

ARTICLE IX

FEES, RATES, AND CHARGES

SECTION 900. Sewer Service Charge.

(01) Purpose of Sewer Service Charge.

The purpose of the sewer service charge is to raise revenue for the costs of maintenance, operation, construction, and reconstruction of the District's wastewater facilities used for the collection, conveyance, treatment, and disposal of wastewater, including the District's share of the cost of construction, operation, and maintenance of the South Bayside System Authority wastewater facilities, and for other expenditures deemed necessary by the District Board in order to conduct the business of the District, except to the extent prohibited by Sections 5471 and 6520.5 of the Health and Safety Code of the State of California.

(02) Basis of Charge.

The basis of the sewer service charge is the establishment of a flat rate for the residential customers and a unit cost per hundred cubic feet for non-residential customers, computed to reflect costs of collection, treatment and disposal of sewage. In no event shall any customer be charged less than the residential customer flat rate charge.

(03) Residential Customers Sewer Service Charge.

(A) Residential Customers Rate.

The flat rate sewer service charge for fiscal year July 1, 2015 through June 30, 2016 for residential customers shall be Nine Hundred Seventy Three Dollars and no cents (\$973.00) per Single Family Residence. [Amended by General Regulation No. 2015-02]

(B) STEP/Grinder System Residential Customers Rate (Residences included in an On-Site Wastewater Disposal Zone – OWDZ).

The sewer service charge for residential customers served by a Septic Tank Effluent Pumping System (STEP System) or Grinder Pumping System for fiscal year July 1, 2015 through June 30, 2016 shall be One Thousand Two Hundred Thirty Eight Dollars and no cents (\$1,238.00) per Single Family Residence. [Amended by General Regulation No. 2015-02]

(C) Residential dwelling unit charge defined.

- (a) A single family dwelling shall be charged one flat rate sewer service charge.
- (b) For each family dwelling unit in a multiple family structure, the charge shall be one flat rate sewer service charge.
- (c) For each rental space in a trailer court, mobile home park, or other premises where sewer service is provided to a vehicle which is used for living purposes, the charge shall be one flat rate sewer service charge.
- (d) For rooming houses or boarding houses, the charge shall be one plus one-half the number of rooms for rent times one flat rate sewer service charge.

(04) Non-Residential Customer Sewer Service Charge.

(A) The rates for customers in the non-residential category for fiscal year July 1, 2015 through June 30, 2016 shall be computed on the basis of:

- (1) A flow rate charge of \$8.44 per hundred cubic feet of metered water consumption in accordance with the formula set forth for non-residential customers, **PROVIDED** that District may make adjustments where

it appears to District that water consumption is not a reasonably accurate measure of wastewater discharge.

(2) A biochemical oxygen demand rate of \$0.25 per pound per hundred cubic feet of water consumption; and,

(3) A suspended solids loading rate of \$0.32 per pound per hundred cubic feet of water consumption. [Amended by General Regulation No. 2015-02]

	----- BOD-----		-----SS-----	
	lbs/CCF	mg/l	lbs/CCF	mg/l
Retail/ Commercial	.94	150	.94	150
Institution/ Public	.81	130	.62	100
Restaurants	6.24	1,000	3.74	600
Supermarkets/ with Grinders	4.99	800	4.99	800
Hospital	1.56	250	.62	100
Industrial	Measured	Measured	Measured	Measured

(C) Formula Applicable to Non-Residential Customers.

$$C = [(V \times 1.0000) \times F] + [V \times (B + S)] + P$$

Where

C = Sewer Service Charge for non-residential customer.

V = Metered or estimated volume of wastewater discharge for a calendar year in hundreds of cubic feet (CCF).

F = Flow rate charge per CCF.

B = Biochemical Oxygen Demand (BOD) rate charge per CCF, as defined or measured.

S = Suspended Solids (SS) rate charge per CCF, as defined or measured.

Chemical oxygen demand (COD) may be substituted for biochemical oxygen demand (BOD) in the above formula when, in the opinion of the District Manager, COD is more truly representative in defining oxygen demand than BOD. For the purpose of this determination, BOD is determined to be one-half of the measured milligrams per liter COD.

