

RESOLUTION NO. 18-73

1 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA VERNE, COUNTY
2 OF LOS ANGELES, STATE OF CALIFORNIA ESTABLISHING CERTAIN WATER
3 AND SEWER FEES, SAID RATES AND CHARGES TO BE EFFECTIVE FOR AND
4 APPLICABLE TO ALL MUNICIPAL SERVICE BILLINGS PREPARED ON OR
5 AFTER JANUARY 1, 2019

6 WHEREAS, the City Council established existing water and sewer rates
7 through its approval of Resolution No. 15-03 on February 2, 2015, which was
8 amended by Resolution No. 17-58, adopted August 21, 2017; and

9 WHEREAS, the City has proposed adjustments to the water and sewer rates
10 and issued a Notice of Protest Hearing to 8,888 property owners and/or customers on
11 November 26, 2018, in accordance with Proposition 218, the "Right to Vote on Taxes
12 Act;" and

13 WHEREAS, the City Council conducted a public hearing to take testimony
14 relative to the issue of water and sewer rates on December 3, 2018; and

15 WHEREAS, the City Council approved Resolution No. 18-71 certifying the
16 results of the noticed protest hearing for water rates and finding the number of
17 protests to be less than a majority; and

18 WHEREAS, the City Council approved Resolution No. 18-72 certifying the
19 results of the noticed protest hearing for sewer rates and finding the number of
20 protests to be less than a majority;

21 NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LA VERNE
22 DOES HEREBY RESOLVE AS FOLLOWS:

23 SECTION 1. That water rates, charges and regulations for water service shall
24 be as hereinafter set forth as follows:

25 A. RATES, FEES, CHARGES AND CONDITIONS OF SERVICE FOR THE
26 FURNISHING OF WATER BY THE CITY OF LA VERNE

- 27 1. **General:** An application shall be submitted to the City for water service
28 and all water furnished by the City shall be subject to the rates, fees,
29 charges and conditions set forth herein.
- 30 2. **Connection Charges:** The fees or charges adopted herein are imposed
31 only as a condition of extending or initiating service upon the request of a
32 customer. The fee or charge is not imposed upon real property or upon
33 persons as an incident of property ownership.

34 **Daily, Monthly or Bimonthly Service Fees:** The fees or charges
35 adopted herein are imposed as a condition of service by the City to the
36 customer. Any customer may avoid payment of the fee or charge by
37 disconnecting from the facilities of the City. This fee or charge is not

imposed upon real property or upon a person as an incident of property ownership.

Consumption-Based Charges: The fees or charges adopted herein are imposed on the basis of the amount of water used or consumed by the customer. The fee or charge is not imposed upon real property or upon a person as an incident of property ownership. A customer may reduce or avoid the fee by reducing or discontinuing use.

3. **Fire Flow Information (Modeled):** The following fee shall be charged for information related to fire flow requests:

New Location	\$600 (property specific model analysis)
Existing vicinity	\$125 (nonspecific, pre-run model analysis within vicinity)

4. **Zones:** For the purpose of providing water service to the various elevations within the area served by the City of La Verne, the following pressure zones are established:

ZONE I	- Up to approximately 1,125 feet USGS
ZONE II	- From approximately 1,125 feet to approximately 1,250 feet
ZONE III	- From approximately 1,250 feet to approximately 1,430 feet
ZONE IV	- From approximately 1,430 feet to approximately 1,580 feet
ZONE V	- From approximately 1,580 feet to approximately 1,785 feet
ZONE VI	- 1,786 feet and above

5. **Water Rates Within the City of La Verne:** All water furnished by the city within the City Limits of La Verne shall be computed at the following rates:

a. **Service Charge:** The bimonthly charge for each meter shall be:

5/8 inch	\$36.40
3/4 inch	40.00
1 inch	51.00
1-1/2 inch	65.60
2 inch	106.00
3 inch	400.00
4 inch	509.60
6 inch	764.40
8 inch	1,055.60
10 inch	1,456.00
12 inch	1,892.80

b. **Water Use:** For each unit of water (1,000 gallons) used, the charge will be:

