



LAKE SHASTINA COMMUNITY SERVICES DISTRICT

ORDINANCE 4-05



AN ORDINANCE OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT TO INCREASE STANDBY WATER ASSESSMENT RATE, ESTABLISHED BY ORDINANCE 4-03, EFFECTIVE JUNE 20, 2003.

The Board of Directors of the Lake Shastina Community Services District does ordain as follows:

1. **APPLICABILITY.** The rates set forth in this ordinance shall apply to all Standby Customers. Rates for other water usages, if permitted, shall be established by ordinance or resolution of the District Board of Directors.

2. **TERRITORY.** These rates shall apply to all Standby Customers, which are entirely within the boundaries of the Lake Shastina Community Services District.

3. **STANDBY CHARGE.**

A. **RATE PER PARCEL:** Each customer shall be charged an annual fee of \$37.00 for each parcel, to be billed on a Semi-Annual basis in the amount of \$18.50 which is subject to change.

4. **RATE INCREASE:** The District obtained approval from Voters on May 9, 2003, allowing the board to incrementally raise the rate not more than \$1.00 per year, on an as needed basis, not to exceed \$40.00 annually, to be billed on a semi-annual basis. The District shall need approval from the property owners to exceed the \$40.00 per year Standby Rate.

5. **SUPERSEDES:** This Ordinance, Ordinance 4-05, supersedes rates set by Ordinance 4-03, which was effective June 20, 2003.

6. **TIMEFRAME:** This charge shall become effective January 1, 2006.

I certify that this ordinance was adopted at a regular meeting of the Board of Directors of the Lake Shastina Community Services District held on October 26, 2005.

Names of Directors Voting Aye, and in Favor of this Ordinance: Brezinsky, Dean, Dilley, Negro, Roths

Names of Directors Voting Nay, and Against this Ordinance: None

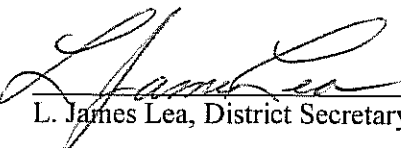
Names of Absent Directors: None

Lake Shastina Community Services District by:

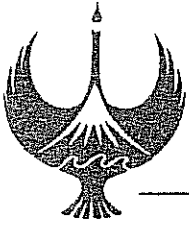


Craig Dilley, President

ATTEST



L. James Lea, District Secretary



LAKE SHASTINA COMMUNITY SERVICES DISTRICT

ORDINANCE 4-05

AN ORDINANCE OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT TO INCREASE THE STANDBY WATER RATE ASSESSMENT RATES ESTABLISHED BY ORDINANCE 4-03, EFFECTIVE ON JUNE 20, 2003.

A copy of the full body of the Ordinance is available, without charge, from the office of the Lake Shastina Community Services District, 16320 Everhart Drive, Weed, CA 96094.

Introduced:

First Reading	By Title and Contents
Second Reading	By Title and Contents

- 1). First Reading and Public Hearing – September 28, 2005**
- 2). Second Reading, Public Hearing and Adoption by Board – October 26, 2005**
- 3). Effective date of Ordinance – January 1, 2006**

ORDINANCE 5-05
SUMMARY

AN ORDINANCE OF THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT TO INCREASE METERED WATER SERVICE RATES ESTABLISHED BY ORDINANCE 3-03, EFFECTIVE ON JUNE 20, 2003.

Establish a Commodity Charge:

Rate per 1,000 gallons shall be \$0.37.

Minimum Charge \$49.50 per quarter, equating to \$16.50 per month.

First Reading and Public Hearing – September 28, 2005

Second Reading, Public Hearing and Adoption by Board – October 26, 2005

Effective date of Ordinance – December 20, 2005

ROLL CALL VOTE:

AYES: Directors Brezinsky, Dean, Dilley, Negro, Roths

NOES: None

ABSENT: None

ABSTAIN: None

G. Ordinance 4-05 Standby Water Rate Assessment Increase – Received and Filed:

1. First Reading
2. Public Hearing
3. Approval of First Reading

Pres. Dilley gave the First Reading, by title and summary of proposed Ordinance 4-05, Standby Water Rate Assessment Increase, which would increase the yearly Standby Fee from \$35.00 to \$37.00. A copy of Ordinance 4-05 is available at the Administration Office. Pres. Dilley opened the First Public Hearing at 4:35 p.m. There were no comments received from the public. Pres. Dilley closed the First Public Hearing at 4:37 p.m. and the Board approved the First Reading of Ordinance 4-05. The Second Reading, Second Public Hearing and Adoption of Ordinance 4-05 will be on the October 26, 2005 agenda. After adoption, Ordinance 4-05 will become effective on January 1, 2006.

