



## ATTACHMENT C

# Notice of a Public Meeting and Public Protest Hearing on Proposed for Water Services Fees in County Service Area No. 34, Zone D

APN  
«NAME1»  
«ADDRESS1»  
«ADDRESS2»

Dear Property Owner:

This is an important notice regarding your rights under Proposition 218 relating to proposed on your water fees. The proposed fees would pay for the costs of water services within County Service Area No. 34, Zone D.

**Read this notice carefully.** If you have any questions, please contact Julie Zimmer-Belle, Staff Analyst, County of Fresno Department of Public Works and Planning, Resources Division, 2220 Tulare Street, 6th Floor, Fresno, California 93721, by telephone at (559) 600-4259 or by email at [jzimmer@co.fresno.ca.us](mailto:jzimmer@co.fresno.ca.us).

This notice is given under the California Constitution, Article XIII D, section 4, and California Government Code sections 53753 and 53954.6.

The proposed fee is supported by an Engineer's Report that is available online at: <http://www2.co.fresno.ca.us/VisionLive/PWP/Documents/74169.pdf>

### Notice of Public Protest Hearing

You are notified that on **December 5, 2017 at 9:00 a.m.** (or as soon after as practicable), the Board of Supervisors (Board) will conduct a public protest hearing on the proposed fee. The public protest hearing will happen in the Board's regular meeting chambers in the **Hall of Records, 2281 Tulare Street, Third Floor, Fresno, California 93721**. The public protest hearing will be open to all members of the public. During the hearing, any person may present relevant oral or written testimony to the Board, and the Board will consider all objections or protests to the proposed fee. During the hearing, the Board may decide to continue the hearing to a later date without further notice.

### How to Protest the Proposed Water Fee

If you disagree with the proposed water fee, you may submit a written protest. The Board will not impose the fees if a majority of the County Service Area No. 34, Zone D (CSA 34D) property owners or tenants submit **written protests** against the proposal. **Only one written protest per parcel will be counted in calculating a majority protest.**

Written protests may be on any type of paper and may be typed or handwritten, but **must include all** of the following information:

- Information sufficient to identify the affected property that you own or rent, such as the address of your property in CSA 34D, the Assessor's Parcel Number (APN) for your property (the APN for your property is listed on the first page of this notice), or both;
- A brief written statement that you protest or disagree with the proposed rate; and
- Your printed full name and signature.

**Written protests must be addressed, exactly as follows, and mailed or hand delivered to:**

**Clerk to the Board of Supervisors  
 CSA 34D Water Fee Protest Hearing (December 5, 2017)  
 HOLD UNTIL PROTEST HEARING  
 2281 Tulare Street, Room 301  
 Fresno, CA 93721**

**To be valid and counted, written protests must be received by the Clerk to the Board of Supervisors before the close of the public protest hearing on December 5, 2017.**

If there is not a majority protest, the Board may impose the proposed water fee.

### **Explanation of the Proposed Water Fee**

The proposed water fees are comprised of a flat monthly water service fee and water usage tier fees. The proposed flat monthly water service fee is calculated by averaging annual costs to operate, maintain and administer the water delivery facilities and services for CSA 34D over a three years, and is projected to increase to account for inflation, but does not include the water itself. It should be noted that the County has a water contract to supply and water treatment capacity of approximately 0.5 acre feet (AF) per parcel per year which made it necessary for the consulting engineer to include the cost to expand the plant's treatment capacity to accommodate any water over use. The tier structure has been designed by the engineer to capture the cost to expand the water treatment capacity and has also been designed to capture the cost to purchase water on the open market, if needed for the water use over the contracted supply of 0.5 AF, per parcel per year.

The fee will be charged with respect to residential parcels created under Tract Map No. 4968 for which a building permit is issued.

