ORDINANCE NUMBER 1124

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AMENDING CHAPTERS 14.08 AND 14.28 OF THE MUNICIPAL CODE TO ESTABLISH A REDUCED MONTHLY WATER AND SEWER SERVICE CHARGE FOR EFFICIENCY UNIT APARTMENTS

WHEREAS, Chapters 14.08 and 14.28 of the City of Perris Municipal Code establish the rates and charges for service to residences and businesses connected to the City's water and sewer system, including a monthly water and sewer charge to pay a portion of the City's fixed expenses such as billing, meter reading, overhead, and maintenance; and

WHEREAS, for multi-family units served by a single water meter, the City's current monthly charge is $11.90 for water and $5.64 for sewer for each unit above one, as established by resolution from time to time; and,

WHEREAS, the City Council has determined that certain multi-family apartment complexes served by the City's water and sewer system are comprised of small efficiency units whose occupants consume an annual average of approximately one-half the median amount of water consumed in other residential units; and,

WHEREAS, the City Council has determined that the monthly water and sewer service charges should be reduced for multi-family apartments with efficiency units based on their reduced impact on the City's water and sewer system;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Perris, as follows:

Section 1. The first paragraph of Section 14.08.040 of the Perris Municipal Code (Multiple-family units) is hereby amended to read in its entirety as follows:

"Multiple-family units (two or more units) and other customers served from one water meter, excluding hotels, motels, and efficiency unit apartment developments, shall be billed the monthly service charge according to meter size, plus an additional unit charge of eleven dollars and ninety cents for each unit above one."

Section 2. A new section 14.08.050 is hereby added to the Perris Municipal Code to read in its entirety as follows:

"14.08.050 Efficiency Unit Apartment Developments. For purposes of this chapter, the term "efficiency unit apartment development" shall mean a residential apartment development or building served by a single water meter and containing more than one apartment unit, with each apartment unit (I) containing no more than one bedroom, (ii) having less than 600

square feet of living space and (iii) consuming an annual average that is approximately one-half the median amount of water consumed by other residential units, as determined by the City. Efficiency unit apartment developments shall be billed the monthly service charge according to meter size, plus an additional unit charge equal to fifty percent (50%) of the monthly service charge applicable to multiple-family units for each unit above one."

Section 3. Subsection 1 of Section 14.28.150(A) of the Perris Municipal Code is hereby amended to read in its entirety as follows:

"1. For each residential service a monthly service charge equal to the amount charged by EMWD plus an additional monthly service charge or %5.64; provided that for efficiency unit apartment developments (as defined in Section 14.08.050) the monthly service charge for each unit shall be the EMWD charge plus fifty percent (50%) of the City's charge."

Section 4. If any section, subsection, subdivision, paragraph, sentence, clause of phrase in this Ordinance, or any part thereof, is held invalid or unconstitutional, such decision shall not affect the validity of the remaining sections or portions of this chapter or part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance irrespective of the fact that any one or more sections, subdivisions, paragraphs, sentences, clauses or phrases may be declared invalid or unconstitutional.

Section 5. The Mayor shall sign this Ordinance and the City Clerk shall attest thereto and shall within fifteen (15) days of its adoption cause it, or a summary of it, to be published and posted pursuant to the provisions of law in this regard, and thereupon and thereafter this Ordinance shall take effect and be in force according to law.

ADOPTED, SIGNED and **A*PPROVED*** this 14th day of October, 2003.

_____
Mayor, Daryl R. Busch

ATTEST:

_____
City Clerk, Margaret Rey

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF PERRIS)

I, Margaret Rey, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number 1124, introduced at a regular meeting of the City Council of the City of Perris held on the 30th day of September, 2003, was duly and regularly adopted by the City Council at a regular meeting thereof held on the 14th day of October, 2003, and that it was so adopted by the following called vote:

AYES: Rogers, Yarbrough, Landers, Motte, Busch
NOES:
ABSENT:
ABSTAIN:

_____
City Clerk, Margaret Rey