

ORDINANCE NO. 05-08

ORDINANCE OF RAINBOW MUNICIPAL WATER DISTRICT AMENDING
APPENDIX A OF THE RULES AND REGULATIONS REGARDING WATER SERVICE CHARGES

WHEREAS, the Board of Directors desires to increase certain fees related to the providing of water service, and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective January 1, 2006, Appendix A to the Rules and Regulations of Rainbow Municipal Water District be and it is amended by replacing Service Type 1,2,3,4,5 and 6 of paragraph "A Basic Commodity Charge" to read as follows:

a.) That these rates shall be applicable to all water use shown on District water meters read on or after January 1, 2006.

<u>Service Category</u>	<u>Service Type</u>	<u>Water Rate</u>
Domestic	1	\$1.70 / 100 cf
Commercial Ag / Domestic (Non-Certified)	2	\$1.70 / 100 cf
Commercial Ag (Non-Certified)	3	\$1.70 / 100 cf
Construction Water	4	\$1.70 / 100 cf
Ag / Domestic (MWD Certified)	5	\$1.70 / 100 cf 1-26 100 cf \$1.37 / 100 cf all additional 100 cf
Agricultural (MWD Certified)	6	\$1.37 / 100 cf

ORDINANCE AMENDED BY
NO. 06-10
12-15-0
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b.) That these rates shall be applicable to all water use shown on District water meters read on or after July 1, 2006.

<u>Service Category</u>	<u>Service Type</u>	<u>Water Rate</u>
Domestic	1	\$1.73 / 100 cf
Commercial Ag / Domestic (Non-Certified)	2	\$1.73 / 100 cf
Commercial Ag (Non-Certified)	3	\$1.73 / 100 cf
Construction Water	4	\$1.73 / 100 cf
Ag / Domestic (MWD Certified)	5	\$1.73 / 100 cf 1-26 100 cf \$1.40 / 100 cf all additional 100 cf
Agricultural (MWD Certified)	6	\$1.40 / 100 cf

c.) That these rates shall be applicable to all water use shown on District water meters read on or after January 1, 2007.

<u>Service Category</u>	<u>Service Type</u>	<u>Water Rate</u>
Domestic	1	\$1.76 / 100 cf
Commercial Ag / Domestic (Non-Certified)	2	\$1.76 / 100 cf
Commercial Ag (Non-Certified)	3	\$1.76 / 100 cf
Construction Water	4	\$1.76 / 100 cf
Ag / Domestic (MWD Certified)	5	\$1.76 / 100 cf 1-26 100 cf \$1.43 / 100 cf all additional 100 cf
Agricultural (MWD Certified)	6	\$1.43 / 100 cf

SECTION 2: That the fees and charges established by the Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

SECTION 3: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.

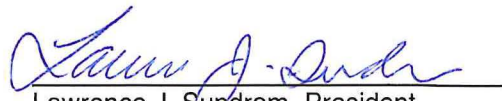
SECTION 4: This Ordinance amends Ordinance 04-06 dated November 3, 2004 as of January 1, 2006; the rates prescribed by Ordinance 04-06 shall remain in effect through December 31, 2005.

SECTION 5: That the changes in the rates established by this Ordinance are for the purpose of (a) meeting operating expenses, including employee wages and fringe benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

SECTION 6: That for the rates effective January 1, 2006 a minimum of \$0.05 per 100 cf sold would be used for water capital projects; for the rates effective July 1, 2006 a minimum of \$0.08 per 100 cf sold would be used for water capital projects; and for the rates effective January 1, 2007 a minimum of \$0.11 per 100 cf sold would be used for water capital projects.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 5th day of October 2005 by the following roll call vote:

AYES: Directors Sundram, Hatfield, Bopf, and Glick
NOES: Director Griffiths
ABSTAIN: None
ABSENT: None


Lawrence J. Sundram, President
Board of Directors

ATTEST:



Dawn Washburn
Board Secretary

✓
 ORD # AMENDED
 07-19 DATE 12-4-07

ORDINANCE NO.	AMENDED	DATE
ARTICLE	SECTION	PARAGRAPH

ORDINANCE NO. 06-10

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
 AMENDING APPENDIX A OF THE RULES AND REGULATIONS
 REGARDING WATER SERVICE CHARGES**

WHEREAS, the Board of Directors desires to increase certain fees related to the providing of water service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, the Board of Directors previously passed Ordinance 05-08 on October 5, 2005, increasing the commodity charge using a phased approach effective January 1, 2006 (5 cents), July 1, 2006 (3 cents), and January 1, 2007 (3 cents); and

WHEREAS, on June 22, 2006, the SDCWA enacted a rate increase by adopting Ordinance No. 2006-04; and

WHEREAS, the SDCWA has taken all necessary actions to validate the charges; and

WHEREAS, the charges will be increased to the Rainbow Municipal Water District beginning January 1, 2007; and

WHEREAS, it is the intent of the District to pass through the increased SDCWA and SDCWA allocated MWD charges to its customers;

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective January 1, 2007, Appendix A to the Rules and Regulations of Rainbow Municipal Water District be and it is amended by replacing Service Type 1, 2, 3, 4, 5 and 6 of paragraph A "Basic Commodity Charge" to read as follows:

- a) That these rates shall be applicable to all water use billed on or after January 1, 2007.

<u>Service Category</u>	<u>Service Type</u>	<u>Water Rate</u>
Domestic	1	\$1.82 / HCF
Commercial Ag / Domestic (Non-Certified)	2	\$1.82 / HCF
Commercial Ag (Non-Certified)	3	\$1.82 / HCF
Construction Water	4	\$1.82 / HCF
Ag / Domestic (MWD Certified)	5	\$1.82 / HCF 1-26 HCF \$1.49 / HCF over 26 HCF
Agricultural (MWD Certified)	6	\$1.49 / HCF

HCF = 100 cubic feet of water, also referred to as "One Unit" of water

SECTION 2: That the fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

SECTION 3: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.

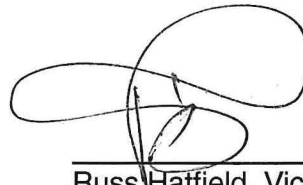
SECTION 4: This Ordinance amends Ordinance 05-08 dated October 5, 2005 as of January 1, 2007; the rates prescribed by Ordinance 05-08 shall remain in effect through December 31, 2006.

SECTION 5: That the changes in the rates established by this Ordinance are for the purpose of (a) meeting operating expenses, including employee wages and fringe benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

SECTION 6: It is the intent of the Board that the increase in the rate of \$.11 shall be used for water capital improvement projects.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 15th day of December 2006 by the following roll call vote:

AYES:	Directors Bopf, Griffiths, Hatfield, and Petty
NOES:	None
ABSTAIN:	None
ABSENT:	None



Russ Hatfield, Vice President
Board of Directors

ATTEST:



Dawn Washburn
Board Secretary

SUPERCEDED		
RESOLUTION NO.	DATE	
<input checked="" type="checkbox"/> ORDINANCE AMENDED		
RESOLUTION NO. 08-13	DATE 10/28/08	
ARTICLE	SECTION	PARAGRAPH

ORDINANCE NO. 07-19

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
AMENDING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WATER SERVICE CHARGES**

WHEREAS, the Board of Directors desires to increase certain fees related to the providing of water service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, on June 28, 2007, the San Diego County Water Authority ("SDCWA") enacted a rate increase by adopting Ordinance No. 2007-12; and

WHEREAS, the SDCWA has taken all necessary actions to validate the charges; and

WHEREAS, the charges will be increased to the Rainbow Municipal Water District ("RMWD" or the "District") effective with all water bills received on or after January 1, 2008; and

WHEREAS, it is the intent of the District to pass through the increased SDCWA and SDCWA allocated Metropolitan Water District of Southern California ("MWD") charges to its customers; and

WHEREAS, the MWD has approved amendments to its Administrative Code to implement MWD's Interim Agricultural Water Program ("IAWP") Reduction Guidelines to facilitate a thirty percent (30%) reduction in IAWP deliveries during the Calendar Year 2008, effective with all water bills received on or after January 1, 2008, and establish a penalty fee for IAWP deliveries exceeding the reduction requirements ; and

WHEREAS, the SDCWA will accordingly reduce the deliveries of IAWP certified water to its member agencies, including the District; and

WHEREAS, the District has developed an IAWP Reduction Implementation Plan ("Reduction Implementation Plan") which includes penalties for IAWP customers who exceed their water allocation for one or more billing periods, including the Agricultural MWD Overusage Penalty; and

WHEREAS, it is the intent of the District to establish the amount of the Agricultural MWD Overusage Penalty for non-compliance with the District's Reduction Implementation Plan; and

WHEREAS, a duly noticed public hearing was held by the Board of Directors on December 4, 2007, to hear and consider all objections or protests to said revision of fees and charges for water service.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective January 1, 2008, Appendix A to the Rules and Regulations of Rainbow Municipal Water District be and it is amended by replacing Service Type 1, 2, 3, 4, 5 and 6 of paragraph A "Basic Commodity Charge" to read as follows:

- a) That these rates shall be applicable to all water use billed on or after January 1, 2008.

<u>Service Category</u>	<u>Service Type</u>	<u>Water Rate</u>
Domestic	1	\$1.915 / HCF
Commercial Ag / Domestic (Non-Certified)	2	\$1.915 / HCF
Commercial Ag (Non-Certified)	3	\$1.915 / HCF
Construction Water	4	\$1.915 / HCF
Ag / Domestic (MWD Certified)	5	\$1.915 / HCF 1-26 HCF \$1.555 / HCF over 26 HCF
Agricultural (MWD Certified)	6	\$1.555 / HCF
Agricultural MWD Overusage Penalty		\$1.875 / HCF

SECTION 2: The MWD Agricultural Overusage Penalty is a charge that will be added to the regular Agricultural (MWD Certified) rate for the amount of a customer's water usage exceeding his or her water allocation for the billing period. The amount of the MWD Agricultural Overusage Penalty is approximately the same as the penalty fee for each acre-foot of IAWP deliveries exceeding reduction requirements imposed by the MWD on the SDCWA pursuant to MWD Administrative Code section 4907, and which in turn will be passed on by the SDCWA to its member agencies, including RMWD.

SECTION 3: The fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.


SECTION 4: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.

SECTION 5: This Ordinance amends Ordinance 06-10 dated December 15, 2006 as of January 1, 2008; the rates prescribed by Ordinance 06-10 shall remain in effect through December 31, 2007.

SECTION 6: That the changes in the rates established by this Ordinance are for the purpose of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 4th day of December 2007 by the following roll call vote:

AYES:	Directors Griffiths, Lucy, McManigle, Petty, and Walson
NOES:	None
ABSTAIN:	None
ABSENT:	None



Rua Petty, President
Board of Directors

ATTEST:


Dawn Washburn
Board Secretary

ORDINANCE NO. 08-12

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
REVISING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WATER AND SEWER SERVICE CHARGES**

WHEREAS, the Board of Directors of the Rainbow Municipal Water District ("RMWD" or the "District") desires to increase certain fees related to the provision of water and sewer service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, on June 26, 2008, the San Diego County Water Authority ("SDCWA") enacted a rate increase by adopting SDCWA Ordinance No. 2008-03; and

WHEREAS, the SDCWA has taken all necessary actions to validate the charges; and

WHEREAS, the charges will be increased effective with all water bills issued on or after January 1, 2009; and

WHEREAS, it is the intent of the District to pass through the increased SDCWA and SDCWA allocated Metropolitan Water District of Southern California ("MWD") charges to its customers; and

WHEREAS, the MWD has approved amendments to its Administrative Code to implement MWD's Interim Agricultural Water Program ("IAWP") Reduction Guidelines to facilitate a thirty percent (30%) reduction in IAWP deliveries during the Calendar Year 2009, effective with all water bills received on or after January 1, 2009, and establish a penalty fee for IAWP deliveries exceeding the reduction requirements; and

WHEREAS, the SDCWA will accordingly reduce the deliveries of IAWP certified water to its member agencies, including the District; and

WHEREAS, the District has developed an IAWP Reduction Implementation Plan ("Reduction Implementation Plan") which includes penalties for IAWP customers who exceed their water allocation for one or more billing periods, including the Agricultural MWD Overusage Penalty; and

WHEREAS, it is the intent of the District to establish the amount of the Agricultural MWD Overusage Penalty for non-compliance with the District's Reduction Implementation Plan; and

WHEREAS, a duly noticed public hearing was held by the Board of Directors on October 28, 2008, to hear and consider all objections or protests to said revision of fees and charges for water service.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective January 1, 2009, Appendix A to the District Rules and Regulations is hereby replaced in its entirety with the "Revised Appendix A" attached hereto as Exhibit 1, entitled "Water and Sewer Rates and Charges – Effective January 1, 2009". The rates and charges set forth in the Revised Appendix A schedule shall be applicable to all water use and other charges billed on or after January 1, 2009.

SECTION 2: The MWD Agricultural Overusage Penalty is a charge that will be added to the regular Agricultural (MWD Certified) rate for the amount of a customer's water usage exceeding his or her water allocation for the billing period. The amount of the MWD Agricultural Overusage Penalty is approximately the same as the penalty fee for each acre-foot of IAWP deliveries exceeding reduction requirements imposed by the MWD on the SDCWA pursuant to MWD Administrative Code section 4907, and which in turn will be passed through by the SDCWA to its member agencies, including RMWD.

SECTION 3: The fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

SECTION 4: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.

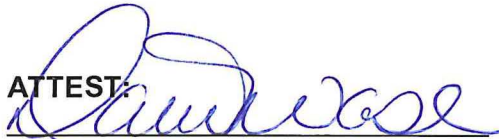
SECTION 5: This Ordinance amends Ordinance 07-19 dated December 4, 2007 as of January 1, 2009; the rates prescribed by Ordinance 07-19 shall remain in effect through December 31, 2008.

SECTION 6: The changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 28th day of October 2008 by the following roll call vote:

AYES:	Directors Griffiths, Lucy, McManigle, Petty, and Walson
NOES:	None
ABSTAIN:	None
ABSENT:	None

ATTEST:


Dawn Washburn
Board Secretary


Rua Petty, President
Board of Directors

ORDINANCE NO. 08-12
EXHIBIT 1

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE JANUARY 1, 2009
Adopted by Ordinance No. 08-12

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

January 1 through 31, 2009:

<u>Service Category</u>	<u>Water Rate</u>
Domestic	\$2.11 / 100 cf
Commercial Ag/Dom (Non-Discount)	\$2.11 / 100 cf
Commercial (Ag) (Non-Discount)	\$2.11 / 100 cf
Construction Water	\$2.11 / 100 cf
Ag/Domestic (Discount) (first 26 units)	\$2.11 / 100 cf
-Ag/Domestic (Units 27 and above)	\$1.73 / 100 cf
Agricultural (Discount)	\$1.73 / 100 cf

February 1, 2009 and thereafter: Delayed to July 1, 2009.

<u>Service Category</u>	<u>Water Rate</u>
Domestic – Lifeline (first 6 units each mo.)	\$2.11 / 100 cf
-Domestic – 7 units and above each mo.	\$2.16 / 100 cf
Commercial Ag/Dom (Non-Discount)	\$2.16 / 100 cf
Commercial (Ag) (Non-Discount)	\$2.16 / 100 cf
Construction Water	\$2.16 / 100 cf
Ag/Domestic (Discount) (first 6 units)	\$2.11 / 100 cf
-Ag/Domestic (Units 7 through 26)	\$2.16 / 100 cf
-Ag/Domestic (Units 27 and above)	\$1.78 / 100 cf
Agricultural (Discount) (MWD Certified)	\$1.78 / 100 cf

* This page only was amended by Board vote

on 1-27-09 *

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE JANUARY 1, 2009
Adopted by Ordinance No. 08-12

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

January 1 through 31, 2009:

<u>Service Category</u>	<u>Water Rate</u>
Domestic	\$2.11 / 100 cf
Commercial Ag/Dom (Non-Discount)	\$2.11 / 100 cf
Commercial (Ag) (Non-Discount)	\$2.11 / 100 cf
Construction Water	\$2.11 / 100 cf
Ag/Domestic (Discount) (first 26 units)	\$2.11 / 100 cf
-Ag/Domestic (Units 27 and above)	\$1.73 / 100 cf
Agricultural (Discount)	\$1.73 / 100 cf

February 1, 2009 and thereafter:

<u>Service Category</u>	<u>Water Rate</u>
Domestic – Lifeline (first 6 units each mo.)	\$2.11 / 100 cf
-Domestic – 7 units and above each mo.	\$2.16 / 100 cf
Commercial Ag/Dom (Non-Discount)	\$2.16 / 100 cf
Commercial (Ag) (Non-Discount)	\$2.16 / 100 cf
Construction Water	\$2.16 / 100 cf
Ag/Domestic (Discount) (first 6 units)	\$2.11 / 100 cf
-Ag/Domestic (Units 7 through 26)	\$2.16 / 100 cf
-Ag/Domestic (Units 27 and above)	\$1.78 / 100 cf
Agricultural (Discount) (MWD Certified)	\$1.78 / 100 cf

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$8.77
1 - Rainbow Heights	\$0.510 / 100 cf
2 - Improvement District U-1	\$0.282 / 100 cf
3 - Vallecitos	\$0.223 / 100 cf
4 - Northside	\$0.066 / 100 cf
5 - Morro	\$0.080 / 100 cf
6 - Huntley	\$0.338 / 100 cf
7 - Magee	\$1.522 / 100 cf

C. WATER ALLOCATION PENALTY RATES

Certified agricultural users (MWD's Interim Agricultural Water Program "IAWP" participants) who are subject to the MWD reduction (currently 30%) and who exceed their monthly usage allocation will be charged a penalty of \$3.19 per unit¹ for each unit exceeding that allocation.

A penalty of \$3.19 per unit will be charged to domestic customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.38 per unit will be charged to domestic customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

The Water Allocation Penalty charges shall apply only in the event that mandatory water conservation is in effect.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

(Charge assessed on each active water meter to generally pay 50% of the District's fixed operating and administrative costs.)

Monthly Meter Service Charge

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 21.19
3/4 "	\$ 26.48
1"	\$ 34.43
1 1/2"	\$ 52.96
2"	\$ 92.69
3"	\$ 158.89

¹ 1 unit = 100 cubic ft.

4"	\$ 264.81
6"	\$ 450.18

NOTE: Locked or sealed meters are assessed a charge equal to 50% of the above total charge for the appropriate sized meter.

Infrastructure Access Charge

(Charge is assessed by Metropolitan Water District and San Diego County Water Authority and passed through directly by RMWD to all meter customers.)

<u>Meter Size</u>	<u>Monthly Domestic User Charge</u>	<u>Monthly Ag. User Charge</u>	<u>Monthly Ag./Domestic User Charge</u>
5/8 "	\$ 11.08	\$ 8.22	\$ 11.08
3/4 "	\$ 11.08	\$ 8.22	\$ 11.08
1"	\$ 17.73	\$ 13.15	\$ 17.73
1 1/2"	\$ 33.24	\$ 24.65	\$ 33.24
2"	\$ 57.62	\$ 42.73	\$ 33.24
3"	\$ 99.72	\$ 73.95	\$ 33.24
4"	\$ 177.29	\$ 131.47	\$ 33.24
6"	\$ 398.90	\$ 295.80	\$ 33.24

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 2.50
3/4 "	\$ 2.50
1"	\$ 2.75
1 1/2"	\$ 3.50
2"	\$ 3.75
3"	\$ 7.50
4"	\$ 10.00
6"	\$ 15.00

<u>Service Conditions</u>	<u>Monthly Charge</u>
Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 174.79 (\$5.75/day)
Water Commodity Charge	Same as for Domestic Service

B. FIRE HYDRANT INSTALLATION

6" Hot Tap	\$450.00
Inspection	\$260.00
Line Shutdown (if needed)	\$250.00 deposit

C. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter.
Returned Check Charge	\$30.00
Tax Roll Fee (Accounts collected through SD County Assessor's Office)	\$45.00
48-hour Lock Off Notice	\$40.00
Service Turn-on Fee	\$50.00
After hours Turn-on-Fee	\$75.00
Cut Padlock Fee	\$22.00
Water Availability Letter and Study Charge	\$30.00
Fire Flow Study	\$100.00
Meter Testing Charge (testing for 3" and greater is outsourced)	\$ 50.00 (1" or smaller) \$ 71.00 (1 1/2" or 2") \$225.00 (3" or 4") \$225.00 (6")
Job Plans/Specifications	\$ 20.00

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 6,922	\$ 266
1 1/2"	\$ 20,150	\$ 12,978	\$ 498
2"	\$ 35,262	\$ 22,495	\$ 863
3"	\$ 60,449	\$ 41,530	\$ 1,594
4"	\$ 100,748	\$ 70,946	\$ 2,722
6"	\$ 171,272	\$ 129,780	\$ 4,980

SEWER CHARGES

A. Sewer Service Monthly Charge (Equivalent Dwelling Unit)	\$68.54 per EDU
B. Sewer Letter	\$75.00
C. Unconnected Service Monthly Charge	\$41.67 per EDU
D. EDU description and assessment	
Single Family Residence on Individual Parcel	1.0 EDU
Apartment, Condominium or Duplex Each Apartment, Condominium or Duplex	1.0 EDU
Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Rest Room	0.80 EDU
Motel or Hotel Each Living Unit with Kitchen	0.80 EDU
Each Living Unit without Kitchen	0.50 EDU
Commercial Business - Retail shop or Offices Equipped with Restroom	1.0 EDU
Commercial Business - Retail shop or Offices Equipped with Common Restroom 2 Offices - Business equal 1 EDU	1.0 EDU
Automobile Service Stations A. Providing RV holding tank disposal station	2.0 EDU
B. Four (4) or under Gas Pumps	0.85 EDU
C. Over four (4) Gas Pumps	1.0 EDU
Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU

Bakery		1.0 EDU
Theater - 200 seating capacity		1.33 EDU
Hospital - per bed		0.6 EDU
Convalescent Hospital - Boarding Home - per bed		0.3 EDU
Mortuary		1.0 EDU
Car Wash		1.0 EDU
Grocery Store		1.0 EDU
Self Service Laundry - each washing machine		0.33 EDU
Swimming Pool - with restrooms		1.0 EDU
Spas - with restrooms		1.0 EDU
Country Clubs with common restroom facilities Each additional shower unit, wash closet and/or fixture.		1.0 EDU
Restaurant - Basic		2.67 EDU
Per each seven (7) seats or part thereof		1.0 EDU
Fast Food Restaurants or Deli		1.0 EDU
Per each twenty-one (21) seats or part thereof		1.0 EDU
<i>(Outside seating will not be assessed during the winter months 1 November - 1 April)</i>		
Schools		
Elementary	Per each 60 students	1.0 EDU
Junior High School	Per each 40 students	1.0 EDU
High School	Per each 30 students	1.0 EDU

E. Sewer Capacity Charge \$17,090 per EDU

END

ORD# AUGUSTO 09-17 10/27/09

ORDINANCE NO. 09-13

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
REVISING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WATER AND SEWER SERVICE CHARGES AND TO PROVIDE FOR
AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE WATER CHARGES**

WHEREAS, the Board of Directors of the Rainbow Municipal Water District ("RMWD" or the "District") desires to increase certain fees related to the provision of water and sewer service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, The Board of Directors is provided further authority to adopt a schedule of fees or charges authorizing automatic adjustments that pass through the adopted increases or decreases in the wholesale charges for water pursuant to Government Code §53756; and

WHEREAS, on June 25, 2009, the San Diego County Water Authority ("SDCWA") enacted a rate increase by adopting SDCWA Ordinance No. 2009-4; and

WHEREAS, the SDCWA has taken all necessary actions to validate the charges; and

WHEREAS, the charges will be increased effective with all water bills issued on or after September 1, 2009; and

WHEREAS, it is the intent of the District to amend Appendix A to the District Rules and Regulations, as adopted by this Ordinance 09-13 to provide for automatic adjustments to pass through increased or decreased SDCWA and SDCWA allocated Metropolitan Water District of Southern California ("MWD") charges upon not less than 30 days notice to RMWD customers of such adjustments; and

WHEREAS, the MWD has approved amendments to its Administrative Code to implement MWD's Interim Agricultural Water Program ("IAWP"), Special Agricultural Water Rate (SAWR) and Domestic (M&I) Reduction Guidelines to facilitate a thirty percent (30%) reduction in IAWP deliveries, a 13% reduction in SAWR deliveries, and an 8% reduction in M&I deliveries during the Calendar Year 2009, effective with all water bills received on or after September 1, 2009, and establish a penalty fee for IAWP, SAWR, and M&I deliveries exceeding the reduction requirements; and

WHEREAS, the SDCWA will accordingly reduce the deliveries of IAWP, SAWR and M&I certified water to its member agencies during the Fiscal Year 2009-2010, including the District; and

WHEREAS, the District has developed a Reduction Implementation Plan which includes penalties for IAWP, SAWR and M&I customers who exceed their water allocation for one or more billing periods, including the MWD/SAWR Overusage Penalty; and

WHEREAS, it is the intent of the District to establish the amount of the MWD/SDCWA Overusage Penalty for non-compliance with the District's Reduction Implementation Plan; and

WHEREAS, a duly noticed public hearing was held by the RMWD Board of Directors on July 28, 2009, to hear and consider all objections or protests to said revision of fees and charges for water service.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective September 1, 2009, Appendix A to the District Rules and Regulations is hereby replaced in its entirety with the "Revised Appendix A" attached hereto as Exhibit 1, entitled "Water and Sewer Rates and Charges – Effective September 1, 2009". The rates and charges set forth in the Revised Appendix A schedule shall be applicable to all water use and other charges billed on or after September 1, 2009.

SECTION 2: The MWD Overusage Penalty is a charge that will be added to the regular water rate for the amount of a customer's water usage exceeding his or her water allocation for the billing period. The amount of the MWD Overusage Penalty is approximately the same as the penalty fee for each acre-foot of IAWP deliveries exceeding reduction requirements imposed by the MWD on the SDCWA pursuant to MWD Administrative Code section 4907, and which in turn will be passed through by the SDCWA to its member agencies, including RMWD.

SECTION 3: Appendix A to the District Rules and Regulations, adopted by Ordinance 09-13 and entitled "Water and Sewer Rates and Charges" is amended to include as an additional section at the end of the appendix:

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2014.