Zone I	\$3.92
Zone II	\$4.02
Zone III	\$4.21
Zone IV	\$4.42
Zone V	\$4.53

Zone VI \$4.77

- 1 c. **The City Manager and Public Works Director** are hereby
2 authorized to negotiate water rates, different from those included in
3 this Resolution, for governmental entities. All such negotiated rates
4 must be approved by the City Council prior to becoming effective.
- 5 d. **Application of Zone Rates:** The zone rates set forth above shall
6 apply to the zone to which a particular service is connected
7 regardless of the elevation of the service.
- 8 e. **FM-CT meters** shall be charged a service charge for each size
9 meter in accordance with Section A-5.
- 10 f. **Detector check meters** which provide only fire protection and serve
11 no domestic use shall be charged in accordance with Section A-7.
- 12 6. **California Drought Surcharge:** In addition to the base rate for water as
13 established from time to time by the City Council, surcharges may be
14 levied for each and every customer who exceeds the adopted allowances
15 identified in Section 13.15.030 of the La Verne Municipal Code. The
16 surcharges shall be as follows:
- 17 a. Residential Conservation Penalties
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|---------|--------------------------|
| Level A | No Surcharge |
| Level B | \$0.18 per 1,000 gallons |
| Level C | \$0.60 per 1,000 gallons |
| Level D | \$0.98 per 1,000 gallons |
| Level E | \$2.61 per 1,000 gallons |
- 18 b. Conservation Penalties for all Remaining Rate Classes
- | | |
|---------|--------------------------|
| Level A | No Surcharge |
| Level B | \$0.98 per 1,000 gallons |
| Level C | \$2.61 per 1,000 gallons |
- 19 7. **Private Fire Service:** Private fire service rates are established for
20 structures that are required by either the Uniform Building Code or the
21 Uniform Fire Code to have automatic sprinkler systems or on site fire
22 hydrants. Fire service connections are to be utilized for firefighting
23 purposes only. If a fire service connection is found to have been used,
24 without prior notification, for purposes other than firefighting, the City may
25 apply a fee of \$250 for first violation during a 12-month period, a \$350 fee
26 for a second incident during the same 12-month period, and a \$500 fee
27 for the third and each subsequent incident during a 12-month period.
28 Notification must be made to the customer service office at least 24-hours
29 in advance of the date testing or maintenance of fire systems are to be
performed. The rates for private fire service shall be:

Service Charge: The bimonthly charge for each meter shall be:

2-inch	46.60
3-inch	65.30

4-inch	102.60
6-inch	130.60
8-inch	167.70
10-inch	205.10
12-inch	242.20

8. **Unit Definition:** For purposes of administration, "unit" is defined as:

- a. Each residential dwelling in duplexes, triplexes, apartments, mobile home spaces and separate houses if each has kitchen facilities;
- b. Each occupancy in a multiple unit professional, commercial or industrial development shall be considered a separate unit;
- c. Each four (4) guest rooms or fraction thereof, in any motel, hotel, rooming or lodging house other than the owner's principal residence; and
- d. Each institutional use with living quarters having kitchen facilities. Each institutional use with living quarters not having kitchen facilities shall be defined per subsection "c" above.

9. **Added Unit Charge:** For multiple services from a single meter, there shall be a bimonthly charge of \$11.20 for each additional unit over one (1) as defined in Section A-8. This charge is for the availability of service and shall be applicable, regardless of usage or occupancy, except for vacancies of over six (6) months' duration, provided that the owner complies with the notice provisions of Section A-12.

10. **Added Unit Notification:** The customer of record shall inform the City as to the number of additional units as defined in Section 8 which are served through one meter and failure to do so shall not relieve the customer from liability for payment of added unit charges. The customer shall be responsible for notifying the city of any changes.