(D) STEP/Grinder System Non-Residential Customer Rate (Non-Residential Customers included in an On-Site Wastewater Disposal Zone – OWDZ).

The sewer service charge for non-residential customers served by a Septic Tank Effluent Pumping System (STEP System) or Grinder Pump System for fiscal year July 1, 2015 through June 30, 2016 shall be One Thousand Two Hundred Thirty Eight Dollars and no cents (\$1,238.00) for each 220 gallons per day, average annual daily flow rate, discharged to the District's sewer system [Amended by General Regulation No. 2015-02]

(E) In accordance with the California Environmental Quality Act ("CEQA") Public Resources Code Sec. 2100 et seq., and the regulations promulgated pursuant to CEQA, the District Board finds that this Regulation establishes rates and/or charges for the purpose of meeting operating expenses of the District, meeting financial reserves needs and requirements of the District, and obtaining funds for capital projects which are necessary to maintain services within existing service areas in the District. [Amended by General Regulation No. 2015-02]

(05) Non-Residential - Added Provisions.

The following are additional provisions applicable to the computation of the sewer service charge for non-residential customers:

(A) In no event shall the non-residential sewer service charge be less than the flat rate sewer service charge for residential customers.

(B) The period used in determining the total of metered water consumption shall be the preceding calendar year or such other period as, in the opinion of the District Manager, is representative of water consumption.

(C) Upon application from customers maintaining extensive irrigated landscaping or where it can be conclusively established that the metered water consumption is not a valid measure of the quantity of wastewater discharged, the quantity to be used in determining the yearly rate shall be determined by the District Manager.

(D) The District or the customer may require the installation of District-approved recording and sampling devices or sewage meters on the premises for use by the District at the customer's expense. Such devices or meters shall be available for inspection at any reasonable time. Recording devices shall be capable of recording instantaneous and accumulated flows, and sampling devices shall be automatic and capable of twenty-four hour storage and maintenance of temperature between 30 degrees and 40 degrees Fahrenheit and have a five-gallon capacity as approved by the District Manager. The customer shall be responsible for the maintenance, repair and replacement of all sampling or recording devices and equipment.

(06) Adjustments and Reimbursements.

It is the intent of the District Board, to establish different sewer service charges for different categories of customers, that reflect the proportional cost of the sewer service attributable to the premises or parcel, based upon the type of use of the premises or parcel. If, in respect to any customer the District Board should find that the charge is inequitable or unfair because of unusual circumstances, it may establish a special service charge for such customer, differing from those otherwise established, which will bear a closer relationship to the proportional cost of sewer service. Such special charge may be established by resolution or agreement, but may be revoked at any time by the District Board whenever it finds that continuation thereof would be inequitable or unfair under the circumstances then prevailing.

Requests for a different basis of charges shall be applied for, in writing, and shall state with particularity the unusual circumstances which the applicant believes justifies a different basis of charges for the premises in question. The application shall be submitted to the District Manager and shall be considered and a determination made thereon by the District Board and shall be effective as of the date of such application and continuing during the period of such special circumstances.

When a refund becomes due and owing by virtue of action of the District Board or by virtue of any error made in ascertaining the charge applicable to any customer, the District Manager is authorized to pay such monies from the specific fund established for the deposit of sewer service charges.

(07) Vacancy.

No credit, adjustment or refund shall be made to any customer because the premises or any part thereof are vacant, unless said premises are disconnected from the sewer system.

(08) Effective Date of Charges.

(A) Charges and rates established by this Section and subsequent amendments, as required, shall be effective upon the date specified by the District Board and shall apply to all premises then connected or then discharging directly or indirectly any wastewater and/or industrial waste into said system.

(B) Notwithstanding the foregoing provisions of this Section or other provisions of this Code, no service charge shall be due or paid for building or dwelling which is newly constructed until such building or dwelling is connected to the sewer system.

(09) Person Responsible.

