

ORDINANCE NO. 9813 (NEW SERIES)

AN ORDINANCE RATIFYING ORDINANCE NO. 9736  
OF THE COUNTY OF SAN DIEGO  
RELATED TO FEES AND CHARGES FOR WATER SERVICE FOR  
THE CAMPO SERVICE AREA

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

WHEREAS, the Board of Supervisors of the County of San Diego, on September 28, 2005 (11) adopted Ordinance No. 9736 related to fees and charges for water service for the Campo Service Area; and

WHEREAS, a recent California Supreme Court ruling specified that charges for water use are subject to the minimum 45-day advance public hearing notice requirement of Article XIID (Proposition 218) of the State Constitution; and

WHEREAS, although a noticed hearing was provided prior to the adoption of Ordinance No. 9736, that notice was not given 45 days in advance of adoption of the ordinance:

WHEREAS, the County Department of Public Works has now provided the property owners within the Campo Service Area the required 45-day notice and no majority protest has been filed; and

WHEREAS, it is the intention of this Board to ratify Ordinance No. 9736 as of the date it became operative:

NOW THEREFORE, the Board of Supervisors ordains a follows:

Section 1. Ordinance No. 9736 is hereby ratified as of the date it became operative within the Campo Service Area.

Section 2. 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 6<sup>th</sup> day of December 2006