

ORDINANCE NO. 2463

AN ORDINANCE OF THE CITY OF CHULA VISTA ADDING CHAPTERS 3.21 AND 14.16 TO THE CHULA VISTA MUNICIPAL CODE TO ESTABLISH A STORM DRAIN FEE

The City Council of the City of Chula Vista does ordain as follows:

SECTION I: That Chapter 3.21 is added to the Chula Vista Municipal Code to read:

CHAPTER 3.21 STORM DRAIN REVENUE FUND.

Sec. 3.21.010 Establishment of Storm Drain Revenue Fund-Uses.

- A. There is established a fund to be designated as the "Storm Drain Revenue Fund".
- B. All revenues derived from the Storm Drain Fee set forth in Chapter 14.16 shall be deposited into said fund.
- C. The fund shall be used solely for the following purposes unless the City Council appropriates such funds for another purpose by a four-fifth's vote: to pay for the services of cleaning storm drain inlets, underground drainage systems, lined and unlined storm drainage channels or ditches, and planning costs associated with compliance with the conditions imposed upon the City by the "early permit" issued to the City by the Regional Water Quality Control Board on July 16, 1990 to establish a local-level National Pollutant Discharge Elimination System (NPDES), all in accordance with the federal Clean Water Act.

SECTION II: That Chapter 14.16 is added to the Chula Vista Municipal Code to read:

CHAPTER 14.16 STORM DRAIN FEE.

Sec. 14.16.010 Purpose.

The purpose of this chapter is to establish a Storm Drain Fee applicable to all parcels of real property within the City limits connected to the wastewater system, or the water system of the Otay Municipal Water District or the Sweetwater Authority. It is necessary to require system users to pay for the services of cleaning storm drain inlets, underground drainage systems, lined and unlined storm drainage channels or ditches, and planning costs associated with compliance with

the conditions imposed upon the City by the "early permit" issued to the City by the Regional Water Quality Control Board on July 16, 1990, to establish a local-level National Pollutant Discharge Elimination System (NPDES), all in accordance with the federal Clean Water Act.

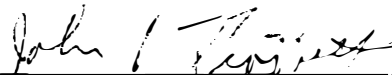
Sec. 14.16.020 Storm Drain Fee Established-Payment Required-Real Property Defined.

- A. In addition to other fees, assessments or charges provided by the city code or otherwise, the owner or occupant of any parcel of real property which parcel is connected to the wastewater system of the City and to a water system maintained by the Sweetwater Authority, the Otay Municipal Water District, or the California American Water Company shall pay a storm drain fee as presently designated, or as may hereafter be amended, by resolution in the Master Fee Schedule. Whenever an increase is proposed in said fee, a notice of the proposed increase shall be posted by the City Clerk for at least ten (10) days prior to City Council consideration.
- B. For the purposes of this section, real property shall be deemed to be used for domestic purposes when such property is used solely for single-family residences, or the furnishing of lodging by the operations of hotels, auto courts, apartment houses, bungalow courts, housing units, rooming houses, motels, trailer parks, or the rental of property for lodging) purposes.
- C. All storm drain fee imposed under this chapter shall be computed, collected, and subject to the same penalties and requirements as set forth in Sections 13.14.110 and 13.14.150 relating to sewer service charges. All proceeds of the storm drain fee shall be deposited in the Storm Drain Revenue Fund.

SECTION III: Operative Date. The imposition of the new storm drain fee shall not be operative until July 18, 1991.


SECTION IV: Effective Date. This ordinance shall take effect and be in full force on the thirtieth day from and after its adoption.

Presented by



John P. Lippitt
Director of Public Works

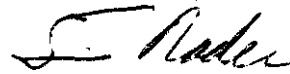
Approved as to form by



Bruce M. Boogaard
City Attorney


PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 18th day of June, 1991, by the following vote:

AYES: Councilmembers: Malcolm, Moore, Nader, Rindone
NOES: Councilmembers: None
ABSENT: Councilmembers: None
ABSTAIN: Councilmembers: None



Tim Nader
Mayor

ATTEST:

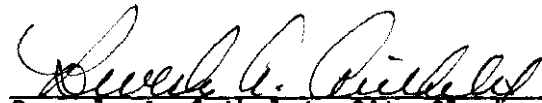


Beverly A. Authelet, City Clerk

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.
CITY OF CHULA VISTA)

I, Beverly A. Authelet, City Clerk of the City of Chula Vista, California, do hereby certify that the foregoing Ordinance No. 2463 had its first reading on June 11, 1991, and its second reading and adoption at a regular meeting of said City Council held on the 18th day of June, 1991.

Executed this 18th day of June, 1991.



Beverly A. Authelet, City Clerk