The owner of any premises is and shall be responsible for payment of any and all sewer service charges applicable to said premises. It shall be and is hereby made the duty of each such owner to ascertain from the District Manager the amount and due date of any such charge applicable to said premises and to pay such charge when due and payable. It also shall be and is hereby made the duty of all owners of all premises to inform the District Manager immediately of all circumstances, and of any change or changes in any circumstances, which will in any way affect the applicability of any charge to said premises or the amount of any such charge.

(10) Collection of Sewer Service Charges on Tax Roll.

(A) Pursuant to the provisions of Division 5, Part 3, Chapter 6, Article 4, of the Health and Safety Code of the State of California, subject to the provisions of this Section, the District hereby elects, as the procedure for the collection of sewer service and use charges prescribed or imposed by the provisions of this Section, to have all such sewer service charges for each fiscal year collected on the tax roll of the County of San Mateo in the same manner, by the same persons and at the same time as property taxes, assessments and other charges collected thereon.

(B) The District Manager shall prepare and file with the District Secretary on or before the 15th day of July of each year written report containing a description of each and every parcel of real property receiving sewer service and facilities and subject to the sewer service charge established by this Section and the amount of the service charges for each parcel for the then current fiscal year, computed in conformity with the charges prescribed by the provisions of this Section. The parcels of real property included in said report may be described by reference to maps prepared in accordance with Section 327 of the Revenue and Taxation Code of the State of California and on file in the office of the County Assessor of San Mateo County, California, or by reference to plats or maps on file in the office of the District.

(C) The District Secretary shall cause notice of the filing of said report and of a time and place of hearing thereon to be published prior to the date set for hearing in a newspaper of general circulation published within the District. The publication of said notice shall be once a week for two successive weeks. Publications shall be made with at least five days intervening between the respective publication dates not counting such publication dates. A minimum of two public notices shall be published in a newspaper circulated more often than once a week. In newspapers that circulate once a week, the public notice shall be published in each circulation for two successive weeks. The period of notice commences upon the first day of publication and terminates at the end of the 14th day, including therein the first day.

(D) At the time stated in the above mentioned notice, the District Board shall hear and consider all objections or protests, if any, to said report referred to in said notice and may continue the hearing from time to time. If the District Board finds that protest is made by owners of a majority of separate parcels of property described in the report, then the report shall not be adopted and the charges shall be collected separately from the tax roll and shall not constitute a lien against any parcel or parcels of land.

(E) Upon the conclusion of the hearing, the District Board may adopt, revise, change, reduce or modify any charge or overrule any or all objections, excepting objections from a majority as described above in sub-section (10)(D), and shall make its determination upon each charge as described in said report, which determination shall be final.

(F) On or before the 31st day of August of each year following such final determination, the District Secretary shall file with the Controller of the County of San Mateo a copy of said report with a statement endorsed thereon over his signature that the report has been finally adopted by the District Board in order that the Controller of the County of San Mateo shall be able to enter the amounts of the charges against the respective lots or parcels of land as they appear on the current assessment roll and in order that such charges may be

collected on the tax roll in accordance with the provisions of Sections 5473.5 through 5473.11 of the Health and Safety Code of the State of California. [Amended by General Regulation No. 75.]

(G) Except as provided in Section 5473.8 of the Health and Safety Code of the State of California, the amount of the charges shall constitute a lien against the lot or parcel of land against which the charge has been imposed as of the date prescribed by law as the lien date for property taxes.

(11) Omission From Collection on Tax Roll - Direct Billing.

If the full amount of sewer service charges for premises connected to or discharging wastewater into the District sewer system are, for any reason, not collected in accordance with the provisions of sub-section (10) above, the sewer service charges, or the portion thereof not appearing on the tax rolls, for such premises shall be collected by direct billing of the property owner.