Motion by Dir. Brezinsky second by Dir. Dean to approve the First Reading of Ordinance 4-05, Standby Water Rate Assessment Increase.**Ayes: Directors Brezinsky, Dean, Dilley and Negro****Noes: None****Absent: Director Roths****H. Ordinance 5-05 Metered Water Service Rates Increase – Received and Filed**

1. First Reading
2. Public Hearing
3. Approval of First Reading

Pres. Dilley gave the First Reading, by title and summary of proposed Ordinance 5-05, Metered Water Service Rates, which would increase the rate per 1,000 gallons from \$.35 to \$.37 and the quarterly minimum charge from \$43.50 to \$49.50. A copy of Ordinance 5-05 is available at the Administration Office. Pres. Dilley opened the First Public Hearing at 4:40 p.m. Comments supporting the Ordinance were received from John Kilburn and Emory Hanlon. Pres. Dilley closed the First Public Hearing at 4:44 p.m. and the Board approved the First Reading of Ordinance 5-05. The Second Reading, Second Public Hearing and Adoption of Ordinance 5-05 will be on the October 26, 2005 agenda. After adoption, Ordinance 5-05 will become effective on December 20, 2005.

Motion by Dir. Brezinsky second by Dir. Negro to approve the First Reading of Ordinance 5-05, Metered Water Service Rates Increase.**Ayes: Directors Brezinsky, Dean, Dilley and Negro****Noes: None****Absent: Director Roths****I. Approval of Final Budget 2006/2007 – Received and Filed****Motion by Dir. Negro second by Dir. Dean to approve final Budget 2006/2007, dated 9/19/2005.****Ayes: Directors Brezinsky, Dean, Dilley and Negro****Noes: None****Absent: Director Roths****Item 10. NEW BUSINESS:**

- * A. Appoint Retirement Plan Trustee for 401K and Money Purchase Plan – Received and Filed
- * B. Appoint District Treasurer to replace Office Manager Debbie Wishart – Received and Filed

C. Discussion / Action re: Fire Suppression Charge – Received and Filed: Pres. Dilley reported that the District is not able to charge a Development or Impact Fee, yet a Fire Suppression Fee could be charged with each water service application. GM Lea reported that the original developer installed minimum water system requirements, which includes tanks, wells and size of water mains. There was no mandate to build the appropriate fire stations or to purchase required equipment for fire protection. A Fire Suppression Fee, with each water service application, would assist with funding items such as water main extensions, fire hydrants, water tanks and fire equipment. Pres. Dilley directed GM Lea to proceed by preparing an Ordinance, with supporting documentation justifying the proposed Fire Suppression Fee amount.

for coliform in water samples. Out of any 10 vials sampled, the most that failed was 2 and they were not fecal related; there was no health concern. The sites have been retested and have passed. There have been two other sites that have had to be retested due to a fail test report to the State, one in Unit 8 and one in Unit 9; both have retested and passed with no coliform present. Water samples are taken from various residences, not from a controlled water sample sites. Dir. Negro reported that a letter was received from the State Department of Health Services on October 20, 2005 regarding the District's annual public water system inspection of April 26, 2005, which stated that there were no physical defects of the system facilities. The system appeared to be well maintained and very clean and the District was commended for outstanding maintenance and general cleanliness.

Item 9. OLD BUSINESS:

- A. Status of upgraded SBC Telephone Service at Lake Shastina: Pres. Dilley reported that he sent another email to SBC with no response to date. Pres. Dilley also stated that he has switched to satellite internet service. Dir. Negro reported that he met with a representative from Cal-Ore out of Dorris who has offered to speak to the District regarding setting up a wireless application for Lake Shastina using the Water Tank site. Dir. Negro stated that the upfront cost to individuals would be from \$325 to \$350 and that Cal-Ore would like to know that there are enough interested parties to make the installation worthwhile. GM Lea recommended that Cal-Ore place an article in the Shastina News requesting property owners' input, prior to the District negotiating with Cal-Ore.
- * B. Status of Ordinance 2-03, Vehicles and Traffic,
Amendment to Section 2.03.10 Parking Restrictions: Item tabled.
- C. Discussion / Action re: Group Coordinator for Mercy Air Ambulance – **Received and Filed**: GM Lea reported that the Lake Shastina Medical Clinic has responded that they are not staffed in a manner to take on the responsibility of Mercy Air Ambulance Group Coordinator for Lake Shastina. CSO Ingram reported that there are approximately 150 Lake Shastina members and that the Group Coordinator is expected to contact all group members annually regarding membership renewal. GM Lea stated that he is concerned with liability issues having the District involved as Group Coordinator. The Board discussed and agreed that no department within the District will be assigned as Group Coordinator.

Motion by Dir. Negro second by Dir. Roths that the District will not assume the responsibility of Lake Shastina Group Coordinator for the Mercy Air Ambulance Program. Lake Shastina residents will need to contact the Mercy Air Ambulance provider individually.

Ayes: Directors Brezinsky, Dean, Dilley, Negro and Roths

Noes: None

Absent: None

- * D. Discussion / Action: Sewer Rate Increase – **Received and Filed**: Item tabled.