SECTION 4: The fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.


SECTION 5: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.

SECTION 6: This Ordinance amends Ordinance 08-12 dated October 12, 2008 as of September 1, 2009; the rates prescribed by Ordinance 08-12 shall remain in effect through August 31, 2009.

SECTION 7: The changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 28th day of July 2009 by the following roll call vote:

AYES:	Directors Lucy, McManigle, Walson, and Petty
NOES:	Director Griffiths
ABSTAIN:	None
ABSENT:	None



Rua Petty, President
Board of Directors

ATTEST


Dawn Washburn
Board Secretary

ORDINANCE NO. 09-13

EXHIBIT 1

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE September 1, 2009
Adopted by Ordinance No. 09-13

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

<u>Service Category</u>	<u>Water Rate</u>
Domestic – Lifeline (first 6 units each mo.)	\$2.38 / 100 cf
-Domestic – 7 units and above each mo.	\$2.43 / 100 cf
Commercial Ag/Dom (Non-Discount)	\$2.43 / 100 cf
Commercial (Ag) (Non-Discount)	\$2.43 / 100 cf
Ag/Domestic (SAWR) (first 6 units)	\$2.38 / 100 cf
-Ag/Domestic (Units 7 through 26)	\$2.43 / 100 cf
Agricultural (SAWR)	\$2.32 / 100 cf
Construction Water	\$2.43 / 100 cf
Ag/Domestic (IAWP) (first 6 units)	\$2.38 / 100 cf
-Ag/Domestic (Units 7 through 26)	\$2.43 / 100 cf
-Ag/Domestic (Units 27 and above)	\$2.06 / 100 cf
Agricultural (IAWP) (MWD Certified)	\$2.06 / 100 cf

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$8.77
1 - Rainbow Heights	\$0.510 / 100 cf
2 - Improvement District U-1	\$0.282 / 100 cf
3 - Vallecitos	\$0.223 / 100 cf
4 - Northside	\$0.066 / 100 cf
5 - Morro	\$0.080 / 100 cf
6 - Huntley	\$0.338 / 100 cf
7 - Magee	\$1.522 / 100 cf

C. WATER ALLOCATION PENALTY RATES

Certified agricultural users (MWD's Interim Agricultural Water Program "IAWP" participants) who are subject to the MWD reduction (currently 30%) and who exceed their monthly usage allocation will be charged a penalty of \$2.95 per unit¹ for each unit exceeding that allocation.

A penalty of \$3.44 per unit will be charged to SAWR customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.17 per unit will be charged to SAWR customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

A penalty of \$3.55 per unit will be charged to domestic customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.27 per unit will be charged to domestic customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

The Water Allocation Penalty charges shall apply only in the event that mandatory water conservation is in effect.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

(Charge assessed on each active water meter to generally pay 50% of the District's fixed operating and administrative costs.)

Monthly Meter Service Charge

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 21.19
3/4 "	\$ 26.48
1"	\$ 34.43
1 1/2"	\$ 52.96
2"	\$ 92.69
3"	\$ 158.89
4"	\$ 264.81
6"	\$ 450.18

NOTE: Locked or sealed meters are assessed a charge equal to 50% of the above total charge for the appropriate sized meter.

Infrastructure Access Charge

(Charge is assessed by Metropolitan Water District and San Diego County Water Authority and passed through directly by RMWD to all meter customers.)

<u>Meter Size</u>	<u>Monthly Domestic User Charge</u>	<u>Monthly Ag. User Charge</u>	<u>Monthly Ag./Domestic User Charge</u>
5/8 "	\$ 11.08	\$ 8.22	\$ 11.08
3/4 "	\$ 11.08	\$ 8.22	\$ 11.08
1"	\$ 17.73	\$ 13.15	\$ 17.73
1 1/2"	\$ 33.24	\$ 24.65	\$ 33.24
2"	\$ 57.62	\$ 42.73	\$ 33.24
3"	\$ 99.72	\$ 73.95	\$ 33.24
4"	\$ 177.29	\$ 131.47	\$ 33.24
6"	\$ 398.90	\$ 295.80	\$ 33.24

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 2.50
3/4 "	\$ 2.50
1"	\$ 2.75
1 1/2"	\$ 3.50
2"	\$ 3.75
3"	\$ 7.50
4"	\$ 10.00
6"	\$ 15.00

<u>Service Conditions</u>	<u>Monthly Charge</u>
Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 174.79 (\$5.75/day)
Water Commodity Charge	Same as for Domestic Service

B. FIRE HYDRANT INSTALLATION

6" Hot Tap	\$450.00
Inspection	\$260.00
Line Shutdown (if needed)	\$250.00 deposit

C. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter.
Returned Check Charge	\$30.00
Tax Roll Fee (Accounts collected through SD County Assessor's Office)	\$45.00
48-hour Lock Off Notice	\$40.00
Service Turn-on Fee	\$50.00
After hours Turn-on-Fee	\$75.00
Cut Padlock Fee	\$22.00
Water Availability Letter and Study Charge	\$30.00
Fire Flow Study	\$100.00
Meter Testing Charge (testing for 3" and greater is outsourced)	\$ 50.00 (1" or smaller) \$ 71.00 (1 1/2" or 2") \$225.00 (3" or 4") \$225.00 (6")
Job Plans/Specifications	\$ 20.00

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 6,922	\$ 266
1 1/2"	\$ 20,150	\$ 12,978	\$ 498
2"	\$ 35,262	\$ 22,495	\$ 863
3"	\$ 60,449	\$ 41,530	\$ 1,594
4"	\$ 100,748	\$ 70,946	\$ 2,722
6"	\$ 171,272	\$ 129,780	\$ 4,980

SEWER CHARGES

A.	Sewer Service Monthly Charge (Equivalent Dwelling Unit)	\$68.54 per EDU
B.	Sewer Letter	\$75.00
C.	Unconnected Service Monthly Charge	\$41.67 per EDU
D.	EDU description and assessment	
	Single Family Residence on Individual Parcel	1.0 EDU
	Apartment, Condominium or Duplex Each Apartment, Condominium or Duplex	1.0 EDU
	Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Rest Room	0.80 EDU
	Motel or Hotel Each Living Unit with Kitchen	0.80 EDU
	Each Living Unit without Kitchen	0.50 EDU
	Commercial Business - Retail shop or Offices Equipped with Restroom	1.0 EDU
	Commercial Business - Retail shop or Offices Equipped with Common Restroom 2 Offices - Business equal 1 EDU	1.0 EDU

Automobile Service Stations		
A. Providing RV holding tank disposal station		2.0 EDU
B. Four (4) or under Gas Pumps		0.85 EDU
C. Over four (4) Gas Pumps		1.0 EDU

Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons. 1.0 EDU

Bakery 1.0 EDU

Theater - 200 seating capacity 1.33 EDU

Hospital - per bed 0.6 EDU

Convalescent Hospital - Boarding Home - per bed 0.3 EDU

Mortuary 1.0 EDU

Car Wash 1.0 EDU

Grocery Store 1.0 EDU

Self Service Laundry - each washing machine 0.33 EDU

Swimming Pool - with restrooms 1.0 EDU

Spas - with restrooms 1.0 EDU

Country Clubs with common restroom facilities 1.0 EDU
Each additional shower unit, wash closet and/or fixture.

Restaurant - Basic 2.67 EDU
Per each seven (7) seats or part thereof 1.0 EDU

Fast Food Restaurants or Deli 1.0 EDU
Per each twenty-one (21) seats or part thereof 1.0 EDU

(Outside seating will not be assessed during the winter months 1 November - 1 April)

Schools		
Elementary	Per each 60 students	1.0 EDU
Junior High School	Per each 40 students	1.0 EDU
High School	Per each 30 students	1.0 EDU

E. Sewer Capacity Charge \$17,090 per EDU

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2014.

END

SUPERCEDED		
RESOLUTION NO.	DATE	
ORDINANCE	AMENDED	
NON NO. 10-03	DATE 9-28-10	
ARTICLE	SECTION	PARAGRAPH

ORDINANCE NO. 09-17

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
 REVISING APPENDIX A OF THE RULES AND REGULATIONS
 REGARDING WATER AND SEWER SERVICE CHARGES**

WHEREAS, the Board of Directors of the Rainbow Municipal Water District ("RMWD" or the "District") desires to increase certain fees related to the provision of water and sewer service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, on June 25, 2009, the San Diego County Water Authority ("SDCWA") enacted a rate increase by adopting SDCWA Ordinance No. 2009-4; and

WHEREAS, the SDCWA has taken all necessary actions to validate the charges; and

WHEREAS, the charges will be increased effective with all water bills issued on or after January 1, 2010; and

WHEREAS, it is the intent of the District to amend Appendix A to the District Rules and Regulations, as adopted by this Ordinance 09-17 to provide for automatic adjustments to pass through increased or decreased SDCWA and SDCWA allocated Metropolitan Water District of Southern California ("MWD") charges upon not less than 30 days notice to RMWD customers of such adjustments; and

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective January 1, 2010, Appendix A to the District Rules and Regulations is hereby replaced in its entirety with the "Revised Appendix A" attached hereto as Exhibit 1, entitled "Water and Sewer Rates and Charges – Effective January 1, 2010". The rates and charges set forth in the Revised Appendix A schedule shall be applicable to all water use and other charges billed on or after January 1, 2010.

SECTION 2: RMWD Ordinance 09-13 and Government Code Section 53756 authorizes automatic pass-through of wholesale rate increases. Notice of any adjustment pursuant to Ordinance 09-13 and this Appendix A shall be given to RMWD customers not less than 30 days before the effective date of the adjustment via USPS mailing.

SECTION 3: The fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

SECTION 4: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.


SECTION 5: This Ordinance amends Ordinance 09-13 dated July 28, 2009 as of January 1, 2010; the rates prescribed by Ordinance 09-13 shall remain in effect through December 31, 2009.

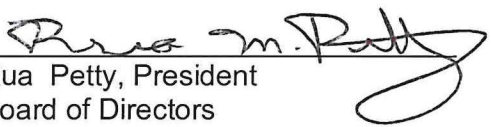
SECTION 6: The changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 27th day of October 2009 by the following roll call vote:

AYES:	Directors Griffiths, McManigle, Petty and Walson
NOES:	None
ABSTAIN:	None
ABSENT:	Director Lucy

ATTEST:


Dawn Washburn
Board Secretary


Rua Petty, President
Board of Directors

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE January 1, 2010
Adopted by Ordinance No. 09-17

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

<u>Service Category</u>	<u>Water Rate</u>
Domestic – Lifeline (first 6 units each mo.)	\$2.38 / 100 cf
-Domestic – 7 units and above each mo.	\$2.43 / 100 cf
Commercial Ag/Dom (Non-Discount)	\$2.43 / 100 cf
Commercial (Ag) (Non-Discount)	\$2.43 / 100 cf
Ag/Domestic (SAWR) (first 6 units)	\$2.38 / 100 cf
-Ag/Domestic (Units 7 through 26)	\$2.43 / 100 cf
Agricultural (SAWR)	\$2.32 / 100 cf
Construction Water	\$2.43 / 100 cf
Ag/Domestic (IAWP) (first 6 units)	\$2.38 / 100 cf
-Ag/Domestic (Units 7 through 26)	\$2.43 / 100 cf
-Ag/Domestic (Units 27 and above)	\$2.12 / 100 cf
Agricultural (IAWP) (MWD Certified)	\$2.12 / 100 cf

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$8.77
1 - Rainbow Heights	\$0.510 / 100 cf
2 - Improvement District U-1	\$0.282 / 100 cf
3 - Vallecitos	\$0.223 / 100 cf
4 - Northside	\$0.066 / 100 cf
5 - Morro	\$0.080 / 100 cf
6 - Huntley	\$0.338 / 100 cf
7 - Magee	\$1.522 / 100 cf

C. WATER ALLOCATION PENALTY RATES

Certified agricultural users (MWD's Interim Agricultural Water Program "IAWP" participants) who are subject to the MWD reduction (currently 30%) and who exceed their monthly usage allocation will be charged a penalty of \$2.95 per unit¹ for each unit exceeding that allocation.

A penalty of \$3.44 per unit will be charged to SAWR customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.17 per unit will be charged to SAWR customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

A penalty of \$3.55 per unit will be charged to domestic customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.27 per unit will be charged to domestic customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

The Water Allocation Penalty charges shall apply only in the event that mandatory water conservation is in effect.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

(Charge assessed on each active water meter to generally pay 50% of the District's fixed operating and administrative costs.)

Monthly Meter Service Charge

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 21.19
3/4 "	\$ 26.48
1"	\$ 34.43
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2"	\$ 92.69
3"	\$ 158.89
4"	\$ 264.81
6"	\$ 450.18

NOTE: Locked or sealed meters are assessed a charge equal to 50% of the above total charge for the appropriate sized meter.

Infrastructure Access Charge

(Charge is assessed by Metropolitan Water District and San Diego County Water Authority and passed through directly by RMWD to all meter customers.)

<u>Meter Size</u>	<u>Monthly Domestic User Charge</u>	<u>Monthly Ag. User Charge</u>	<u>Monthly Ag./Domestic User Charge</u>
5/8 "	\$ 15.29	\$ 10.75	\$ 15.29
3/4 "	\$ 15.29	\$ 10.75	\$ 15.29
1"	\$ 24.47	\$ 17.20	\$ 24.47
1 1/2"	\$ 45.88	\$ 32.24	\$ 45.88
2"	\$ 79.53	\$ 55.89	\$ 45.88
3"	\$ 137.64	\$ 96.73	\$ 45.88
4"	\$ 244.70	\$ 171.97	\$ 45.88
6"	\$ 550.56	\$ 386.92	\$ 45.88

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 2.50
3/4 "	\$ 2.50
1"	\$ 2.75
1 1/2"	\$ 3.50
2"	\$ 3.75
3"	\$ 7.50
4"	\$ 10.00
6"	\$ 15.00

<u>Service Conditions</u>	<u>Monthly Charge</u>
Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 174.79 (\$5.75/day)
Water Commodity Charge	Same as for Domestic Service

B. FIRE HYDRANT INSTALLATION

6" Hot Tap	\$450.00
Inspection	\$260.00
Line Shutdown (if needed)	\$250.00 deposit

C. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter.
Returned Check Charge	\$30.00
Tax Roll Fee (Accounts collected through SD County Assessor's Office)	\$45.00
48-hour Lock Off Notice	\$40.00
Service Turn-on Fee	\$50.00
After hours Turn-on-Fee	\$75.00
Cut Padlock Fee	\$22.00
Water Availability Letter and Study Charge	\$30.00
Fire Flow Study	\$100.00
Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2") \$225.00 (3" or 4") \$225.00 (6")
Job Plans/Specifications	\$ 20.00

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 6,922	\$ 266
1 1/2"	\$ 20,150	\$ 12,978	\$ 498
2"	\$ 35,262	\$ 22,495	\$ 863
3"	\$ 60,449	\$ 41,530	\$ 1,594
4"	\$ 100,748	\$ 70,946	\$ 2,722
6"	\$ 171,272	\$ 129,780	\$ 4,980

SEWER CHARGES

A.	Sewer Service Monthly Charge (Equivalent Dwelling Unit)	\$68.54 per EDU
B.	Sewer Letter	\$75.00
C.	Unconnected Service Monthly Charge	\$41.67 per EDU
D.	EDU description and assessment	
	Single Family Residence on Individual Parcel	1.0 EDU
	Apartment, Condominium or Duplex Each Apartment, Condominium or Duplex	1.0 EDU
	Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Rest Room	0.80 EDU
	Motel or Hotel Each Living Unit with Kitchen	0.80 EDU
	Each Living Unit without Kitchen	0.50 EDU
	Commercial Business - Retail shop or Offices Equipped with Restroom	1.0 EDU
	Commercial Business - Retail shop or Offices Equipped with Common Restroom 2 Offices - Business equal 1 EDU	1.0 EDU

Automobile Service Stations		
A. Providing RV holding tank disposal station		2.0 EDU
B. Four (4) or under Gas Pumps		0.85 EDU
C. Over four (4) Gas Pumps		1.0 EDU

Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons. 1.0 EDU

Bakery 1.0 EDU

Theater - 200 seating capacity 1.33 EDU

Hospital - per bed 0.6 EDU

Convalescent Hospital - Boarding Home - per bed 0.3 EDU

Mortuary 1.0 EDU

Car Wash 1.0 EDU

Grocery Store 1.0 EDU

Self Service Laundry - each washing machine 0.33 EDU

Swimming Pool - with restrooms 1.0 EDU

Spas - with restrooms 1.0 EDU

Country Clubs with common restroom facilities 1.0 EDU
Each additional shower unit, wash closet and/or fixture.

Restaurant - Basic 2.67 EDU
Per each seven (7) seats or part thereof 1.0 EDU

Fast Food Restaurants or Deli 1.0 EDU
Per each twenty-one (21) seats or part thereof 1.0 EDU

(Outside seating will not be assessed during the winter months 1 November - 1 April)

Schools		
Elementary	Per each 60 students	1.0 EDU
Junior High School	Per each 40 students	1.0 EDU
High School	Per each 30 students	1.0 EDU

E. Sewer Capacity Charge \$17,090 per EDU

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2014.

END

RESOLUTION NO. _____		DATE _____
RESOLUTION NO. <u>11-02</u>		DATE <u>4/26/11</u>
ARTICLE _____	SECTION _____	PARAGRAPH _____

ORDINANCE NO. 10-03

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
 REVISING APPENDIX A OF THE RULES AND REGULATIONS
 REGARDING WATER AND SEWER SERVICE CHARGES AND TO PROVIDE FOR
 AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE WATER CHARGES**

WHEREAS, the Board of Directors of the Rainbow Municipal Water District ("RMWD" or the "District") desires to increase certain fees related to the provision of water and sewer service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, The Board of Directors is provided further authority to adopt a schedule of fees or charges authorizing automatic adjustments that pass through the adopted increases or decreases in the wholesale charges for water pursuant to Government Code §53756; and

WHEREAS, on June 24, 2010, the San Diego County Water Authority ("SDCWA") enacted a rate increase by adopting SDCWA Ordinance No. 2010-02; and

WHEREAS, the SDCWA has taken all necessary actions to validate the charges; and

WHEREAS, the charges will be increased effective with all water bills issued on or after January 1, 2010; and

WHEREAS, it is the intent of the District to amend Appendix A to the District Rules and Regulations, as adopted by this Ordinance 10-03 to provide for automatic adjustments to pass through increased or decreased SDCWA and SDCWA allocated Metropolitan Water District of Southern California ("MWD") charges upon not less than 30 days notice to RMWD customers of such adjustments; and

WHEREAS, the MWD has approved amendments to its Administrative Code to implement MWD's Interim Agricultural Water Program ("IAWP"), Special Agricultural Water Rate (SAWR) and Domestic (M&I) Reduction Guidelines to facilitate a twenty percent (20%) reduction in IAWP deliveries, a 13% reduction in SAWR deliveries, and an 8% reduction in M&I deliveries during the Calendar Year 2011, effective with all water bills received on or after January 1, 2011, and establish a penalty fee for IAWP, SAWR, and M&I deliveries exceeding the reduction requirements; and

WHEREAS, the SDCWA will accordingly reduce the deliveries of IAWP, SAWR and M&I certified water to its member agencies during the Fiscal Year 2010-2011, including the District; and

WHEREAS, the District has developed a Reduction Implementation Plan which includes penalties for IAWP, SAWR and M&I customers who exceed their water allocation for one or more billing periods, including the MWD/SAWR Overusage Penalty.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective January 1, 2011, Appendix A to the District Rules and Regulations is hereby replaced in its entirety with the "Revised Appendix A" attached hereto as Exhibit 1, entitled "Water and Sewer Rates and Charges – Effective January 1, 2011". The rates and charges set forth in the Revised Appendix A schedule shall be applicable to all water use and other charges billed on or after January 1, 2010.

SECTION 2: Appendix A to the District Rules and Regulations, adopted by Ordinance 10-03 and entitled "Water and Sewer Rates and Charges" includes as an additional section at the end of the appendix:

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2014.

SECTION 3: The fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

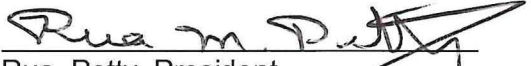
SECTION 4: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.


SECTION 5: This Ordinance amends Ordinance 09-17 dated October 27, 2009 as of January 1, 2011; the rates prescribed by Ordinance 09-13 shall remain in effect through December 31, 2010.

SECTION 7: The changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 28th day of September 2010 by the following roll call vote:

AYES: Directors Griffiths, McManigle, and Walson
NOES: None
ABSTAIN: None
ABSENT: Directors Lucy and Petty


Rua Petty, President
Board of Directors

ATTEST:

Dawn Washburn
Board Secretary

ORDINANCE NO. 10-03 EXHIBIT 1

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE January 1, 2011
Adopted by Ordinance No. 10-03

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

<u>Service Category</u>	<u>Water Rate</u>
Domestic – Lifeline (first 6 units each mo.)	\$2.55 / 100 cf
-Domestic – 7 units and above each mo.	\$2.60 / 100 cf
Commercial Ag/Dom (Non-Discount)	\$2.60 / 100 cf
Commercial (Ag) (Non-Discount)	\$2.60 / 100 cf
Ag/Domestic (SAWR) (first 6 units)	\$2.55 / 100 cf
-Ag/Domestic (Units 7 through 26)	\$2.60 / 100 cf
Agricultural (SAWR)	\$2.43 / 100 cf
Construction Water	\$2.60 / 100 cf
Ag/Domestic (IAWP) (first 6 units)	\$2.55 / 100 cf
-Ag/Domestic (Units 7 through 26)	\$2.60 / 100 cf
-Ag/Domestic (Units 27 and above)	\$2.31 / 100 cf
Agricultural (IAWP) (MWD Certified)	\$2.31 / 100 cf

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$8.77
1 - Rainbow Heights	\$0.510 / 100 cf
2 - Improvement District U-1	\$0.282 / 100 cf
3 - Vallecitos	\$0.223 / 100 cf
4 - Northside	\$0.066 / 100 cf
5 - Morro	\$0.080 / 100 cf
6 - Huntley	\$0.338 / 100 cf
7 - Magee	\$1.522 / 100 cf

C. WATER ALLOCATION PENALTY RATES

Certified agricultural users (MWD's Interim Agricultural Water Program "IAWP" participants) who are subject to the MWD reduction (currently 20%) and who exceed their monthly usage allocation will be charged a penalty of \$2.95 per unit¹ for each unit exceeding that allocation.

A penalty of \$3.44 per unit will be charged to SAWR customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.17 per unit will be charged to SAWR customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

A penalty of \$3.55 per unit will be charged to domestic customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.27 per unit will be charged to domestic customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

The Water Allocation Penalty charges shall apply only in the event that mandatory water conservation is in effect.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

(Charge assessed on each active water meter to generally pay 50% of the District's fixed operating and administrative costs.)

Monthly Meter Service Charge O&M

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 21.19
3/4 "	\$ 26.48
1"	\$ 34.43
1 1/2"	\$ 52.96
2"	\$ 92.69
3"	\$ 158.89
4"	\$ 264.81
6"	\$ 450.18

NOTE: Locked or sealed meters are assessed a charge equal to 50% of the above total charge for the appropriate sized meter.

Infrastructure Access Charge

(Charge is assessed by Metropolitan Water District and San Diego County Water Authority and passed through directly by RMWD to all meter customers.)

<u>Meter Size</u>	<u>Monthly Domestic User Charge</u>	<u>Monthly Ag. User Charge</u>	<u>Monthly Ag./Domestic User Charge</u>
5/8 "	\$ 19.87	\$ 13.38	\$ 19.87
3/4 "	\$ 19.87	\$ 13.38	\$ 19.87
1"	\$ 31.79	\$ 21.41	\$ 31.79
1 1/2"	\$ 59.60	\$ 40.15	\$ 59.60
2"	\$ 103.31	\$ 69.59	\$ 59.60
3"	\$ 178.80	\$ 120.45	\$ 59.60
4"	\$ 317.87	\$ 214.13	\$ 59.60
6"	\$ 715.22	\$ 481.78	\$ 59.60

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 2.50
3/4 "	\$ 2.50
1"	\$ 2.75
1 1/2"	\$ 3.50
2"	\$ 3.75
3"	\$ 7.50
4"	\$ 10.00
6"	\$ 15.00

<u>Service Conditions</u>	<u>Monthly Charge</u>
Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 174.79 (\$5.75/day)
Water Commodity Charge	Same as for Domestic Service

B. FIRE HYDRANT INSTALLATION

6" Hot Tap	\$450.00
Inspection	\$260.00
Line Shutdown (if needed)	\$250.00 deposit

C. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter.
Returned Check Charge	\$30.00
Tax Roll Fee (Accounts collected through SD County Assessor's Office)	\$45.00
48-hour Lock Off Notice	\$40.00
Service Turn-on Fee	\$50.00
After hours Turn-on-Fee	\$75.00
Cut Padlock Fee	\$22.00
Water Availability Letter and Study Charge	\$30.00
Fire Flow Study	\$100.00
Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2") \$225.00 (3" or 4") \$225.00 (6")
Job Plans/Specifications	\$ 20.00

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 6,922	\$ 266
1 1/2"	\$ 20,150	\$ 12,978	\$ 498
2"	\$ 35,262	\$ 22,495	\$ 863
3"	\$ 60,449	\$ 41,530	\$ 1,594
4"	\$ 100,748	\$ 70,946	\$ 2,722
6"	\$ 171,272	\$ 129,780	\$ 4,980

SEWER CHARGES

- A. Sewer Service Monthly Charge (Equivalent Dwelling Unit) \$68.54 per EDU
- B. Sewer Letter \$75.00
- C. Unconnected Service Monthly Charge \$41.67 per EDU
- D. EDU description and assessment
 - Single Family Residence on Individual Parcel 1.0 EDU
 - Apartment, Condominium or Duplex
Each Apartment, Condominium or Duplex 1.0 EDU
 - Mobile home Parks - Each Mobile home Space,
Each Office, Service Bldg. or
Accessory Bldg. or Rest Room 0.80 EDU
 - Motel or Hotel
Each Living Unit with Kitchen 0.80 EDU
Each Living Unit without Kitchen 0.50 EDU
 - Commercial Business - Retail shop or Offices
Equipped with Restroom 1.0 EDU
 - Commercial Business - Retail shop or Offices
Equipped with Common Restroom
2 Offices - Business equal 1 EDU 1.0 EDU

Automobile Service Stations

- A. Providing RV holding tank disposal station 2.0 EDU
- B. Four (4) or under Gas Pumps 0.85 EDU
- C. Over four (4) Gas Pumps 1.0 EDU

Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons. 1.0 EDU

Bakery 1.0 EDU

Theater - 200 seating capacity 1.33 EDU

Hospital - per bed 0.6 EDU

Convalescent Hospital - Boarding Home - per bed 0.3 EDU

Mortuary 1.0 EDU

Car Wash 1.0 EDU

Grocery Store 1.0 EDU

Self Service Laundry - each washing machine 0.33 EDU

Swimming Pool - with restrooms 1.0 EDU

Spas - with restrooms 1.0 EDU

Country Clubs with common restroom facilities 1.0 EDU
Each additional shower unit, wash closet and/or fixture.