(A) Billing. The District Manager shall ascertain the amount of each sewer service charge applicable to such premises and shall mail to the owner and/or owner and lessee thereof, within Sixty (60) days from and after the date any sewer service charges become due and payable, a bill for the sewer service charges which are then due and payable. Such bill shall be mailed to the person or persons listed as the owners on the last equalized assessment roll of the County of San Mateo at the address shown on such assessment roll, or to the successor in interest and/or to the lessee of such owner, if the name and address of such successor in interest or lessee is known to the District Manager. Each bill so mailed shall contain a statement that a delinquency in payment for sixty (60) days shall constitute a lien against the lot or parcel against which the charge is imposed and that when recorded it shall have the force, effect and priority of a judgement lien three (3) years unless sooner released or otherwise discharged. Failure of the District Manager to mail any such bill or failure of any owner to receive any such bill, shall not excuse the owner of any premises from the obligation of paying any sewer service charge for any premises owned by him.

(B) Due Date of Sewer Service Charges. All sewer service charges shall be due and payable on November 1st of each year. At the customer's option, sewer service charges may be paid in two equal installments with the first installment being due and payable on November 1st and the second installment being due and payable on February 1st of the following year so that both payments are made within the same fiscal year.

(C) Delinquency Date of Sewer Service Charges. Each sewer service charge shall be delinquent if not paid on or before the tenth (10th) day of the month following the date upon which such sewer service charge became due and payable.

(D) Where Payable. Sewer service charges collected by direct billing shall be payable at the administrative offices of the District, or as noted on the billing.

(E) Penalties for Non-Payment of Sewer Service Charges-Lien. Whenever a delinquency shall occur for non-payment of sewer service charges, a penalty of ten (10) percent shall attach to such charges, and for each month that such charges remain delinquent a further penalty of one and one-half percent (1-1/2 percent of said basic charge shall be added. [Amended by General Regulation No.74.]

SECTION 901. Sewer Connection Charges.

(01) Purpose of Sewer Connection Charge.

The purpose of the sewer connection charge is to equalize the cost of acquisition, construction, and installation of the District's facilities by the District so that each resident or property owner pays his/her proportionate share of such costs.

(02) Basis of Charge.

No connection shall be made to any public sewer, or to any sewer flowing into a public sewer within the District, until there shall be paid to the District a sewer connection charge, such charge to be in addition to charges for permits, inspections or the requirements of any other rule or regulation of the District. The connection charge shall be paid at the time the application for a Class 1 or Class 2 sewer permit is filed.

The estimate of the average volume of wastewater discharge in gallons per day for any proposed use shall be made by the District Manager. Any applicant for connection dissatisfied with the average daily volume

estimated by the District Manager may appeal such determination to the District Board, who shall conduct a hearing thereon and establish connection charge to be paid by the applicant.

(03) Charges by Type of Connection.

The connection fees shown below shall be assessed each new applicant for wastewater service. In the event that a parcel will have combined residential and non-residential uses, the residential connection fee shall be applied to each living unit and the non-residential connection fee shall be applied to the non-residential uses. In no event shall a connection fee be less than the residential connection fee. A separate meter serving the non-residential premises shall be required for annual user charge assessments.

Connection Fee Dollars

	District	Authority	Total
Residential Unit	\$5,596.00	\$1,740.20	\$7,336.20
Supplementary Connection Fee	\$763.20	\$237.30	\$1,000.50
Non-Residential Use Equal or Less than 325 mg/l BOD and/or SS	\$25.44/gpd +\$763.20	\$7.91/gpd +\$237.30	\$33.35/gpd +\$1,000.50
Greater than 325 mg/l BOD and/or SS	\$25.44/gpd	Ratio(a)	Total(b)

(a) The connection fee for Authority expansion costs is calculated by multiplying \$7.91/gpd times the average daily flow in gpd, times the ratio of the highest of the BOD and SS concentrations to 325 mg/l subject to a minimum connection fee \$7.91/gpd plus \$237.30 per connection.

(b) The total connection fee is the sum of the District and Authority connection fees subject to a minimum connection fee of \$33.35/gpd plus \$1,000.50 per connection.

(c) The connection fee for a supplementary connection(s) to the same building shall be \$1,000.50 per connection. [Amended by General Regulation No.2012-01]

(04) Persons Responsible.

