

ORDINANCE NO. _____

ORDINANCE AMENDING SECTION 27.100 OF THE CODE OF THE CITY OF REDWOOD CITY RELATING TO SANITARY SEWERAGE SERVICE CHARGES

THE COUNCIL OF THE CITY OF REDWOOD CITY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 27.100 of the Code of the City of Redwood City is hereby amended in its entirety to read as follows:

“Section 27.100. SERVICE CHARGES:

A. Established: The following charges are hereby established and levied upon each premises or any portion thereof which receives or uses sewerage service from the sewerage facilities:

1. **Residential:** All residential units including single-family, duplexes, multi-family dwellings or structures, and similar classes of uses:
Monthly rate, effective August 11, 2005: Twenty-Six Dollars and Twenty-Seven Cents (\$26.27) per dwelling unit.

2. **Retail, Commercial:** Business establishments including, but not limited to, office buildings, warehouses, filling stations, retail stores, motels, mortuaries, fast-food establishments without on-site food preparation, markets without garbage grinders, and all other similar classes of use not hereinafter expressly described:

Minimum monthly rate, effective August 11, 2005: Twenty-Six Dollars and Twenty-Seven Cents (\$26.27) plus an additional monthly charge of Two Dollars and Twenty Cents (\$2.20) per one hundred (100) cubic feet of waste or wastewater discharged or deposited into the sewerage facilities in excess of one thousand (1000) cubic feet.

3. **Restaurants:** Food establishments where food is prepared and served on the premises and other similar classes of use:

Minimum monthly rate, effective August 11, 2005: Twenty-Six Dollars and Twenty-Seven Cents (\$26.27), plus an additional monthly charge of Three Dollars and Sixty-Eight Cents (\$3.68) per one hundred (100) cubic feet of waste or wastewater discharged or deposited into the sewerage facilities in excess of one thousand (1000) cubic feet.

- 4. **Supermarkets:** Markets with garbage grinders or other mechanical disposal systems in other similar classes of use:

Minimum monthly rate, effective August 11, 2005: Twenty-Six Dollars and Twenty-Seven Cents (\$26.27), plus an additional monthly charge of Three Dollars and Sixty-Six Cents (\$3.66) per one hundred (100) cubic feet of waste or wastewater discharged or deposited into the sewerage facilities in excess of one thousand (1000) cubic feet.

- 5. **Institutional and Public:** All establishments used for institutional purposes, both private and public, including schools, colleges, rest homes, clubs, public buildings, lodges, and other similar classes of use:

Minimum monthly rate, effective August 11, 2005: Twenty-Six Dollars and Twenty-Seven Cents (\$26.27), plus an additional monthly charge of Two Dollars and Twelve Cents (\$2.12) per one hundred (100) cubic feet of waste or wastewater discharged or deposited into the sewerage facilities in excess of one thousand (1000) cubic feet.

- 6. **Hospitals:** All institutions where the sick or injured are given medical or surgical care:

Minimum monthly rate, effective August 11, 2005: Twenty-Six Dollars and Twenty-Seven Cents (\$26.27), plus an additional monthly charge of Two Dollars and Twenty-Seven Cents (\$2.27) per one hundred (100) cubic feet of waste or wastewater discharged or deposited into the sewerage facilities in excess of one thousand (1000) cubic feet.

- 7. **Industrial:** All establishments used for industrial purposes including, but not limited to, manufacturing plants, processing plants, producers, laundries, photo processors, electric service institutions, packagers, and other similar classes of use:

Minimum monthly rate, effective August 11, 2005: Twenty-Six Dollars and Twenty-Seven Cents (\$26.27) plus an additional monthly charge of One Dollar and Eighty-Six Cents (\$1.86) One Dollars and Eighty-Eight Cents (\$1.88) per one hundred (100) cubic feet of waste or wastewater discharged or deposited into the sewerage facilities in excess of one thousand (1000) cubic feet.

B. User Categories: The determination of the appropriate user category for particular premises shall be made by City's Director based upon the waste or wastewater constituents or characteristics of such user, including such factors as biochemical oxygen demand, suspended solids, and volume, consistent with the categories hereinabove in subdivision A established. The user category for any

particular premises may be revised, changed, or redesignated by Authority's Manager with the consent of City's Director upon a determination by them that the waste or wastewater characteristics of the user of such premises have changed in such manner, or to such an extent, as to justify such reclassification. Any user, permittee, applicant, or other person aggrieved by a determination of City's Director made pursuant hereto may appeal such determination to Authority's Commission in accordance with the provisions of Section 27.130, et seq.; provided that references in said Section to "Authority's Manager" shall be deemed to mean "Director."

C. Payment: The charges established in subdivision A hereof shall be paid by the owner or occupant of the premises receiving sewerage service to the City Collector within thirty (30) calendar days after presentation of a bill therefor, and shall be deemed delinquent if not paid within said period. Such charges may be included in the City's water bills.

D. Remedies. Upon non-payment of the charge for sewerage service within the time specified in subdivision C hereof, an action may be brought in the name of the City in any court of competent jurisdiction against the owner or occupant of the premises to which such charge pertains for the collection of such delinquent charges. If the occupant of such premises is not also the owner, such action may be brought against both the owner and occupant, both of whom shall be jointly and severally liable for said charges. Water service to such premises may be discontinued by the City in the case of non-payment of the charges established in subdivision A hereof within the time required under subdivision C hereof. The remedies herein established shall be cumulative and in addition to any and all other remedies available to the City for the collection of sewer service charges."

SECTION 2. This ordinance shall be effective thirty (30) days after its adoption; provided, however, that the rates and charges established pursuant to this ordinance shall be operative August 11, 2005 (the "Operative Date"). All sewer utility bills generated on or after the Operative Date shall reflect the revisions in billing rates for the full billing period to which the bills apply.

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