

ORDINANCE NO. 2007-11

**AN ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF SAN JUAN BAUTISTA
AMENDING SECTIONS 3-5-150 AND 3-5-155 OF
THE SAN JUAN BAUTISTA MUNICIPAL CODE
TO MODIFY SEWER AND WATER RATES**

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WHEREAS, City recently has completed a study of its sewer and water rates, including an analysis of the City's need to improve its water and wastewater facilities; and

WHEREAS, on the basis of the study and analysis City's consultant and City's City Manager have recommended increases in sewer and water rates to meet ongoing expenses and to fund improvements in seriously deteriorating water and wastewater facilities; and

WHEREAS, City has initiated and completed procedures required for consideration and adoption of sewer and water rates, pursuant to applicable provisions of the California Constitution and statutes; and

WHEREAS, this Council, having reviewed and considered all materials, information, and public input received on the subject, and all procedural requirements having been satisfied, and written protests against the sewer and water rates set out hereinbelow having not been made under applicable law, desires to adopt the sewer and water rates set out herebelow;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Sections 3-5-150 and 3-5-155 of the San Juan Bautista Municipal Code hereby are amended by deleting all text and rates therefrom, and substituting therefore, at Section 3-5-150 the rates and text set out in Exhibit A, attached hereto and incorporated herein by this reference, entitled "City of San Juan Bautista, Proposed Wastewater Rates;" and at Section 3-5-155 the rates and text set out in Exhibit B, attached hereto and incorporated herein by this reference, entitled "City of San Juan Bautista, Proposed Water Rates."

SECTION 2. Severability. This ordinance and the various parts thereof are hereby declared to be severable. Should any section of this ordinance be declared by a court to be unconstitutional or invalid, such decision shall not affect the validity of the ordinance as a whole, or any portion thereof other than the section, or part thereof, so declared to be unconstitutional or invalid.

SECTION 3. Effective Date. This ordinance shall go into effect thirty (30) days after the date of its adoption.

THE FOREGOING ORDINANCE was first read at a regular meeting of the San Juan Bautista City Council on the 20th day of February, 2007, and was adopted at a regular meeting of the San Juan Bautista City Council on the 20th day of March, 2007, by the following vote:

AYES: Hill, Dias, Edge, Laverone, Paradice

NOES: None

ABSENT: None

ABSTAIN: None

Priscilla J. Hill, Mayor

ATTEST:

Trish Paetz, Deputy City Clerk

APPROVED AS TO FORM:

City Attorney