11. **Added Unit Vacancy:** It shall be the sole responsibility of the property owner to notify the City of a vacancy prior to billing for added units as defined in Section A-8. During the terms of the vacancy, no added unit fees shall be charged for water service to premises which remain vacant for over six (6) months, provided that written notice is given to the City at least one (1) month in advance of the beginning of a vacancy of seven months or longer; however, the fees shall be applicable during the first six (6) months of vacancy as long as there is a water meter in service. It shall be conclusively presumed by the City that all premises are occupied until written notice is received to the contrary. Failure to give said written notice will not relieve the person or persons so billed of the charge.

12. **Adjustments for Vacancies:** During the term of the vacancy, no fees shall be charged by the City for paramedic service, sewer service, refuse and recycling collection from residences, commercial, industrial, and

1 other premises which remain vacant for over six months, provided that
2 written notice is given to the Water Office at least one month in advance
3 of the beginning of a vacancy of seven months or longer. However, the
4 fees shall be applicable during the first six months of vacancy and as
5 long as there is a water meter in service for which no turn-off order has
6 been issued. It shall be conclusively presumed by the City that all
7 premises are occupied until written notice is received by the Water Office
8 to the contrary. Adjustments will be made only to the customer of record.

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10 13. **Temporary Water Service:** Written application shall be made to the City
11 for any temporary water service desired by contractors, builders,
12 carnivals, or any other person, firm or corporation. Said application must
13 be approved and in addition, an advance payment satisfactory to the
14 City must be paid prior to the use of any water. The City may require a
15 temporary meter or a jumper to be installed. In refunding said advance
16 payment, the City shall deduct all costs including installation and
17 removal, any repairs and the consumption charge. The service charge
18 for temporary service shall be a minimum of \$50 per month or any
19 portion thereof plus \$50 per month thereafter where the water is metered
20 plus the following for each 1,000 gallons used:

21	ZONE I	\$4.90
22	ZONE II	\$5.03
23	ZONE III	\$5.26
24	ZONE IV	\$5.53
25	ZONE V	\$5.66
26	ZONE VI	\$5.96

27 If, in the opinion of the City in its sole discretion, a meter should not be
28 set for a temporary service, the quantity of water shall be estimated by
29 the City and charged to the applicant at the above rates plus 25 percent
of said rates.

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16 14. **One Meter for Multiple Connections:** A single service connection shall
17 serve only one parcel of property and one ownership unless it is
18 impracticable to both the consumer and the City to install separate
19 services and a specific exception is approved by the Director of Public
20 Works.
- 21 15. **Responsibility to Pay for Multiple Service:** Where one meter
22 connection serves two or more separate and distinct consumers the
23 property owner or the applicant for service, or both, at the option of the
24 City, will be held responsible to the City for all water used. The City may,
25 at its option, install separate services and collect the regular rate for
26 each consumer, in which case the owner or consumer shall, at his own
27 expense, install a water pipeline from the property to the meter.
- 28 16. **Adjustments and Refunds:** Within the scope of intent of this
29 Resolution, the City Manager or his designee is empowered to make
adjustments and/or refunds of any fees and charges on the municipal
services bill which, in his opinion, are justified.

