

ORDINANCE NO. ORD-2021-015

ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING SECTIONS 14-04.010 AND 14-04.140 OF TITLE 14 OF THE SANTA ROSA CITY CODE MODIFYING DEFINITIONS AND PROVISIONS RELATED TO MONTHLY WATER AND SEWER BILLS

THE PEOPLE OF THE CITY OF SANTA ROSA DO ENACT AS FOLLOWS:

Section 1. Section 14.04.010 of the Santa Rosa City Code is amended to read in full as follows:

"14-04.010 Definitions.

For the purposes of this chapter and Chapter 15, the following words and phrases shall have the meanings respectively ascribed to them in this section.

(A) "Board of Public Utilities" means that Board appointed and acting under Sections 25 and 26 of the Charter of the City of Santa Rosa.

(B) "Billing period" means the period of time between meter readings for which a customer is billed.

(C) "Charge" or "rate" means the amount of money to be paid by the person liable to the City for potable or recycled water, services or materials and served by the potable water system or recycled water system.

(D) "Customer" or "consumer" means any persons liable for a connection into the potable water system or recycled water system owned and operated by the City.

(E) "Interruptible recycled system" means that portion of the recycled water system located west of Fulton Road, south of Santa Rosa Creek, and north of Occidental Road that is an extension of the City's agricultural irrigation system.

(F) "Interruptible recycled water customer" means those customers served by the recycled water system that store recycled water on their property site, use the stored recycled water to pressurize their irrigation system, and can have their service interrupted at any time.

(G) "Permanent water service" means the installation of a permanent (non-temporary) City water meter by City forces in an approved water meter box accompanied by a request to the City by the property owner, agent, or tenant to establish a permanent connection for service by the potable water system or recycled water system.

(H) "Potable water system" means the system of pipelines, pump stations and appurtenances which is owned and operated by the City and which delivers water for human consumption.

(I) "Recycled water system" means the system of pipelines, pump stations and appurtenances which is owned and operated by the City and which delivers, for approved uses, non-potable tertiary treated recycled water as defined by State law and within the Recycled

Water Project Area as defined in Chapter 14-25 of the City Code. The interruptible recycled system is part of the recycled water system.

(J) “Fixed monthly service charge” means the fixed charge to be paid by persons liable for each and every connection to and/or use of the City recycled water, potable water and/or sewer system based upon the size of the water meter.

(K) “Service or water service” means a connection through which potable or recycled water is supplied or is available to a person from and out of the potable or recycled water system owned and operated by the City.

(L) “Service lateral” means that portion of the potable or recycled water system which extends from the City water main to the coupling immediately beyond the meter box on the consumer’s premises.

(M) “Sewer cap” means sewer charges for customers based on metered consumption of water as determined by averaging usage during winter billing periods occurring during the months of November through March and in accordance with policies, rules, or regulations approved by the Board of Public Utilities. The Engineer may from time to time identify customers whose charges may be calculated as provided in Section 15-20.042(A).

(N) “Water cap” means water usage charges for water-only customers (i.e., City water customers with no corresponding City sewer account), based on metered consumption of water as determined by averaging usage during winter billing periods occurring during the months of November through March and in accordance with policies, rules, or regulations approved by the Board of Public Utilities.”

Section 2. Section 14-04.140 of the Santa Rosa City Code is amended to read in full as follows:

"14-04.140 Bills-Generally.

The City shall render bills monthly. Opening bills covering new applicants for less than one billing period’s service may, in the discretion of the City, be included in the next regular billing. Closing bills for short periods of time since the last meter reading day may be determined by meter reading or by prorating the amount of the last regular bill based upon the number of days for which service was rendered.”

Section 3. Environmental Determination. The Council finds that the adoption and implementation of this ordinance is not a project subject to the California Environmental Quality Act because it is not an action which has a potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

Section 4. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be invalid and/or unconstitutional by a court of competent jurisdiction, such decisions shall not affect the validity of the remaining portions of this ordinance.

Section 5. Effective Date. This ordinance shall be effective on the 31st day following its adoption.

This ordinance was introduced by the Council of the City of Santa Rosa on November 16, 2021.

IN COUNCIL DULY PASSED AND ADOPTED this 30th day of November, 2021.

AYES: (6) Mayor C. Rogers, Vice Mayor N. Rogers, Council Members Alvarez, Fleming, Sawyer, Schwedhelm

NOES: (0)

ABSENT: (1) Council Member Tibbetts

ABSTAIN: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM: _____
City Attorney