Restaurant - Basic 2.67 EDU
Per each seven (7) seats or part thereof 1.0 EDU

Fast Food Restaurants or Deli 1.0 EDU
Per each twenty-one (21) seats or part thereof 1.0 EDU

(Outside seating will not be assessed during the winter months 1 November - 1 April)

Schools
Elementary Per each 60 students 1.0 EDU
Junior High School Per each 40 students 1.0 EDU
High School Per each 30 students 1.0 EDU

E. Sewer Capacity Charge \$17,090 per EDU

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2014.

END

ORDINANCE NO. 11-02

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
REVISING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WATER AND SEWER SERVICE CHARGES**

WHEREAS, the Board of Directors of the Rainbow Municipal Water District ("RMWD" or the "District") desires to reduce certain fees related to the provision of water and sewer service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, the charges will be decreased effective with all water bills issued on or after July 1, 2011; and

WHEREAS, none of the revisions to Appendix A authorized by this action increase any rates or charges.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective July 1, 2011, Appendix A to the District Rules and Regulations is hereby replaced in its entirety with the "Revised Appendix A" attached hereto as Exhibit 1, entitled "Water and Sewer Rates and Charges – Effective July 1, 2011". The rates and charges set forth in the Revised Appendix A schedule shall be applicable to all water use and other charges billed on or after July 1, 2011.

SECTION 2: The fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

SECTION 3: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.

SECTION 4: This Ordinance amends Ordinance 10-03 dated September 28, 2010 as of July 1, 2011; the rates prescribed by Ordinance 10-03 shall remain in effect through June 30, 2011.


SECTION 5: The changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 26th day of April 2011 by the following roll call vote:

AYES: Directors Lucy, McManigle, Sanford, and Walson
NOES: None
ABSTAIN: Director Griffiths
ABSENT: None



Gerald Walson, President
Board of Directors

ATTEST: 

Dawn Washburn
Board Secretary

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE July 1, 2011
Adopted by Ordinance No. 11-02

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

<u>Service Category</u>	<u>Water Rate</u>
Domestic – Lifeline (first 6 units each mo.)	\$2.55 / 100 cf
-Domestic – 7 units and above each mo.	\$2.60 / 100 cf
Commercial Ag/Dom (Non-Discount)	\$2.60 / 100 cf
Commercial (Ag) (Non-Discount)	\$2.60 / 100 cf
Ag/Domestic (SAWR) (first 6 units)	\$2.55 / 100 cf
-Ag/Domestic (Units 7 through 26)	\$2.60 / 100 cf
Agricultural (SAWR)	\$2.43 / 100 cf
Construction Water	\$2.60 / 100 cf
Ag/Domestic (IAWP) (first 6 units)	\$2.55 / 100 cf
-Ag/Domestic (Units 7 through 26)	\$2.60 / 100 cf
-Ag/Domestic (Units 27 and above)	\$2.31 / 100 cf
Agricultural (IAWP) (MWD Certified)	\$2.31 / 100 cf

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$8.77
1 - Rainbow Heights	\$0.430 / 100 cf
2 - Improvement District U-1	\$0.270 / 100 cf
3 - Vallecitos	\$0.150 / 100 cf
4 - Northside	\$0.050 / 100 cf
5 - Morro	\$0.050 / 100 cf
6 - Huntley	\$0.310 / 100 cf
7 - Magee	\$1.420 / 100 cf

C. WATER ALLOCATION PENALTY RATES

Certified agricultural users (MWD's Interim Agricultural Water Program "IAWP" participants) who are subject to the MWD reduction (currently 20%) and who exceed their monthly usage allocation will be charged a penalty of \$2.95 per unit¹ for each unit exceeding that allocation.

A penalty of \$3.44 per unit will be charged to SAWR customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.17 per unit will be charged to SAWR customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

A penalty of \$3.55 per unit will be charged to domestic customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.27 per unit will be charged to domestic customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

The Water Allocation Penalty charges shall apply only in the event that mandatory water conservation is in effect.

D. FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

(Charge assessed on each active water meter to generally pay 50% of the District's fixed operating and administrative costs.)

Monthly Meter Service Charge O&M

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 25.71
3/4 "	\$ 32.14
1"	\$ 41.78
1 1/2"	\$ 64.28
2"	\$ 112.48
3"	\$ 192.83
4"	\$ 321.39
6"	\$ 546.36

NOTE: Locked or sealed meters are assessed a charge equal to 50% of the above total charge for the appropriate sized meter.

Infrastructure Access Charge

(Charge is assessed by Metropolitan Water District and San Diego County Water Authority and passed through directly by RMWD to all meter customers.)

<u>Meter Size</u>	<u>Monthly Domestic User Charge</u>	<u>Monthly Ag. User Charge</u>	<u>Monthly Ag./Domestic User Charge</u>
5/8 "	\$ 19.87	\$ 13.38	\$ 19.87
3/4 "	\$ 19.87	\$ 13.38	\$ 19.87
1"	\$ 31.79	\$ 21.41	\$ 31.79
1 1/2"	\$ 59.60	\$ 40.15	\$ 59.60
2"	\$ 103.31	\$ 69.59	\$ 59.60
3"	\$ 178.80	\$ 120.45	\$ 59.60
4"	\$ 317.87	\$ 214.13	\$ 59.60
6"	\$ 715.22	\$ 481.78	\$ 59.60

Reservoir Upgrade Charge

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 9.10
3/4 "	\$ 11.37
1"	\$ 14.79
1 1/2"	\$ 14.79
2"	\$ 14.79
3"	\$ 14.79
4"	\$ 14.79
6"	\$ 14.79

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 2.50
3/4 "	\$ 2.50
1"	\$ 2.75
1 1/2"	\$ 3.50
2"	\$ 3.75
3"	\$ 7.50
4"	\$ 10.00
6"	\$ 15.00

Service Conditions

Monthly Charge

Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 174.79 (\$5.75/day)
Water Commodity Charge	Same as for Domestic Service

B. FIRE HYDRANT INSTALLATION

6" Hot Tap	\$450.00
Inspection	\$260.00
Line Shutdown (if needed)	\$250.00 deposit

C. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter. Forgiveness of late fee once every two years per meter acct.
Returned Check Charge	\$30.00
Tax Roll Fee (Accounts collected through SD County Assessor's Office)	\$45.00
48-hour Lock Off Notice	\$40.00
Service Turn-on Fee	\$50.00
After hours Turn-on-Fee	\$75.00
Cut Padlock Fee	\$22.00

Water Availability Letter and Study Charge	\$30.00
Fire Flow Study	\$100.00
Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2")
	\$225.00 (3" or 4")
	\$225.00 (6")
Job Plans/Specifications	\$ 20.00

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 6,922	\$ 266
1 1/2"	\$ 20,150	\$ 12,978	\$ 498
2"	\$ 35,262	\$ 22,495	\$ 863
3"	\$ 60,449	\$ 41,530	\$ 1,594
4"	\$ 100,748	\$ 70,946	\$ 2,722
6"	\$ 171,272	\$ 129,780	\$ 4,980

SEWER CHARGES

A.

Commercial Customers

Sewer Service Monthly Charge \$68.54 per EDU

Residential and Multi-family Customers

Rate is based on the lowest month of water used in the previous fiscal year.

1 Unit	\$25.76 per EDU
2Units	\$31.90
3 Units	\$38.05
4 Units	\$44.19
5 Units	\$50.34
6 Units	\$56.48
7 Units	\$56.48
8 Units	\$56.48
9 Units	\$56.48
10 Units	\$56.48
11 Units or greater	\$68.54

B.	Sewer Letter	\$75.00
C.	Unconnected Service Monthly Charge	\$41.67 per EDU
D.	EDU description and assessment	
	Single Family Residence on Individual Parcel	1.0 EDU
	Apartment, Condominium or Duplex Each Apartment, Condominium or Duplex	1.0 EDU
	Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Rest Room	0.80 EDU
	Motel or Hotel Each Living Unit with Kitchen Each Living Unit without Kitchen	0.80 EDU 0.50 EDU
	Commercial Business - Retail shop or Offices Equipped with Restroom	1.0 EDU
	Commercial Business - Retail shop or Offices Equipped with Common Restroom 2 Offices - Business equal 1 EDU	1.0 EDU
	Automobile Service Stations A. Providing RV holding tank disposal station B. Four (4) or under Gas Pumps C. Over four (4) Gas Pumps	2.0 EDU 0.85 EDU 1.0 EDU
	Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU
	Bakery	1.0 EDU
	Theater - 200 seating capacity	1.33 EDU
	Hospital - per bed	0.6 EDU
	Convalescent Hospital - Boarding Home - per bed	0.3 EDU
	Mortuary	1.0 EDU
	Car Wash	1.0 EDU
	Grocery Store	1.0 EDU
	Self Service Laundry - each washing machine	0.33 EDU

Swimming Pool - with restrooms	1.0 EDU
Spas - with restrooms	1.0 EDU
Country Clubs with common restroom facilities Each additional shower unit, wash closet and/or fixture.	1.0 EDU
Restaurant - Basic	2.67 EDU
Per each seven (7) seats or part thereof	1.0 EDU
Fast Food Restaurants or Deli	1.0 EDU
Per each twenty-one (21) seats or part thereof	1.0 EDU

(Outside seating will not be assessed during the winter months 1 November - 1 April)

Schools		
Elementary	Per each 60 students	1.0 EDU
Junior High School	Per each 40 students	1.0 EDU
High School	Per each 30 students	1.0 EDU

E. Sewer Capacity Charge \$17,090 per EDU

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2014.

END

ORDINANCE NO. 11-07

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
REVISING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WATER AND SEWER SERVICE CHARGES**

WHEREAS, the Board of Directors of the Rainbow Municipal Water District ("RMWD" or the "District") desires to increase certain fees related to the provision of water and sewer service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, The Board of Directors is provided further authority to adopt a schedule of fees or charges authorizing automatic adjustments that pass through the adopted increases or decreases in the wholesale charges for water pursuant to Government Code §53756;

WHEREAS, on June 23, 2011, the San Diego County Water Authority ("SDCWA") enacted a rate increase by adopting SDCWA Ordinance No. 2011-01; and

WHEREAS, the SDCWA has taken all necessary actions to validate the charges; and

WHEREAS, the charges will be increased effective with all water bills issued on or after January 1, 2012; and

WHEREAS, it is the intent of the District to amend Appendix A to the District Rules and Regulations, as adopted by this Ordinance 11-07 to provide for automatic adjustments to pass through increased or decreased SDCWA and SDCWA allocated Metropolitan Water District of Southern California ("MWD") charges upon not less than 30 days notice to RMWD customers of such adjustments

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective January 1, 2012, Appendix A to the District Rules and Regulations is hereby replaced in its entirety with the "Revised Appendix A" attached hereto as Exhibit 1, entitled "Water and Sewer Rates and Charges – Effective January 1, 2012". The rates and charges set forth in the Revised Appendix A schedule shall be applicable to all water use and other charges billed on or after January 1, 2012.

SECTION 2: The fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

SECTION 3: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.

SECTION 4: This Ordinance amends Ordinance 11-02 dated April 26, 2011 as of July 1, 2011; the rates prescribed by Ordinance 11-02 shall remain in effect through December 31, 2011.

SECTION 5: The changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).


PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 25th day of October 2011 by the following roll call vote:

AYES: Directors Griffiths, Lucy, McManigle, Sanford, and Walson
NOES: None
ABSTAIN: None
ABSENT: None



Gerald Walson, President
Board of Directors

ATTEST:



Dawn Washburn
Board Secretary

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE January 1, 2012
Adopted by Ordinance No. 11-07

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

<u>Service Category</u>	<u>Water Rate</u>
Domestic – Lifeline (first 6 units each mo.)	\$2.70 / 100 cf
-Domestic – 7 units and above each mo.	\$2.75 / 100 cf
Commercial (Non-Discount first 6 units)	\$2.70 / 100 cf
Commercial (Non-Discount)	\$2.75 / 100 cf
Ag/Domestic (SAWR first 6 units)	\$2.70 / 100 cf
-Ag/Domestic (SAWR Units 7 through 26)	\$2.75 / 100 cf
Agricultural (SAWR discounted units 27+)	\$2.58 / 100 cf
Construction Water	\$2.75 / 100 cf
Ag/Domestic (IAWP first 6 units)	\$2.70 / 100 cf
-Ag/Domestic (Units 7 through 26)	\$2.75 / 100 cf
-Ag/Domestic (IAWP discounted Units 27+)	\$2.52 / 100 cf
Agricultural (IAWP) (MWD Certified all units)	\$2.52 / 100 cf

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$8.77
1 - Rainbow Heights	\$0.430 / 100 cf
2 - Improvement District U-1	\$0.270 / 100 cf
3 - Vallecitos	\$0.150 / 100 cf
4 - Northside	\$0.050 / 100 cf
5 - Morro	\$0.050 / 100 cf
6 - Huntley	\$0.310 / 100 cf
7 - Magee	\$1.420 / 100 cf

C. WATER ALLOCATION PENALTY RATES

Certified agricultural users (MWD's Interim Agricultural Water Program "IAWP" participants) who are subject to the MWD reduction (currently 20%) and who exceed their monthly usage allocation will be charged a penalty of \$2.95 per unit¹ for each unit exceeding that allocation.

A penalty of \$3.44 per unit will be charged to SAWR customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.17 per unit will be charged to SAWR customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

A penalty of \$3.55 per unit will be charged to domestic customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.27 per unit will be charged to domestic customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

Note: The Water Allocation Penalty charges shall apply only in the event that mandatory water conservation is in effect.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

(Charge assessed on each active water meter to generally pay 50% of the District's fixed operating and administrative costs.)

Monthly Meter Service Charge O&M

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 25.71
3/4 "	\$ 32.14
1"	\$ 41.78
1 1/2"	\$ 64.28
2"	\$ 112.48
3"	\$ 192.83
4"	\$ 321.39
6"	\$ 546.36

NOTE: Locked or sealed meters are assessed a charge equal to 50% of the above total charge for the appropriate sized meter.

Infrastructure Access Charge

(Charge is assessed by Metropolitan Water District and San Diego County Water Authority and passed through directly by RMWD to all meter customers.)

<u>Meter Size</u>	<u>Monthly Domestic User Charge</u>	<u>Monthly Ag. User Charge</u>	<u>Monthly Ag./Domestic User Charge</u>
5/8 "	\$ 23.14	\$ 14.60	\$ 23.14
3/4 "	\$ 23.14	\$ 14.60	\$ 23.14
1"	\$ 37.02	\$ 23.37	\$ 37.02
1 1/2"	\$ 69.41	\$ 43.81	\$ 69.41
2"	\$ 120.31	\$ 75.94	\$ 69.41
3"	\$ 208.24	\$ 131.44	\$ 69.41
4"	\$ 370.20	\$ 233.67	\$ 69.41
6"	\$ 832.94	\$ 525.76	\$ 69.41

Reservoir Upgrade Charge

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 9.10
3/4 "	\$ 11.37
1"	\$ 14.79
1 1/2"	\$ 14.79
2"	\$ 14.79
3"	\$ 14.79
4"	\$ 14.79
6"	\$ 14.79

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 3.25
3/4 "	\$ 3.25
1"	\$ 3.50
1 1/2"	\$ 4.25
2"	\$ 4.50
3"	\$ 7.50
4"	\$ 10.00
6"	\$ 15.00

Service Conditions

Monthly Charge

Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 174.79 (\$5.75/day)
Water Commodity Charge	Same as for Domestic Service

B. FIRE HYDRANT INSTALLATION

6" Hot Tap	\$450.00
Inspection	\$260.00
Line Shutdown (if needed)	\$250.00 deposit

C. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter. Forgiveness of late fee once every two years per meter acct.
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Returned Check Charge	\$30.00
Tax Roll Fee (Accounts collected through SD County Assessor's Office)	\$45.00
48-hour Lock Off Notice	\$40.00
Service Turn-on Fee	\$50.00
After hours Turn-on-Fee	\$75.00
Cut Padlock Fee	\$22.00

Water Availability Letter and Study Charge	\$30.00
Fire Flow Study	\$100.00
Meter Testing Charge (testing for 3" and greater is outsourced)	\$ 50.00 (1" or smaller) \$ 71.00 (1 1/2" or 2") \$225.00 (3" or 4") \$225.00 (6")
Job Plans/Specifications	\$ 20.00

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 6,922	\$ 266
1 1/2"	\$ 20,150	\$ 12,978	\$ 498
2"	\$ 35,262	\$ 22,495	\$ 863
3"	\$ 60,449	\$ 41,530	\$ 1,594
4"	\$ 100,748	\$ 70,946	\$ 2,722
6"	\$ 171,272	\$ 129,780	\$ 4,980

SEWER CHARGES

A.

Commercial Customers

Sewer Service Monthly Charge \$68.54 per EDU

Residential and Multi-family Customers

Rate is based on the lowest month of water used in the previous fiscal year.

1 Unit	\$25.76 per EDU
2Units	\$31.90
3 Units	\$38.05
4 Units	\$44.19
5 Units	\$50.34
6 Units	\$56.48
7 Units	\$56.48
8 Units	\$56.48
9 Units	\$56.48
10 Units	\$56.48
11 Units or greater	\$68.54

3.	Sewer Letter	\$75.00
C.	Unconnected Service Monthly Charge	\$41.67 per EDU
D.	EDU description and assessment	
	Single Family Residence on Individual Parcel	1.0 EDU
	Apartment, Condominium or Duplex Each Apartment, Condominium or Duplex	1.0 EDU
	Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Rest Room	0.80 EDU
	Motel or Hotel Each Living Unit with Kitchen	0.80 EDU
	Each Living Unit without Kitchen	0.50 EDU
	Commercial Business - Retail shop or Offices Equipped with Restroom	1.0 EDU
	Commercial Business - Retail shop or Offices Equipped with Common Restroom 2 Offices - Business equal 1 EDU	1.0 EDU
	Automobile Service Stations	
	A. Providing RV holding tank disposal station	2.0 EDU
	B. Four (4) or under Gas Pumps	0.85 EDU
	C. Over four (4) Gas Pumps	1.0 EDU
	Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU
	Bakery	1.0 EDU
	Theater - 200 seating capacity	1.33 EDU
	Hospital - per bed	0.6 EDU
	Convalescent Hospital - Boarding Home - per bed	0.3 EDU
	Mortuary	1.0 EDU
	Car Wash	1.0 EDU
	Grocery Store	1.0 EDU
	Self Service Laundry - each washing machine	0.33 EDU

Swimming Pool - with restrooms	1.0 EDU
Spas - with restrooms	1.0 EDU
Country Clubs with common restroom facilities Each additional shower unit, wash closet and/or fixture.	1.0 EDU
Restaurant - Basic	2.67 EDU
Per each seven (7) seats or part thereof	1.0 EDU
Fast Food Restaurants or Deli	1.0 EDU
Per each twenty-one (21) seats or part thereof	1.0 EDU

(Outside seating will not be assessed during the winter months 1 November - 1 April)

Schools		
Elementary	Per each 60 students	1.0 EDU
Junior High School	Per each 40 students	1.0 EDU
High School	Per each 30 students	1.0 EDU

E. Sewer Capacity Charge \$17,090 per EDU

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2014.

END

Amended By
ORDINANCE #13-03

ORDINANCE NO. 12-04

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
REVISING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WATER AND SEWER SERVICE CHARGES AND TO PROVIDE FOR
AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE WATER CHARGES**

WHEREAS, the Board of Directors of the Rainbow Municipal Water District ("RMWD" or the "District") desires to increase certain fees related to the provision of water and sewer service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, The Board of Directors is provided further authority to adopt a schedule of fees or charges authorizing automatic adjustments that pass through the adopted increases or decreases in the wholesale charges for water pursuant to Government Code §53756; and

WHEREAS, on June 28, 2012, the San Diego County Water Authority ("SDCWA") enacted a rate increase by adopting SDCWA Ordinance No. 2010-02; and

WHEREAS, the SDCWA has taken all necessary actions to validate the charges; and

WHEREAS, the charges will be increased effective with all water bills issued on or after January 1, 2013; and

WHEREAS, it is the intent of the District to amend Appendix A to the District Rules and Regulations, as adopted by this Ordinance 12-04 to provide for automatic adjustments to pass through increased or decreased SDCWA and SDCWA allocated Metropolitan Water District of Southern California ("MWD") charges upon not less than 30 days notice to RMWD customers of such adjustments; and

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective January 1, 2013, Appendix A to the District Rules and Regulations is hereby replaced in its entirety with the "Revised Appendix A" attached hereto as Exhibit 1, entitled "Water and Sewer Rates and Charges – Effective January 1, 2013". The rates and charges set forth in the Revised Appendix A schedule shall be applicable to all water use and other charges billed on or after January 1, 2013.

SECTION 2: Appendix A to the District Rules and Regulations, adopted by Ordinance 12-04 and entitled "Water and Sewer Rates and Charges" includes as an additional section at the end of the appendix:

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2014.

SECTION 3: The fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

SECTION 4: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.

SECTION 5: This Ordinance amends Ordinance 11-07 dated October 25, 2011 as of January 1, 2013; the rates prescribed by Ordinance 11-07 shall remain in effect through December 31, 2012.

SECTION 7: The changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 23rd day of October 2012 by the following roll call vote:

AYES:	Directors Brazier, Griffiths, Lucy, McManigle, and Sanford
NOES:	None
ABSTAIN:	None
ABSENT:	None


George McManigle, President
Board of Directors

ATTEST:

Dawn Washburn
Board Secretary

ORDINANCE NO. 12-04
EXHIBIT 1

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE January 1, 2013
Adopted by Ordinance No. 12-04

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

<u>Service Category</u>	<u>Water Rate</u>
Domestic – Lifeline (first 6 units each mo.)	\$2.95 / 100 cf ***
-Domestic – 7 units and above each mo.	\$3.00 / 100 cf ***
Commercial (Non-Discount first 6 units)	\$2.95 / 100 cf ***
Commercial (Non-Discount)	\$3.00 / 100 cf ***
Ag/Domestic (SAWR first 6 units)	\$2.95 / 100 cf ***
-Ag/Domestic (SAWR Units 7 through 26)	\$3.00 / 100 cf ***
Agricultural (SAWR discounted units 27+)	\$2.72 / 100 cf ***
Construction Water	\$3.00 / 100 cf ***
Ag/Domestic (IAWP first 6 units)	Discontinued ***
-Ag/Domestic (Units 7 through 26)	Discontinued ***
-Ag/Domestic (IAWP discounted Units 27+)	Discontinued ***
Agricultural (IAWP) (MWD Certified all units)	Discontinued ***

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$8.77 per meter
1 - Rainbow Heights	\$0.430 / 100 cf
2 - Improvement District U-1	\$0.270 / 100 cf
3 - Vallecitos	\$0.150 / 100 cf
4 - Northside	\$0.050 / 100 cf
5 - Morro	\$0.050 / 100 cf
6 - Huntley	\$0.310 / 100 cf
7 - Magee	\$1.420 / 100 cf

C. WATER ALLOCATION PENALTY RATES

Certified agricultural users (MWD's Interim Agricultural Water Program "IAWP" participants) who are subject to the MWD reduction (currently 20%) and who exceed their monthly usage allocation will be charged a penalty of \$2.95 per unit¹ for each unit exceeding that allocation.

A penalty of \$3.44 per unit will be charged to SAWR customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.17 per unit will be charged to SAWR customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

A penalty of \$3.55 per unit will be charged to domestic customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.27 per unit will be charged to domestic customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

Note: The Water Allocation Penalty charges shall apply only in the event that mandatory water conservation is in effect.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

(Charge assessed on each active water meter to generally pay 50% of the District's fixed operating and administrative costs.)

Monthly Meter Service Charge O&M

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 25.71
3/4 "	\$ 32.14
1"	\$ 41.78
1 1/2"	\$ 64.28
2"	\$ 112.48
3"	\$ 192.83
4"	\$ 321.39
6"	\$ 546.36

NOTE: Locked or sealed meters are assessed a charge equal to 50% of the above total charge for the appropriate sized meter.

Infrastructure Access Charge

(Charge is assessed by Metropolitan Water District and San Diego County Water Authority and passed through directly by RMWD to all meter customers.)