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17. **Proration of Bills**: The bimonthly service charge shall be based upon a daily equivalent and shall be computed based upon the actual number of service days for all opening and closing bills.
 18. **Meter Register Failure or No Meter**: When a meter fails to register or after having been tested is found to register incorrectly, the charge for water shall be computed as follows: When the same consumer has been receiving service for more than a year, the billing shall be based upon the daily average use for the period of billing closest to the previous year. When the service has been received for less than a year, the charge shall be based upon the average daily use for the number of service days billed. In the event that there is no meter, a charge shall be made based upon an estimate fixed by the City Manager or his designee.
 19. **Bills Due and Payable**: Municipal services bills are due and payable upon receipt. If payment is not received in City Hall prior to 5:00 p.m. on the due date printed on the bill it will be delinquent unless otherwise specified on the bill. Failure to receive the bill does not relieve the consumer of the liability. Any amount due shall be deemed a debt owed to the City of La Verne, and any person, firm or corporation failing, neglecting or refusing to pay said indebtedness shall be liable to an action in the name of said City in any court of competent jurisdiction for the amount thereof.
 20. **Delinquency Processing Fee**: When a municipal service account becomes delinquent or if service has been discontinued by the City for nonpayment of bills, for illegal use of water service or for noncompliance with any provision of this Resolution, a fee of \$15 per service shall be charged to cover the cost to the City for special handling of the account and/or making service calls. An additional fee of \$40 shall be charged to reinstate existing services between the hours of 6:00 p.m. and 8:00 a.m. to cover City staff overtime costs. New customers requesting same day service for water will be granted only between the hours of 8:00 a.m. and 3:00 p.m. After 3:00 p.m., a \$30 fee shall be charged to guarantee same day service (otherwise, water service shall be provided the following day). No fee shall be charged if water service is temporarily turned off during normal working hours at the consumer's request.
 21. **Failure to Pay for Service**: If a consumer does not pay a municipal services bill and said bill becomes delinquent, the total unpaid balance shall be subject to a late penalty fee of five percent (5%) and may require an advance payment equal to the estimated bimonthly bill or a minimum advance payment of \$50 as determined by the City Manager or his designee based on past payment history. The fees shall be applicable each time an account becomes delinquent. If the consumer does not pay the delinquent bill and late penalty within ten (10) days of the mailing of the written notice to do so, water service will be discontinued. Service may again be established whether or not it has been physically disconnected, only after the consumer or applicant for service pays: 1) all delinquent amount owing; 2) the service

reinstatement charge; 3) an advance payment as set forth in Section A-28; and 4) any other applicable charges. Any account for which payment is made by check and said check is returned by the bank on which it was drawn shall be considered as unpaid. Said check must be redeemed with cash prior to the account due date or the account will be subject to all late penalties and fees.

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22. **Lock Charge**: If it becomes necessary for the City to place a padlock on a meter for any reason, a charge of \$50 in addition to all other applicable charges, shall be payable to the City.
23. **Tampering with or Vandalism of Meter**: If it becomes necessary for the City to remove a meter due to illegal use of water or for noncompliance with any provision of this Resolution or of La Verne Municipal Code Section 13.12.150, a charge of \$125, in addition to all other applicable charges, shall be payable to the City. This fee shall be doubled for repeat offenses.
24. **Liability for Delinquent Bill upon Change of Address**: Water service shall not be provided to any consumer at any address until all delinquent water charges owing at a former place of residence or business are paid in full.
25. **Liability for Payment/Services Not Transferable**: No water service shall be transferred from one party to another unless proper application has been made as provided for herein. It shall be the responsibility of the water user to notify the City of the time discontinuance of service is desired and failure to do so shall render said user liable for water bills until such notice is received. This shall not be construed as relieving the new occupant of a residence or other place of water service of the responsibility for applying for service. If at any time it comes to the attention of the City that a person has been receiving service without proper application for same, such person shall be billed for service from the date of commencement of said use if it is possible to ascertain such date. If said date cannot be ascertained, the filing for service shall begin from the date of the last regular meter reading.
26. **Meter Testing**: Any consumer may require, upon deposit of the amount shown below, that the meter through which water is being furnished to the consumer be tested by the City for the purpose of ascertaining whether or not it is registering correctly the water being delivered through it.

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If said meter, upon testing, registers more than 103% of the correct volume the City may adjust water bills of said consumer and the deposit shall be refunded.

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If said meter, upon testing, registers less than 103% of the correct volume no adjustment to the water bills of the consumer shall be made and the deposit shall be retained.

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Deposit Schedule:

5/8-inch meter	\$ 50
3/4-inch meter	50
1-inch meter	50
1 1/2-inch meter	100
2-inch meter	125
3-inch meter	175
4-inch meter	200
6-inch meter	250
8-inch meter	300

All deposits shall be made in advance.

