

SANITARY DISTRICT NO. 2 OF MARIN COUNTY,
A SUBSIDIARY DISTRICT TO THE TOWN OF CORTE MADERA

ORDINANCE NO. 42

AN ORDINANCE OF SANITARY DISTRICT NO. 2 OF MARIN COUNTY,
A SUBSIDIARY DISTRICT TO THE TOWN OF CORTE MADERA,
ESTABLISHING AND INCREASING FEES FOR SEWER PERMIT SERVICES AND
INSPECTIONS EFFECTIVE JULY 16, 2007

WHEREAS, the District provides services for the processing of permits to do sewer work by the customer, which services include inspections and permit review; and

WHEREAS, Chapter 21.28 of Title 21 requires that the District recover its costs for the services provided by the District related to Sewer Permits; and

WHEREAS, the District has kept records of the time and materials spent by District staff in providing permit services to permit applicants, and gathered, compiled and evaluated these records and data in order to estimate the average cost of providing each of the various permit services during the upcoming fiscal year; and

WHEREAS, the District has made available to the public the data upon which the fees that are being established by this ordinance are based, including but not limited to the calculation of the applicable hourly rate for each position, the raw data, calculation, and analysis of the number of hours spent over the past year in providing the service for which the fees are being established, and the number of permits or other services rendered by the District over the past year, and this data and analysis demonstrate that the fees being established by this resolution do not exceed the estimated reasonable cost of providing the permit and inspection services; and

WHEREAS, the District finds that the fees being proposed by this ordinance do not exceed the estimated reasonable costs to the District of providing the permit and inspection services during the upcoming fiscal year.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF SANITARY DISTRICT NO. 2 OF MARIN COUNTY, A SUBSIDIARY DISTRICT TO THE TOWN OF CORTE MADERA, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Rescission. Ordinance No. 41 is hereby rescinded and replaced by this Ordinance.

Section 2. Permit Fees. Fees for Sewer Permits shall be as set forth below effective July 16, 2007.

SANITARY SEWER PERMIT

CATEGORY		APPLIED FEE/ PERMIT FEE
NO.	DESCRIPTION	
1	Spot Repair	\$275.00
2	New or Full Replacement	\$475.00
3	Multiple Dwelling (Enter into a Cost-Based Fee Agreement)	
	Time and Materials: Up to 4 parcels	DEPOSIT: \$500.00 per parcel up to \$2,000.00
	Time and Materials: 5 or more parcels	DEPOSIT: \$2,300.00 plus \$300 for each additional parcel

Section 3. Cost Recovery for Personnel Expenses. Cost Recovery for personnel expenses of District staff shall be calculated following the example in Schedule A and the FY 2007-2008 “Standard Hourly Billing Rates” by job classification as specified in Schedule B, both schedules attached hereto and incorporated herein by reference as though fully set forth.

Section 4. Cost Recovery for Directly Measurable Costs. Cost Recovery for directly measurable costs other than personnel expenses, such as materials, supplies, and services applied directly to a special service rendered by the District are to be recovered with an addition of a 10% overhead charge following the example in Schedule C, which combines the recovery of personnel expenses and the recovery of materials, supplies, and services, said schedules attached hereto and incorporated herein by reference as though fully set forth.

Section 5. Severability. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

The Board of Directors of Sanitary District No. 2 of Marin County, a Subsidiary District to the Town of Corte Madera, hereby declares that it would have passed this and each section, subsection, phrase or clause thereof irrespective of the fact that any one or more sections, subsections, phrases, or clauses be declared unconstitutional on their face or as applied.

Section 6. Effective Date. This ordinance shall become effective 60 days after the date of adoption.

Section 7. Posting. The Clerk of the District shall cause this ordinance to be published and/or posted within fifteen days after its adoption.

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This ordinance was introduced on the 1st day of May, 2007 and adopted on the 15th day of May, 2007, by the following vote:

AYES, Board Members: Condon, Dupar, Gill, Lappert

NOES, Board Members: -None-

ABSENT, Board Members: Yang

ABSTAIN, Board Members: -None-

APPROVED:

Melissa Gill, President

ATTEST:

Christine Green, District Clerk