



City of San Leandro

Meeting Date: September 3, 2019

Ordinance

File Number: 19-375 **Agenda Section:** CONSENT CALENDAR

Agenda Number: 8.R.

TO: City Council

FROM: Jeff Kay
City Manager

BY: Debbie Pollart
Public Works Director

FINANCE REVIEW: Not Applicable

TITLE: ORDINANCE of the City of San Leandro to Amend Title 3, Chapter 3, Section 3-14-800 of the City of San Leandro Municipal Code Relating to Wastewater Charges and Fees

The City Council of the City of San Leandro recites the following:

WHEREAS, at the City Council Meeting on May 6, 2019, the City Council accepted a Wastewater Utility Financial Plan and Rates Study (“Study”); and

WHEREAS, this Study found that the characteristics of domestic wastewater have changed; and

WHEREAS, some measures of wastewater characteristics are no longer in use.

NOW, THEREFORE, the City Council of the City of San Leandro does **ORDAIN** as follows:

SECTION 1. PURPOSE. The purpose of this ordinance is to amend the San Leandro Municipal Code to reflect current and accurate measures of domestic wastewater characteristics and reflect characteristics currently in use.

SECTION 2. AMENDMENT OF CODE. Title 3, Chapter 3-14, Section 3-14-800 of the San Leandro Municipal Code is hereby amended as shown in Exhibit A, attached hereto and incorporated herein by reference.

SECTION 3. SEVERABILITY. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases of this Ordinance, or its application to any other person or circumstance. The City Council of the City of San Leandro hereby declares that it would

have adopted each section, subsection, subdivision, paragraph, sentence, clause or phrase hereof, irrespective of the fact that any one or more other sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases hereof is declared invalid or unenforceable.

SECTION 4. EFFECTIVE DATE AND PUBLICATION. This ordinance shall take effect thirty (30) days after adoption. The City Clerk is directed to publish the title once and post a complete copy thereof on the City Council Chamber bulletin board for five (5) days prior to adoption.

Exhibit A
San Leandro Municipal Code

Title 3 Health and Safety
Chapter 14 Uniform Wastewater Discharge Regulations
Section 3-14-800 Wastewater Charges and Fees

(a) **Determination of User Charges and Fees.** When user classification charges are established, they shall be based upon a minimum basic charge for each premises, computed on the basis of wastewater from a basic domestic premises with the following characteristics:

Characteristic	Milligrams Per Liter
Biochemical oxygen demand (BOD)	300 mg/l
Total suspended solids (TSS)	320 mg/l
Volume	145 gal. per day per single-family dwelling unit.
Volume	121 gal. per day per multiple-family dwelling unit.

The charges for all characteristics of users other than the basic domestic premises shall be based upon the relative difference between the average wastewater constituents and characteristics of that classification as related to those of a domestic premises. The charges and fees established for industrial users shall be based upon the measured or estimated constituents and characteristics of that user which may include, but are not limited to, BOD, TSS, and volume.