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ORDINANCE NO. 15-1355

**AN ORDINANCE OF THE CITY OF HERMOSA BEACH, CALIFORNIA,
ADDING A NEW CHAPTER 13.12 TO THE HERMOSA BEACH
MUNICIPAL CODE REGARDING SEWER SERVICE CHARGE**

**THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA,
DOES ORDAIN AS FOLLOWS:**

SECTION 1. A new Chapter 13.12 entitled Sewer Service Charge is added to Title 13 of the Hermosa Beach Municipal Code to read as follows:

Sections:

13.12.010 Charges Levied.

13.12.020 Collection of Charges.

13.12.030 ESUs for Various Land Uses.

13.12.040 Use of Funds.

13.12.010 Charges Levied.

An annual sewer service charge is levied upon each parcel of real property in the City of Hermosa Beach for the overall operation, maintenance and servicing of the City-owned sewer system as well as the funds deemed appropriate and necessary to pay for capital improvements and reserves. The charge was adopted in accordance with Article XIID of the California Constitution (Proposition 218). Beginning July 1, 2015, the amount of the charge for each parcel shall be computed by multiplying \$115.00 by the number of equivalent sewage units ("ESUs") for the current land use of the parcel as shown in Section 13.12.030 below. Beginning July 1, 2016 and each July 1 through July 1, 2020, the sewer service charge shall be increased for inflation by the annual increase in the Consumer Price Index for Urban Wage Earners and Clerical Workers in the Los Angeles-Riverside-Orange County, CA Area (CPI), including all items as published by the US Bureau of Labor Statistics as of March 1 of each year, not to exceed two percent (2%) per year.

1 **13.12.020 Collection of Charges.**

2 The sewer service charge shall be collected for each fiscal year on the tax roll in the same
3 manner, by the same persons, and at the same time as, together with and not separately from, the
4 general taxes of the City. For any fiscal year that the sewer service charge is not collected on the
5 tax roll, the City may collect all or a portion of the sewer service charge for such year on the tax
6 roll in the following fiscal year or years.

7 **13.12.030 ESUs for Various Land Uses.**

8 For residential parcels, the ESU and charge is calculated as follows:
9

10 LAND USE	ESU
11 Single Family	1.0
12 Condominiums	1.0
13 Multi Family	0.6
14 (Charge is per unit)	
15 Vacant parcels	0.5

16
17 For non-residential parcels, the ESU is calculated by the following equation:

18
$$\text{ESU} = [\text{Commercial Water Consumption GPD}] / 260 \text{ GPD (the same GPD as a single-family}$$

19 residential lot).

20 **13.12.040 Use of Funds.**

21 The sewer service charge funds collected shall be used to cover the expenses for the
22 overall operation, maintenance and servicing of the City-owned sewer system as well as to pay for
23 capital improvements and reserves. The Hermosa Beach Finance Director, or designee, shall
24 deposit all moneys representing charges collected by the County to the credit of the City's Sewer
25 Fund.
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1 **SECTION 2.** Prior to the expiration of fifteen (15) days after the date of its adoption, the
2 City Clerk shall cause this Ordinance to be published in the Easy Reader, a weekly newspaper of
3 general circulation published and circulated, in the City of Hermosa Beach in the manner provided
4 by law.

5 **SECTION 3.** The City Clerk shall certify to the passage and adoption of this Ordinance,
6 shall enter the same in the book of original Ordinances of said city, and shall make minutes of the
7 passage and adoption thereof in the records of the proceedings of the City Council at which the
8 same is passed and adopted.

9 **PASSED, APPROVED and ADOPTED** this 14th day of July, 2015 by the following vote:

10 AYES:
11 NOES:
12 ABSENT:
13 ABSTAIN:

14
15 _____
16 **PRESIDENT** of the City Council and **MAYOR** of the City of Hermosa Beach, California

17 ATTEST:

18 APPROVED AS TO FORM:

19 _____
20 City Clerk

21 _____
22 City Attorney