27. **Uncollectible Accounts:** The City Manager shall from time to time submit to the City Council a list of accounts deemed uncollectible. Upon authorization by the City Council the amounts shall be written off and removed from the records.
28. **Advance Payment:** The City shall require of each applicant for municipal service, prior to receiving service, an application for service and an advance payment as follows:
- a. For single family dwellings as defined in Chapter 5.04.215 of the La Verne Municipal Code:
 - 1) For customers who have established two years of satisfactory credit with the City of La Verne with payments made in a timely manner as defined in Section A-19, an advance payment is not required.
 - 2) New customers who provide a valid major credit card (Visa, MasterCard, American Express) issued in their name before water service is established are considered to be credit worthy and an advance payment is not required. The City may require the new customer to show a recent bill from the credit card company to verify that the account is current and in good standing.
 - 3) New customers who cannot provide a major credit card or current customers who have not established satisfactory credit per section A-19; shall pay an advance payment equal to the estimated bimonthly bill or a minimum of \$50 as determined by the City Manager or his designee. Any applicant applying for service at a multiple dwelling as defined in La Verne Municipal Code 5.04.210 or for any business, industrial, or commercial property shall complete a City of La Verne business license application prior to establishing water service.
 - 4) A request for service at a location where 2 or more previous customers in the past 2 years have been referred to collections, shall be required to provide an advance payment equal to the estimated bimonthly bill prior to service initiation.

In addition to the Business License application, an advance payment is required in the following amounts:

- b. For a mobile home park, duplex, or other multiple dwelling unit - \$50 for the first unit plus \$35 per additional unit or space.
- c. For all other residential uses, including hotel, motel and rooming or lodging house - \$50 for the first room plus \$35 for every four (4) guest rooms or fractional number thereof, provided that no advance payment shall be less than \$85.
- d. For commercial, industrial, institutional and other nonresidential uses - 60% of the estimated average bimonthly bill provided that no advance payment shall be less than \$85.
- e. All accounts for which service has become delinquent or for return of a check in payment of the account which has not been redeemed prior to turn off day, the advance payment shall be equal to the estimated bimonthly bill, or a minimum of \$50, as determined by the City Manager or his designee.
- f. All temporary hydrant meters shall require an advance payment in the amount of \$1,000.

Advance payments shall be applied to the closing bill upon termination of service. An Advance Payment may be applied to the customer's account on the first bill following one (1) full year of satisfactory service with the City. Satisfactory service shall be defined as one (1) full year of payment history within the established due dates as defined in Section A-19.

- 29. **Application for New Service:** Before water will be supplied to any premises, written application by the owner of said premises, or his agent, shall be made to the City for the proper service stating the official building number and street address to be served. A single service shall serve only one parcel of property and one ownership unless a specific exception is approved by the City Manager or his designee. A service connection shall be made by the City to the nearest distribution main only after the service installation charge, meter installation charge and all additional water system connection fees required are paid.
- 30. **Service Line Installation Charge:** The following shall be charged for installation of a service line from an existing water main adjacent to the property to be served to the meter box location:

Size of Service

1-inch	\$4,460
2-inch	\$5,640
over 2-inch	actual cost of labor and material plus 25% of such cost for tools, administration and miscellaneous costs.

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31. **Meter Installation Charge:**

- a. **New Meter Installation Charge:** The following shall be charged for the installation of new water meters.

<u>Size of Meter</u>	<u>Standard</u>	<u>w/Remote</u>
<u>Read</u>		
1-inch	\$533	\$733
1 1/2-inch	\$1,126	\$1,301
2-inch	\$1,396	\$1,726
Over 2-inch	actual cost of labor and material plus 25% of such cost for tools, administration and miscellaneous costs.	