The owner of any premises is and shall be responsible for payment of all connection charges applicable to said premises. It shall be and is hereby made the duty of each property owner to ascertain from the District Manager the amount and due date of any connection charge applicable to said property and to pay said charge when due and payable. Each property owner shall be responsible to inform the District Manager, in a reasonable amount of time of any change or changes in any circumstances which will in any way affect applicability, or amount of any such charge.

(05) Increased Use of Sewers.

(A) In the event increased use is or will be made of the sewer, and the actual, calculated, or estimated volume of wastewater discharge exceeds or will exceed the volume of wastewater discharge the premises are entitled to discharge, an additional sewer connection charge shall be paid. The additional sewer connection charge shall be calculated by subtracting the wastewater discharge entitlement assigned to the parcel from the actual, calculated or estimated volume of wastewater discharge, measured in gallons per day, average daily flow and multiplying the remainder by the non-residential connection charge rate. The wastewater discharge entitlement is determined by the base year wastewater discharge, which is the average daily discharge from the property in 1974 OR the wastewater discharge for which a connection charge has been paid, whichever is higher. The maximum allowable volume of wastewater discharge shall be increased through payment of additional sewer connection charges.

(B) In those instances where an increased use has been made without written notice by the customer to the District, the additional connection charge shall be computed at the rate in effect under this Code on the date the additional charge is levied. The District Manager shall ascertain the amount of each additional connection charge applicable to each premise in the District and shall mail to the property owner of each applicable premise a statement for the additional connection charge which is due and payable. Such statement shall be mailed to the person or persons listed as the property owner on the last equalized assessment roll of the County of San Mateo at the address shown on such assessment roll, or to the successor in interest of such owner, if the name and address of such successor in interest is known to the District Manager. Each bill so mailed shall contain a statement that a delinquency in payment for Sixty (60) days shall constitute a lien against the lot or parcel against which the charge is imposed and that when recorded it shall have the force, effect and priority of a judgment lien for three (3) years unless sooner released or otherwise discharged. Failure of the District Manager to mail said statement, or failure of any property owner to receive said statement, shall not excuse the obligation of paying said additional connection charge. [Amended by General Regulation No. 75.]

(C) In the event a customer has previously notified the District in writing of an increased use, the additional connection charge shall be computed at the rate in effect on the date such written notice was received by the District. The District Manager shall ascertain the amount of the additional connection charge applicable to the premises and shall mail to the property owner of the premises a statement for the additional connection charge which is due and payable. Such statement shall be mailed to the person or persons listed as the property owner on the last equalized assessment roll of the County of San Mateo at the address shown on such assessment roll, or to the successor in interest of such owner, if the name and address of such successor in interest is known to the District Manager. Failure of the District Manager to mail said statement, or failure of any property owner to receive said statement, shall not excuse the obligation of paying said additional connection charge.

(D) Penalties for Non-Payment of Additional Connection Charges. Whenever a delinquency shall occur for non-payment of additional connection charges, a penalty of ten (10) percent shall attach to such charges, and for each month that such charges remain delinquent a further penalty of one and one-half percent (1-1/2 percent) of said basic charge shall be added. [Amended by General Regulation No. 75.]

(E) Where payable. Additional connection charges collected by direct billing shall be payable at the administrative offices of the District, or as noted on the billing. [Amended by General Regulation No. 75.]

(06) Repurchase of Capacity.

(A) In the event the property owner notifies the District Manager within 2 years of payment of a sewer connection charge for a use proposed to be made that it appears either that such use will not be made or will create less volume of wastewater discharge than anticipated, the District Manager may recompute the sewer connection charge and refund to the payer ninety percent (90%) of the difference between the sewer connection charge paid and the recomputed charge. [Amended by General Regulation No. 66.]

(07) Administration of Connection Charges.

(A) The sewer connection charge rate may be revised only by an amendment to this Code approved by a two-thirds vote of the members of the District Board.

(B) The amount of connection charges for all classifications of connections shall be reviewed at least once each fiscal year. [Amended by General Regulation No. 66.]

SECTION 902. Permit and Inspection Fees.

