

ORDINANCE NO. O- 15618  
(New Series)

0-82-62

NOV 16 1981

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 7,  
OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING  
SECTION 67.72 RELATING TO WATER CAPACITY  
CHARGES.

BE IT ORDAINED by the Council of The City of San Diego,  
as follows:

Section 1. That Chapter VI, Article 7 of the San Diego  
Municipal Code be and the same is hereby amended by amending  
Section 67.72 to read as follows:

SEC. 67.72 CAPACITY CHARGE

A minimum capacity charge of two hundred ninety  
dollars (\$290.00) shall be paid when any person, firm,  
corporation or other entity shall request a new water  
connection or in any way cause an increase in the water  
usage by the addition of any type of dwelling, commercial  
or industrial unit based upon an increase in the water  
consumption as measured by equivalent family unit or  
units or portion thereof. Said measurement shall be  
made by the City Manager or his authorized representative  
and for the purposes of this section an equivalent family  
unit shall equal a consumption of 500 gallons per day.

Said charge shall be due and payable at the time  
the building permit fees or connection fees are paid,  
or if a building permit is not required, at the time the  
water connection fees must be paid. In any case, this  
water capacity charge must be paid before the water use  
(flow) increase is accomplished.

In those areas of the City where a capacity charge in the form of area charges as established by Council resolutions, or taxation or special assessment districts excluding 1911 and 1913 Act assessment districts results in a payment to the City totaling more than two hundred ninety dollars (\$290.00) per single family unit or its equivalent, no new capacity charge shall be imposed by this section. However, charges imposed due to reimbursable agreements entered into by the City shall be collected where applicable in every case.

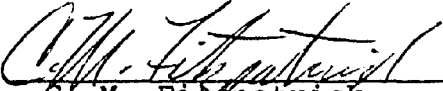
Notwithstanding anything contained in this section, no minimum capacity charge shall be required with respect to a request for the addition of an equivalent family unit or units when a building permit application for such addition was filed with the City prior to March 19, 1974.

The maximum capacity charge that shall be collected for any one single connection or manifolded multiple metered connection shall be five thousand dollars (\$5,000.00) regardless of the number of the equivalent family units. The five thousand dollars (\$5,000.00) maximum shall include capacity charges, area charges or the value of existing capacity in equivalent family units paid, acquired or being used prior to the adoption of this ordinance.

Upon approval by the City Manager the capacity charge may be waived or delayed for a specific period of time for the purposes of temporary irrigation or preliminary development.

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By   
C. M. Fitzpatrick  
Senior Chief Deputy

CMF:BC:v1:427  
10/2/81  
Or.Dept.: Water Util.

NOV 16 1981

Passed and adopted by the Council of The City of San Diego on \_\_\_\_\_, by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *Barbara Berridge* Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

OCT 26 1981

NOV 16 1981

\_\_\_\_\_, and on \_\_\_\_\_.

~~I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.~~

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *Barbara Berridge* Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 0-15618

NOV 16 1981

Adopted

CERTIFICATE OF PUBLICATION

SAN DIEGO, CITY OF  
12th fl, 202 C St.  
San Diego, CA 92101  
BERRIDGE

RECEIVED  
CITY CLERK'S OFFICE  
1981 DEC -2 AM 10:50  
SAN DIEGO, CALIF.  
Yes

IN THE MATTER OF

NO.

ORDINANCE NO. 0-15618 (New Series)

ORDINANCE NO. 0-15618  
(New Series)

AN ORDINANCE AMENDING CHAPTER VI, ARTICLE 7 OF THE SAN DIEGO MUNICIPAL CODE BY AMENDING SECTION 07.72 RELATING TO WATER CAPACITY CHARGES.

BE IT ORDAINED by the Council of The City of San Diego, as follows:

Section 1. That Chapter VI, Article 7 of the San Diego Municipal Code be and the same is hereby amended by amending Section 07.72 to read as follows:

SEC. 07.72 CAPACITY CHARGE

A minimum capacity charge of two hundred ninety dollars (\$290.00) shall be paid when any person, firm, corporation or other entity shall request a new water connection or in any way cause an increase in the water usage by the addition of any type of dwelling, commercial or industrial unit based upon an increase in the water consumption as measured by equivalent family unit or units or portion thereof.

Said measurement shall be made by the City Manager or his authorized representative and for the purposes of this section an equivalent family unit shall equal a consumption of 500 gallons per day. Said charge shall be due and payable at the time the building permit fees or connection fees are paid, or if a building permit is not required, at the time the water connection fees must be paid. In any case, this water capacity charge must be paid before the water use (flow) increase is accomplished.

In those areas of the City where a capacity charge in the form of area charges as established by Council resolutions, or taxation or special assessment districts excluding 1911 and 1913 Act assessment districts results in a payment to the City totaling more than two hundred ninety dollars (\$290.00) per single family unit or its equivalent, no new capacity charge shall be imposed by this section. However, charges imposed due to reimbursable agreements entered into by the City shall be collected where applicable in every case.

Notwithstanding anything contained in this section, no minimum capacity charge shall be required with respect to a request for the addition of an equivalent family unit or units when a building permit application for such addition was filed with the City prior to March 19, 1974.

The maximum capacity charge that shall be collected for any one single connection or manifolded multiple metered connection shall be five thousand dollars (\$5,000.00) regardless of the number of the equivalent family units. The five thousand dollars (\$5,000.00) maximum shall include capacity charges, area charges or the value of existing capacity in equivalent family units paid, acquired or being used prior to the adoption of this ordinance.

Upon approval by the City Manager the capacity charge may be waived or delayed for a specific period of time for the purposes of temporary irrigation or preliminary development.

Section 3. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Introduced on October 28, 1981  
Passed and adopted by the Council of The City of San Diego on November 16, 1981.

AUTHENTICATED BY: PETE WILSON,  
Mayor of The City of  
San Diego, California.  
CHARLES G. ABDELNOUR,  
City Clerk of The City  
of San Diego, California.

(SEAL)  
By BARBARA B... GE, Deputy.  
Publish November 30

I, Charlene Lance, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

ORDINANCE NO. 0-15618 (New Series)

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to wit:

November 30, 1981

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 30th day of Nov., 1981.

Charlene Lance  
(Signature)

4 1/4 x 2 x 8.06 = \$100.75