

**ORDINANCE NO. 30-2004**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELK GROVE  
AMENDING CHAPTER 15.10 OF THE ELK GROVE MUNICIPAL CODE  
RELATING TO STORM DRAINAGE SERVICES FEES**

The City Council of the City of Elk Grove does ordain as follows:

**SECTION 1. PURPOSE AND AUTHORITY.**

The purpose of this ordinance is to amend Chapter 15.10 of the Elk Grove Municipal Code in order to revise the storm drainage service fees within a portion of the City, if authorized by the owners of property in that territory. The City Council enacts this ordinance pursuant to the authority of California Health and Safety Code section 5471.

**SECTION 2. AMENDMENT.** Section 15.10.45 is added to Chapter 15.10 "Storm Drainage Fee" of the Elk Grove City Code and reads as follows:

**15.10.045 Levy of Charge in the South Elk Grove Storm Drainage Utility Fee Area.**

a. In lieu of the fee described in Section 15.10.040, there is hereby levied by the City of Elk Grove on all parcels within the South Elk Grove Storm Drainage Utility Fee area as shown in Figure 1 attached to the South Elk Grove - Storm Water Drainage Utility Fee Analysis Report dated September 2004, and on any other parcels for which the City of Elk Grove shall have complied with applicable laws governing the levying of such fees, other than those classified as an exempt use, a storm drainage service fee to be collected as set forth in this section.

b. A single-family residential parcel shall pay a monthly charge equal to the administrative charge + (Unit Service Charge (USC) x each residential dwelling unit).

c. All other non-exempt parcels shall pay a monthly charge equal to the administrative charge + (USC x parcel area in square feet x the Impervious Factor ÷ 2000).

d. The initial amount of the administrative charge (the maximum rate for Fiscal Year 2004-05) is \$1.74.

e. The initial amount of the Unit Service Charge (the maximum rate for Fiscal Year 2004-05) shall be \$10.86. Unit Service Charge for purposes of this Section 15.10.045 means the cost of storm drainage services attributable to storm drainage from one equivalent residential unit.

f. The impervious factors (IF) to be used in the calculations set forth in subdivision (c) herein shall be based on the following table:

Property Category	Impervious Factor
Commercial/Office	0.80
Industrial	0.70
High Density Residential	0.60
Institutional/Medium Density Residential	0.50
Low Impervious Development	0.10

For purposes of this Section 15.10.045, the terms 'High Density Residential' and 'Medium Density Residential' have the meanings specified in the City's General Plan.

g. The maximum administrative charge and Unit Service Charge (USC) will be increased annually as of July 1, commencing July 1, 2005, by the percentage change in the Consumer Price Index (CPI) - All Urban Consumers for the San Francisco - Oakland - San Jose areas.

**SECTION 3. EFFECTIVE DATE AND PUBLICATION.**


This Ordinance will take effect November 19, 2004, but only if approved by the property owners in the election to be held on November 9, 2004. The effective date of this ordinance is at least 30 days after its adoption. In lieu of publication of the full text of the ordinance within 15 days after its passage, a summary of the ordinance may be published at least five days prior to and 15 days after adoption by the City Council and a certified copy will be posted in the office of the City Clerk, pursuant to Government Code section 36933(c)(1).


**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 20<sup>th</sup> day of October 2004.

  
 SOPHIA SCHERMAN, MAYOR of the  
 CITY OF ELK GROVE

ATTEST:

APPROVED AS TO FORM:

  
 PEGGY E. JACKSON, CITY CLERK

  
 ANTHONY B. MANZANETTI,  
 CITY ATTORNEY

**Effective Date: November 19, 2004**

**AYES:** Scherman, Soares, Briggs, Leary  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** Cooper