- b. **Fee for Changing Size of Meter:** The fee for changing the size of meter, whether larger to smaller or smaller to larger as applicable, shall be equal to the meter installation charge set forth herein Section A-31.a. New Meter Installation Charge.
- c. Fees described in this Section are for available pumping, storage and pipeline capacity in existing Zones I through V only. Storage, pumping systems and pipelines to serve areas outside existing Zones I through V shall be the responsibility of the landowner.
- d. Fees shall be calculated as of the date of payment. However, if payment is made more than sixty (60) days before anticipated connection, as determined by the City Manager, fees shall be recalculated as of sixty (60) days before such anticipated connection and any increase shall be due and payable before connection.
- e. The City is empowered to negotiate contracts with individuals, firms or corporations relative to the extension or enlargement of water facilities and/or relative to methods of reimbursement to the City. Credits may be given against the fees set forth herein where property owners have constructed water facilities or where property has been assessed for like improvements.
- f. **Abandonment of Services.** When an existing service has been shut off continuously or otherwise terminated for a period of two (2) years or more, it shall be presumed to be abandoned. Any subsequent service shall be treated as a new service and subject to all applicable fees set forth including acreage and frontage fees of this resolution. Should physical abandonment of a service line up to 2 inches be required, the cost shall be \$2,800.

32. **Lifeline Rates:**

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a. **Eligibility:** A water customer of the City of La Verne who meets all the following standards is eligible for lifeline water rates.

1) The customer must be either:

- 62 years of age or older; or
- disabled within the meaning of 20 C.F.R. 404.1505 (Social Security disability benefits).

2) The customer must be a resident of a single family dwelling served by a water meter no larger than 1 inch.

3) The customer's annual income shall not exceed the income limits for "very low income" established for Los Angeles County by the United States Department of Housing and Urban Development.

b. **Application:** A customer wishing to pay lifeline water rates shall make application in person at City Hall. The applicant shall provide proof of age, and shall certify that he/she meets the income limits. The City shall verify that the applicant meets the requirements for residency, and water usage history as a customer. The City shall notify the applicant in writing whether he or she is a qualified lifeline customer. Qualifications shall not be retroactive.

c. **Administration.** Applications shall be made on forms prescribed by the City Manager or his designee. Recertification of qualification shall be made from time to time as deemed necessary by the City Manager.

d. **Lifeline Water Rates:** For qualified customers, the bimonthly service charge due under section A-5-a of this resolution shall each be reduced by 50 percent.

33. **Municipal Services Registration Fee:** Each applicant for municipal service shall pay a one-time, nonrefundable service fee of \$40 per service to cover the initial costs involved in processing the service application for water, refuse, sewer, and paramedic services, including forms processing, computer entry, and service call. This fee shall be billed on the opening municipal services bill

34. **Completion of Miscellaneous Forms:** A minimum charge of \$35 shall be assessed for the completion of any fire flow service forms required of outside agencies.

B. **SEWER SERVICE CHARGES** - All sewer services furnished by the City shall be subject to the following charges:

1. **Connection Charges:** The fees or charges adopted herein are imposed only as a condition of extending or initiating service upon the request of a customer. The fee or charge is not imposed upon real property or upon persons as an incident of property ownership.

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B. **SEWER SERVICE CHARGES** - All sewer services furnished by the City shall be subject to the following charges:

1. **Connection Charges:** The fees or charges adopted herein are imposed only as a condition of extending or initiating service upon the request of a customer. The fee or charge is not imposed upon real property or upon persons as an incident of property ownership.

1 Daily, Monthly or Bimonthly Service Fees. The fees or charges adopted
2 herein at subsections 2, 3, & 4 are imposed as a condition of service by
3 the City to the customer. Any customer may avoid payment of the fee or
4 charge by disconnecting from the facilities of the City. This fee or charge
5 is not imposed upon real property or upon a person as an incident of
6 property ownership.

7 Consumption-Based Charges. The fees or charges adopted herein at
8 subsections 3 & 4 are imposed on the basis of the amount of water used
9 or consumed by the customer. The fee or charge is not imposed upon
10 real property or upon a person as an incident of property ownership. A
11 customer may reduce or avoid the fee by reducing or discontinuing use.