(01) Class 1,2, 3, and 4 Permits.

- (A) Class 1 Sewer Permits for service to residential structures;
- (B) Class 2 Sewer Permit for service to non-residential structures;
- (C) Class 3 Sewer Permit for construction of sewer mains, pumping stations and other wastewater facilities. The inspection fee for a Class 3 sewer permit shall be paid as covered under subsection (03) Excess Expenses, below;
- (D) Class 4A Sewer Disconnection Permit for Permanent Disconnection; and

(E) Class 4B Sewer Disconnection Permit for Temporary Disconnection.

(02) Non-Routine Wastewater Discharge Permits.

Fees, in amounts established by the Board of Directors, shall be imposed upon and collected from applicants and customers of the wastewater facilities to defray the costs of processing and issuing the following Non-Routine Wastewater Discharge Permits or performing the following services:

- (A) Mandatory wastewater discharge permit.
- (B) Determination and approval of metered waste water volumes, and metered volume permit.
- (C) Determination and approval of use of estimated wastewater volume, and estimated volume permit.
- (D) Private wastewater disposal permit.
- (E) Review of proposals for protection against accidental discharges.
- (F) Discharge report review. [Amended by General Regulation No. 78.] Service or work which is expressly or impliedly required to be performed by the District pursuant to the provisions of this Code, the payment for which is not otherwise provided for herein, shall be paid in advance of the performance of such services or work in an amount equal to the estimated cost to the District thereof. Upon performance of such services or work, and upon the calculation of the actual costs thereof, sums deposited in excess of such actual costs shall be refunded or additional charges equal to the amount by which the actual cost exceeds the estimated cost shall be paid.

The foregoing fees and charges shall be paid at the time the application for the work to which they pertain is made or requested or upon receipt of billing for excess expenses. No application shall be processed, nor work performed, without said fees or charges having first been paid. These fees and charges shall be in addition to fees, charges, or expenses payable pursuant to other provisions of this Code.

(03) Excess Expenses.

In addition to the permit fees, the applicant shall pay to the District all costs and expenses in excess of said fees which have been borne by the District to examine application or plans and inspect construction, and to test, sample and/or monitor wastewater discharge, said costs to be determined by the District.

In accordance with the California Environmental Quality Act ("CEQA") Public Resources Code Sec. 2100 et seq. , and the regulations promulgated pursuant to CEQA, the District Board finds that this Regulation establishes fees for the purpose of meeting operating expense of the District. [Amended by General Regulation No. 78.]

SECTION 903. Sewer Relocation Charge.

(01) Imposition of Charge.

A sewer relocation charge shall be imposed by the District whenever all of the following conditions are found by the District Board to exist:

- (A) A governmental entity proposes to undertake a work of public improvement that will necessitate relocation, modification, or reconstruction of existing District wastewater facilities;
- (B) Except for the work of improvement, the wastewater facilities would not have required relocation, modification, or reconstruction at that time;
- (C) The District will be required to pay to the governmental entity all or some part of the relocation, modification or reconstruction costs, or the District will be required to perform the relocation, modification or reconstruction of its facilities without reimbursement for all or some portion of the attendant costs; and
- (D) The work of improvement is primarily for the benefit of some of the premises within the District's boundaries, and not primarily for the general benefit of all premises within the District.

(02) Effect of General Benefit.

If the Board makes all of the findings required by above Sub-section, it shall further determine to what extent, if any, there is some benefit to the District generally by reason of the relocation, modification, or reconstruction. To the extent the District Board determines that there is some general benefit to the District, that pro-rata share of the net cost, as defined in sub-section (04) below, shall be borne by the District from its general funds. In making the determination required by this Section, the Board shall consider all relevant factors including increased life of the wastewater facilities and benefits to wastewater facilities outside of the improvement project boundaries.

(03) Parcels Subject to Relocation Charge.

