

**CHANNEL ISLANDS BEACH COMMUNITY SERVICES DISTRICT**

**BOARD OF DIRECTORS  
RESOLUTION 21-01**

**RESOLUTION to APPROVE AND ADOPT ORDINANCE AMENDING RATES, FEES,  
AND REGULATIONS RELATED TO THE PROVISION OF WATER, WASTEWATER  
(SEWER) , AND REFUSE COLLECTION SERVICES**

**WHEREAS**, the Channel Islands Beach Community Services District (hereinafter "District") is empowered, through its Board of Directors ("Board"), to provide a number of public services in accordance with provisions of California Government Code Section 61000, et seq., and

**WHEREAS**, the District's powers are enumerated in Government Code Section 61100 and include the power to: (1) supply water for domestic use, irrigation, sanitation, industrial use, fire protection, and recreation within the District under Government Code Section 61100(a); (2) collect, treat, or dispose of sewage (herein after sometimes referred to as "wastewater"), waste, and storm water within the District under Government Code Section 61100(b); and (3) collect or dispose of garbage and refuse matter within the District under Government Code Section 61100(c); and

**WHEREAS**, the District may prescribe, revise, and collect rates and other charges for the services and facilities it provides under Government Code Section 61621; and

**WHEREAS**, the District requires all properties within the District's service area desiring any one of the above utility services to obtain all of these services from the District; and

**WHEREAS**, the District requires that all properties connected to the District's water mains to be connected via appropriately sized and metered water main lateral connections and appropriate sewer connections based on industry-wide engineering standards; and

**WHEREAS**, the District has established procedures for collecting service charges for the above-referenced services by a number of ordinances and utility billing policies now in effect; and

**WHEREAS**, the District commissioned a reputable, nationally-recognized financial consultant to complete a detailed rate study into its water, waste water, and refuse collection service rates to determine how rates should be adjusted to best follow a cost-of-service approach to assessing fair rates to all of the District's ratepayers; and

**WHEREAS**, the District has provided written notice pursuant to California Proposition 218 to all property owners and residents within the District's service area regarding the proposed

adjustment to the water, wastewater (sewer) and refuse collection services rates and fees, and held a public hearing regarding the proposed adjustments on August 03, 2021.

**WHEREAS**, the Board conducted a duly noticed public hearing on the Recommended Fiscal Year 2021-22 Annual Budget during their August 03, 2021 Meeting, concluding in the adoption of the Fiscal Year 2021-22 Annual Budget during the August 03, 2021 Meeting; and

**WHEREAS**, the Final Fiscal Year 2021-2022 Annual Budget for the District requires periodic adjustments to water and waste water utility rates and fees in order to balance revenue projections with expenditure requirements; and

**WHEREAS**, the District's Board of Directors (hereinafter "District Board") finds these adjustments to water service rates are for the purpose of covering the direct and indirect costs incurred by the District in the provision of service to its customers, including, but not limited to: 1) water production; (2) water quality control; (3) professional and technical service rates; (4) water system operations and maintenance; (5) acquisition of water system equipment and supplies, (6) water meter installation, service and repair expenses, (7) operating the water conservation program; (8) administrative overhead; (9) contractual obligations for services provided by other entities; (10) general building, equipment and grounds maintenance expenses; (11) salaries and benefit costs; (12) adequate contributions to the capital facilities and improvements repair and replacement fund to offset depreciation of fixed assets; (13) servicing debt obligations; and (14) providing adequate appropriations for contingency reserves; and

**WHEREAS**, the District Board finds these adjustments to sewer service rates are for the purpose of covering the direct and indirect costs incurred by the District in the provision of service to its customers, including, but not limited to: (1) administrative overhead; (2) contract service charges and rates; (3) general building, equipment and grounds maintenance expenses; (4) salaries and benefit costs; (5) professional and technical service rates; (6) adequate contributions to the capital facilities and improvements repair and replacement fund to offset depreciation of fixed assets; (7) servicing debt obligations; (8) providing adequate appropriations for contingency reserves; (9) meeting contractual expenses incurred by the City of Oxnard to accept, transport and treat sewer effluent generated by the District's customers at the Oxnard Regional Wastewater Treatment Plant; and (10) meeting contractual expenses incurred by the Ventura Regional Sanitation District (VRSD) and the City of Port Hueneme (COPH) in the operation and maintenance of the District's sewer collection system; and

**WHEREAS**, the District Board finds these adjustments to refuse are for the purpose of covering the direct and indirect cost incurred by the District in the provision of service to its customers, including, but not limited to: (1) contractual obligation with E.J. Harrison for services provides; (2) administrative overhead; (3) salaries and benefit costs; (4) servicing debt obligations; and (5) providing adequate appropriations for contingency reserves; and

**WHEREAS**, the District Board finds that the adoption of the proposed Ordinance is a project exempt from the requirements of the California Environmental Quality Act ("CEQA") (Pub. Res. Code, § 21000 et seq.) because it meets the statutory exemption from CEQA for projects involving fees, and specific adjustments to these fees contained in this Ordinance, because they are actions taken to: (1) meeting general administrative and operating costs incurred in the provision of said services, as enumerated above; (2) purchasing or leasing of supplies, equipment or materials; and (3) meeting financial reserve needs and requirements. Pub. Res. Code § 21080(b)(8) and tit. 14, Calif. Code of Regs., § 15273.

NOW, THEREFORE, BE IT RESOLVED, in accordance with its vested statutory authority and upon the recitals and findings set forth above, the District Board approves and adopts Ordinance 95 attached hereto and incorporated by reference; and

BE IT FURTHER RESOLVED, the District Board directs and authorizes the General Manager or his designee to prepare and file a Notice of Exemption for this Ordinance approval project in accordance with the terms and conditions of tit. 14, Calif. Code of Regs., § 15062.

PASSED, APPROVED and ADOPTED by the Channel Islands Beach Community Services District Board of Directors on this 3rd day of August, 2021, by the following vote:

AYES: Directors: Debley, Bouchard, Brewer, Marcus, Nast

NOES: Directors: None

ABSENT: Directors: None

  
SEAN DEBLEY BOARD PRESIDENT

ATTEST:

  
PETER MARTINEZ  
GENERAL MANAGER

APPROVED AS TO FORM:

  
JOHN MATHEWS  
GENERAL COUNSEL