- 12 2. **Residential Charges:** For residential sewer service there shall be a
13 minimum bimonthly charge of \$23.43 for all connections to the City
14 sewer system within the City Limits, this is for environmental response
15 costs, ongoing operation and maintenance, and a capital improvement
16 reserve. There shall be an additional charge of \$23.43 bimonthly for
17 each additional residential unit, apartment or other unit of a residential
18 nature served by the same water meter.
- 19 3. **Institutional Charges:** For institutional sewers, there shall be a
20 minimum bimonthly charge of \$23.43 for all connections to the City
21 sewer system within the City Limits, this is for environmental response
22 costs, ongoing operation and maintenance, and a capital improvement
23 reserve, plus a charge of 20 ¢ (cents) per 1,000 gallons of water
24 consumed through any one meter. There shall be an additional charge
25 of \$23.43 bimonthly for each additional institutional building served by
26 the same water meter.
- 27 4. **Commercial and Manufacturing Charges:** For commercial and
28 manufacturing sewer service there shall be a minimum bimonthly charge
29 of \$23.43 for all connections to the City sewer system within the City
30 Limits, this is for environmental response costs, ongoing operation and
31 maintenance, and a capital improvement reserve, plus a charge of 20¢
32 (cents) per 1,000 gallons consumed through any one meter. There shall
33 be an additional charge of \$23.43 bimonthly for each additional
34 commercial, industrial or professional firm served by the same water
35 meter: if domestic and commercial manufacturing consumption is from
36 the same meter the higher rate shall be charged.
- 37 5. **Definitions:**
- 38 a. "Commercial and manufacturing users" means and includes
39 consumers who have or are required to have a business license but
40 which are of a nonresidential nature.
- 41 b. "Institutional users" means and includes public and private schools,
42 colleges, churches, rest homes, convalescent homes, boarding
43 houses, dormitories, hotels, motels, child care centers, and similar
44 uses.

- c. "Residential Unit" means a dwelling unit, as defined in Municipal Code Section 18.08, including each single family dwelling, each dwelling unit in a mobile home park, duplex, or other multiple dwelling unit. Additionally, every four guest rooms or fractional number thereof in any hotel, motel, rooming house or lodging house shall constitute a "dwelling unit."
- d. "Residential users" means and includes single family, two family and multiple family dwellings, mobile home units in an approved mobile home park, and/or other units of a residential nature not otherwise provided for in this Section.

Section 2. That this Resolution shall become effective immediately upon approval and rates that are charged as the result of the December 3, 2018 hearing shall be applicable to all municipal services bills prepared on or after January 1, 2019.

Section 3. That the rates contained herein may be adjusted to pass through any future increases in the cost of wholesale water or power as provided for Government Code Section 53756 and as specified in the public hearing notice.

Section 4. That this action is statutorily exempt from the California Environmental Quality Act, Section 15273 – Rates, Tolls, Fares, and Charges and City of La Verne environmental guidelines.

Section 5. If any provision of this Resolution is held to be unconstitutional or unlawful, it is the intent of the City Council that such portion of this Resolution be severable from the remainder and that the remainder be given full force and effect.

Section 6. That the Mayor shall sign and the Assistant City Clerk shall attest to the passage and adoption of this Resolution and thereupon the same shall take effect and be in force.

PASSED, APPROVED AND ADOPTED this 3rd day of December 2018.

/S/ DON KENDRICK

Mayor Don Kendrick

ATTEST:

/S/ Lupe Gaeta Estrella

Lupe Gaeta Estrella, Assistant City Clerk

CERTIFICATION

1 STATE OF CALIFORNIA)
2 COUNTY OF LOS ANGELES) SS
3 CITY OF LA VERNE)

4 I, Lupe Gaeta Estrella, Assistant City Clerk of the City of La Verne, DO HEREBY
5 CERTIFY that Resolution No. 18-73, was duly passed and adopted by the said City
6 Council at a regular meeting of the said Council held on the 3rd day of December,
7 2018, and passed and adopted by the following vote:

8 AYES: Davis, Hepburn, Rosales, Carder, and Mayor Kendrick.

9 NOES: None.

10 ABSENT: None.

11 ABSTAINED: None.

/S/ Lupe Gaeta Estrella

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13 Lupe Gaeta Estrella, Assistant City Clerk
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