<u>Meter Size</u>	<u>Monthly Domestic User Charge</u>	<u>Monthly Ag. User Charge</u>	<u>Monthly Ag./Domestic User Charge</u>
5/8 "	\$ 27.42***	\$ 14.90***	\$ 27.42***
3/4 "	\$ 27.42***	\$ 14.90***	\$ 27.42***
1"	\$ 43.87***	\$ 23.84***	\$ 43.86***
1 1/2"	\$ 82.26***	\$ 44.71***	\$ 82.26***
2"	\$ 142.58***	\$ 77.49***	\$ 82.26***
3"	\$ 246.77 ***	\$ 134.12***	\$ 82.26***
4"	\$ 438.71***	\$ 238.43***	\$ 82.26***
6"	\$ 987.09***	\$ 536.46***	\$ 82.26***

Reservoir Upgrade Charge

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 9.10
3/4 "	\$ 11.37
1"	\$ 14.79
1 1/2"	\$ 14.79
2"	\$ 14.79
3"	\$ 14.79
4"	\$ 14.79
6"	\$ 14.79

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 3.25
3/4 "	\$ 3.25
1"	\$ 3.50
1 1/2"	\$ 4.25
2"	\$ 4.50
3"	\$ 7.50
4"	\$ 10.00
6"	\$ 15.00

Service Conditions

Monthly Charge

Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 174.79 (\$5.75/day)
Water Commodity Charge	Same as for Domestic Service

B. FIRE HYDRANT INSTALLATION

6" Hot Tap	\$450.00
Inspection	\$260.00
Line Shutdown (if needed)	\$250.00 deposit

C. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter. Forgiveness of late fee once every two years per meter acct.
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Returned Check Charge \$30.00

Tax Roll Fee (Accounts collected through
SD County Assessor's Office) \$45.00

48-hour Lock Off Notice \$40.00

Service Turn-on Fee \$50.00

After hours Turn-on-Fee \$75.00

Cut Padlock Fee \$22.00

Water Availability Letter and Study Charge	\$30.00
Fire Flow Study	\$100.00
Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2")
	\$225.00 (3" or 4")
	\$225.00 (6")
Job Plans/Specifications	\$ 20.00

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 6,922	\$ 266
1 1/2"	\$ 20,150	\$ 12,978	\$ 498
2"	\$ 35,262	\$ 22,495	\$ 863
3"	\$ 60,449	\$ 41,530	\$ 1,594
4"	\$ 100,748	\$ 70,946	\$ 2,722
6"	\$ 171,272	\$ 129,780	\$ 4,980

SEWER CHARGES

A.

Commercial Customers

Sewer Service Monthly Charge \$68.54 per EDU

Residential and Multi-family Customers

Rate is based on the lowest month of water used in the previous fiscal year.

1 Unit	\$25.76 per EDU
2Units	\$31.90
3 Units	\$38.05
4 Units	\$44.19
5 Units	\$50.34
6 Units	\$56.48
7 Units	\$56.48
8 Units	\$56.48
9 Units	\$56.48
10 Units	\$56.48
11 Units or greater	\$68.54

B.	Sewer Letter	\$75.00
C.	Unconnected Service Monthly Charge	\$41.67 per EDU
D.	EDU description and assessment	
	Single Family Residence on Individual Parcel	1.0 EDU
	Apartment, Condominium or Duplex Each Apartment, Condominium or Duplex	1.0 EDU
	Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Rest Room	0.80 EDU
	Motel or Hotel Each Living Unit with Kitchen	0.80 EDU
	Each Living Unit without Kitchen	0.50 EDU
	Commercial Business - Retail shop or Offices Equipped with Restroom	1.0 EDU
	Commercial Business - Retail shop or Offices Equipped with Common Restroom 2 Offices - Business equal 1 EDU	1.0 EDU
	Automobile Service Stations	
	A. Providing RV holding tank disposal station	2.0 EDU
	B. Four (4) or under Gas Pumps	0.85 EDU
	C. Over four (4) Gas Pumps	1.0 EDU
	Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU
	Bakery	1.0 EDU
	Theater - 200 seating capacity	1.33 EDU
	Hospital - per bed	0.6 EDU
	Convalescent Hospital - Boarding Home - per bed	0.3 EDU
	Mortuary	1.0 EDU
	Car Wash	1.0 EDU
	Grocery Store	1.0 EDU
	Self Service Laundry - each washing machine	0.33 EDU

Swimming Pool - with restrooms	1.0 EDU
Spas - with restrooms	1.0 EDU
Country Clubs with common restroom facilities Each additional shower unit, wash closet and/or fixture.	1.0 EDU
Restaurant - Basic	2.67 EDU
Per each seven (7) seats or part thereof	1.0 EDU
Fast Food Restaurants or Deli	1.0 EDU
Per each twenty-one (21) seats or part thereof	1.0 EDU

(Outside seating will not be assessed during the winter months 1 November - 1 April)

Schools		
Elementary	Per each 60 students	1.0 EDU
Junior High School	Per each 40 students	1.0 EDU
High School	Per each 30 students	1.0 EDU

E. Sewer Capacity Charge \$17,090 per EDU

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2014.

END

ORDINANCE NO. 13-03

ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
REVISING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WATER AND SEWER SERVICE CHARGES

WHEREAS, the Board of Directors of the Rainbow Municipal Water District ("RMWD" or the "District") desires to adjust certain fees related to the provision of water and sewer service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, the charges will be adjusted effective with all water bills issued on or after April 1, 2013; and

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective April 1, 2013, Appendix A to the District Rules and Regulations is hereby replaced in its entirety with the "Revised Appendix A" attached hereto as Exhibit 1, entitled "Water and Sewer Rates and Charges – Effective April 1, 2013". The rates and charges set forth in the Revised Appendix A schedule shall be applicable to all water use and other charges billed on or after April 1, 2013.

SECTION 2: The fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

SECTION 3: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.

SECTION 4: This Ordinance amends Ordinance 12-04 dated October 23, 2012 as of April 1, 2013; the rates prescribed by Ordinance 12-04 shall remain in effect through March 31, 2013.

SECTION 5: The changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 26th day of February 2013 by the following roll call vote:

AYES: Directors Brazier, Griffiths, Lucy, McManigle, and Sanford
NOES: None
ABSTAIN: None
ABSENT: None


George McManigle, President
Board of Directors

ATTEST:

Dawn Washburn
Board Secretary

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE April 1, 2013

Adopted by Ordinance No. 13-03

(***) Denotes Change to from Previous Schedule

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

<u>Service Category</u>	<u>Water Rate</u>
Domestic – Lifeline (first 6 units each mo.)	\$2.98 / 100 cf ***
-Domestic – 7 units and above each mo.	\$3.03 / 100 cf ***
Commercial (Non-Discount first 6 units)	\$2.98 / 100 cf ***
Commercial (Non-Discount)	\$3.03 / 100 cf ***
Ag/Domestic (SAWR first 6 units)	\$2.98 / 100 cf ***
-Ag/Domestic (SAWR Units 7 through 26)	\$3.03 / 100 cf ***
Agricultural (SAWR discounted units 27+)	\$2.75 / 100 cf ***
Construction Water	\$3.03 / 100 cf ***
Ag/Domestic (IAWP first 6 units)	Discontinued
-Ag/Domestic (Units 7 through 26)	Discontinued
-Ag/Domestic (IAWP discounted Units 27+)	Discontinued
Agricultural (IAWP) (MWD Certified all units)	Discontinued

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$8.77 per meter
1 - Rainbow Heights	\$0.430 / 100 cf
2 - Improvement District U-1	\$0.270 / 100 cf
3 - Vallecitos	\$0.150 / 100 cf
4 - Northside	\$0.050 / 100 cf
5 - Morro	\$0.050 / 100 cf
6 - Huntley	\$0.310 / 100 cf
7 - Magee	\$1.420 / 100 cf

C. WATER ALLOCATION PENALTY RATES

Certified agricultural users (MWD's Interim Agricultural Water Program "IAWP" participants) who are subject to the MWD reduction (currently 20%) and who exceed their monthly usage allocation will be charged a penalty of \$2.95 per unit¹ for each unit exceeding that allocation.

A penalty of \$3.44 per unit will be charged to SAWR customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.17 per unit will be charged to SAWR customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

A penalty of \$3.55 per unit will be charged to domestic customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.27 per unit will be charged to domestic customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

Note: The Water Allocation Penalty charges shall apply only in the event that mandatory water conservation is in effect.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

(Charge assessed on each active water meter to generally pay 50% of the District's fixed operating and administrative costs.)

Monthly Meter Service Charge O&M

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 27.00***
3/4 "	\$ 33.75***
1"	\$ 43.90***
1 1/2"	\$ 67.50***
2"	\$ 118.15***
3"	\$ 202.55***
4"	\$ 337.60***
6"	\$ 573.90***

NOTE: Locked or sealed meters are assessed a charge equal to 50% of the above monthly charge for the appropriate sized meter.

Infrastructure Access Charge

(Charge is assessed by Metropolitan Water District and San Diego County Water Authority and passed through directly by RMWD to all meter customers.)

<u>Meter Size</u>	<u>Monthly Domestic User Charge</u>	<u>Monthly Ag. User Charge</u>	<u>Monthly Ag./Domestic User Charge</u>
5/8 "	\$ 27.42	\$ 14.90	\$ 27.42
3/4 "	\$ 27.42	\$ 14.90	\$ 27.42
1"	\$ 43.87	\$ 23.84	\$ 43.86
1 1/2"	\$ 82.26	\$ 44.71	\$ 82.26
2"	\$ 142.58	\$ 77.49	\$ 82.26
3"	\$ 246.77	\$ 134.12	\$ 82.26
4"	\$ 438.71	\$ 238.43	\$ 82.26
6"	\$ 987.09	\$ 536.46	\$ 82.26

Reservoir Upgrade Charge

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 0.00***
3/4 "	\$ 0.00***
1"	\$ 0.00***
1 1/2"	\$ 0.00***
2"	\$ 0.00***
3"	\$ 0.00***
4"	\$ 0.00***
6"	\$ 0.00***

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 3.25
3/4 "	\$ 3.25
1"	\$ 3.50
1 1/2"	\$ 4.25
2"	\$ 4.50
3"	\$ 7.50
4"	\$ 10.00
6"	\$ 15.00

Service Conditions

Monthly Charge

Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 174.79 (\$5.75/day)
Water Commodity Charge	Same as for Domestic Service

B. FIRE HYDRANT INSTALLATION

6" Hot Tap	\$450.00
Inspection	\$260.00
Line Shutdown (if needed)	\$250.00 deposit

C. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter. Forgiveness of late fee once every two years per meter acct.
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Returned Check Charge \$30.00

Tax Roll Fee (Accounts collected through
SD County Assessor's Office) \$45.00

48-hour Lock Off Notice \$40.00

Service Turn-on Fee \$50.00

After hours Turn-on-Fee \$75.00

Cut Padlock Fee \$22.00

Water Availability Letter and Study Charge	\$30.00
Fire Flow Study	\$100.00
Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2")
	\$225.00 (3" or 4")
	\$225.00 (6")
Job Plans/Specifications	\$ 20.00

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 6,922	\$ 266
1 1/2"	\$ 20,150	\$ 12,978	\$ 498
2"	\$ 35,262	\$ 22,495	\$ 863
3"	\$ 60,449	\$ 41,530	\$ 1,594
4"	\$ 100,748	\$ 70,946	\$ 2,722
6"	\$ 171,272	\$ 129,780	\$ 4,980

SEWER CHARGES

A.

Commercial Customers

Sewer Service Monthly Charge \$68.54 per EDU

Residential and Multi-family Customers

Rate is based on the lowest month of water used in the previous fiscal year.

1 Unit	\$28.58 per EDU***
2Units	\$35.72***
3 Units	\$42.85***
4 Units	\$49.99***
5 Units	\$57.12***
6 Units	\$64.26***
7 Units	\$64.26***
8 Units	\$64.26***
9 Units	\$64.26***
10 Units	\$64.26***
11 Units or greater	\$70.00***
Commercial	\$70.00***

B.	Sewer Letter	\$75.00
C.	Unconnected Service Monthly Charge	\$41.67 per EDU
D.	EDU description and assessment	
	Single Family Residence on Individual Parcel	1.0 EDU
	Apartment, Condominium or Duplex Each Apartment, Condominium or Duplex	1.0 EDU
	Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Rest Room	0.80 EDU
	Motel or Hotel Each Living Unit with Kitchen	0.80 EDU
	Each Living Unit without Kitchen	0.50 EDU
	Commercial Business - Retail shop or Offices Equipped with Restroom	1.0 EDU
	Commercial Business - Retail shop or Offices Equipped with Common Restroom 2 Offices - Business equal 1 EDU	1.0 EDU
	Automobile Service Stations	
	A. Providing RV holding tank disposal station	2.0 EDU
	B. Four (4) or under Gas Pumps	0.85 EDU
	C. Over four (4) Gas Pumps	1.0 EDU
	Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU
	Bakery	1.0 EDU
	Theater - 200 seating capacity	1.33 EDU
	Hospital - per bed	0.6 EDU
	Convalescent Hospital - Boarding Home - per bed	0.3 EDU
	Mortuary	1.0 EDU
	Car Wash	1.0 EDU
	Grocery Store	1.0 EDU
	Self Service Laundry - each washing machine	0.33 EDU

Swimming Pool - with restrooms 1.0 EDU

Spas - with restrooms 1.0 EDU

Country Clubs with common restroom facilities 1.0 EDU
Each additional shower unit, wash closet
and/or fixture.

Restaurant - Basic 2.67 EDU
Per each seven (7) seats or part thereof 1.0 EDU

Fast Food Restaurants or Deli 1.0 EDU
Per each twenty-one (21) seats or part thereof 1.0 EDU

*(Outside seating will not be assessed during the
winter months 1 November - 1 April)*

Schools
Elementary Per each 60 students 1.0 EDU
Junior High School Per each 40 students 1.0 EDU
High School Per each 30 students 1.0 EDU

E. Sewer Capacity Charge \$17,090 per EDU

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2014.

END

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE July 1, 2013

Adopted by Ordinance No. 13-03

(***) Denotes Change to from Previous Schedule

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Ag/Domestic (IAWP first 6 units)	Discontinued
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<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$8.77 per meter
1 - Rainbow Heights	\$0.430 / 100 cf
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NOTE: Locked or sealed meters are assessed a charge equal to 50% of the above monthly charge for the appropriate sized meter.

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(Charge is assessed by Metropolitan Water District and San Diego County Water Authority and passed through directly by RMWD to all meter customers.)

<u>Meter Size</u>	<u>Monthly Domestic User Charge</u>	<u>Monthly Ag. User Charge</u>	<u>Monthly Ag./Domestic User Charge</u>
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<u>Meter Size</u>	<u>Monthly Charge</u>
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2"	\$ 0.00***
3"	\$ 0.00***
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B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

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6"	\$ 15.00

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Monthly Charge

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Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

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Relocation Fee	\$ 50.00
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Water Commodity Charge	Same as for Domestic Service

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Returned Check Charge \$30.00

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SD County Assessor's Office) \$45.00

48-hour Lock Off Notice \$40.00

Service Turn-on Fee \$50.00

After hours Turn-on-Fee \$75.00

Cut Padlock Fee \$22.00

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Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2")
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	\$225.00 (6")
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WATER CAPACITY CHARGES

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4"	\$ 100,748	\$ 70,946	\$ 2,722
6"	\$ 171,272	\$ 129,780	\$ 4,980

SEWER CHARGES

A.

Commercial Customers

Sewer Service Monthly Charge \$68.54 per EDU

Residential and Multi-family Customers

Rate is based on the lowest month of water used in the previous fiscal year.

1 Unit	\$25.76 per EDU
2Units	\$31.90
3 Units	\$38.05
4 Units	\$44.19
5 Units	\$50.34
6 Units	\$56.48
7 Units	\$56.48
8 Units	\$56.48
9 Units	\$56.48
10 Units	\$56.48
11 Units or greater	\$68.54
Commercial	\$68.54

3.	Sewer Letter	\$75.00
C.	Unconnected Service Monthly Charge	\$41.67 per EDU
D.	EDU description and assessment	
	Single Family Residence on Individual Parcel	1.0 EDU
	Apartment, Condominium or Duplex Each Apartment, Condominium or Duplex	1.0 EDU
	Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Rest Room	0.80 EDU
	Motel or Hotel Each Living Unit with Kitchen Each Living Unit without Kitchen	0.80 EDU 0.50 EDU
	Commercial Business - Retail shop or Offices Equipped with Restroom	1.0 EDU
	Commercial Business - Retail shop or Offices Equipped with Common Restroom 2 Offices - Business equal 1 EDU	1.0 EDU
	Automobile Service Stations A. Providing RV holding tank disposal station B. Four (4) or under Gas Pumps C. Over four (4) Gas Pumps	2.0 EDU 0.85 EDU 1.0 EDU
	Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU
	Bakery	1.0 EDU
	Theater - 200 seating capacity	1.33 EDU
	Hospital - per bed	0.6 EDU
	Convalescent Hospital - Boarding Home - per bed	0.3 EDU
	Mortuary	1.0 EDU
	Car Wash	1.0 EDU
	Grocery Store	1.0 EDU
	Self Service Laundry - each washing machine	0.33 EDU

Swimming Pool - with restrooms	1.0 EDU
Spas - with restrooms	1.0 EDU
Country Clubs with common restroom facilities Each additional shower unit, wash closet and/or fixture.	1.0 EDU
Restaurant - Basic	2.67 EDU
Per each seven (7) seats or part thereof	1.0 EDU
Fast Food Restaurants or Deli	1.0 EDU
Per each twenty-one (21) seats or part thereof	1.0 EDU

(Outside seating will not be assessed during the winter months 1 November - 1 April)

Schools		
Elementary	Per each 60 students	1.0 EDU
Junior High School	Per each 40 students	1.0 EDU
High School	Per each 30 students	1.0 EDU

E. Sewer Capacity Charge \$17,090 per EDU

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2014.

END

ORDINANCE NO. 13-09

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
REVISING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WATER AND SEWER SERVICE CHARGES**

WHEREAS, the Board of Directors of the Rainbow Municipal Water District ("RMWD" or the "District") desires to adjust certain fees related to the provision of water and sewer service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, the charges will be adjusted effective with all water bills issued on or after January 1, 2014; and

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Effective January 1, 2014, Appendix A to the District Rules and Regulations is hereby replaced in its entirety with the "Revised Appendix A" attached hereto as Exhibit 1, entitled "Water and Sewer Rates and Charges – Effective January 1, 2014". The rates and charges set forth in the Revised Appendix A schedule shall be applicable to all water use and other charges billed on or after January 1, 2014.

SECTION 2: The fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

SECTION 3: Appendix A to the District Rules and Regulations, adopted by Ordinance 13-09 and entitled "Water and Sewer Rates and Charges: is amended to include as an additional section at the end of the appendix:

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on December 31, 2018.

SECTION 4: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.

SECTION 5: This Ordinance amends Ordinance 13-03 dated February 26, 2013 as of January 1, 2014; the rates prescribed by Ordinance 13-03 shall remain in effect through December 31, 2013.


SECTION 6: The changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 19th day of November 201³ by the following roll call vote:

AYES:	Directors Brazier, Griffiths, Lucy, McManigle, and Sanford
NOES:	None
ABSTAIN:	None
ABSENT:	None


George McManigle, President
Board of Directors

ATTEST:


Dawn Washburn
Board Secretary

THIS ORDINANCE
APPROVAL DATE
SHOULD HAVE BEEN
RECORDED AS
11-19-2013

ORDINANCE NO. 15-05

**AN ORDINANCE
OF THE BOARD OF DIRECTORS OF THE
RAINBOW MUNICIPAL WATER DISTRICT
TO REVISE ENGINEERING SERVICES FEES AND PLAN CHECK AND
INSPECTION DEPOSITS**

WHEREAS, the Board of Directors is provided authority to establish fees and charges by sections 71616 and 71670 of the Water Code of the State of California.

WHEREAS, the Board of Directors desires to revise certain fees and deposits to cover the reasonable estimated costs of providing engineering services fees and plan check and inspection deposits provided prior to April 28, 2015 under Ordinance No. 13-09 as shown on Appendix A; and

WHEREAS, based upon the evidence provided at the meeting, the Board of Directors has determined that the proposed charges are based upon and do not exceed the estimated costs of providing engineering services, plan checks and inspections.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

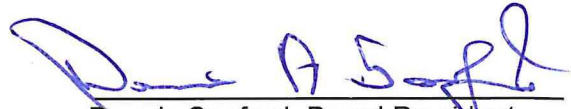
Section 1: The purpose of this Ordinance is to revise fees and charges related to the providing of engineering services fees and plan check and inspection fees deposits. These fees shall be charged and deposits collected by the District in accordance with Appendix A "Engineering Services Fees and Plan Check and Inspection Deposits" attached.

Section 2: This Ordinance shall take effect for any new engineering fees listed herein provided after April 28, 2015.

Section 3: The fees and charges established by the Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

PASSED, APPROVED, AND ADOPTED by the Board of Directors of the Rainbow Municipal Water District, at a special Board Meeting held on the 28th day of April 2015 by the following roll call vote:

AYES:	Directors Brazier, Griffiths, Lucy, Sanford, and Walker
NOES:	None
ABSTAIN:	None
ABSENT:	None


Dennis Sanford, Board President

ATTEST:


Dawn Washburn, Board Secretary

RAINBOW MUNICIPAL WATER DISTRICT

Appendix A

Engineering Services Fees and Plan Check and Inspection Deposits

EFFECTIVE April 28, 2015
Adopted by Ordinance No. 15-05

<u>DOCUMENTS/AGREEMENTS/PERMITS</u>	<u>FEES</u>
Service Availability Letter	\$150.00 for boundary adjustment, single lot, minor subdivision
Service Availability Letter	\$250.00 for major subdivision, commercial
Quitclaim Document	\$500.00
Encroachment Permit	\$500.00
Joint Use Permit	\$500.00
Right of Way Agreement	\$500.00
Remote Meter Request	\$500.00
Fire Flow Letter	\$350.00
Standards and Specifications\	\$65.00 hard copy
Miscellaneous documents or reports	\$10 for DVD

<u>DOCUMENTS/AGREEMENTS/PERMITS</u>	<u>DEPOSIT</u>
Cellular Tower Leases	\$2,500.00
Reimbursement Agreement	\$2,500.00

The above schedule of fees or deposits shall be charged per document item. All other documents that may require action by the District on behalf of the private property owners or developers shall require a determination made by the General Manager or designated representative of the reasonable costs associated with the document and are payable to the District prior to execution or approval.

<u>PLAN CHECK</u>	<u>DEPOSIT</u>
Water and Sewer Improvement Plans	\$465.00/Sheet

These deposits cover three plan check reviews for each project. After three reviews, all additional plan checking will be at a cost plus 15%. The District will review and check all improvement plans and related documents on a time and material basis. The per sheet deposit may include sheets not showing pipelines or appurtenances (such as landscape, irrigation, grading, electrical, etc.) which, in the District's sole discretion, may impact existing or proposed District facilities.

**ADMINISTRATION & INSPECTION
FOR INDIVIDUAL INSTALLATIONS**

DEPOSIT

Water Services	\$1,100.00 per water lateral
Sewer Lateral	\$1,100.00 per sewer lateral
Fire Hydrant	\$1,100.00 per fire hydrant
Fire Service Detector Check	\$1,100.00 per fire service

The above schedule of deposits shall apply for inspection services for facilities that do not require the installation of water or sewer pipelines.

INSPECTION FOR IMPROVEMENT PLANS

DEPOSIT

Water and Sewer Pipeline	\$7,500.00 + \$2.00 LF
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Specialty Inspection costs and other inspection services will be determined for pressure reducing stations, pump stations, sewer lift stations, reservoirs, specialty pipeline installations (bore and jack, horizontal direction drill, bridges etc.) and other case by case improvements.

The services are provided on a time and material basis. The time and material costs shall include all actual District administrative and overhead costs including expenses for engineering and legal services. The deposits are the minimum required for each service provided and the amount may be modified, in the District sole discretion based on project scope, complexity or impacts to District.

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE January 1, 2014

Adopted by Ordinance No. 13-09

(***) Denotes Change to from Previous Schedule

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

<u>Service Category</u>	<u>Water Rate</u>
Domestic – Lifeline (first 6 units each mo.)	\$3.00 / 100 cf ***
-Domestic – 7 units and above each mo.	\$3.15 / 100 cf ***
Commercial (Non-Discount first 6 units)	\$3.00 / 100 cf ***
Commercial (Non-Discount)	\$3.15 / 100 cf ***
Ag/Domestic (SAWR first 6 units)	\$3.00 / 100 cf ***
-Ag/Domestic (SAWR Units 7 through 26)	\$3.15 / 100 cf ***
Agricultural (SAWR discounted units 27+)	\$2.83 / 100 cf ***
Construction Water	\$3.15 / 100 cf ***
Ag/Domestic (IAWP first 6 units)	Discontinued
-Ag/Domestic (Units 7 through 26)	Discontinued
-Ag/Domestic (IAWP discounted Units 27+)	Discontinued
Agricultural (IAWP) (MWD Certified all units)	Discontinued

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$8.77 per meter
1 - Rainbow Heights	\$0.430 / 100 cf
2 - Improvement District U-1	\$0.270 / 100 cf
3 - Vallecitos	\$0.150 / 100 cf
4 - Northside	\$0.050 / 100 cf
5 - Morro	\$0.080 / 100 cf
6 - Huntley	\$0.310 / 100 cf
7 - Magee	\$1.420 / 100 cf

C. WATER ALLOCATION PENALTY RATES

Certified agricultural users (MWD's Interim Agricultural Water Program "IAWP" participants) who are subject to the MWD reduction (currently 20%) and who exceed their monthly usage allocation will be charged a penalty of \$2.95 per unit¹ for each unit exceeding that allocation.

A penalty of \$3.44 per unit will be charged to SAWR customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.17 per unit will be charged to SAWR customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

A penalty of \$3.55 per unit will be charged to domestic customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.27 per unit will be charged to domestic customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

Note: The Water Allocation Penalty charges shall apply only in the event that mandatory water conservation is in effect.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

(Charge assessed on each active water meter to generally pay 50% of the District's fixed operating and administrative costs.)

Monthly Meter Service Charge O&M

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 28.35***
3/4 "	\$ 35.45***
1"	\$ 46.10***
1 1/2"	\$ 70.90***
2"	\$ 124.05***
3"	\$ 212.70***
4"	\$ 354.50***
6"	\$ 602.60***

NOTE: Locked or sealed meters are assessed a charge equal to 50% of the above monthly charge for the appropriate sized meter.

Infrastructure Access Charge

(Charge is assessed by Metropolitan Water District and San Diego County Water Authority and passed through directly by RMWD to all meter customers.)