The proposed water fee is broken down into four components as described below:

#### **Table 1 - Flat Monthly Water Service Fee**

The first component is a flat monthly water service fee, which includes all operations, maintenance and administrative costs to maintain the water system over a five year period starting on January 1, 2018, but does not include the water itself.

| <b>TABLE 1 - PROPOSED MONTHLY <u>FLAT WATER USAGE FEE</u> - FY 2017-18 Through FY 2021-22</b> |                            |  |  |  |  |  |
|---|----------------------------|--|--|--|--|--|
| <b>Service Connection Type</b>  | <b># of EBU Per Parcel</b> | <b>Proposed Fee Effective 1/1/2018</b> | <b>Proposed Fee Effective 7/1/2018</b> | <b>Proposed Fee Effective 7/1/2019</b> | <b>Proposed Fee Effective 7/1/2020</b> | <b>Proposed Fee Effective 7/1/2021</b> |
| <b>Residential</b>  | 1                          | \$22.05                                | \$22.50                                | \$22.95                                | \$23.45                                | \$23.45                                |

**Table 2 - Base Tier Monthly Metered Water Fee**

The second component is the Base Tier, a metered fee for water purchase, to be charged based on actual monthly water usage.

**Table 2 - Tier I Water Fees**

The third component is Tier I, a metered fee designated to build reserves to add 0.5 AF of water treatment capacity for delivery of finished water to each one of the existing lots of record in CSA 34D, and to build reserves to purchase water on the open market for the total annual volume of projected water usage in excess of the approximately 0.5 AF annual usage per year per water service connection in CSA 34D.

**Table 2 - Tier II Water Fees**

The fourth component is Tier II, a metered fee designated to build reserves to add 0.5 AF of water treatment capacity for delivery of finished water to each one of the existing lots of record in CSA 34D, and to build reserves to purchase water on the open market, if needed for the total annual volume of projected water usage in excess of the approximately 0.5 AF annual usage per year per water service connection in CSA 34D.

| <b>TABLE 2 - PROPOSED TIERED WATER USAGE FEES - FY 2017-18 Through FY 2021-22</b> |  |  |  |  |  |                             |
|---|--|--|--|--|--|-----------------------------|
| <b>All Service Connection Types</b>   | <b>Proposed Fee Effective 1/1/2018</b> | <b>Proposed Fee Effective 7/1/2018</b> | <b>Proposed Fee Effective 7/1/2019</b> | <b>Proposed Fee Effective 7/1/2020</b> | <b>Proposed Fee Effective 7/1/2021</b> | <b>Allotted Usage</b>       |
| <b>Base Tier</b>  | \$5.75 per 1,000 gal                   | \$5.99 per 1,000 gal                   | \$6.26 per 1,000 gal                   | \$6.40 per 1,000 gal                   | \$6.40 per 1,000 gal                   | 13,500 gallons/month        |
| <b>Tier I</b>   | \$6.62 per 1,000 gal                   | \$6.90 per 1,000 gal                   | \$7.21 per 1,000 gal                   | \$7.37 per 1,000 gal                   | \$7.37 per 1,000 gal                   | 13,501-27,000 gallons/month |
| <b>Tier II</b>  | \$6.62 per 1,000 gal                   | \$6.90 per 1,000 gal                   | \$7.21 per 1,000 gal                   | \$7.37 per 1,000 gal                   | \$7.37 per 1,000 gal                   | 27,001 + gallons/month      |

The proposed fees also include inflation factor increases of 1.0216 annually over a three-year period (effective July 1st of each year beginning on July 1, 2018, with the last increase to occur on July 1, 2020).

**Additional Information**

The proposed sewer fees, if not opposed by a majority of the property owners, and if approved by the Board at the public protest hearing on December 5, 2017 will be implemented on January 1, 2018 and on July 1<sup>st</sup> of each year to follow, through July 1, 2022. Property owners would first see the proposed fee on the January/February bill, which they can expect to receive in March 2018.

If proposed fee is not imposed due to a “majority protest,” as defined above, County staff will schedule a public community meeting. The purpose of that meeting will be to discuss strategies to reduce water services to avoid exceeding available revenues.