

EFFECTIVE 3/28/08

RESOLUTION NO. ID 300-2008

**RESOLUTION OF THE FORT BRAGG MUNICIPAL IMPROVEMENT DISTRICT BOARD
ADJUSTING THE WASTEWATER (SEWER) CAPACITY CHARGES AND CONNECTION
FEES BASED UPON THE PROCEDURE SET OUT IN RESOLUTION ID 203-2001
ADOPTED BY THE IMPROVEMENT DISTRICT BOARD ON APRIL 9, 2001**

WHEREAS, the Fort Bragg Municipal Improvement District No. 1 charges a fee to its sewer customers for capacity charges and for connection of sewer service; and

WHEREAS, capacity charges collected will be used for facilities in existence at the time the charge is imposed or for new facilities to be constructed in the future that are of benefit to the person being charged; and

WHEREAS, the District adopted Resolution ID 203-2001 on April 9, 2001 setting sewer capacity charges and connection fees and establishing a means of adjusting the fees on an annual basis to prevent the charges from falling behind the costs of improvements; and

WHEREAS, the District has adopted subsequent Resolutions amending the fees annually since January 2002; and

WHEREAS, staff has compared the December 2006 and December 2007 Engineering News-Record 20-City Construction Cost Index and determined the percentage of increase was 2.6%; and

WHEREAS, information relating to the increased charges/fees was made available to the public ten days prior to the meeting pursuant to Government Code Section 66016(a)

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the District Board of the Fort Bragg Municipal Improvement District No. 1 that sewer capacity charges and connection fees shall be charged in accordance with those fees as listed in Attachment "A"; and

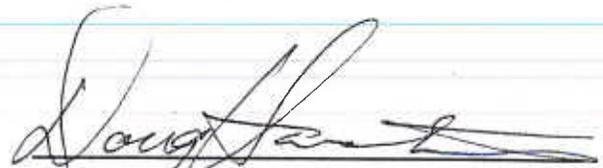
BE IT FURTHER RESOLVED that the sewer capacity charges and service connection fees shall continue to be adjusted by an increment based on the change in the Engineering News-Record 20-City Construction Cost Index on an annual basis each January 1.

BE IT FURTHER RESOLVED that pursuant to Government Code Section 66017(a) these fees shall become effective 60 days after adoption (i.e., March 28, 2008).

The above and foregoing Resolution was introduced by Board Member Melo, seconded by Board Member Turner, and passed and adopted at a regular meeting of the District Board of the Fort Bragg Municipal Improvement District No. 1 held on the 28th day of January, 2008, by the following vote:

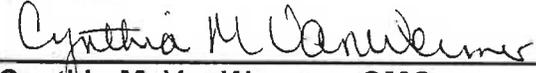
AYES: Board Members Turner, Courtney, Gjerde, Melo, and Chair Hammerstrom.
NOES: None.
ABSENT: None.

ABSTAIN: None.



DOUG HAMMERSTROM,
Chair

ATTEST:



Cynthia M. VanWormer, CMC
District Clerk

ATTACHMENT "A"

Calculation of Capacity Charges for Sewer Connection

Residential			
Description	Unit of Measure	Water Flow thru Sewer System (Estimated) GPD	Sewer EDU per unit of measure
<u>Domestic</u>			
Single Family Home	Unit	150	1.00
Multi-Family Home	Unit	150	1.00

Commercial			
Description (Organized by Strength Factor for Monthly Rate Fee)	Unit of Measure	Water Flow thru Sewer System (Estimated) GPD	Sewer EDU per unit of measure
<u>Very Low</u>			
Car Wash (Self Serve)	Stall	1060	7.07
<u>Low</u>			
Schools	1000 SF of classroom	1100	7.33
Laundromats	Washing Machine	160	1.07
<u>Medium Low</u>			
Hospitals	Bed	250	1.67
Convalescent Homes	Bed	100	0.67
<u>Domestic</u>			
Church	1000 SF	70	0.47
Retail/Wholesale	1000 SF	50	0.33
Professional Office	1000 SF	150	1.00
Dental/Medical Office	1000 SF	170	1.13
Beauty Shops	1000 SF	270	1.80
Brewery	1000 SF	440	2.93
Theater	Seat	3	0.02
Lodging (with spa)	Room	230	1.53
Lodging (without spa)	Room	130	0.87
Gas Stations	1000 SF	180	1.20
Garage	1000 SF	50	0.33

Commercial			
Description (Organized by Strength Factor for Monthly Rate Fee)	Unit of Measure	Water Flow thru Sewer System (Estimated) GPD	Sewer EDU per unit of measure
Medium			
Lodging with dining (with spa)	Room	230	1.53
Lodging with dining (without spa)	Room	130	0.87
High			
Restaurant with Bar (fixed seating)	Seat	45	0.30
Restaurant with Bar (no fixed seating)	1000 SF of dining area	2400	16.00
Restaurant (fixed seating)	Seat	30	0.20
Restaurant (no fixed seating)	1000 SF of dining area	2000	13.33
Supermarket	1000 SF	130	0.87

Equation for Sewer Fee Calculation:

Sewer Capacity Charge = Number of Units x Sewer EDU per unit of measure x \$2642*

(*\$2642 is the fee required for a Sewer EDU of 1.0)

Example:

Proposed Supermarket, 30,000 SF

Sewer Capacity Charge = 30 x 0.87 x \$2642*

Sewer Capacity Charge = \$68,956.20

Capacity charges will be established after project flows are developed for unusual and large projects where a variety of uses are proposed.

If a change in occupancy is proposed on an existing site where the capacity charges have been paid, the fee may be recalculated. An additional fee may be charged if the change in occupancy results in a new fee greater than the original fee paid. There will be no refunds issued if the change in occupancy results in a fee less than the original fee charged.

In June 2003, the District Board determined that commercial projects that include best available wastewater technology as part of their project construction should be eligible for a discount calculated on a sliding scale (Resolution ID 225-2003). The discount approved is as follows:

2 to 5 EDU's	30% discount
More than 5 up to 10 EDU's	40% discount
More than 10 up to 15 EDU's	50% discount
More than 15 EDU's	60% discount

WASTEWATER CONNECTION FEES

Sewer Service Type	Fee	Over 50'/\$ per ft.
Residential 4" Lateral	\$1,581.90	\$8.56
Commercial 4" Lateral	\$1,842.40	\$8.56
Residential or Commercial 6" Lateral	\$1,842.40 deposit + time/materials ¹	
Pre-existing installation	\$133.50 ²	

¹ Any balance due to the District for the installation of the 6" lateral must be paid prior to the District's signing the owner's building permit or at the completion of the installation should no building permit be required.

² Fee is to explore a vacant city lot to locate an existing sewer lateral and to inspect and determine if there is an existing lateral that can, in the opinion of the city engineer, be satisfactorily used as a connection. If no lateral exists, or if the City Engineer determines the existing lateral to be inadequate, the applicable fee as listed in 1, 2, and 3 above shall be paid.