The relocation charge, other than that allocated to the District generally, shall be levied against all parcels within the boundaries of the improvement project which are either connected to or able to connect to the District's wastewater facilities. Determination of whether a parcel is able to connect to the District's wastewater facilities is governed by Article VI of this Code. Those parcels which are unable to connect are exempt from the relocation charge. If the governmental entity which has undertaken the improvement project has not established boundaries for the project, the District Board shall set the boundaries based upon a determination of which premises are benefited by the improvement project.

(04) Determination of Net Cost.

The total amount to be allocated among the benefited premises as a relocation charge shall be the net cost to be borne by the District for all necessary expenses, after credit for any reimbursements to the District from sources other than the imposition of the relocation charge, and after credit for any grant funding to be received by the District. Necessary expenses include, without limitation: labor, material and equipment costs; fees for engineering, architectural, legal or other professional services; interest charges; bond or insurance premiums; and the like.

(05) Computation of Relocation Charge Payable by Each Premise.

The amount of the relocation charge to be imposed against each parcel shall be computed according to the following formula:

$$RC = \frac{PSC}{TSC} \times NDC$$

Where 'RC' is the relocation charge to be imposed against each premises; 'PSC' is the annual sewer service charge imposed by this Code and then in effect for the premises; 'TSC' is the total of all annual sewer service charges imposed on all benefited premises within the boundaries of the improvement project; and 'NDC' is the net District cost after taking into account any reduction by reason of the effect of a general benefit, pursuant to sub-section (02) above. In the event any premises are not presently subject to a sewer service charge, then in performing the computation, 'PSC' shall be the minimum annual sewer service charge rate, and 'TSC' shall be determined as if an annual minimum sewer service charge rate was in effect for the premises.

(06) Adoption of Resolution.

The imposition of a relocation charge pursuant to this Section shall be established by a Resolution of the District Board and approved by a two-thirds vote of its members. The Resolution shall set forth the following:

- (A) A schedule of the relocation charges to be imposed.
- (B) The description of all premises subject to the charge by Assessor's Parcel Number.
- (C) The provisions for payment and collection of the charge.
- (D) The time and place at which the District Board will hold a public hearing at which persons may appear and voice any and all objections they may have to the imposition of the charge.

(07) Use of Relocation Charge Revenue.

Except as prohibited by Section 5471 and 6520.5 of the Health and Safety Code of the State of California, revenues derived from the imposition of the relocation charge may be used for any lawful purpose as determined by the District Board.

SECTION 904. Annexation Fees.

(01) State of California Fees.

All properties annexed to the District shall submit an annexation fee as established by resolution, plus any fees payable to the State of California for filing and processing fees, the amount of which is determined by the San Mateo County Local Agency Formation Commission (LAFCo) in accordance with applicable statutes of the State Board of Equalization. All applications shall submit, at the time of application, an application fee in an amount established by resolution of the Board, in addition to any other fees, charged by LAFCo or any other regulatory agency, that are required as a condition of proceeding.

(02) Additional Fees.

In addition to the State of California fees, new properties shall be required to pay all costs of collection facilities on the property, connection to the District's collection system, and any over-sizing of the District's collection system which may be required to convey the sewer discharge through the District's collection system to the Authority. [Amended by General Regulation No. 66.]

SECTION 905. Solid Waste Collection and Disposal Charge.

The charges for solid waste collection and disposal shall be established and revised from time to time, by resolutions duly adopted and approved by the District Board in accordance with Article III of this Code.

SECTION 906. Environmental Impact Report and Negative Declaration -Preparation of Review Fee.

A charge shall be imposed upon and collected from applicants to defray costs for the preparation or review by the District of any environmental documents including an Environmental Impact Statement (EIS), an Environmental Impact Report (EIR), a Negative Declaration, or other similar statement, report or study for any projects (as defined in the California Environmental quality Act of 1969) undertaken by any person other than the District, according to the following methods:

(01) If the preparation or review is made by District staff, the charge shall be the actual salary of District employees for the time necessary for the preparation or review, times 1.75.

(02) If the preparation or review is made by District consultants engaged by the District, the charge shall be the actual cost billed to the District by the consultants.

(03) Any other expenses incurred by the District for such preparation or review shall also be reimbursed by the applicant to the District.