<u>Meter Size</u>	<u>Monthly Domestic User Charge</u>	<u>Monthly Ag. User Charge</u>	<u>Monthly Ag./Domestic User Charge</u>
5/8 "	\$ 30.48***	\$ 16.17***	\$ 30.48***
3/4 "	\$ 30.48***	\$ 16.17***	\$ 30.48***
1"	\$ 48.77***	\$ 25.87***	\$ 48.77***
1 1/2"	\$ 91.44***	\$ 48.50***	\$ 91.44***
2"	\$ 158.49***	\$ 84.07***	\$ 91.44***
3"	\$ 274.31***	\$ 145.50***	\$ 91.44***
4"	\$ 487.66***	\$ 258.66***	\$ 91.44***
6"	\$1,097.24***	\$ 581.99***	\$ 91.44***

NOTE: Locked or sealed meters are assessed the above charges until such time that the meter records zero usage for an entire calendar year.

Reservoir Upgrade Charge

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 0.00
3/4 "	\$ 0.00
1"	\$ 0.00
1 1/2"	\$ 0.00
2"	\$ 0.00
3"	\$ 0.00
4"	\$ 0.00
6"	\$ 0.00

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 3.75***
3/4 "	\$ 3.75***
1"	\$ 3.75***
1 1/2"	\$ 4.50***
2"	\$ 5.00***
3"	\$ 7.50
4"	\$ 10.00
6"	\$ 15.00

Service Conditions

Monthly Charge

Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 174.79 (\$6.99/day)***
Water Commodity Charge	Same as for Domestic Service

B. FIRE HYDRANT INSTALLATION

6" Hot Tap	\$450.00
Inspection	\$260.00
Line Shutdown (if needed)	\$250.00 deposit

C. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter. Forgiveness of late fee once every two years per meter acct.
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Returned Check Charge \$30.00

Tax Roll Fee (Accounts collected through
SD County Assessor's Office) \$45.00

48-hour Lock Off Notice \$40.00

Service Turn-on Fee \$50.00

After hours Turn-on-Fee \$75.00

Cut Padlock Fee \$22.00

Water Availability Letter and Study Charge	\$30.00
Fire Flow Study	\$100.00
Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2")
	\$225.00 (3" or 4")
	\$225.00 (6")
Job Plans/Specifications	\$ 20.00

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 6,922	\$ 266
1 1/2"	\$ 20,150	\$ 12,978	\$ 498
2"	\$ 35,262	\$ 22,495	\$ 863
3"	\$ 60,449	\$ 41,530	\$ 1,594
4"	\$ 100,748	\$ 70,946	\$ 2,722
6"	\$ 171,272	\$ 129,780	\$ 4,980

SEWER CHARGES

A.

Commercial Customers

Sewer Service Monthly Charge \$75.50 per EDU***

Residential and Multi-family Customers

Rate is based on the lowest month of water used in the previous fiscal year.

1 Unit	\$28.70 per EDU***
2Units	\$35.70***
3 Units	\$42.50***
4 Units	\$49.50***
5 Units	\$56.20***
6 Units	\$63.20***
7 Units	\$63.20***
8 Units	\$63.20***
9 Units	\$63.20***
10 Units	\$63.20***
11 Units or greater	\$75.50***
Commercial	\$75.50***

B.	Sewer Letter	\$75.00
C.	Unconnected Service Monthly Charge	\$41.67 per EDU
D.	EDU description and assessment	
	Single Family Residence on Individual Parcel	1.0 EDU
	Apartment, Condominium or Duplex Each Apartment, Condominium or Duplex	1.0 EDU
	Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Rest Room	0.80 EDU
	Motel or Hotel Each Living Unit with Kitchen Each Living Unit without Kitchen	0.80 EDU 0.50 EDU
	Commercial Business - Retail shop or Offices Equipped with Restroom	1.0 EDU
	Commercial Business - Retail shop or Offices Equipped with Common Restroom 2 Offices - Business equal 1 EDU	1.0 EDU
	Automobile Service Stations A. Providing RV holding tank disposal station B. Four (4) or under Gas Pumps C. Over four (4) Gas Pumps	2.00 EDU 0.85 EDU 1.00 EDU
	Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU
	Bakery	1.0 EDU
	Theater - 200 seating capacity	1.33 EDU
	Hospital - per bed	0.6 EDU
	Convalescent Hospital - Boarding Home - per bed	0.3 EDU
	Mortuary	1.0 EDU
	Car Wash	1.0 EDU
	Grocery Store	1.0 EDU
	Self Service Laundry - each washing machine	0.33 EDU

Swimming Pool - with restrooms		1.0 EDU
Spas - with restrooms		1.0 EDU
Country Clubs with common restroom facilities Each additional shower unit, wash closet and/or fixture.		1.0 EDU
Restaurant - Basic		2.67 EDU
Per each seven (7) seats or part thereof		1.0 EDU
Fast Food Restaurants or Deli		1.0 EDU
Per each twenty-one (21) seats or part thereof		1.0 EDU
<i>(Outside seating will not be assessed during the winter months 1 November - 1 April)</i>		
Schools		
Elementary	Per each 60 students	1.0 EDU
Junior High School	Per each 40 students	1.0 EDU
High School	Per each 30 students	1.0 EDU

E. Sewer Capacity Charge \$17,090 per EDU

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2019.

END

ORDINANCE NO. 15-06

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
REVISING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WATER AND SEWER SERVICE CHARGES**

WHEREAS, the Board of Directors of the Rainbow Municipal Water District ("RMWD" or the "District") desires to adjust certain fees related to the provision of water and sewer service; and

WHEREAS, the Board of Directors is provided authority to establish fees and charges by §71616 and §71670 of the Water Code of the State of California; and

WHEREAS, the charges were adjusted effective with all water bills issued on or after January 1, 2014; and

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: Appendix A to the District Rules and Regulations, adopted by Ordinance No. 15-06 and entitled "Water and Sewer Rates and Charges: is amended to exclude fees and deposits associated with engineering services.

SECTION 2: The fees and charges established by this Ordinance do not exceed the estimated amounts required to provide services for which the fees and charges are levied.

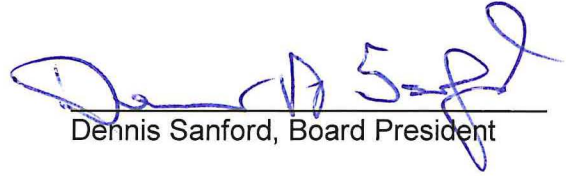
SECTION 3: If any clause or provision of this Ordinance is found to be void or unenforceable by a court of competent jurisdiction, the remaining provisions of the Ordinance shall nonetheless continue in full force and effect.

SECTION 4: This Ordinance amends Ordinance No. 13-09 dated November 19, 2013 as of January 1, 2014; the rates prescribed by Ordinance No. 13-09 shall remain in effect with the exception of all fees and deposits related to engineering services now provided under Ordinance No. 15-05.

SECTION 5: The changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California, and therefore the establishment of such fees is exempt from the provisions of the California Environmental Quality Act (CEQA).

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Rainbow Municipal Water District held on the 28th day of April 2015 by the following roll call vote:

AYES: Directors Brazier, Griffiths, Lucy, Sanford, and Walker
NOES: None
ABSTAIN: None
ABSENT: None


Dennis Sanford, Board President

ATTEST:

Dawn Washburn, Board Secretary

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE January 1, 2014
Adopted by Ordinance No. 13-09
AMENDED April 28, 2015 by Ordinance No. 15-06
(***) Denotes Change to from Previous Schedule

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

<u>Service Category</u>	<u>Water Rate</u>
Domestic – Lifeline (first 6 units each mo.)	\$3.00 / 100 cf ***
-Domestic – 7 units and above each mo.	\$3.15 / 100 cf ***
Commercial (Non-Discount first 6 units)	\$3.00 / 100 cf ***
Commercial (Non-Discount)	\$3.15 / 100 cf ***
Ag/Domestic (SAWR first 6 units)	\$3.00 / 100 cf ***
-Ag/Domestic (SAWR Units 7 through 26)	\$3.15 / 100 cf ***
Agricultural (SAWR discounted units 27+)	\$2.83 / 100 cf ***
Construction Water	\$3.15 / 100 cf ***
Ag/Domestic (IAWP first 6 units)	Discontinued
-Ag/Domestic (Units 7 through 26)	Discontinued
-Ag/Domestic (IAWP discounted Units 27+)	Discontinued
Agricultural (IAWP) (MWD Certified all units)	Discontinued

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$8.77 per meter
1 - Rainbow Heights	\$0.430 / 100 cf
2 - Improvement District U-1	\$0.270 / 100 cf
3 - Vallecitos	\$0.150 / 100 cf
4 - Northside	\$0.050 / 100 cf
5 - Morro	\$0.080 / 100 cf
6 - Huntley	\$0.310 / 100 cf

C. WATER ALLOCATION PENALTY RATES

Certified agricultural users (MWD's Interim Agricultural Water Program "IAWP" participants) who are subject to the MWD reduction (currently 20%) and who exceed their monthly usage allocation will be charged a penalty of \$2.95 per unit¹ for each unit exceeding that allocation.

A penalty of \$3.44 per unit will be charged to SAWR customers who use greater than 100% but less than 115% of their allocation, for each unit exceeding that allocation. A penalty of \$6.17 per unit will be charged to SAWR customers who use 115% or more of their allocation for each unit exceeding that allocation. Customers using 6 units or less per month will be exempt from the allocation penalty.

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Note: The Water Allocation Penalty charges shall apply only in the event that mandatory water conservation is in effect.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

(Charge assessed on each active water meter to generally pay 50% of the District's fixed operating and administrative costs.)

Monthly Meter Service Charge O&M

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 28.35***
3/4 "	\$ 35.45***
1"	\$ 46.10***
1 1/2"	\$ 70.90***
2"	\$ 124.05***
3"	\$ 212.70***
4"	\$ 354.50***
6"	\$ 602.60***

NOTE: Locked or sealed meters are assessed a charge equal to 50% of the above monthly charge for the appropriate sized meter.

Infrastructure Access Charge

(Charge is assessed by Metropolitan Water District and San Diego County Water Authority and passed through directly by RMWD to all meter customers.)

<u>Meter Size</u>	<u>Monthly Domestic User Charge</u>	<u>Monthly Ag. User Charge</u>	<u>Monthly Ag./Domestic User Charge</u>
5/8 "	\$ 30.48***	\$ 16.17***	\$ 30.48***
3/4 "	\$ 30.48***	\$ 16.17***	\$ 30.48***
1"	\$ 48.77***	\$ 25.87***	\$ 48.77***
1 1/2"	\$ 91.44***	\$ 48.50***	\$ 91.44***
2"	\$ 158.49***	\$ 84.07***	\$ 91.44***
3"	\$ 274.31***	\$ 145.50***	\$ 91.44***
4"	\$ 487.66***	\$ 258.66***	\$ 91.44***
6"	\$1,097.24***	\$ 581.99***	\$ 91.44***

NOTE: Locked or sealed meters are assessed the above charges until such time that the meter records zero usage for an entire calendar year.

Reservoir Upgrade Charge

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 0.00
3/4 "	\$ 0.00
1"	\$ 0.00
1 1/2"	\$ 0.00
2"	\$ 0.00
3"	\$ 0.00
4"	\$ 0.00
6"	\$ 0.00

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 3.75***
3/4 "	\$ 3.75***
1"	\$ 3.75***
1 1/2"	\$ 4.50***
2"	\$ 5.00***
3"	\$ 7.50
4"	\$ 10.00
6"	\$ 15.00

Service Conditions

Monthly Charge

Bypass Meter
(for detector check systems) or
Fire Service Only Meters \$10.00

Fire Standby Charge (Vista Valley Area)
(Applicable to properties under the
jurisdiction of the Vista Fire Department.
See Resolution No. 85-24) \$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit \$1,825.00
Installation Fee \$ 115.00
Relocation Fee \$ 50.00
Meter Service Fee (3" O & M) \$ 174.79 (\$6.99/day)***
Water Commodity Charge Same as for Domestic Service

B. OTHER CHARGES

Unpaid Bills (delinquency) 5% of unpaid balance-1st mo.
1 1/2% of unpaid balance per month
thereafter. Forgiveness of late fee once
every two years per meter acct.

Returned Check Charge \$30.00

Tax Roll Fee (Accounts collected through
SD County Assessor's Office) \$45.00

48-hour Lock Off Notice \$40.00

Service Turn-on Fee \$50.00

After hours Turn-on-Fee \$75.00

Cut Padlock Fee \$22.00

Meter Testing Charge \$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced) \$ 71.00 (1 1/2" or 2")
\$225.00 (3" or 4")
\$225.00 (6")

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 6,922	\$ 266
1 1/2"	\$ 20,150	\$ 12,978	\$ 498
2"	\$ 35,262	\$ 22,495	\$ 863
3"	\$ 60,449	\$ 41,530	\$ 1,594
4"	\$ 100,748	\$ 70,946	\$ 2,722
6"	\$ 171,272	\$ 129,780	\$ 4,980

SEWER CHARGES

A.

Commercial Customers

Sewer Service Monthly Charge \$75.50 per EDU***

Residential and Multi-family Customers

Rate is based on the lowest month of water used in the previous fiscal year.

1 Unit	\$28.70 per EDU***
2Units	\$35.70***
3 Units	\$42.50***
4 Units	\$49.50***
5 Units	\$56.20***
6 Units	\$63.20***
7 Units	\$63.20***
8 Units	\$63.20***
9 Units	\$63.20***
10 Units	\$63.20***
11 Units or greater	\$75.50***
Commercial	\$75.50***

B. Unconnected Service Monthly Charge \$41.67 per EDU

C. EDU description and assessment

Single Family Residence on Individual Parcel	1.0 EDU
Apartment, Condominium or Duplex	
Each Apartment, Condominium or Duplex	1.0 EDU
Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Rest Room	0.80 EDU

Motel or Hotel	
Each Living Unit with Kitchen	0.80 EDU
Each Living Unit without Kitchen	0.40 EDU
Commercial Business - Retail shop or Offices Equipped with Restroom, Up to 1,000 sf.	1.20 EDU
Commercial Business – Each additional 1,000 sf. Of gross floor space or part thereof.	0.80 EDU
Automobile Service Stations	
A. Providing RV holding tank disposal station	2.00 EDU
B. Four (4) or under Gas Pumps	0.80 EDU
C. Over four (4) Gas Pumps	1.00 EDU
Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU
Bakery	1.0 EDU
Theater - 200 seating capacity	1.40 EDU
Hospital - per bed	0.40 EDU
Convalescent Hospital - Boarding Home - per bed	0.40 EDU
Labor Camp, Per Bed	0.10 EDU
Mortuary	1.20 EDU
Car Wash	1.20 EDU
Grocery Store	1.20 EDU
Self Service Laundry - each washing machine	0.40 EDU
Swimming Pool - with restrooms	1.20 EDU
Spas - with restrooms	1.20 EDU
Country Clubs with common restroom facilities	1.0 EDU
Each additional shower unit, wash closet and/or fixture.	
Restaurant – Base (Using non-disposable tableware	2.70 EDU
Per each seven (7) seats or part thereof	1.20 EDU
Restaurants—Base (Using disposable tableware)	1.20 EDU
Per each twenty-one (21) seats or part thereof	1.20 EDU

Schools (Public or Private)		
Elementary	Per each 60 students	1.20 EDU
Junior High School	Per each 40 students	1.20 EDU
High School	Per each 30 students	1.20 EDU

D. Sewer Capacity Charge \$17,090 per EDU

AUTOMATIC ADJUSTMENTS THAT PASS THROUGH WHOLESALE CHARGES FOR WATER

The RMWD fees or charges established herein shall be automatically adjusted to pass through adopted increases or decreases in wholesale charges for water. The term wholesale charges: shall include SDCWA and SDCWA allocated Metropolitan Water District charges. Notice of any adjustment pursuant to this schedule shall be given to RMWD customers not less than 30 days before the effective date of the adjustment. This section only, regarding automatic adjustments, shall expire on August 31, 2019.

END

*Amends Ordinance No.
13-09*

*Amended By
Ord. No. 17-07*

ORDINANCE NO. 15-10

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
REVISING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WATER SERVICE CHARGES**

WHEREAS, the Rainbow Municipal Water District ("RMWD" or the "District") Board of Directors is committed to providing reliable, high-quality water services at the most efficient costs for our ratepayers; and

WHEREAS, to meet this commitment, the District undertook an evaluation of the infrastructure needs, programs, and operations and maintenance costs of its water services for the ensuing five fiscal years; and

WHEREAS, on April 1, 2015, the Governor issued an emergency drought proclamation that included requirements for water rates that included certain conservation requirements, and on August 31, 2015, the State Water Resources Control Board issued the District a Conservation Order under California Code of Regulations, tit. 23, section 866(a)(1) which included an order that the District pursue a rate study in compliance with Proposition 218 with the goal of implementing a water rate structure that encourages conservation as well as discouraging waste or overuse; and,

WHEREAS, on or around April 28, 2015, the District retained Raftelis Financial Consultants ("RFC"), an industry-leading third party rate and fee public finance consultant, to develop a financial plan, perform a cost of service study, and develop rates that support and optimize a blend of various utility objectives, such as affordability for essential needs, revenue sufficiency and stability, drought conditions, and ease of implementation, as well as ensure compliance with California Constitution Article XIII D, section 6 ("Proposition 218"); and

WHEREAS, between January and October of 2015, the District held a series of eight meetings with the District Budget and Finance Committee to discuss the RFC study and details regarding the proposed water rate increases on the following dates: January 8, February 5, March 3, May 12, June 9, July 14, September 8, and October 13, which meetings were publicly noticed and open to the public; and

WHEREAS, the District Board of Directors held a publicly noticed Special Board Meeting on October 23, 2015 to substantively review the proposed rate changes; and

WHEREAS, the District Board of Directors reviewed and heard presentations on the proposed rate changes at a regular board meeting on October 27, 2015, and were presented with RFC's 2015 Water Financial Plan and Cost of Service Rates Executive Summary, which presentation slides and Executive Summary were thereafter made available to the public on RMWD's website; and

WHEREAS, the final RFC 2015 Water Financial Plan and Cost of Service Rates Report was published on RWMD's website on November 10, 2015 for the public's consumption; and

WHEREAS, at this point in time, based on the RFC's recommendations and findings, together with all prior public meetings, staff reports and presentations, the Board of Directors of the RMWD hereby desires to adjust certain rates related to the provision of water service; and

WHEREAS, the Board of Directors is provided authority to establish rates and charges by California Water Code §71616 and §71670; and

WHEREAS, Proposition 218 requires that prior to imposing any increase to the water service rates, the District shall provide written notice (the "Notice") by mail of: (1) the proposed increases to such rates and charges to the record owner of each parcel upon which the rates and charges are proposed for imposition and any tenant directly liable for payment of the rates and charges; (2) the amount of the rates and charges proposed to be imposed on each parcel; (3) the basis upon which the rates and charges were calculated; (4) the reason for the rates and charges; and (5) the date, time, and location of a public hearing (the "Public Hearing") on the proposed rates and charges; and

WHEREAS, pursuant to Proposition 218, such Notice is required to be provided to the affected property owners and any tenant directly liable for the payment of the rates and charges not less than forty-five days prior to the Public Hearing on the proposed rates and charges; and

WHEREAS, the District did provide such timely Notice of the Public Hearing to the affected property owners and tenants of the proposed water service rate increases in compliance with Proposition 218 on or before October 30, 2015, and the District's Notice set forth a procedure by which property owners and tenants may submit written protests to the proposed water service fee increase; and

WHEREAS, the Public Hearing was held at the duly noticed public meeting on December 15, 2015; and

WHEREAS, at the Public Hearing the District Board of Directors heard and considered all oral testimony, written materials, and written protests concerning the establishment and imposition of the proposed rate increases for water services, and at the close of the Public Hearing the District did not receive written protests against the establishment and imposition of the proposed rate increases for water services from a majority of the affected property owners and tenants directly liable for the payment of the water service rates; and

WHEREAS, by adopting this Ordinance, the District Board of Directors hereby desires to adopt and implement the proposed rates for the water services as set forth below; and

WHEREAS, the water service rates will be adjusted effective with all water bills issued for water consumption that occurs on or after January 1, 2016.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: The District Board of Directors finds and determines that the foregoing Recitals are true and correct and incorporates the Recitals herein.

SECTION 2: The District Board of Directors hereby finds that the administration, operation, maintenance, and improvements of the water system, which are to be funded by the water service rates set forth herein, are necessary to maintain service within the District's existing service area. The District Board of Directors further finds that such water service rates are necessary and reasonable to fund the administration, operation, maintenance, and improvements of the water system. More specifically, the changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c)

meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California. Based on these findings, the District Board of Directors hereby determines that this Ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA).

SECTION 3: Based on RFC's recommendations and findings, together with all prior public meetings, staff reports, recommendations and presentations, as well as all oral testimony, written materials, and written protests concerning the establishment and imposition of the proposed rate increases for water services presented to the Board of Directors before the close of the duly noticed Public Hearing, the District Board of Directors hereby finds and determines that the proposed rates for water service comply substantively with Proposition 218 for the following reasons:

- a) The revenues derived from the water service rates do not exceed the funds required to provide water services;
- b) The revenues derived from the water service rates will not be used for any purpose other than that for which the fee is being imposed;
- c) The water service rates do not exceed the proportional cost of the services attributable to each parcel upon which they are imposed;
- d) The water service rates will not be imposed on a parcel unless the water services are actually used by, or immediately available to, the owner of the parcel; and
- e) The water service rates will not be imposed for general governmental services, such as police, fire, ambulance, or libraries, where service is available to the public in substantially the same manner as it is to property owners and tenants.

SECTION 4: Effective January 1, 2016, the District Board of Directors hereby adopts and implements the increases in the rates for the District's water services as set forth in the "Revised Appendix A" attached hereto as **Exhibit 1**, entitled "Water and Sewer Rates and Charges – Effective January 1, 2016 – December 31, 2021". Exhibit 1 hereby replaces in its entirety former Appendix A to the District Rules and Regulations. The rates and charges set forth in Exhibit 1 shall be applicable to all water use and other charges billed on or after January 1, 2016.

SECTION 5: Through this Ordinance, and as set forth in Exhibit 1, the District's Rules and Regulations are hereby being amended to include the following provisions:

PROSPECTIVE ANNUAL RATE INCREASES VIA PASS THROUGH CHARGES FOR WATER

To avoid operational deficits, depletion of reserves, an inability to address infrastructure and water quality improvements, and to continue to provide a safe, reliable water supply, the District will pass through to its customers: (1) any increases in the rates of the SDCWA Fixed Charges imposed on the District by SDCWA (an "SDCWA Fixed Pass Through"); (2) any future charges and any rate increases to any other existing charges, including imported water charges, that are imposed on the District by SDCWA (a "SDCWA Pass Through"); (3) any increases in energy costs imposed on the District by San Diego Gas and Electric ("an Energy Pass Through"); (4) future increases in the

costs of operating and maintaining the water system, including capital facilities, based on an annual inflationary adjustment in the San Diego Consumer Price Index, All Items, 1982-1984=100 for All Urban Consumers ("CPI-U") determined by the United States Department of Labor Statistics annually for the previous calendar year (an "Inflationary Pass Through"); and (5) any reduction in the allocation of ad valorem property tax revenues by the State of California ("Ad Valorem Pass Through") pursuant to Proposition 1A. Proposition 1A was approved by the voters in November 2004, with the intent of protecting the property tax revenues of local governments. Under Proposition 1A, the State of California is allowed to borrow local government property taxes on the condition that they will be paid back within 3 years. The foregoing are collectively referred to in this notice as "Pass Through Increases."

Any SDCWA Fixed Pass Through will only impact the rates of the SDCWA Fixed Charges. Any SDCWA Pass Through, any Inflationary Pass Through, Energy Pass Through, and any Ad Valorem Pass Through will impact the rates of the Meter Charge, Commodity Charge, and the Fire Meter Service Charge. The District may annually implement the Pass Through Increases for a five-year period commencing January 1, 2016, through December 31, 2021, provided, however, that (1) any increase to the rates described above as a result of any SDCWA Pass Through, Energy Pass Through, Inflationary Pass Through, or Ad Valorem Pass Through shall not exceed 15% per year; and (2) in no event shall such rates be increased by more than the cost of providing water service.

SECTION 6: The District Board of Directors hereby authorizes and directs the District General Manager to (a) implement and take all actions necessary to effectuate the rates for water services as set forth herein and in Exhibit 1; (b) annually amend, with the Board's prior approval, the District's Water Service Rates each January 1, beginning January 1, 2016 through December 31, 2021, to include the Pass Through Increases set forth herein and in Exhibit 1; and (c) file a Notice of Exemption with the County Clerk for San Diego County within five (5) working days of the date of the adoption of this Ordinance.

SECTION 7: If any section, subsection, subdivision, sentence, clause, or phrase in this Ordinance or any part thereof is for any reason held to be unconstitutional or invalid, ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The District Board of Directors hereby declares that it would have adopted each section irrespective of the fact that any one or more subsections, subdivisions, sentences, clauses, or phrases be declared unconstitutional, invalid, or ineffective.

SECTION 8: This Ordinance shall supersede all other previous District Board of Directors resolutions and ordinances that may conflict with, or be contrary to, this Ordinance.


SECTION 9: This Ordinance amends Ordinance 13-09 dated November 19, 2013 as of January 1, 2016; the rates prescribed by Ordinance 13-09 shall remain in effect through December 31, 2015.