E. Ordinance 4-05 Standby Water Rate Assessment Increase – Received and Filed

1. **Second Reading**
2. **Public Hearing**
3. **Approval of Second Reading and Adoption**

Pres. Dilley gave the Second Reading, by title and summary of proposed Ordinance 4-05, Standby Water Rate Assessment Increase, which would increase the yearly Standby Fee from \$35.00 to \$37.00. A copy of Ordinance 4-05 is available at the Administration Office. Pres. Dilley opened the Public Hearing at 4.44 p.m. Public comments were received from Gail Wetter. Pres. Dilley closed the Public Hearing at 4.46 p.m. and the Board approved the Second Reading and Adoption of Ordinance 4-05. Ordinance 4-05 will become effective on January 1, 2006.

Motion by Dir. Roths second by Dir. Dean to approve the Second Reading and Adoption of Ordinance 4-05, Standby Water Rate Assessment Increase.

Ayes: Directors Brezinsky, Dean, Dilley, Negro and Roths

Noes: None

Absent: None

AFFIDAVIT OF POSTING NOTICE
ORDINANCE 4-05

First Reading and Public Hearing: On September 23, 2005, I, Sylvia Charvez, gave copies of the September 28, 2005, Public Hearing Notice (September 28, 2005 LSCSD Regular Meeting Agenda) regarding Ordinance 4-05 to Police Department to post on September 23 or 24, 2005 at the locations listed below within the District (Number 1. was posted by me on September 23, 2005, along with a copy of proposed Ordinance 4-05).

Second Reading, Public Hearing and Adoption: On October 21, 2005, I, Sylvia Charvez, gave copies of October 26, 2005 Public Hearing Notice (October 26, 2005 LSCSD Regular Meeting Agenda) regarding Ordinance 4-05 to Police Department to post on October 21 or 22, 2005 at the locations listed below within the District (Number 1. was posted by me on October 21, 2005, along with a copy of proposed Ordinance 4-05).

1. Administration Office, 16320 Everhart Drive. Weed CA
2. Police/Fire Station, 16309 Everhart Drive, Weed CA
3. Lake Shastina Community Center – Exterior Bulletin Board
15244 Driftwood Lane
4. Lake Shastina Bulletin Boards – Elk Trail Road,
Pinehill Road/Lakes Shastina Drive,
Lake Short Drive (Bus Stop)
Rancho Hills Entrance



Sylvia Charvez, Administrative Assistant

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SUMMARY

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Establish a Standby Charge: RATE PER PARCEL: Each customer shall be charged an annual fee of \$37.00 for each parcel, to be billed on a Semi-Annual basis in the amount of \$18.50, which is subject to change. Plus, ability to raise the assessment not more than \$1.00 per year, on an as needed basis, not to exceed \$40.00 annually.

This Ordinance supersedes rates set by Ordinance 4-03, which was effective June 20, 2003.

First Reading and Public Hearing – September 28, 2005

Second Reading, Public Hearing and Adoption by Board – October 26, 2005

Effective date of Ordinance – January 1, 2006

ROLL CALL VOTE:

AYES: Directors Brezinsky, Dean, Dilley, Negro, Roths

NOES: None

ABSENT: None

ABSTAIN: None

AFFIDAVIT OF PUBLICATION

LAKE SHASTINA COMMUNITY

SERVICE DEPARTMENT

163 20 EVERHART DRIVE

WEED CA 96094

IN THE MATTER OF

ORDINANCE 4-05

SUMMARY

STATE OF CALIFORNIA) ss:
County of Siskiyou)

PAT MILLS

of said County, being duly sworn, deposed and says: THAT she is and at all times herein mentioned was a citizen of the United States of America, over the age of twenty-one years, and that she is not, nor was she at any of the times hereinafter named a party to, nor interested in the above entitled matter; that she is the PRINCIPAL CLERK OF THE PRINTER of THE SISKIYOU DAILY NEWS, a newspaper of general circulation, printed and published in the City of Yreka, County of Siskiyou, State of California, and which newspaper is published for the dissemination of local and telegraphic news and intelligence of a general character, and which newspaper at all times herein mentioned had and still has a bona fide subscription list of paying subscribers, and which newspaper has been established, printed and published at regular intervals in the said City of Yreka, County of Siskiyou, State of California, for a period exceeding one year next preceding the date of publication of the notice hereinafter referred to; and which newspaper is not devoted to nor published for the interests, entertainment or instruction of a particular class, profession, trade, calling, race or denomination, or any number of same; that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof, on the following; dates, to-wit:

NOVEMBER 1, 2005

Siskiyou Daily News adjudicated May 18, 1953, No. 15190

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

(Signed) Pat Mills

Date: 11-3-05

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This Ordinance supersedes rates set by Ordinance 4-03, which was effective June 20, 2003.

First Reading and Public Hearing - September 28, 2005 News #0982. Pub. Oct. 28, 31, 2005

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BY: