

ORDINANCE NO. 1518

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARCATA AMENDING THE ARCATA MUNICIPAL CODE TITLE VII, PUBLIC WORKS, CHAPTER 3, WATER, SECTION 7922, GENERAL ADJUSTMENTS, AND CHAPTER 5, STORMWATER MANAGEMENT, UNIT RATE

The City Council of the City of Arcata does ordain as follows:

Section 1: Section 7922 of Chapter 3—Water, Title VII—Public Works, of the Arcata Municipal Code is hereby amended as shown by the following strike through for deleted text and double underscore for new text:

SEC. 7922. General Adjustments.

If for any reason a customer feels that an adjustment of their water billing is warranted, the customer shall set forth his contention in writing to the Finance Director, who shall approve or reject the claim. The customer may appeal that decision to the City Council in writing, within 10 days of the Finance Director's determination. Any such adjustment granted will be retroactive for a period not to exceed ~~5 1~~ years ~~or for such period of time as customers water records are available.~~

Section 2: Section 7998.03 of Division 1 (Storm Drain Service Fees), Article 6 (Stormwater Drainage Maintenance Fee Schedule), Chapter 5 (Stormwater Management), Title VII (Public Works) of the Arcata Municipal Code is hereby amended as shown in the following strike through and double underscore text:

SEC. 7998.03. Unit Rate.

The stormwater drainage maintenance fee Unit Rate is ~~\$0.0047 for each six month period shall be established by resolution of the City Council.~~

Section 3: Severability. If any section, subsection, sentence, clause or phrase of this chapter is for any reason held to be invalid or unconstitutional, the decision shall not affect the validity of the remaining portions of the Chapter. The City Council hereby declares that it would have passed this Chapter, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid under law.

Section 4: This ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the CEQA Guidelines, because it can be seen with certainty that the proposed code revisions are technical and/or have no possibility that they may have a significant effect on the environment.

Section 5: This ordinance is subject to an early effective date pursuant to Government Code section 36937(d) relating to taxes for the usual and current expenses of the City, and will take effect July 1, 2019.

DATE: June 5, 2019

ATTEST:

/s/ Bridget Dory
City Clerk, City of Arcata

APPROVED:

/s/ Brett Watson
Mayor, City of Arcata

CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of Ordinance No. 1518, passed and adopted at a regular meeting of the City Council of the City of Arcata, Humboldt County, California on the 5th day of June, 2019, by the following vote:

AYES: WATSON, WINKLER, ORNELAS, PEREIRA, PITINO

NOES: NONE

ABSENT: NONE

ABSTENTIONS: NONE

/s/ Bridget Dory
City Clerk, City of Arcata