PASSED AND ADOPTED at a special meeting of the Board of Directors of Rainbow Municipal Water District held on the 15th day of December 2015 by the following roll call vote:

AYES: Directors Brazier, Lucy, Sanford, and Walker
NOES: None
ABSTAIN: Director Griffiths
ABSENT: None



Dennis Sanford, President
Board of Directors

ATTEST:


Dawn Washburn
Board Secretary

RAINBOW MUNICIPAL WATER DISTRICT

Revised Appendix A

Water and Sewer Rates and Charges

EFFECTIVE January 1, 2016 – December 31, 2021

Adopted by Ordinance No. 15-10

(***) Denotes Change to from Previous Schedule

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

<u>Service Category</u>	<u>Water Rate</u>
Single Family Residential– first 10 units each month	\$3.31 / 100 cf ***
Single Family Residential – 11 -26 Units each month.	\$3.48 / 100 cf ***
Single Family Residential – Over 26 Units each month.	\$3.81 / 100 cf ***
Multi-Family Residential – all units	\$3.40 / 100 cf ***
Commercial – all units	\$3.51 / 100 cf ***
Agricultural w/ Residence– first 10 units each month	\$3.31 / 100 cf ***
Agricultural w/ Residence – 11 -26 Units each month.	\$3.48 / 100 cf ***
Agricultural w/ Residence – Over 26 Units each month.	\$3.24 / 100 cf ***
Agricultural w/o Residence – all units	\$3.24 / 100 cf ***
Institutional – all units	\$3.58 / 100 cf ***
Construction – all units	\$4.30 / 100 cf ***
Transitional Special Agricultural Water Rates (TSAWR)	
TSAWR Domestic - first 10 units each month	\$3.31 / 100 cf ***
TSAWR Domestic – 11 to 26 units each month	\$3.48 / 100 cf ***
TSAWR Domestic – Over 26 units each month	\$2.77 / 100 cf ***
TSAWR Commercial – all units	\$2.77 / 100 cf ***

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$9.51 per meter ***
1 - Rainbow Heights	\$0.77 / 100 cf ***
2 - Improvement District U-1	\$0.48 / 100 cf ***
3 - Vallecitos	\$0.27 / 100 cf ***
4 - Northside	\$0.09 / 100 cf ***
5 - Morro	\$0.14 / 100 cf ***
6 - Huntley	\$0.55 / 100 cf ***
7 - Magee	\$2.53 / 100 cf ***

C. WATER ALLOCATION PENALTY RATES

The Water Allocation Penalty charges shall apply only to TSAWR customers in the event that the San Diego County Water Authority (SDCWA) establishes mandatory TSAWR allocation cutbacks. During a TSAWR allocation, SDCWA will establish an allocation reduction percentage. Each TSAWR customer will be issued a baseline allocation that is calculated from a base year defined by SDCWA and this allocation will be reduced by the SDCWA defined reduction percentage.

A penalty of \$3.31 per unit will be charged to TSAWR customers who use greater than their reduced allocation but less than their baseline allocation. A penalty of \$6.62 per unit will be charged to TSAWR customers who use more than their baseline allocation.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

RMWD Monthly Fixed O&M Charges for Single Family Residential, Multi-Family Residential, Commercial, and Institutional

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 23.82***
3/4 "	\$ 23.82***
1"	\$ 37.20***
1 1/2"	\$ 70.64***
2"	\$ 110.78***
3"	\$ 237.78***
4"	\$ 425.15***
6"	\$ 873.31***

NOTE: Locked or sealed meters are assessed a charge equal to the above monthly charge for the appropriate sized meter.

RMWD Monthly Fixed O&M Charges for Agricultural w/Residence, Agricultural w/o residence, TSAWR Domestic, and TSAWR Commercial

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 43.26***
3/4 "	\$ 43.26***
1"	\$ 69.59***
1 1/2"	\$ 135.44***
2"	\$ 214.45***
3"	\$ 464.64***
4"	\$ 833.36***
6"	\$ 1,715.63***

NOTE: Locked or sealed meters are assessed a charge equal to the above monthly charge for the appropriate sized meter.

SDCWA Fixed Pass Through Charges

Charge is assessed by the San Diego County Water Authority and passed through directly by RMWD to all meter customers. These charges are in addition to RMWD Monthly Fixed O&M Charges

Monthly SDCWA Fixed Pass Through Charge for Single Family Residential, Multi-Family Residential, Agricultural w/ residence, Agricultural w/o Residence, Commercial, and Institutional

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 35.02***
3/4 "	\$ 35.02***
1"	\$ 58.37***
1 1/2"	\$ 116.75***
2"	\$ 186.79***
3"	\$ 408.61***
4"	\$ 735.50***
6"	\$ 1,517.71***

Monthly SDCWA Fixed Pass Through Charge for TSAWR Domestic, and TSAWR Commercial

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 17.05***
3/4 "	\$ 17.05***
1"	\$ 28.42***
1 1/2"	\$ 56.84***
2"	\$ 90.94***
3"	\$ 198.93***
4"	\$ 358.08***
6"	\$ 738.90***

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 3.75
3/4 "	\$ 3.75
1"	\$ 3.75
1 1/2"	\$ 4.50
2"	\$ 5.00
3"	\$ 7.50
4"	\$ 10.00
6"	\$ 15.00

<u>Service Conditions</u>	<u>Monthly Charge</u>
Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 237.78 ***
Water Commodity Charge	\$4.30 / 100 ccf***

B. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter.
Returned Check Charge	\$30.00
Tax Roll Fee (Accounts collected through SD County Assessor's Office)	\$45.00
48-hour Lock Off Notice	\$40.00
Service Turn-on Fee	\$50.00
After hours Turn-on-Fee	\$75.00
Cut Padlock Fee	\$22.00
Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2") \$225.00 (3" or 4") \$225.00 (6")

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 7,490***	\$ 190***
1 1/2"	\$ 20,150	\$ 14,043***	\$ 357***
2"	\$ 35,262	\$ 24,341***	\$ 619***

3"	\$ 60,449	\$ 44,938***	\$ 1,142 ***
4"	\$ 100,748	\$ 76,768 ***	\$ 1,952 ***
6"	\$ 171,272	\$ 140,430 ***	\$ 3,570 ***

SEWER CHARGES

A. Commercial Customers

Sewer Service Monthly Charge \$75.50 per EDU

Residential and Multi-family Customers

Rate is based on the lowest month of water used in the previous fiscal year. New homes with no usage history default to 5 units per month for the first year.

1 Unit	\$28.70 per EDU
2Units	\$35.70
3 Units	\$42.50
4 Units	\$49.50
5 Units	\$56.20
6 Units	\$63.20
7 Units	\$63.20
8 Units	\$63.20
9 Units	\$63.20
10 Units	\$63.20
11 Units or greater	\$75.50
Commercial	\$75.50

B. Unconnected Service Monthly Charge \$41.67 per EDU

C. EDU description and assessment

Single Family Residence on Individual Parcel	1.0 EDU
Apartment, Condominium or Duplex Each Apartment, Condominium or Duplex	1.0 EDU
Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Restroom	0.80 EDU
Motel or Hotel Each Living Unit with Kitchen	0.80 EDU
Each Living Unit without Kitchen	0.40 EDU

Commercial Business - Retail shop or Offices Equipped with Restroom, Up to 1,000 sf.	1.20 EDU
Commercial Business – Each additional 1,000 sf. of gross floor space or part thereof.	0.80 EDU
Automobile Service Stations	
A. Providing RV holding tank disposal station	2.00 EDU
B. Four (4) or under Gas Pumps	0.80 EDU
C. Over four (4) Gas Pumps	1.00 EDU
Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU
Bakery	1.0 EDU
Theater - 200 seating capacity	1.40 EDU
Hospital - per bed	0.40 EDU
Convalescent Hospital - Boarding Home - per bed	0.40 EDU
Labor Camp, Per Bed	0.10 EDU
Mortuary	1.20 EDU
Car Wash	1.20 EDU
Grocery Store	1.20 EDU
Self Service Laundry - each washing machine	0.40 EDU
Swimming Pool - with restrooms	1.20 EDU
Spas - with restrooms	1.20 EDU
Country Clubs with common restroom facilities Each additional shower unit, wash closet and/or fixture.	1.0 EDU
Restaurant – Base (Using non-disposable tableware Per each seven (7) seats or part thereof	2.70 EDU 1.20 EDU
Restaurants—Base (Using disposable tableware) Per each twenty-one (21) seats or part thereof	1.20 EDU 1.20 EDU
Schools (Public or Private)	
Elementary	Per each 60 students
Junior High School	Per each 40 students
High School	Per each 30 students
	1.20 EDU 1.20 EDU 1.20 EDU

PROSPECTIVE ANNUAL RATE INCREASES VIA PASS THROUGH CHARGES FOR WATER

To avoid operational deficits, depletion of reserves, an inability to address infrastructure and water quality improvements, and to continue to provide a safe, reliable water supply, the District will pass through to its customers: (1) any increases in the rates of the SDCWA Fixed Charges imposed on the District by SDCWA (an "SDCWA Fixed Pass Through"); (2) any future charges and any rate increases to any other existing charges, including imported water charges, that are imposed on the District by SDCWA (a "SDCWA Pass Through"); (3) any increases in energy costs imposed on the District by San Diego Gas and Electric ("an Energy Pass Through"); (4) future increases in the costs of operating and maintaining the water system, including capital facilities, based on an annual inflationary adjustment in the San Diego Consumer Price Index, All Items, 1982-1984=100 for All Urban Consumers ("CPI-U") determined by the United States Department of Labor Statistics annually for the previous calendar year (an "Inflationary Pass Through"); and (5) any reduction in the allocation of ad valorem property tax revenues by the State of California ("Ad Valorem Pass Through") pursuant to Proposition 1A. Proposition 1A was approved by the voters in November 2004, with the intent of protecting the property tax revenues of local governments. Under Proposition 1A, the State of California is allowed to borrow local government property taxes on the condition that they will be paid back within 3 years. The foregoing are collectively referred to in this ordinance as "Pass Through Increases."

Any SDCWA Fixed Pass Through will only impact the rates of the SDCWA Fixed Charges. Any SDCWA Pass Through, any Inflationary Pass Through, Energy Pass Through, and any Ad Valorem Pass Through will impact the rates of the Meter Charge, Commodity Charge, and the Fire Meter Service Charge. The District may annually implement the Pass Through Increases for a five-year period commencing January 1, 2016, through December 31, 2021, provided, however, that (1) any increase to the rates described above as a result of any SDCWA Pass Through, Energy Pass Through, Inflationary Pass Through, or Ad Valorem Pass Through shall not exceed 15% per year; and (2) in no event shall such rates be increased by more than the cost of providing water service.

END

RESOLUTION NUMBER 16-20

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE RAINBOW MUNICIPAL WATER DISTRICT
ADOPTING WATER SERVICE INCREASE FOR PASS THROUGH
WATER CHARGES AND ANNUAL INFLATION ADJUSTMENT
PURSUANT TO ORDINANCE NO. 15-10 AND INCREASE THE BACKFLOW FEES
FOR FULL COST RECOVERY**

WHEREAS, the District manages and supplies the water operations of the District (the "System") by charging for water service provided to the ratepayers of the District's service area pursuant to Chapter 8.29.010 of the Rainbow Municipal Water District Administrative Code, as such charges are adjusted from time to time by resolution; and

WHEREAS, the District is proposing to adjust its water rates in response to the San Diego County Water Authority (SDCWA) rate adjustment "pass through" by increasing their wholesale water rate sold to the District; and

WHEREAS, Rainbow Municipal Water District Administrative Code Section 8.29.010 allows the Board of Directors to adopt water rate adjustments by resolution; and

WHEREAS, the District is permitted to pass through these water rate adjustments to ratepayers pursuant to Ordinance No. 15-10 adopted on December 15, 2015 following public hearing pursuant to Article XIII D of the California Constitution; and

WHEREAS, on December 6, 2016 or thereafter, the District will mail the Notice of Water Fee Adjustment to each property owner or customer subject to the fee, to be effective starting January 6th for the water bill to be mailed in February 2017, relating to and describing the water adjustment in accordance with applicable law to the applicable customers and/or parcels; and

WHEREAS, the increase shall commence at least 30 days following such mailing or a date thereafter (on December 6, 2016);

WHEREAS, the increase to the backflow fees are necessary for full cost recovery. The District has been incurring a deficit to the cross connection program related to the backflow fees it recovers;

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District, as follows:

SECTION 1: The foregoing recitals are true and correct and incorporated herein by reference.

SECTION 2: The Board has fully considered this matter and has:

- A. Reviewed the submittal, notice and the information submitted herewith regarding the proposed increases, the parcels to which the proposed fee increase would apply, and the reasons and basis for the increase and the fees;
- B. Provided for notice of the proposed fee increase to the record owners (or renters/customers responsible for payment of the fee) of all parcels to which the proposed fee increase would apply in accordance with applicable law;
- C. Heard and received all objections, protests, or other written communication from any owners (or renters) of real property subject to the fee;
- D. Taken and received oral and documentary evidence pertaining to the proposed fee increase; and

E. Been fully informed of this matter.

SECTION 3: That based on these facts and circumstances presented and the information received, the Board of Directors find that adjustments in water rates are necessary and the adjustments are in accordance with Rainbow Municipal Water District Administrative Code Section 8.29.010 and Ordinance No. 15-10, are hereby approved. The increases are shown on Appendix A hereto and by this reference incorporated herein.

SECTION 4: Adjustments to Monthly Water Rates. Pursuant to Section 8.29.010 allows changes in rates by Resolution, as said rates may have been adjusted pursuant to prior resolutions and/or ordinances, increases as set forth in Appendix A.

SECTION 5: The rate shall take effect January 10, 2017 for the water bill to be mailed in February 2017, with the increase to be effective at least 30 days following the mailing of the notice.

SECTION 6: The Board Secretary shall certify as to the adoption of this Resolution.

PASSED, APPROVED, AND ADOPTED in Open Session at a meeting of the Board of Directors of the Rainbow Municipal Water District held on the 6th day of December, 2016 by the following vote, to wit:

AYES: Directors Brazier, Sanford, Stewart, and Walker
NOES: None
ABSTAIN: None
ABSENT: Director Bigley


Dennis Sanford, Board President

ATTEST:

Dawn Washburn, Board Secretary

RAINBOW MUNICIPAL WATER DISTRICT

Appendix A

Water and Sewer Rates and Charges

EFFECTIVE January 6, 2017 – December 31, 2021

Adopted by Resolution No. 16-20

(***) Denotes Change to from Previous Schedule

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

<u>Service Category</u>	<u>Water Rate</u>
Single Family Residential– first 10 units each month	\$3.42 / 100 cf ***
Single Family Residential – 11 -26 Units each month.	\$3.60 / 100 cf ***
Single Family Residential – Over 26 Units each month.	\$3.94 / 100 cf ***
Multi-Family Residential – all units	\$3.52 / 100 cf ***
Commercial – all units	\$3.63 / 100 cf ***
Agricultural w/ Residence– first 10 units each month	\$3.42 / 100 cf ***
Agricultural w/ Residence – 11 -26 Units each month.	\$3.60 / 100 cf ***
Agricultural w/ Residence – Over 26 Units each month.	\$3.35 / 100 cf ***
Agricultural w/o Residence – all units	\$3.35 / 100 cf ***
Institutional – all units	\$3.70 / 100 cf ***
Construction – all units	\$4.44 / 100 cf ***
Transitional Special Agricultural Water Rates (TSAWR)	
TSAWR Domestic - first 10 units each month	\$3.42 / 100 cf ***
TSAWR Domestic – 11 to 26 units each month	\$3.60 / 100 cf ***
TSAWR Domestic – Over 26 units each month	\$2.87 / 100 cf ***
TSAWR Commercial – all units	\$2.87 / 100 cf ***

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$9.51 per meter
1 - Rainbow Heights	\$0.80 / 100 cf ***
2 - Improvement District U-1	\$0.50 / 100 cf ***
3 - Vallecitos	\$0.28 / 100 cf ***
4 - Northside	\$0.10 / 100 cf ***
5 - Morro	\$0.15 / 100 cf ***
6 - Huntley	\$0.58 / 100 cf ***
7 - Magee	\$2.62 / 100 cf ***

C. WATER ALLOCATION PENALTY RATES

The Water Allocation Penalty charges shall apply only to TSAWR customers in the event that the San Diego County Water Authority (SDCWA) establishes mandatory TSAWR allocation cutbacks. During a TSAWR allocation, SDCWA will establish an allocation reduction percentage. Each TSAWR customer will be issued a baseline allocation that is calculated from a base year defined by SDCWA and this allocation will be reduced by the SDCWA defined reduction percentage.

A penalty of \$3.31 per unit will be charged to TSAWR customers who use greater than their reduced allocation but less than their baseline allocation. A penalty of \$6.62 per unit will be charged to TSAWR customers who use more than their baseline allocation.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

RMWD Monthly Fixed O&M Charges for Single Family Residential, Multi-Family Residential, Commercial, and Institutional

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 24.40***
3/4 "	\$ 24.40***
1"	\$ 38.11***
1 1/2"	\$ 72.37***
2"	\$ 113.49***
3"	\$ 243.68***
4"	\$ 435.56***
6"	\$ 894.68***

NOTE: Locked or sealed meters are assessed a charge equal to the above monthly charge for the appropriate sized meter.

RMWD Monthly Fixed O&M Charges for Agricultural w/Residence, Agricultural w/o residence, TSAWR Domestic, and TSAWR Commercial

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 44.32***
3/4 "	\$ 44.32***
1"	\$ 71.29***
1 1/2"	\$ 138.75***
2"	\$ 219.70***
3"	\$ 476.01***
4"	\$ 853.76***
6"	\$ 1,757.62***

NOTE: Locked or sealed meters are assessed a charge equal to the above monthly charge for the appropriate sized meter.

SDCWA Fixed Pass Through Charges

Charge is assessed by the San Diego County Water Authority and passed through directly by RMWD to all meter customers. These charges are in addition to RMWD Monthly Fixed O&M Charges

Monthly SDCWA Fixed Pass Through Charge for Single Family Residential, Multi-Family Residential, Agricultural w/ residence, Agricultural w/o Residence, Commercial, and Institutional

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 36.74***
3/4 "	\$ 36.74***
1"	\$ 61.24***
1 1/2"	\$ 122.48***
2"	\$ 195.96***
3"	\$ 428.68***
4"	\$ 771.63***
6"	\$ 1,592.26***

Monthly SDCWA Fixed Pass Through Charge for TSAWR Domestic, and TSAWR Commercial

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 17.05
3/4 "	\$ 17.05
1"	\$ 28.42
1 1/2"	\$ 56.84
2"	\$ 90.94
3"	\$ 198.93
4"	\$ 358.08
6"	\$ 738.90

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 4.81***
3/4 "	\$ 4.81***
1"	\$ 4.81***
1 1/2"	\$ 4.81***
2"	\$ 4.81***
3"	\$ 8.14***
4"	\$ 8.14***
6"	\$ 8.14***

<u>Service Conditions</u>	<u>Monthly Charge</u>
Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 243.68 ***
Water Commodity Charge	\$4.44 / 100 ccf***

B. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter.
Returned Check Charge	\$30.00
Tax Roll Fee (Accounts collected through SD County Assessor's Office)	\$45.00
48-hour Lock Off Notice	\$40.00
Service Turn-on Fee	\$50.00
After hours Turn-on-Fee	\$75.00
Cut Padlock Fee	\$22.00
Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2") \$225.00 (3" or 4") \$225.00 (6")

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

<u>Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
3/4 "	\$ 10,075	\$ N/A	\$ N/A
1"	\$ 13,097	\$ 7,490***	\$ 190***
1 1/2"	\$ 20,150	\$ 14,043***	\$ 357***
2"	\$ 35,262	\$ 24,341***	\$ 619***

3"	\$ 60,449	\$ 44,938***	\$ 1,142 ***
4"	\$ 100,748	\$ 76,768 ***	\$ 1,952 ***
6"	\$ 171,272	\$ 140,430 ***	\$ 3,570 ***

SEWER CHARGES

A. Commercial Customers

Sewer Service Monthly Charge \$75.50 per EDU

Residential and Multi-family Customers

Rate is based on the lowest month of water used in the previous fiscal year. New homes with no usage history default to 5 units per month for the first year.

1 Unit	\$28.70 per EDU
2Units	\$35.70
3 Units	\$42.50
4 Units	\$49.50
5 Units	\$56.20
6 Units	\$63.20
7 Units	\$63.20
8 Units	\$63.20
9 Units	\$63.20
10 Units	\$63.20
11 Units or greater	\$75.50
Commercial	\$75.50

B. Unconnected Service Monthly Charge \$41.67 per EDU

C. EDU description and assessment

Single Family Residence on Individual Parcel	1.0 EDU
Apartment, Condominium or Duplex Each Apartment, Condominium or Duplex	1.0 EDU
Mobile home Parks - Each Mobile home Space, Each Office, Service Bldg. or Accessory Bldg. or Restroom	0.80 EDU
Motel or Hotel Each Living Unit with Kitchen	0.80 EDU
Each Living Unit without Kitchen	0.40 EDU

Commercial Business - Retail shop or Offices Equipped with Restroom, Up to 1,000 sf.	1.20 EDU
Commercial Business – Each additional 1,000 sf. of gross floor space or part thereof.	0.80 EDU
Automobile Service Stations	
A. Providing RV holding tank disposal station	2.00 EDU
B. Four (4) or under Gas Pumps	0.80 EDU
C. Over four (4) Gas Pumps	1.00 EDU
Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU
Bakery	1.0 EDU
Theater - 200 seating capacity	1.40 EDU
Hospital - per bed	0.40 EDU
Convalescent Hospital - Boarding Home - per bed	0.40 EDU
Labor Camp, Per Bed	0.10 EDU
Mortuary	1.20 EDU
Car Wash	1.20 EDU
Grocery Store	1.20 EDU
Self Service Laundry - each washing machine	0.40 EDU
Swimming Pool - with restrooms	1.20 EDU
Spas - with restrooms	1.20 EDU
Country Clubs with common restroom facilities Each additional shower unit, wash closet and/or fixture.	1.0 EDU
Restaurant – Base (Using non-disposable tableware Per each seven (7) seats or part thereof	2.70 EDU 1.20 EDU
Restaurants—Base (Using disposable tableware) Per each twenty-one (21) seats or part thereof	1.20 EDU 1.20 EDU
Schools (Public or Private)	
Elementary Per each 60 students	1.20 EDU
Junior High School Per each 40 students	1.20 EDU
High School Per each 30 students	1.20 EDU

PROSPECTIVE ANNUAL RATE INCREASES VIA PASS THROUGH CHARGES FOR WATER

To avoid operational deficits, depletion of reserves, an inability to address infrastructure and water quality improvements, and to continue to provide a safe, reliable water supply, the District will pass through to its customers: (1) any increases in the rates of the SDCWA Fixed Charges imposed on the District by SDCWA (an "SDCWA Fixed Pass Through"); (2) any future charges and any rate increases to any other existing charges, including imported water charges, that are imposed on the District by SDCWA (a "SDCWA Pass Through"); (3) any increases in energy costs imposed on the District by San Diego Gas and Electric ("an Energy Pass Through"); (4) future increases in the costs of operating and maintaining the water system, including capital facilities, based on an annual inflationary adjustment in the San Diego Consumer Price Index, All Items, 1982-1984=100 for All Urban Consumers ("CPI-U") determined by the United States Department of Labor Statistics annually for the previous calendar year (an "Inflationary Pass Through"); and (5) any reduction in the allocation of ad valorem property tax revenues by the State of California ("Ad Valorem Pass Through") pursuant to Proposition 1A. Proposition 1A was approved by the voters in November 2004, with the intent of protecting the property tax revenues of local governments. Under Proposition 1A, the State of California is allowed to borrow local government property taxes on the condition that they will be paid back within 3 years. The foregoing are collectively referred to in this ordinance as "Pass Through Increases."

Any SDCWA Fixed Pass Through will only impact the rates of the SDCWA Fixed Charges. Any SDCWA Pass Through, any Inflationary Pass Through, Energy Pass Through, and any Ad Valorem Pass Through will impact the rates of the Meter Charge, Commodity Charge, and the Fire Meter Service Charge. The District may annually implement the Pass Through Increases for a five-year period commencing January 1, 2016, through December 31, 2021, provided, however, that (1) any increase to the rates described above as a result of any SDCWA Pass Through, Energy Pass Through, Inflationary Pass Through, or Ad Valorem Pass Through shall not exceed 15% per year; and (2) in no event shall such rates be increased by more than the cost of providing water service.

END

ORDINANCE NO. 17-11

Amends
ORD. # 17-07
& Resolution 16-20

ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
REVISING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WATER AND SEWER CAPACITY CHARGES

Amended By
ORD. # 18-04

WHEREAS, the Rainbow Municipal Water District ("RMWD" or the "District") Board of Directors is committed to providing reliable, high-quality water and water reclamation services in a fiscally sustainable manner; and

WHEREAS, to meet this commitment, the District completed an update to the Water and Wastewater Master Plan which undertook an evaluation of the potable and wastewater systems, existing and projected demands, and infrastructure needs; on April 26, 2016, the Board of Directors adopted the 2016 Water and Wastewater Master Plan Update; and

WHEREAS, on or around March 22, 2016, the District retained Willdan Financial Services ("WFS") to perform an asset valuation study and alternative capacity fee methodologies. WFS performed site visits to all District facilities, documented conditions of infrastructure, reviewed our current planning documents, and valued our property equipment and inventory. On February 28, 2017, the Board of Directors approved the Asset Valuation Study by WFS. The Asset Valuation was used to represent the value of the existing water and sewer system for the calculation of the capacity fees.

WHEREAS, on or around February 3, 2017, the District retained Raftelis Financial Consultants ("RFC"), an industry-leading third party capacity rate and fee public finance consultant, to review and calculate the water and sewer capacity fees; RFC used information and data from the Asset valuation Study and the 2016 Water and Wastewater Plan Update, existing debt, reserve balances and consumer characteristics to calculate the water and sewer capacity charges; and

WHEREAS, between June 2016 and July of 2017, the District held a series of eighteen meetings with the District Engineering Services Committee and Budget and Finance Committee to discuss the RFC study and details regarding the capacity fees on the following dates: June 1, 2016, September 13, 2016, October 5 and 11, 2016, November 8, 2016 December 7 and 13, 2016, January 8 and 10, 2017, February 1 and 14, 2017, March 14, 2017 April 5 and 11, 2017 May 3 and 9, 2017, June 7, 2017, and July 5, 2017 which meetings were publicly noticed and open to the public; and

WHEREAS, the District Board of Directors held a publicly noticed Board Meeting on May 30, 2017 to substantively review the proposed capacity charges; and

WHEREAS, the final RFC Water and Sewer Capacity Fee Review was published on RWMD's website on June 8, 2017 for the public's consumption; and

WHEREAS, at this point in time, based on the RFC's recommendations and findings, together with all prior public meetings, staff reports and presentations, the Board of Directors of the RMWD hereby desires to adjust certain capacity charges related to the provision of water and sewer service; and

WHEREAS, the Board of Directors is provided authority to establish rates and charges by California Water Code §71616 and §71670; and

WHEREAS, the Public Hearing was held at the duly noticed public meeting on July 25, 2017; and

WHEREAS, at the Public Hearing the District Board of Directors heard and considered all oral testimony, written materials, and written protests concerning the establishment and imposition of the proposed water and sewer capacity charges and at the close of the Public Hearing the District did not receive written protests against the establishment and imposition of the proposed water and sewer capacity charges; and

WHEREAS, by adopting this Ordinance, the District Board of Directors hereby desires to adopt and implement the proposed water and sewer capacity charges as set forth below; and

WHEREAS, the water and sewer capacity charges will be effective on August 1, 2017.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: The District Board of Directors finds and determines that the foregoing Recitals are true and correct and incorporates the Recitals herein.

