

ORDINANCE NO. 9646 (N. S.)

AN ORDINANCE OF THE WINTER GARDENS SEWER MAINTENANCE DISTRICT
REPEALING ORDINANCE NO. 6003 (ICS.); 6945 (ICS.), AND 9038(N.S.)
AND READOPTING SEWER SERVICE CHARGES,
CONNECTION FEES AND ANNEXATION FEES

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. REPEAL OF .ORDINANCES. The Winter Gardens Sewer Maintenance District Ordinances 6003 (ICS.), 6945 (ICS.), and 9038 (ICS.) are hereby repealed. The repeal of these ordinances shall not result in the termination of any liens against any lot or parcel of land against which any charges have been imposed pursuant to these ordinances.

Section 2. ANNUAL SEWER SERVICE CHARGES. There is hereby levied and assessed upon each premise within the District that discharges sewage directly or indirectly into the sewer lines of the District, and upon each person owning, letting, or occupying such premise an annual sewer service charge. The annual sewer service charge shall be decreased one-time by 15% and shall be collected on the tax rolls, beginning in Fiscal Year 2004/2005. The annual sewer service charges are as follows:

Customer Category	EDUs*	FY 04/05	FY 05/06	FY 06/07	FY 07/08	FY 08/09
Single Family Dwelling	1.0	\$216	\$216	\$216	\$216	\$216
Condominium	1.0	\$216	\$216	\$216	\$216	\$216
Multi-Family Dwelling	0.8	\$173	\$173	\$173	\$173	\$173
Mobile Home	0.65	\$140	\$140	\$140	\$140	\$140

* Number of Equivalent Dwelling Units (EDUs) assigned by the San Diego County Uniform Sewer Ordinance to a particular category including residential, commercial, industrial, and other uses.

The annual sewer service charge for all users is based on assigned capacity (EDUs), flow volume and sewage strength of the wastewater discharge as determined by the formula established in the San Diego County Uniform Sewer Ordinance.

Section 3. CONNECTION FEES. In addition to any other fees for connection to sewer lines within the District, a connection fee of \$1,000 is established for each dwelling unit connecting to the sewer system of the Winter Gardens Sewer Maintenance District after the effective date of this ordinance. The number of equivalent dwelling units prescribed in the San Diego County Uniform Sewer Ordinance shall be used to compute the amount of the connection fee.

Section 4. ANNEXATION AND DETACHMENT FEES. In addition to any other fees in effect, the following annexation/detachment fees are hereby established:

- (a) Annexation/Detachment Application Fee. For annexation or detachment of territory, an application fee of \$800 is established.
- (b) Annexation Fee. In addition to the fee established in Section 4(a) of this ordinance, there is hereby established an annexation fee for property annexed to the District. The annexation fee for all properties annexed to the District on or after the effective date of this ordinance shall be \$500 per

Equivalent Dwelling Unit (EDU) based on the San Diego County Uniform Sewer Ordinance. Annexation fees shall be determined on the basis of capacity required as expressed by EDU(s).

- (c) Payment of Annexation/Detachment Fees. The entire fee prescribed in Section 4 shall become owing, due and payable to the District at the time application is made. Changes in property use resulting in increased sewer capacity shall be subject to additional annexation fees.
- (d) Refund of Annexation/Detachment Fee. The annexation/detachment application fee covers administrative costs and is nonrefundable. In the event the proposed annexation is discontinued, the annexation fee established in Section 4(b) shall be refunded upon written request.

Section 5. OPERATIVE DATE. This ordinance shall become operative on July 1, 2004.

Section 6. EFFECTIVE DATE. This ordinance shall take effect and be in force thirty days after its passage, and before the expiration of fifteen days after its passage, a summary hereof shall be published once with the names of the members of this Board voting for and against it in the San Diego Commerce, a newspaper of general circulation published in the County of San Diego.

PASSED, APPROVED, AND ADOPTED this 19th day of May 2004.