

**TOWN OF
APPLE VALLEY, CALIFORNIA**

AGENDA MATTER

Subject Item:

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY, CALIFORNIA, AMENDING AND ESTABLISHING SPECIFIED FEES FOR TOWN SERVICES

Summary Statement:

On May 26, 1983 the Victor Valley Wastewater Reclamation Authority (VWRA) established and imposed a schedule of fees for the connection of real property to the VWRA system ("Connection Fee Schedule"). The funds collected pursuant to the Connection Fee Schedule are used to pay for capital improvements to the VWRA sewerage system that are designed and constructed for the purpose of increasing the capacity of the VWRA sewerage system to meet growth.

The Town as a member of VWRA, is required to collect the sewer connection fee and pass it through to the VWRA.

The Resolution has been prepared with an effective date of September 09, 2009.

Staff recommends approval and adoption of the attached resolution.

Recommended Action:

Adopt Resolution 2009-45, a Resolution of the Town Council of the Town of Apple Valley, California, amending and establishing specified fees for Town services.

Proposed by: William Pattison, Assistant Town Manager Item Number _____

T. M. Approval: _____ Budgeted Item Yes No N/A

RESOLUTION 2009-45

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY, CALIFORNIA, AMENDING SEWER CONNECTION FEES AS SPECIFIED TO RECOVER THE COSTS TO THE TOWN AND THE VICTOR VALLEY WATER RECLAMATION AUTHORITY (VWRA) FOR FUTURE CONSTRUCTION OF PUBLIC INFRASTRUCTURE FACILITIES AND IMPROVEMENTS

WHEREAS, the Town of Apple Valley is a member of the Victor Valley Wastewater Reclamation Authority (VWRA); and

WHEREAS, the Town of Apple Valley collects and passes-through Sewer Connection Fees to the VWRA; and

WHEREAS, Ordinance No. 002, adopted May 26, 1983 by the Board of Commissioners (Commission) of the VWRA, establishes and imposes a schedule of fees for the connection of real property to the VWRA sewerage system ("Connection Fee Schedule"); and

WHEREAS, the funds collected pursuant to the Connection Fee Schedule (Table 1 of Ordinance 002) are used to pay for capital improvements to the VWRA sewerage system that are designed and constructed for the purpose of increasing the capacity of the VWRA sewerage system to meet growth; and

WHEREAS, the Sewer Connection Fees were amended from \$160.75 per fixture unit to \$187.50 per fixture unit for commercial and industrial property by the VWRA Board of Commissioners for the VWRA at a Public Hearing held on June 29, 2009, where VWRA adopted Ordinance No. 002E in part based on financial studies by Bartle & Wells and HDR Inc., all of which were made available to the public; and

WHEREAS, the Sewer Connection Fee for residential property is calculated based on 20 fixture units increasing the Sewer Connection Fee from \$3,215.00 to \$3,750.00;

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Apple Valley, California as follows:

SECTION 1. The Town Council hereby finds and determines that the forgoing Recitals are true and correct.

SECTION 2. The Town Council hereby reaffirms the rates for its prior Sewer Connection Fees.

SECTION 3. The following Sewer Connection Fees are hereby established:

- A. \$187.50 per fixture unit for commercial and industrial property.
- B. \$3,750.00 for single-family residential property.

SECTION 4. This Resolution shall take effect immediately upon its adoption. The Resolution or a summary of it was published in a newspaper of general circulation within the boundaries of the Town of Apple Valley on August 28 and September 04, 2009.

SECTION 5. The Mayor shall sign this Resolution and the Town Clerk shall attest and certify to the passage and adoption thereof.

PASSED, APPROVED AND ADOPTED this 8th day of September, 2009.

Rick Roelle, Mayor

ATTEST

LaVonda Pearson, Town Clerk