Zone | | | 1.87 | 2.20 | 2.42 | 2.66 | 2.92 | 3.21 |
| <u>Recycled Water</u> | | | | | | | | |
| Low Zone | | | 1.22 | 1.31 | 1.44 | 1.58 | 1.74 | 1.91 |
| Intermediate Zone | | | 1.46 | 1.40 | 1.54 | 1.69 | 1.86 | 2.04 |
| High Zone | | | 1.51 | 1.54 | 1.69 | 1.86 | 2.04 | 2.25 |
| Temporary (Construction Meter) | | | 1.66 | 1.58 | 1.73 | 1.91 | 2.10 | 2.31 |
| Agricultural | | | 0.85 | | | | | |
| <u>Private Fire Protection</u> | | | | | | | | |
| Private Fire Protection | | | 1.40 | 2.82 | 3.10 | 3.41 | 3.75 | 4.12 |

Standard Rates - Monthly Service Charge

| Meter Size | Current Rates | Effective | | | | |
|------------|---------------|--------------|--------------|--------------|--------------|--------------|
| | | July 1, 2011 | July 1, 2012 | July 1, 2013 | July 1, 2014 | July 1, 2015 |
| 5/8" | 13.60 | 14.89 | 16.37 | 18.00 | 19.79 | 21.76 |
| 3/4" | 20.36 | 22.23 | 24.44 | 26.87 | 29.54 | 32.47 |
| 1" | 34.00 | 37.05 | 40.73 | 44.78 | 49.23 | 54.12 |
| 1 1/2" | 67.99 | 74.10 | 81.46 | 89.56 | 98.46 | 108.25 |
| 2" | 108.79 | 118.56 | 130.34 | 143.30 | 157.54 | 173.20 |
| 3" | 206.59 | 259.34 | 285.12 | 313.46 | 344.62 | 378.87 |
| 4" | 345.19 | 435.69 | 479.00 | 526.61 | 578.96 | 636.51 |
| 6" | 692.99 | 900.83 | 990.37 | 1,088.82 | 1,197.05 | 1,316.03 |
| 8" | 1,142.94 | 1,187.04 | 1,305.03 | 1,434.76 | 1,577.37 | 1,734.16 |
| 10" | 1,714.41 | 1,933.95 | 2,126.18 | 2,337.52 | 2,569.87 | 2,825.32 |

Standard Rates - Monthly Service Charge – Fire Meters

| Meter Size | Current Rates | Effective | | | | |
|------------|---------------|--------------|--------------|--------------|--------------|--------------|
| | | July 1, 2011 | July 1, 2012 | July 1, 2013 | July 1, 2014 | July 1, 2015 |
| 4" | | 74.07 | 81.43 | 89.52 | 98.42 | 108.21 |
| 6" | | 153.14 | 168.36 | 185.10 | 203.50 | 223.73 |
| 8" | | 201.80 | 221.86 | 243.91 | 268.15 | 294.81 |
| 10" | | 328.77 | 361.45 | 397.38 | 436.88 | 480.30 |

The rates and increases set forth above are estimates based upon projected cost and charges increases but will be subject to adjustment from time to time to reflect changes, increases or decreases, in costs and charges imposed by the Metropolitan Water District, the Inland Empire Utilities Agency, the Monte Vista Water District, the Water Facilities Authority, the Chino Basin Watermaster, and the Chino Basin Desalter Authority. The City purchases water from all of these agencies and will be passing through the actual costs based upon the fees and charges imposed by these agencies. The City will also adjust the above estimated charges to reflect changes, increases or decreases, in electricity costs based upon charges and fees imposed by Southern California Edison. The City purchases electricity from Southern California Edison for purposes of transporting water from the various sources to each of the City's customers.

Amended: July 12, 2011