

ROCKLIN-LOOMIS MUNICIPAL UTILITY DISTRICT

ORDINANCE NO. 1-J

AN ORDINANCE AMENDING ORDINANCE NO. 1-G, AS AMENDED AUTHORIZING THE DISTRICT IN ITS DISCRETION TO ENTER INTO REFUND AGREEMENTS AND ESTABLISHING AN IN LIEU OF CONSTRUCTION FEE AND ESTABLISHING A FEE FOR INSPECTION AND A FEE FOR PLAN CHECKING

BE IT ENACTED BY THE BOARD OF DIRECTORS OF ROCKLIN-LOOMIS MUNICIPAL UTILITY DISTRICT:

SECTION 1

The following language is hereby added to Section 66 of Ordinance 1-G, as amended, to read as follows:

The District may, in its discretion, negotiate and enter into refund agreements with the owner of lands in cases where such lands are being improved and the owner has or will install facilities which will be used for the benefit of property not participating in the original cost of construction. Such agreements shall provide that at such time as connections are made to the installed facilities by properties other than the property which is the subject of the refund agreement, District will collect an "in lieu of construction fee." In no event shall the obligation assumed by District pursuant to a refund agreement extend beyond the term of 10 years from the date of such agreement.

In Lieu of Construction Fee: Each property owner is responsible for the installation of a collector sewer across the property frontage. Where the District determines that a property owner has not fully participated in the cost of constructing

such collector sewer, the District shall impose a fee in lieu of construction, which fee is hereby established. The in lieu of construction fee established by this Ordinance shall be \$12.00 per lineal foot, and such fee may be changed from time to time by resolution of the Board of Directors. Such fee shall be applicable in all such cases, regardless of the existence of a refund agreement.

Unusual Circumstances: The District may adjust the in lieu fee where necessary in order to achieve an equitable distribution of costs for collector sewer construction and service.

SECTION 2

Section 70 of Ordinance 1-G, as amended, is hereby amended to read as follows:

SECTION 70. There shall be three (3) classes of sewer permits: (a) for residential; (b) for commercial service, and (c) for service to establishments producing industrial wastes. In all cases, the owner or his agent shall make application on a form furnished by the District. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the General Manager. In the case of subdivisions, no permit shall be issued until subdivision plans and specifications specifically showing the location of all sewage facilities have been submitted to and approved by the General Manager. There are hereby established two fees, a fee for plan checking and a fee for inspection

performed by the District. The inspection fee shall be 3-1/2% of the total cost of the installation or improvement. The plan checking fee shall be \$ 50.00 per foot, or the actual fee charged by District engineer in such plan checking, whichever is greater. The Board of Directors may from time to time change the foregoing fees by the adoption of a resolution. Said fees shall be payable immediately upon the determination thereof and the presentation of a written invoice therefor to the owner, applicant or developer. District reserves the right to impose additional charges in any case where, through no fault on the part of District, District's staff or personnel are required to expend time and effort in inspection activities, the actual cost of which exceeds the original estimated plan checking and/or inspection fee. In the event such additional charges are imposed, they shall be due and payable prior to the acceptance by District of such installation.

SECTION 3

This Ordinance shall be in full force and effect from and after its final passage.

SECTION 4

This Ordinance shall be published once a week for two successive weeks in the Loomis News, a newspaper of general circulation published within the District, pursuant to the provisions of Section 11534 and 11910 of the Public Utilities Code.

This Ordinance was introduced at a Special meeting of the Board of Directors of Rocklin-Loomis Municipal Utility

District on the 25th day of October, 1978, and was passed at a regular meeting of said Board on the 2nd day of November, 1978, by the following vote:

AYES: Directors Forristall, Hebard, Gates, Howard, and Scheible

NOES: Directors None

ABSENT: Director None

Dated: November 2, 1978

ROCKLIN-LOOMIS MUNICIPAL UTILITY DISTRICT

By


EARL E. GATES, President

ATTEST:


BETTY HOLIHAN, Secretary