

RESOLUTION NO. OC SAN 23-10

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE ORANGE COUNTY SANITATION DISTRICT DIRECTING THE COUNTY TAX COLLECTOR-TREASURER TO INCLUDE REGIONAL SANITARY SEWER SERVICE CHARGES ON THE TAX ROLL FOR FISCAL YEARS 2023-2024 THROUGH 2027-2028.

The Board of Directors of the Orange County Sanitation District ("OC San") does hereby find:

- A. On March 22, 2023, the Board of Directors adopted Ordinance No. OC SAN-58, An Ordinance of the Board of Directors of Orange County Sanitation District Adopting Regional Sewer Service Charges and Repealing Ordinance No. OCSD-49.
- B. By adoption of Ordinance No. OC SAN-58, the Board of Directors elected to adopt, impose, and collect rates and charges for regional sewer services provided by OC San and correspondingly established procedures related thereto.
- C. California Health & Safety Code section 5473 provides that such charges, as adopted by OC San Ordinance No. OC SAN-58, may be collected on the County tax roll in the same manner, by the same persons, and at the same time as, together with, and not separate from, its general taxes.
- D. The charges established by Ordinance No. OC SAN-58 reflect an allocation of the costs of operation and maintenance, such that the charges do not exceed the estimated reasonable costs to provide the wastewater collection, treatment, and disposal services and facilities, and the revenues received are not used for any other purpose.
- E. Pursuant to California Constitution Article XIID (Proposition 218), sewer service charges constitute charges for property-related services. The sewer service charges set by Ordinance No. OC SAN-58 comply with the provisions of Article XIID, in that they do not exceed the cost to the OC San to provide the service and facilities.
- F. OC San provided notice as required by Health and Safety Code section 5473.1, and held a public hearing on March 22, 2023, at which time the Board received and considered all comments and protests related to the collection of the fees on the tax roll.

NOW, THEREFORE, the Board of Directors of Orange County Sanitation District, DOES HEREBY RESOLVE, DETERMINE, AND ORDER:

Section 1: That the rates and charges set forth in Ordinance No. OC SAN-58 are affirmed

herein by the Board of Directors, as consistent with the findings hereinabove stated, for Fiscal Years 2023-2024 through 2027-2028, in the following amounts:

Annual Sewer Service Charges  
Residential Users

FISCAL YEAR	2023-24	2024-25	2025-26	2026-27	2027-28
SFR*	\$358.00	\$371.00	\$384.00	\$397.00	\$411.00
MFR	\$250.60	\$259.70	\$268.80	\$277.90	\$287.70

*SFR = Single Family Residential*

*MFR = Multi-Family Residential*

All properties located within Revenue Area 14 pay no annual sewer service charges. OC San costs relating to providing service to these properties are billed by OC San directly to the Irvine Ranch Water District, the local agency providing the local sewer service.

Section 2. That pursuant to California Health & Safety Code Section 5473, the Board hereby elects and directs the County Tax Collector-Treasurer to include regional sanitary sewer service charges, as adopted by Ordinance No. OC SAN-58, on the tax roll, in the same manner, by the same persons and at the same time as, together with, and not separately from, the general taxes; and that such regional sanitary sewer service charges be included in the annual property tax bills for Fiscal Years 2023-24 through 2027-2028.

Section 3: That pursuant to California Health & Safety Code Section 5473, this Resolution shall remain in full force and effect until amended or repealed, or until such time as the rates of sanitary sewer service charges, as established by Ordinance No. OC SAN-58, are changed by increasing the annual rate

Section 4: That the General Manager, or his designee, be, and is hereby authorized and directed, to execute any necessary documents or agreements to effect the order set forth in Section 2 herein.

Section 5. That the provisions of any Resolution(s) previously adopted by the Orange County Sanitation District that are in direct conflict with the provisions of this Resolution No. 23-XX are hereby superseded.

Section 6. That the General Manager, or his designee, is hereby authorized to forward a copy of this Resolution to the Orange County Tax Collector-Treasurer.

PASSED AND ADOPTED at a regular meeting of the Orange County Sanitation District Board of Directors held March 22, 2023.

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Chad P. Wanke  
Chairman, Board of Directors

ATTEST:

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Kelly Lore  
Clerk of the Board

APPROVED AS TO FORM:

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Bradley R. Hogin  
General Counsel  
Orange County Sanitation District