SECTION 2: The District Board of Directors hereby finds that obtaining funds for capital projects necessary to maintain service within the existing services area, and passing through wholesale water capacity charges by the San Diego County Water Authority are hereby determined that this Ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA).

SECTION 3: Based on RFC's recommendations and findings, together with all prior public meetings, staff reports, recommendations and presentations, as well as all oral testimony, written materials, and written protests concerning the establishment and imposition of the proposed capacity charges presented to the Board of Directors before the close of the duly noticed Public Hearing, the District Board of Directors hereby finds and determines that the proposed rates for water service comply substantively with Government Code 66000 for the following reasons:

- a) The revenues derived from the capacity charges do not exceed the estimated reasonable costs of providing the service for which the charge is imposed and the water and sewer capacity charges insures that each user will pay their fair share into the system based on actual demands upon the system;
- b) The revenues derived from the capacity charges will be deposited in a separate fund and will not be used for any purpose other than that for which the fee is being imposed; For each separate account, the District's finance officer shall, within one hundred eighty days (180) days after the last day of each fiscal year, make available to the public and present to the District Board of Directors a written report containing all the information required by Government Code section 66013(d).

SECTION 4: Effective August 1, 2017, the District Board of Directors hereby adopts and implements the update to the water and sewer capacity charges for the District's water services as set forth in the "Revised Appendix A" attached hereto as **Exhibit 1**, entitled "Water and Sewer Rates and Charges – Effective August 1, 2017". Exhibit 1 hereby replaces in its entirety former Appendix A to the District Rules and Regulations. The capacity charges set forth in Exhibit 1 shall be effective August 1, 2017.

SECTION 5: The District shall collect the capacity fees established by the San Diego County Water Authority in accordance with their requirements as set forth from time to time. Any increases in San Diego County Water Authority capacity fees shall automatically be passed through. All protests or objections to the San Diego County Water Authority capacity fees should be direct to: San Diego County Water Authority, 4677 Overland Avenue, San Diego, CA 92123.

SECTION 6: The District Board of Directors hereby authorizes and directs the District General Manager to (a) implement and take all actions necessary to effectuate the water and sewer capacity charges as set forth herein and in Exhibit 1; (b) file a Notice of Exemption with the County Clerk for San Diego County within five (5) working days of the date of the adoption of this Ordinance.

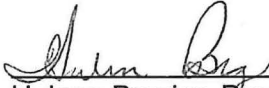
SECTION 7: If any section, subsection, subdivision, sentence, clause, or phrase in this Ordinance or any part thereof is for any reason held to be unconstitutional or invalid, ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The District Board of Directors hereby declares that it would have adopted each section irrespective of the fact that any one or more subsections, subdivisions, sentences, clauses, or phrases be declared unconstitutional, invalid, or ineffective.

SECTION 8: This Ordinance shall supersede all other previous District Board of Directors resolutions and ordinances that may conflict with, or be contrary to, this Ordinance.

SECTION 9: This Ordinance amends Resolution 16-20 dated December 6, 2016 and Ordinance 17-07 dated July 25, 2017 as of August 1, 2017;

PASSED AND ADOPTED at a special meeting of the Board of Directors of Rainbow Municipal Water District held on the 22th day of August, 2017 by the following roll call vote:

AYES:	Directors Brazier, Gasca, Hamilton, Mack, and Stewart
NOES:	None
ABSTAIN:	None
ABSENT:	None



Helene Brazier, President
Board of Directors

ATTEST:


Dawn Washburn, Board Secretary

RAINBOW MUNICIPAL WATER DISTRICT

Appendix A

Water and Sewer Rates and Charges

EFFECTIVE August 1, 2017

Adopted by Ordinance No. 17-11

(**) Denotes Change from Previous Schedule

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

1 Unit = 748 Gallons = 100 cubic feet (cf)

<u>Service Category</u>	<u>Water Rate</u>
Single Family Residential– first 10 units each month	\$3.42 / 100 cf
Single Family Residential – 11 -26 Units each month.	\$3.60 / 100 cf
Single Family Residential – Over 26 Units each month.	\$3.94 / 100 cf
Multi-Family Residential – all units	\$3.52 / 100 cf
Commercial – all units	\$3.63 / 100 cf
Agricultural w/ Residence– first 10 units each month	\$3.42 / 100 cf
Agricultural w/ Residence – 11 -26 Units each month.	\$3.60 / 100 cf
Agricultural w/ Residence – Over 26 Units each month.	\$3.35 / 100 cf
Agricultural w/o Residence – all units	\$3.35 / 100 cf
Institutional – all units	\$3.70 / 100 cf
Construction – all units	\$4.44 / 100 cf
Transitional Special Agricultural Water Rates (TSAWR)	
TSAWR Domestic - first 10 units each month	\$3.42 / 100 cf
TSAWR Domestic – 11 to 26 units each month	\$3.60 / 100 cf
TSAWR Domestic – Over 26 units each month	\$2.87 / 100 cf
TSAWR Commercial – all units	\$2.87 / 100 cf

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$9.51 per meter
1 - Rainbow Heights	\$0.80 / 100 cf
2 - Improvement District U-1	\$0.50 / 100 cf
3 - Vallecitos	\$0.28 / 100 cf
4 - Northside	\$0.10 / 100 cf
5 - Morro	\$0.15 / 100 cf
6 - Huntley	\$0.58 / 100 cf
7 - Magee	\$2.62 / 100 cf

C. WATER ALLOCATION PENALTY RATES

The Water Allocation Penalty charges shall apply only to TSAWR customers in the event that the San Diego County Water Authority (SDCWA) establishes mandatory TSAWR allocation cutbacks. During a TSAWR allocation, SDCWA will establish an allocation reduction percentage. Each TSAWR customer will be issued a baseline allocation that is calculated from a base year defined by SDCWA and this allocation will be reduced by the SDCWA defined reduction percentage.

A penalty of \$3.31 per unit will be charged to TSAWR customers who use greater than their reduced allocation but less than their baseline allocation. A penalty of \$6.62 per unit will be charged to TSAWR customers who use more than their baseline allocation.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

RMWD Monthly Fixed O&M Charges for Single Family Residential, Multi-Family Residential, Commercial, and Institutional

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 24.40
3/4 "	\$ 24.40
1"	\$ 38.11
1 1/2"	\$ 72.37
2"	\$ 113.49
3"	\$ 243.68
4"	\$ 435.56
6"	\$ 894.68

NOTE: Locked or sealed meters are assessed a charge equal to the above monthly charge for the appropriate sized meter.

RMWD Monthly Fixed O&M Charges for Agricultural w/Residence, Agricultural w/o residence, TSAWR Domestic, and TSAWR Commercial

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 44.32
3/4 "	\$ 44.32
1"	\$ 71.29
1 1/2"	\$ 138.75
2"	\$ 219.70
3"	\$ 476.01
4"	\$ 853.76
6"	\$ 1,757.62

NOTE: Locked or sealed meters are assessed a charge equal to the above monthly charge for the appropriate sized meter.

SDCWA Fixed Pass Through Charges

Charge is assessed by the San Diego County Water Authority and passed through directly by RMWD to all meter customers. These charges are in addition to RMWD Monthly Fixed O&M Charges

Monthly SDCWA Fixed Pass Through Charge for Single Family Residential, Multi-Family Residential, Agricultural w/ residence, Agricultural w/o Residence, Commercial, and Institutional

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 36.74
3/4 "	\$ 36.74
1"	\$ 61.24
1 1/2"	\$ 122.48
2"	\$ 195.96
3"	\$ 428.68
4"	\$ 771.63
6"	\$ 1,592.26

Monthly SDCWA Fixed Pass Through Charge for TSAWR Domestic, and TSAWR Commercial

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 17.05
3/4 "	\$ 17.05
1"	\$ 28.42
1 1/2"	\$ 56.84
2"	\$ 90.94
3"	\$ 198.93
4"	\$ 358.08
6"	\$ 738.90

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 4.81
3/4 "	\$ 4.81
1"	\$ 4.81
1 1/2"	\$ 4.81
2"	\$ 4.81
3"	\$ 8.14
4"	\$ 8.14
6"	\$ 8.14

<u>Service Conditions</u>	<u>Monthly Charge</u>
Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00
Fire Standby Charge (All Other Areas)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 243.68
Water Commodity Charge	\$4.44 / 100 cf

B. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter.
Returned Check Charge	\$30.00
Tax Roll Fee (Accounts collected through SD County Assessor's Office)	\$45.00
48-hour Lock Off Notice	\$40.00
Service Turn-on Fee	\$50.00
After hours Turn-on-Fee	\$75.00
Cut Padlock Fee	\$22.00
Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2") \$225.00 (3" or 4") \$225.00 (6")

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA. Capacity fees list are for **residential only**, all other land use types will be calculated case by case based on the number of EDUs (equivalent dwelling unit).

<u>Capacity Class</u>	<u>Reference Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
A	5/8"	\$ 6,241	\$ 5,029	\$ 128
B	3/4"	\$ 10,401	\$ 5,029	\$ 128

C	1"	\$ 16,642	\$ 8,046	\$ 205
D	1 1/2"	\$ 27,043	\$ 15,087	\$ 384
E	2"	\$ 62,406	\$ 26,151	\$ 666
F	3"	\$ 124,812	\$ 48,278	\$ 1,129
G	4"	\$ 208,020	\$ 82,476	\$ 2,099

Lot size less than 5,000 sqft (0.11 acre) with de minimis irrigation of less than 1,000 sqft may qualify for a 5/8 inch meter.

Lot size less than 21,7880 sqft (0.5 acres) may qualify for a 3/4 inch meter.

For cases where demand qualifies for a smaller capacity meter, but requires a larger meter to meet fire flow requirements only, a meter one size larger may be installed and a monthly fire standby charge will be assessed. Written confirmation from the fire department is required.

SEWER CHARGES

A.

Commercial Customers

Sewer Service Monthly Charge \$75.50 per EDU

Residential and Multi-family Customers

Rate is based on the lowest month of water used in the previous fiscal year. New homes with no usage history default to 5 units per month for the first year.

<u>Water Usage Per Month</u>	<u>Per EDU</u>
1 Unit	\$28.70
2Units	\$35.70
3 Units	\$42.50
4 Units	\$49.50
5 Units	\$56.20
6 Units	\$63.20
7 Units	\$63.20
8 Units	\$63.20
9 Units	\$63.20
10 Units	\$63.20
11 Units or greater	\$75.50
Commercial	\$75.50

B. EDU description and basis for Sewer Capacity Charges

Single Family Residential, Apartment, Condominium, Duplex or Mobile home, Each Unit

Square Footage

≤1,250	0.8 EDU
1,251 to 2,000	1.0 EDU
2,001 to 3,000	1.2 EDU
3,001 to 4,500	1.5 EDU
4,501 to 6,000	2.0 EDU
>6,000	Case by Case

Motel or Hotel

Each Living Unit with Kitchen	0.80 EDU
Each Living Unit without Kitchen	0.40 EDU

Commercial Business - Retail shop or Offices
Equipped with Restroom, Up to 1,000 sf.

1.20 EDU

Commercial Business – Each additional 1,000 sf.
of gross floor space or part thereof.

0.80 EDU

Automobile Service Stations

A. Providing RV holding tank disposal station	2.00 EDU
B. Four (4) or under Gas Pumps	0.80 EDU
C. Over four (4) Gas Pumps	1.00 EDU

Church, Fraternal Lodge or similar auditorium for
each unit of seating capacity for 200 persons.

1.0 EDU

Bakery

1.0 EDU

Theater - 200 seating capacity

1.40 EDU

Hospital - per bed

0.40 EDU

Convalescent Hospital - Boarding Home - per bed

0.40 EDU

Labor Camp, Per Bed

0.10 EDU

Mortuary

1.20 EDU

Car Wash

1.20 EDU

Grocery Store

1.20 EDU

Self Service Laundry - each washing machine

0.40 EDU

Swimming Pool - with restrooms

1.20 EDU

Spas - with restrooms

1.20 EDU

Country Clubs with common restroom facilities		1.20 EDU
Each additional shower unit, wash closet and/or fixture.		
Restaurant – Base (Using non-disposable tableware	2.70 EDU	
Per each seven (7) seats or part thereof	1.20 EDU	
Restaurants—Base (Using disposable tableware)	1.20 EDU	
Per each twenty-one (21) seats or part thereof	1.20 EDU	
Schools (Public or Private)		
Elementary	Per each 60 students	1.20 EDU
Junior High School	Per each 40 students	1.20 EDU
High School	Per each 30 students	1.20 EDU

D. Sewer Capacity Charge \$14,126 per EDU

PROSPECTIVE ANNUAL RATE INCREASES VIA PASS THROUGH CHARGES FOR WATER

To avoid operational deficits, depletion of reserves, an inability to address infrastructure and water quality improvements, and to continue to provide a safe, reliable water supply, the District will pass through to its customers: (1) any increases in the rates of the SDCWA Fixed Charges imposed on the District by SDCWA (an “SDCWA Fixed Pass Through”); (2) any future charges and any rate increases to any other existing charges, including imported water charges, that are imposed on the District by SDCWA (a “SDCWA Pass Through”); (3) any increases in energy costs imposed on the District by San Diego Gas and Electric (“an Energy Pass Through”); (4) future increases in the costs of operating and maintaining the water system, including capital facilities, based on an annual inflationary adjustment in the San Diego Consumer Price Index, All Items, 1982-1984=100 for All Urban Consumers (“CPI-U”) determined by the United States Department of Labor Statistics annually for the previous calendar year (an “Inflationary Pass Through”); and (5) any reduction in the allocation of ad valorem property tax revenues by the State of California (“Ad Valorem Pass Through”) pursuant to Proposition 1A. Proposition 1A was approved by the voters in November 2004, with the intent of protecting the property tax revenues of local governments. Under Proposition 1A, the State of California is allowed to borrow local government property taxes on the condition that they will be paid back within 3 years. The foregoing are collectively referred to in this ordinance as “Pass Through Increases.”

Any SDCWA Fixed Pass Through will only impact the rates of the SDCWA Fixed Charges. Any SDCWA Pass Through, any Inflationary Pass Through, Energy Pass Through, and any Ad Valorem Pass Through will impact the rates of the Meter Charge, Commodity Charge, and the Fire Meter Service Charge. The District may annually implement the Pass Through Increases for a five-year period commencing January 1, 2016, through December 31, 2021, provided, however, that (1) any increase to the rates described above as a result of any SDCWA Pass Through, Energy Pass Through, Inflationary Pass Through, or Ad Valorem Pass Through shall not exceed 15% per year; and (2) in no event shall such rates be increased by more than the cost of providing water service.

END

ORDINANCE NO. 18-15

**ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT
REVISING APPENDIX A OF THE RULES AND REGULATIONS
REGARDING WASTEWATER SERVICE CHARGES
FOR COMMERCIAL WITH IRRIGATION ACCOUNTS ONLY**

WHEREAS, the Rainbow Municipal Water District (“RMWD” or the “District”) Board of Directors is committed to providing reliable, high-quality water services at the most efficient costs for our ratepayers; and

WHEREAS, to meet this commitment, the District undertook an evaluation of the infrastructure needs, programs, and operations and maintenance costs of its water and wastewater services for the ensuing five fiscal years; and

WHEREAS, on or around August 2017, the District retained Raffelis Financial Consultants (“RFC”), an industry-leading third party rate and fee public finance consultant, to develop a financial plan, perform a cost of service study, and develop rates that support and optimize a blend of various utility objectives, such as affordability for essential needs, revenue sufficiency and stability, drought conditions, and ease of implementation, as well as ensure compliance with California Constitution Article XIII D, section 6 (“Proposition 218”); and

WHEREAS, between August 2017 and January 2018, the District held a series of meetings with staff and the District Budget and Finance Committee to discuss the RFC study and details regarding the proposed water and wastewater rate increases, which meetings were publicly noticed and open to the public; and

WHEREAS, the District Board of Directors reviewed and heard presentations on the proposed rate changes at a regular board meeting on the special meeting held on January 10, 2018, and were presented with RFC’s 2018 Water and Wastewater Financial Plan and Cost of Service Rates Executive Summary, which presentation slides and Executive Summary were thereafter made available to the public on RMWD’s website; and

WHEREAS, the final RFC 2018 Water Financial Plan and Cost of Service Rates Report was published on RWMD’s website on January 2018 for the public’s consumption; and

WHEREAS, at this point in time, based on the RFC’s recommendations and findings, together with all prior public meetings, staff reports and presentations, the Board of Directors of the RMWD hereby desires to adjust certain rates related to wastewater service for commercial with irrigation class only; and

WHEREAS, the Board of Directors is provided authority to establish rates and charges by California Water Code §71616 and §71670; and

WHEREAS, Proposition 218 requires that prior to imposing any increase to the water service rates, the District shall provide written notice (the "Notice") by mail of: (1) the proposed increases to such rates and charges to the record owner of each parcel upon which the rates and charges are proposed for imposition and any tenant directly liable for payment of the rates and charges; (2) the amount of the rates and charges proposed to be imposed on each parcel; (3) the basis upon which the rates and charges were calculated; (4) the reason for the rates and charges; and (5) the date, time, and location of a public hearing (the "Public Hearing") on the proposed rates and charges; and

WHEREAS, pursuant to Proposition 218, such Notice is required to be provided to the affected property owners and any tenant directly liable for the payment of the rates and charges not less than forty-five days prior to the Public Hearing on the proposed rates and charges; and

WHEREAS, the District did provide such timely Notice of the Public Hearing to the affected property owners and tenants of the proposed water service rate increases in compliance with Proposition 218 on or before January 12, 2018, and the District's Notice set forth a procedure by which property owners and tenants may submit written protests to the proposed water service fee increase; and

WHEREAS, the Public Hearing was held at the duly noticed public meeting on February 27, 2018; and

WHEREAS, at the Public Hearing the District Board of Directors heard and considered all oral testimony, written materials, and written protests concerning the establishment and imposition of the proposed rate increases for water services, and at the close of the Public Hearing the District did not receive written protests against the establishment and imposition of the proposed rate increases for water services from a majority of the affected property owners and tenants directly liable for the payment of the water service rates; and

WHEREAS, by adopting this Ordinance, the District Board of Directors hereby desires to adopt and revise the rates for the wastewater services for commercial with irrigation class only as set forth below; and

WHEREAS, the wastewater rates for commercial with irrigation accounts will be adjusted effective with all bills issued for service that occurs on or after July 1, 2018.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: The District Board of Directors finds and determines that the foregoing Recitals are true and correct and incorporates the Recitals herein.

SECTION 2: The District Board of Directors hereby finds that the administration, operation, maintenance, and improvements of the water system, which are to be funded by the water and wastewater service rates set forth herein, are necessary to maintain service within the District's existing service area. The District Board of Directors further finds that such water service rates are necessary and reasonable to fund the administration, operation, maintenance, and improvements of the water system. More specifically, the changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the

San Diego County Water Authority and the Metropolitan Water District of Southern California. Based on these findings, the District Board of Directors hereby determines that this Ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA).

SECTION 3: Based on RFC's recommendations and findings, together with all prior public meetings, staff reports, recommendations and presentations, as well as all oral testimony, written materials, and written protests concerning the establishment and imposition of the proposed rate increases for water services presented to the Board of Directors before the close of the duly noticed Public Hearing, the District Board of Directors hereby finds and determines that the proposed rates for water service comply substantively with Proposition 218 for the following reasons:

- a) The revenues derived from the service rates do not exceed the funds required to provide services;
- b) The revenues derived from the service rates will not be used for any purpose other than that for which the fee is being imposed;
- c) The service rates do not exceed the proportional cost of the services attributable to each parcel upon which they are imposed;
- d) The service rates will not be imposed on a parcel unless the services are actually used by, or immediately available to, the owner of the parcel; and
- e) The service rates will not be imposed for general governmental services, such as police, fire, ambulance, or libraries, where service is available to the public in substantially the same manner as it is to property owners and tenants.

SECTION 4: Effective July 1, 2018, the District Board of Directors hereby adopts and implements the rates for the District's water services as set forth in the "Revised Appendix A" attached hereto as **Exhibit 1**, entitled "Water and Sewer Rates and Charges – Effective July 1, 2018 – December 31, 2022". Exhibit 1 hereby replaces in its entirety former Appendix A to the District Rules and Regulations. The rates and charges set forth in Exhibit 1 shall be applicable to all water use and other charges billed on or after July 1, 2018.

SECTION 5: Through this Ordinance, and as set forth in Exhibit 1, the District's Rules and Regulations are hereby being amended to include the following provisions:

PROSPECTIVE ANNUAL RATE INCREASES VIA PASS THROUGH CHARGES FOR WATER AND WASTEWATER

To avoid operational deficits, depletion of reserves, an inability to address infrastructure and water quality improvements, and to continue to provide a safe, reliable water supply, the District will pass through to its customers: (1) any increases in the rates of the SDCWA Fixed Charges imposed on the District by SDCWA (an "SDCWA Fixed Pass Through"); (2) any future charges and any rate increases to any other existing charges, including imported water charges, that are imposed on the District by SDCWA (a "SDCWA Pass Through"); and The foregoing are collectively referred to in this notice as "Pass Through Increases."

Any SDCWA Fixed Pass Through will only impact the rates of the SDCWA Fixed Charges. The District may annually implement the Pass Through Increases for a five-year period commencing March 1, 2018, through December 31, 2022, provided, however, that (1) any increase to the rates described above as a result of any SDCWA Pass Through, and (2) in no event shall such rates be increased by more than the cost of providing service.

SECTION 6: The District Board of Directors hereby authorizes and directs the District General Manager to (a) implement and take all actions necessary to effectuate the rates for services as set forth herein and in Exhibit 1; (b) annually amend, with the Board's prior approval, the District's Service Rates July 1, 2018 and each January 1 thereafter, beginning March 1, 2018 through December 31, 2022, to include the Pass Through Increases set forth herein and in Exhibit 1; and (c) file a Notice of Exemption with the County Clerk for San Diego County within five (5) working days of the date of the adoption of this Ordinance.

SECTION 7: If any section, subsection, subdivision, sentence, clause, or phrase in this Ordinance or any part thereof is for any reason held to be unconstitutional or invalid, ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The District Board of Directors hereby declares that it would have adopted each section irrespective of the fact that any one or more subsections, subdivisions, sentences, clauses, or phrases be declared unconstitutional, invalid, or ineffective.

SECTION 8: This Ordinance shall supersede all other previous District Board of Directors resolutions and ordinances that may conflict with, or be contrary to, this Ordinance.

SECTION 9: This Ordinance amends Ordinance 18-04 dated February 27, 2018 as of July 1, 2018; the rates prescribed by Ordinance 18-04 shall remain in effect through June 30, 2018.

PASSED AND ADOPTED at a meeting of the Board of Directors of Rainbow Municipal Water District held on the 26th day of June 2018 by the following roll call vote:

AYES: Directors Brazier, Gasca, Hamilton, Mack, and Stewart
NOES: None
ABSTAIN: None
ABSENT: None



Helene Brazier, President Board of Directors

ATTEST:


Dawn Washburn, Board Secretary

RAINBOW MUNICIPAL WATER DISTRICT

Appendix A

Water and Sewer Rates and Charges

EFFECTIVE March 1, 2018

Adopted by Ordinance No. 18-15

(***) Denotes Change from Previous Schedule

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)

1 Unit = 748 Gallons = 100 cubic feet (cf)

<u>Service Category</u>	<u>Water Rate</u>
Single Family Residential– first 10 units each month	\$3.64 / 100 cf
Single Family Residential – 11 -26 Units each month.	\$3.86 / 100 cf
Single Family Residential – Over 26 Units each month.	\$4.27 / 100 cf
Multi-Family Residential – all units	\$3.76 / 100 cf
Commercial – all units	\$3.89 / 100 cf
Agricultural w/ Residence– first 10 units each month	\$3.64 / 100 cf
Agricultural w/ Residence – 11 -26 Units each month.	\$3.86 / 100 cf
Agricultural w/ Residence – Over 26 Units each month.	\$3.56 / 100 cf
Agricultural w/o Residence – all units	\$3.56 / 100 cf
Institutional – all units	\$3.98 / 100 cf
Construction – all units	\$4.87 / 100 cf
Transitional Special Agricultural Water Rates (TSAWR)	
TSAWR Domestic - first 10 units each month	\$3.70 / 100 cf
TSAWR Domestic – 11 to 26 units each month	\$3.92 / 100 cf
TSAWR Domestic – Over 26 units each month	\$3.04 / 100 cf
TSAWR Commercial – all units	\$3.04 / 100 cf

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$9.24 per meter
1 - Rainbow Heights	\$1.03 / 100 cf
2 - Improvement District U-1	\$0.64 / 100 cf
3 - Vallecitos	\$0.36 / 100 cf
4 - Northside	\$0.13 / 100 cf
5 - Morro	\$0.19 / 100 cf
6 - Huntley	\$0.75 / 100 cf
7 - Magee	\$3.37 / 100 cf

C. WATER ALLOCATION PENALTY RATES

The Water Allocation Penalty charges shall apply only to TSAWR customers in the event that the San Diego County Water Authority (SDCWA) establishes mandatory TSAWR allocation cutbacks. During a TSAWR allocation, SDCWA will establish an allocation reduction percentage. Each TSAWR customer will be issued a baseline allocation that is calculated from a base year defined by SDCWA and this allocation will be reduced by the SDCWA defined reduction percentage.

A penalty of \$3.31 per unit will be charged to TSAWR customers who use greater than their reduced allocation but less than their baseline allocation. A penalty of \$6.62 per unit will be charged to TSAWR customers who use more than their baseline allocation.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

RMWD Monthly Fixed O&M Charges for Single Family Residential, Multi-Family Residential, Commercial, and Institutional

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 29.28
3/4 "	\$ 29.28
1"	\$ 45.74
1 1/2"	\$ 86.85
2"	\$ 136.19
3"	\$ 292.42
4"	\$ 522.68
6"	\$ 1,073.62

NOTE: Locked or sealed meters are assessed a charge equal to the above monthly charge for the appropriate sized meter.

