

RESOLUTION NO. 2022-304
RESOLUTION OF THE MENDOCINO CITY COMMUNITY SERVICES DISTRICT
TO APPROVE INITIATION OF PROP 218 PROCEDURES FOR PROPOSED MONTHLY
SEWER CHARGE INCREASES

WHEREAS, the Mendocino City Community Services District (MCCSD) operates a publicly owned sanitary sewer system; and

WHEREAS, MCCSD sets monthly sewer fees pursuant to the authority as set forth in District Ordinances 15-1, and 20-03, and California Government Code, Community Services District Law, Sec. 61000 et seq.; and

WHEREAS, it is the intent of the MCCSD to protect the investment of the citizens of this District in its sanitary sewage collection system and Sewage Treatment Plant, and the cost of operation thereof; and

WHEREAS, the District is required to share the costs of operating and maintaining the District's wastewater treatment facilities equitably among the users within the District; and

WHEREAS, monthly sewer charges are property-related fees.

WHEREAS, Article XIII D, Section 6(a) of the California Constitution outlines the process for imposing or increasing a property-related fee, and has three formally required components: (i) notice, (ii) hearing, and (iii) opportunity to protest.

NOW, THEREFORE, the Board of Directors of the MCCSD resolves as follows:

1. Approve preparation for a Prop 218 hearing on the proposed sewer rate increase.
2. Mail a hearing notification letter and ballot to property owners of record on October 7, 2022.
3. Hold public hearing on the proposed rate changes on November 28, 2022 p.m. during a regular meeting at the Mendocino Community Center, 10525 School St, Mendocino at 5:30 p.m., and will be available via Zoom.
4. If no majority protest, introduce amended Monthly Sewer Charges Ordinance 2022-1 on November 28, 2022.
5. Adopt Monthly Sewer Charges Ordinance 2022-1 on November 29, 2022 at the Regular MCCSD Monthly Meeting at 5:00 p.m., held at the Mendocino City CSD, 10500 Kelly St, Mendocino, and will be available via Zoom.
6. If adopted, Ordinance 2022-1 will take effect on January 1, 2023.

PASSED AND ADOPTED by the Board of Directors of the Mendocino City Community Services District at a Special Meeting on October 3, 2022 by the following vote:

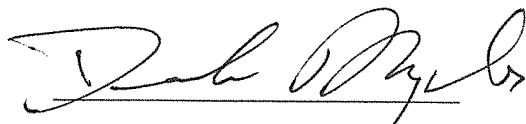
ROLL CALL VOTE: AYES:

NOES:

ABSENT:



Ryan Rhoades, Superintendent



Dennak Murphy, Board President