RMWD Monthly Fixed O&M Charges for Agricultural w/Residence, Agricultural w/o residence, TSAWR Domestic, and TSAWR Commercial

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 53.19
3/4 "	\$ 53.19
1"	\$ 85.55
1 1/2"	\$ 166.50
2"	\$ 263.64
3"	\$ 571.22
4"	\$ 1,024.52
6"	\$ 2,109.15

NOTE: Locked or sealed meters are assessed a charge equal to the above monthly charge for the appropriate sized meter.

SDCWA Fixed Pass Through Charges

Charge is assessed by the San Diego County Water Authority and passed through directly by RMWD to all meter customers. These charges are in addition to RMWD Monthly Fixed O&M Charges

Monthly SDCWA Fixed Pass Through Charge for Single Family Residential, Multi-Family Residential, Agricultural w/ residence, Agricultural w/o Residence, Commercial, and Institutional

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 32.18
3/4 "	\$ 32.18
1"	\$ 53.63
1 1/2"	\$ 107.27
2"	\$ 171.63
3"	\$ 375.43
4"	\$ 675.78
6"	\$ 1,394.47

Monthly SDCWA Fixed Pass Through Charge for TSAWR Domestic, and TSAWR Commercial

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 14.82
3/4 "	\$ 14.82
1"	\$ 24.70
1 1/2"	\$ 49.39
2"	\$ 79.03
3"	\$ 172.88
4"	\$ 311.18
6"	\$ 642.12

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 4.81
3/4 "	\$ 4.81
1"	\$ 4.81
1 1/2"	\$ 4.81
2"	\$ 4.81
3"	\$ 8.14
4"	\$ 8.14
6"	\$ 8.14

<u>Service Conditions</u>	<u>Monthly Charge</u>
Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00
Fire Standby Charge (All Other Areas)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 243.68
Water Commodity Charge	\$4.87 / 100 cf

B. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter.
Returned Check Charge	\$30.00
Tax Roll Fee (Accounts collected through SD County Assessor's Office)	\$45.00
48-hour Lock Off Notice	\$40.00
Service Turn-on Fee	\$50.00
After hours Turn-on-Fee	\$75.00
Cut Padlock Fee	\$22.00
Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2")
	\$225.00 (3" or 4")
	\$225.00 (6")

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA. Capacity fees list are for **residential only**, all other land use types will be calculated case by case based on the number of EDUs (equivalent dwelling unit).

Capacity Reference Water Capacity SDWCA SDCWA Treatment

<u>Class</u>	<u>Meter Size</u>	<u>Charge</u>	<u>Fee</u>	<u>Charge</u>
A	5/8"	\$ 6,241	\$ 5,099	\$ 141
B	3/4"	\$ 10,401	\$ 5,099	\$ 141
C	1"	\$ 16,642	\$ 8,158	\$ 226
D	1 1/2"	\$ 27,043	\$ 15,297	\$ 423
E	2"	\$ 62,406	\$ 26,515	\$ 723
F	3"	\$ 124,812	\$ 48,950	\$ 1,354
G	4"	\$ 208,020	\$ 83,624	\$ 2,312

Lot size less than 5,000 sqft (0.11 acre) with de minimis irrigation of less than 1,000 sqft may qualify for a 5/8 inch meter.

Lot size less than 21,7880 sqft (0.5 acres) may qualify for a 3/4 inch meter.

For cases where demand qualifies for a smaller capacity meter, but requires a larger meter to meet fire flow requirements only, a meter one size larger may be installed and a monthly fire standby charge will be assessed. Written confirmation from the fire department is required.

SEWER CHARGES

A.

MONTHLY SERVICE CHARGE PER EQUIVALENT DWELLING UNIT (EDU)

Single Family	\$55.07/monthly
Multi-Family	\$40.51/monthly
Sewer Only	\$54.40/monthly
Commercial w/Irrigation	\$55.07/monthly

VARIABLE CHARGE PER HCF OF WATER

Commercial	\$6.67/HCF
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MONTHLY MINIMUM CHARGE

Commercial	\$40.51
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B. EDU description and basis for Sewer Capacity Charges

Single Family Residential, Apartment, Condominium, Duplex or Mobile home, Each Unit

Square Footage

≤1,250	0.8 EDU
1,251 to 2,000	1.0 EDU
2,001 to 3,000	1.2 EDU
3,001 to 4,500	1.5 EDU
4,501 to 6,000	2.0 EDU
>6,000	Case by Case

Motel or Hotel	
Each Living Unit with Kitchen	0.80 EDU
Each Living Unit without Kitchen	0.40 EDU
Commercial Business - Retail shop or Offices Equipped with Restroom, Up to 1,000 sf.	1.20 EDU
Commercial Business – Each additional 1,000 sf. of gross floor space or part thereof.	0.80 EDU
Automobile Service Stations	
A. Providing RV holding tank disposal station	2.00 EDU
B. Four (4) or under Gas Pumps	0.80 EDU
C. Over four (4) Gas Pumps	1.00 EDU
Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU
Bakery	1.0 EDU
Theater - 200 seating capacity	1.40 EDU
Hospital - per bed	0.40 EDU
Convalescent Hospital - Boarding Home - per bed	0.40 EDU
Labor Camp, Per Bed	0.10 EDU
Mortuary	1.20 EDU
Car Wash	1.20 EDU
Grocery Store	1.20 EDU
Self Service Laundry - each washing machine	0.40 EDU
Swimming Pool - with restrooms	1.20 EDU
Spas - with restrooms	1.20 EDU
Country Clubs with common restroom facilities Each additional shower unit, wash closet and/or fixture.	1.20 EDU
Restaurant – Base (Using non-disposable tableware)	2.70 EDU
Per each seven (7) seats or part thereof	1.20 EDU
Restaurants—Base (Using disposable tableware)	1.20 EDU
Per each twenty-one (21) seats or part thereof	1.20 EDU

Schools (Public or Private)		
Elementary	Per each 60 students	1.20 EDU
Junior High School	Per each 40 students	1.20 EDU
High School	Per each 30 students	1.20 EDU

D. Sewer Capacity Charge \$14,126 per EDU

PROSPECTIVE ANNUAL RATE INCREASES VIA PASS THROUGH CHARGES FOR WATER

To avoid operational deficits, depletion of reserves, an inability to address infrastructure and water quality improvements, and to continue to provide a safe, reliable water supply, the District will pass through to its customers: (1) any increases in the rates of the SDCWA Fixed Charges imposed on the District by SDCWA (an “SDCWA Fixed Pass Through”); (2) any future charges and any rate increases to any other existing charges, including imported water charges, that are imposed on the District by SDCWA (a “SDCWA Pass Through”); The foregoing are collectively referred to in this ordinance as “Pass Through Increases.”

Any SDCWA Fixed Pass Through will only impact the rates of the SDCWA Fixed Charges. The District may annually implement the Pass Through Increases for a five-year period commencing March 1, 2018, through December 31, 2022, provided, however, that (1) any increase to the rates described above as a result of any SDCWA Pass Through shall not exceed 15% per year and (2) in no event shall such rates be increased by more than the cost of providing service.

END

ORDINANCE NO. 19-04

ORDINANCE OF THE RAINBOW MUNICIPAL WATER DISTRICT REVISING APPENDIX A OF THE RULES AND REGULATIONS REGARDING WATER AND WASTEWATER SERVICE CHARGES

WHEREAS, the Rainbow Municipal Water District (“RMWD” or the “District”) Board of Directors is committed to providing reliable, high-quality water services at the most efficient costs for our ratepayers; and

WHEREAS, to meet this commitment, the District undertook an evaluation of the infrastructure needs, programs, and operations and maintenance costs of its water and wastewater services; and

WHEREAS, on or around August 2018, the District retained Raffelis Financial Consultants (“RFC”), an industry-leading third party rate and fee public finance consultant, to update the already developed financial plan and assist the district in updating rates that support and optimize a blend of various utility objectives, such as affordability for essential needs, revenue sufficiency and stability, drought conditions, and ease of implementation, as well as ensure compliance with California Constitution Article XIII D, section 6 (“Proposition 218”); and

WHEREAS, between August 2018 and January 2019, the District held a series of meetings with staff and the District Budget and Finance Committee to discuss the RFC study and details regarding the proposed water increases, which meetings were publicly noticed and open to the public; and

WHEREAS, the District Board of Directors reviewed and heard presentations on the proposed rate changes at a regular board meeting on January 26, 2019, and were presented with RFC’s updated Financial Plan, which remain available to the public on RMWD’s website; and

WHEREAS, at this point in time, based on the RFC’s recommendations and findings, together with all prior public meetings, staff reports and presentations, the Board of Directors of the RMWD hereby desires to adjust certain rates related to wastewater service for commercial with irrigation class only; and

WHEREAS, the Board of Directors is provided authority to establish rates and charges by California Water Code §71616 and §71670; and

WHEREAS, Proposition 218 requires that prior to imposing any increase to the water service rates, the District shall provide written notice (the “Notice”) by mail of: (1) the proposed increases to such rates and charges to the record owner of each parcel upon which the rates and charges are proposed for imposition and any tenant directly liable for payment of the rates and charges; (2) the amount of the rates and charges proposed to be imposed on each parcel; (3) the basis upon which the rates and charges were calculated; (4) the reason for the rates and charges; and (5) the date, time, and location of a public hearing (the “Public Hearing”) on the proposed rates and charges; and

WHEREAS, pursuant to Proposition 218, such Notice is required to be provided to the affected property owners and any tenant directly liable for the payment of the rates and charges not less than forty-five days prior to the Public Hearing on the proposed rates and charges; and

WHEREAS, the District did provide such timely Notice of the Public Hearing to the affected property owners and tenants of the proposed water service rate increases in compliance with Proposition 218 on or before February 10, 2019, and the District's Notice set forth a procedure by which property owners and tenants may submit written protests to the proposed water service fee increase; and

WHEREAS, the Public Hearing was held at the duly noticed public meeting on March 26, 2019; and

WHEREAS, at the Public Hearing the District Board of Directors heard and considered all oral testimony, written materials, and written protests concerning the establishment and imposition of the proposed rate increases for water services, and at the close of the Public Hearing the District did not receive written protests against the establishment and imposition of the proposed rate increases for water services from a majority of the affected property owners and tenants directly liable for the payment of the water service rates; and

WHEREAS, the water rates will be adjusted effective with all bills issued for service that occurs on or after April 1, 2019.

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Rainbow Municipal Water District as follows:

SECTION 1: The District Board of Directors finds and determines that the foregoing Recitals are true and correct and incorporates the Recitals herein.

SECTION 2: The District Board of Directors hereby finds that the administration, operation, maintenance, and improvements of the water system, which are to be funded by the water and wastewater service rates set forth herein, are necessary to maintain service within the District's existing service area. The District Board of Directors further finds that such water service rates are necessary and reasonable to fund the administration, operation, maintenance, and improvements of the water system. More specifically, the changes in rates and charges established by this Ordinance are for the purposes of (a) meeting operating expenses, including employee wages and benefits, (b) purchasing and leasing of supplies, equipment and materials, (c) meeting financial reserve needs and requirements as set forth in the District Budget, and (d) passing through wholesale water rates charged by the San Diego County Water Authority and the Metropolitan Water District of Southern California. Based on these findings, the District Board of Directors hereby determines that this Ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA).

SECTION 3: Based on RFC's recommendations and findings, together with all prior public meetings, staff reports, recommendations and presentations, as well as all oral testimony, written materials, and written protests concerning the establishment and imposition of the proposed rate increases for water services presented to the Board of Directors before the close of the duly noticed Public Hearing, the District Board of Directors hereby finds and determines that the proposed rates for water service comply substantively with Proposition 218 for the following reasons:

- a) The revenues derived from the service rates do not exceed the funds required to provide services;
- b) The revenues derived from the service rates will not be used for any purpose other than that for which the fee is being imposed;

- c) The service rates do not exceed the proportional cost of the services attributable to each parcel upon which they are imposed;
- d) The service rates will not be imposed on a parcel unless the services are actually used by, or immediately available to, the owner of the parcel; and
- e) The service rates will not be imposed for general governmental services, such as police, fire, ambulance, or libraries, where service is available to the public in substantially the same manner as it is to property owners and tenants.

SECTION 4: Effective April 1, 2019, the District Board of Directors hereby adopts and implements the rates for the District's water services as set forth in the "Revised Appendix A" attached hereto as **Exhibit 1**, entitled "Water and Sewer Rates and Charges – Effective April 1, 2019". Exhibit 1 hereby replaces in its entirety former Appendix A to the District Rules and Regulations. The rates and charges set forth in Exhibit 1 shall be applicable to all water use and other charges billed on or after April 1, 2019.

SECTION 5: Through this Ordinance, and as set forth in Exhibit 1, the District's Rules and Regulations are hereby being amended to include the following provisions:

PROSPECTIVE ANNUAL RATE INCREASES VIA PASS THROUGH CHARGES FOR WATER AND WASTEWATER

To avoid operational deficits, depletion of reserves, an inability to address infrastructure and water quality improvements, and to continue to provide a safe, reliable water supply, the District will pass through to its customers: (1) any increases in the rates of the SDCWA Fixed Charges imposed on the District by SDCWA (an "SDCWA Fixed Pass Through"); (2) any future charges and any rate increases to any other existing charges, including imported water charges, that are imposed on the District by SDCWA (a "SDCWA Pass Through"); and The foregoing are collectively referred to in this notice as "Pass Through Increases."

Any SDCWA Fixed Pass Through will only impact the rates of the SDCWA Fixed Charges. The District may annually implement the Pass Through Increases provided, however, that (1) any increase to the rates described above as a result of any SDCWA Pass Through, and (2) in no event shall such rates be increased by more than the cost of providing service.

SECTION 6: The District Board of Directors hereby authorizes and directs the District General Manager to (a) implement and take all actions necessary to effectuate the rates for services as set forth herein and in Exhibit 1; as of April 1, 2019, to include the Pass Through Increases set forth herein and in Exhibit 1; and (c) file a Notice of Exemption with the County Clerk for San Diego County within five (5) working days of the date of the adoption of this Ordinance.

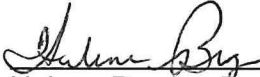
SECTION 7: If any section, subsection, subdivision, sentence, clause, or phrase in this Ordinance or any part thereof is for any reason held to be unconstitutional or invalid, ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The District Board of Directors hereby declares that it would have adopted each section irrespective of the fact that any one or more subsections, subdivisions, sentences, clauses, or phrases be declared unconstitutional, invalid, or ineffective.

SECTION 8: This Ordinance shall supersede all other previous District Board of Directors resolutions and ordinances that may conflict with, or be contrary to, this Ordinance.

SECTION 9: This Ordinance amends Ordinance 18-04 dated February 27, 2018 as of April 1, 2019; the rates prescribed by Ordinance 18-04 shall remain in effect through March 31, 2019.

PASSED AND ADOPTED at a meeting of the Board of Directors of Rainbow Municipal Water District held on the 26th day of March 2019 by the following roll call vote:

AYES: Directors Brazier, Gasca, Hamilton, Mack, and Rindfleisch
NOES: None
ABSTAIN: None
ABSENT: None



Helene Brazier, President Board of Directors

ATTEST:



Dawn Washburn, Board Secretary

RAINBOW MUNICIPAL WATER DISTRICT

Appendix A

Water and Sewer Rates and Charges

EFFECTIVE April 1, 2019
Adopted by Ordinance No. 19-04

WATER COMMODITY CHARGE

A. BASIC COMMODITY CHARGE

(Basic rate for all water delivered through the water meter)
1 Unit = 748 Gallons = 100 cubic feet (cf)

<u>Service Category</u>	<u>Water Rate</u>
Single Family Residential– first 10 units each month	\$3.73 / 100 cf
Single Family Residential – 11 -26 Units each month.	\$3.99 / 100 cf
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Multi-Family Residential – all units	\$3.87 / 100 cf
Commercial – all units	\$4.03 / 100 cf
Agricultural w/ Residence– first 10 units each month	\$3.73 / 100 cf
Agricultural w/ Residence – 11 -26 Units each month.	\$3.99 / 100 cf
Agricultural w/ Residence – Over 26 Units each month.	\$3.63 / 100 cf
Agricultural w/o Residence – all units	\$3.63 / 100 cf
Institutional – all units	\$4.14 / 100 cf
Construction – all units	\$5.20 / 100 cf
Transitional Special Agricultural Water Rates (TSAWR)	
TSAWR Domestic - first 10 units each month	\$3.94 / 100 cf
TSAWR Domestic – 11 to 26 units each month	\$4.21 / 100 cf
TSAWR Domestic – Over 26 units each month	\$3.15 / 100 cf
TSAWR Commercial – all units	\$3.15 / 100 cf

B. PUMPING ZONE CHARGES

<u>Service Area</u>	<u>Amount</u>
Monthly fixed charge for all zones	\$9.24 per meter
1 - Rainbow Heights	\$1.03 / 100 cf
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6 - Huntley	\$0.75 / 100 cf
7 - Magee	\$3.37 / 100 cf

C. WATER ALLOCATION PENALTY RATES

The Water Allocation Penalty charges shall apply only to TSAWR customers in the event that the San Diego County Water Authority (SDCWA) establishes mandatory TSAWR allocation cutbacks. During a TSAWR allocation, SDCWA will establish an allocation reduction percentage. Each TSAWR customer will be issued a baseline allocation that is calculated from a base year defined by SDCWA and this allocation will be reduced by the SDCWA defined reduction percentage.

A penalty of \$3.31 per unit will be charged to TSAWR customers who use greater than their reduced allocation but less than their baseline allocation. A penalty of \$6.62 per unit will be charged to TSAWR customers who use more than their baseline allocation.

FIXED ACCOUNT CHARGES

A. METER SERVICES CHARGES

RMWD Monthly Fixed O&M Charges for Single Family Residential, Multi-Family Residential, Commercial, and Institutional

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 35.14
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1"	\$ 54.89
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2"	\$ 163.43
3"	\$ 350.91
4"	\$ 627.22
6"	\$1,288.35

NOTE: Locked or sealed meters are assessed a charge equal to the above monthly charge for the appropriate sized meter.

RMWD Monthly Fixed O&M Charges for Agricultural w/Residence, Agricultural w/o residence, TSAWR Domestic, and TSAWR Commercial

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 63.83
3/4 "	\$ 63.83
1"	\$ 102.66
1 1/2"	\$ 199.80
2"	\$ 316.37
3"	\$ 685.47
4"	\$ 1,229.43
6"	\$ 2,530.98

NOTE: Locked or sealed meters are assessed a charge equal to the above monthly charge for the appropriate sized meter.

SDCWA Fixed Pass Through Charges

Charge is assessed by the San Diego County Water Authority and passed through directly by RMWD to all meter customers. These charges are in addition to RMWD Monthly Fixed O&M Charges

Monthly SDCWA Fixed Pass Through Charge for Single Family Residential, Multi-Family Residential, Agricultural w/ residence, Agricultural w/o Residence, Commercial, and Institutional

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 30.42
3/4 "	\$ 30.42
1"	\$ 50.70
1 1/2"	\$ 101.40
2"	\$ 162.24
3"	\$ 354.90
4"	\$ 638.82
6"	\$ 1,318.20

Monthly SDCWA Fixed Pass Through Charge for TSAWR Domestic, and TSAWR Commercial

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 13.53
3/4 "	\$ 13.53
1"	\$ 22.55
1 1/2"	\$ 45.09
2"	\$ 72.15
3"	\$ 157.83
4"	\$ 284.10
6"	\$ 586.23

B. OTHER FIXED ACCOUNT CHARGES

(Additional charges added to the basic meter service charge to reflect other special service conditions.)

Backflow device annual inspection fee

<u>Meter Size</u>	<u>Monthly Charge</u>
5/8 "	\$ 4.81
3/4 "	\$ 4.81
1"	\$ 4.81
1 1/2"	\$ 4.81
2"	\$ 4.81
3"	\$ 8.14
4"	\$ 8.14
6"	\$ 8.14

<u>Service Conditions</u>	<u>Monthly Charge</u>
Bypass Meter (for detector check systems) or Fire Service Only Meters	\$10.00
Fire Standby Charge (Vista Valley Area) (Applicable to properties under the jurisdiction of the Vista Fire Department. See Resolution No. 85-24)	\$ 5.00
Fire Standby Charge (All Other Areas)	\$ 5.00

MISCELLANEOUS CHARGES

A. CONSTRUCTION METERS

Deposit	\$1,825.00
Installation Fee	\$ 115.00
Relocation Fee	\$ 50.00
Meter Service Fee (3" O & M)	\$ 243.68
Water Commodity Charge	\$5.20/100 cf

B. OTHER CHARGES

Unpaid Bills (delinquency)	5% of unpaid balance-1st mo. 1 1/2% of unpaid balance per month thereafter.
Returned Check Charge	\$30.00
Tax Roll Fee (Accounts collected through SD County Assessor's Office)	\$45.00
48-hour Lock Off Notice	\$40.00
Service Turn-on Fee	\$50.00
After hours Turn-on-Fee	\$75.00
Cut Padlock Fee	\$22.00
Meter Testing Charge	\$ 50.00 (1" or smaller)
(testing for 3" and greater is outsourced)	\$ 71.00 (1 1/2" or 2")
	\$225.00 (3" or 4")
	\$225.00 (6")

WATER CAPACITY CHARGES

The SDCWA charge is collected by RMWD forwarded quarterly to the SDCWA.

Capacity fees list are for **residential only**, all other land use types will be calculated case by case based on the number of EDUs (equivalent dwelling unit).

<u>Capacity Class</u>	<u>Reference Meter Size</u>	<u>Water Capacity Charge</u>	<u>SDWCA Fee</u>	<u>SDCWA Treatment Charge</u>
A	5/8"	\$ 6,241	\$ 5,099	\$ 141
B	3/4"	\$ 10,401	\$ 5,099	\$ 141
C	1"	\$ 16,642	\$ 8,158	\$ 226
D	1 1/2"	\$ 27,043	\$ 15,297	\$ 423
E	2"	\$ 62,406	\$ 26,515	\$ 723
F	3"	\$ 124,812	\$ 48,950	\$ 1,354
G	4"	\$ 208,020	\$ 83,624	\$ 2,312

Lot size less than 5,000 sqft (0.11 acre) with de minimis irrigation of less than 1,000 sqft may qualify for a 5/8 inch meter.

Lot size less than 21,7880 sqft (0.5 acres) may qualify for a 3/4 inch meter.

For cases where demand qualifies for a smaller capacity meter, but requires a larger meter to meet fire flow requirements only, a meter one size larger may be installed and a monthly fire standby charge will be assessed. Written confirmation from the fire department is required.

SEWER CHARGES

A.

MONTHLY SERVICE CHARGE PER EQUIVALENT DWELLING UNIT (EDU)

Single Family	\$55.07/monthly
Multi-Family	\$40.51/monthly
Sewer Only	\$54.40/monthly

VARIABLE CHARGE PER HCF OF WATER

Commercial	\$6.67/HCF
Commercial w/Irrigation	\$2.99/HCF

MONTHLY MINIMUM CHARGE

Commercial	\$40.51
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B. EDU description and basis for Sewer Capacity Charges

Single Family Residential, Apartment, Condominium, Duplex or Mobile home, Each Unit

Square Footage

≤1,250	0.8 EDU
1,251 to 2,000	1.0 EDU
2,001 to 3,000	1.2 EDU
3,001 to 4,500	1.5 EDU
4,501 to 6,000	2.0 EDU
>6,000	Case by Case

Motel or Hotel	
Each Living Unit with Kitchen	0.80 EDU
Each Living Unit without Kitchen	0.40 EDU

Commercial Business - Retail shop or Offices Equipped with Restroom, Up to 1,000 sf.	1.20 EDU
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Commercial Business – Each additional 1,000 sf. of gross floor space or part thereof.	0.80 EDU
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Automobile Service Stations	
A. Providing RV holding tank disposal station	2.00 EDU
B. Four (4) or under Gas Pumps	0.80 EDU
C. Over four (4) Gas Pumps	1.00 EDU

Church, Fraternal Lodge or similar auditorium for each unit of seating capacity for 200 persons.	1.0 EDU
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Bakery	1.0 EDU
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Theater - 200 seating capacity	1.40 EDU
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Hospital - per bed	0.40 EDU
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Convalescent Hospital - Boarding Home - per bed	0.40 EDU
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Labor Camp, Per Bed	0.10 EDU
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Mortuary	1.20 EDU
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Car Wash	1.20 EDU
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Grocery Store	1.20 EDU
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Self Service Laundry - each washing machine	0.40 EDU
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Swimming Pool - with restrooms	1.20 EDU
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Spas - with restrooms	1.20 EDU
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Country Clubs with common restroom facilities	1.20 EDU
Each additional shower unit, wash closet and/or fixture.	

Restaurant – Base (Using non-disposable tableware	2.70 EDU
Per each seven (7) seats or part thereof	1.20 EDU

Restaurants—Base (Using disposable tableware)	1.20 EDU
Per each twenty-one (21) seats or part thereof	1.20 EDU

Schools (Public or Private)		
Elementary	Per each 60 students	1.20 EDU
Junior High School	Per each 40 students	1.20 EDU
High School	Per each 30 students	1.20 EDU

D. Sewer Capacity Charge \$14,126 per EDU

PROSPECTIVE ANNUAL RATE INCREASES VIA PASS THROUGH CHARGES FOR WATER

To avoid operational deficits, depletion of reserves, an inability to address infrastructure and water quality improvements, and to continue to provide a safe, reliable water supply, the District will pass through to its customers: (1) any increases in the rates of the SDCWA Fixed Charges imposed on the District by SDCWA (an “SDCWA Fixed Pass Through”); (2) any future charges and any rate increases to any other existing charges, including imported water charges, that are imposed on the District by SDCWA (a “SDCWA Pass Through”); The foregoing are collectively referred to in this ordinance as “Pass Through Increases.”

Any SDCWA Fixed Pass Through will only impact the rates of the SDCWA Fixed Charges. The District may annually implement the Pass Through Increases commencing April 1, 2019.

END