

(b) Resolution

RESOLUTION NO. _____

**A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN JOSE SETTING SCHEDULES OF STORM SEWER
SERVICE CHARGES FOR FISCAL YEAR 2021 – 2022,
AND SUPERSEDING RESOLUTION NO. 79564**

WHEREAS, Part 6 of Chapter 15.16 of Title 15 of the San José Municipal Code authorizes the setting of storm sewer service charges by resolution of the City and Council, and the collection of such charges for the purpose of deriving revenue for acquisition, repair, rehabilitation, construction, reconstruction, operation and maintenance of the storm sewer system of the City of San José; and

WHEREAS, between April 21, 2011 and April 29, 2011, public notices were mailed to property owners in the City advising them that on June 14, 2011, the San José City Council would be holding a public hearing to consider a storm sewer service rate increase for FY 2011-2012 and authorization for up to one additional rate increase in FY 2012-2013 on July 1, 2012; and

WHEREAS, there was no protest by a majority of affected property owners to the storm sewer service charge rate increase; and

WHEREAS, on June 14, 2011, the Council adopted Resolution No. 75857 setting schedules of Sanitary Sewer Service and Use Charges and Storm Sewer Service Charges for Fiscal Year 2011-2012; and

WHEREAS, on August 7, 2012, the Council adopted Resolution No. 76382, which Resolution maintained the same storm sewer service charges as adopted in Fiscal Year 2011-2012 for Fiscal Year 2012-2013; and

WHEREAS, on June 18, 2013, the Council adopted Resolution No. 76676, which Resolution maintained the same storm sewer service charges as adopted in Fiscal Years 2011-2012 and 2012-2013 for Fiscal Year 2013-2014; and

WHEREAS, on June 10, 2014, the Council adopted Resolution No. 77013, which Resolution maintained the same storm sewer service charges as adopted in Fiscal Years 2011-2012, 2012-2013 and 2013-2014 for Fiscal Year 2014-2015; and

WHEREAS, on June 23, 2015, the Council adopted Resolution No. 77463, which Resolution maintained the same storm sewer service charges as adopted in Fiscal Years 2011-2012, 2012-2013, 2013-2014, and 2014-2015 for Fiscal Year 2015-2016; and

WHEREAS, on June 14, 2016, the Council adopted Resolution No. 77779, which Resolution maintained the same storm sewer services charges as adopted in Fiscal Years 2011-2012, 2012-2013, 2013-2014, 2014-2015, and 2015-2016 for Fiscal Year 2016-2017; and

WHEREAS, on June 13, 2017, the Council adopted Resolution No. 78205, which Resolution maintained the same storm sewer services charges as adopted in Fiscal Years 2011-2012, 2012-2013, 2013-2014, 2014-2015, 2015-2016 and 2016-2017 for Fiscal Year 2017-2018; and

WHEREAS, on June 5, 2018, the Council adopted Resolution No. 78617, which Resolution maintained the same storm sewer services charges as adopted in Fiscal Years 2011-2012, 2012-2013, 2013-2014, 2014-2015, 2015-2016, 2016-2017 and 2017-2018 for Fiscal Year 2018-2019; and

WHEREAS, on June 11, 2019, the Council adopted Resolution No. 79133, which Resolution maintained the same storm sewer services charges as adopted in Fiscal Years 2011-2012, 2012-2013, 2013-2014, 2014-2015, 2015-2016, 2016-2017, 2017-2018 and 2018-2019 for Fiscal Year 2019-2020; and

WHEREAS, on June 9, 2020, the Council adopted Resolution No. 79564, which Resolution maintained the same storm sewer services charges as adopted in Fiscal Years 2011-2012, 2012-2013, 2013-2014, 2014-2015, 2015-2016, 2016-2017, 2017-2018, 2018-2019, and 2020-2021 for Fiscal Year 2020-2021; and

WHEREAS, the Council wishes to maintain the same storm sewer service charges as adopted in Fiscal Years 2011-2012, 2012-2013, 2013-2014, 2014-2015, 2015-2016, 2016-2017, 2017-2018, 2018-2019, 2019-2020, and 2020-2021 for Fiscal Year 2021-2022;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE:

SECTION 1. **Schedule of Storm Sewer Service Charges.**

For all premises connected directly or indirectly to or served by the storm sewer system, storm sewer service charges are hereby established for Fiscal Year 2021-2022 for the premises listed below:

A.	Single-family residential and duplex, if connected to the system prior to July 1, 2021	\$94.44 per year
	Single family residential and duplex, if connected to the system on or after July 1, 2021	\$7.87 per month

<p>B. Mobile Home Residential, per unit, if connected to the system prior to July 1, 2021</p> <p>Mobile Home Residential, per unit, if connected to the system on or after July 1, 2021</p>	<p>\$47.28 per year</p> <p>\$3.94 per month</p>
<p>C. Residential Condominium, per unit, if connected to the system prior to July 1, 2021</p> <p>Residential Condominium, per unit, if connected to the system on or after July 1, 2021</p>	<p>\$51.60 per year</p> <p>\$4.30 per month</p>
<p>D. Large Multiple Family Residential (5 or more units), per unit, if connected to the system prior to July 1, 2021</p> <p>Large Multiple Family Residential (5 or more units), per unit, if connected to the system on or after July 1, 2021</p>	<p>\$51.60 per year</p> <p>\$4.30 per month</p>
<p>E. Small Multiple Family Residential (3-4 units), if connected to the system prior to July 1, 2021</p> <p>Small Multiple Family Residential (3-4 units), if connected to the system on or after July 1, 2021</p>	<p>\$179.40 per year</p> <p>\$14.95 per month</p>
<p>F. Open Space, annual charge if connected to the system prior to July 1, 2021</p> <p>Open Space, monthly charge if connected to the system on or after July 1, 2021</p>	<p>\$166.32 -PLUS- \$92.04 per acre</p> <p>\$13.86 -PLUS- \$7.67 per acre</p>

G.	School, annual charge if connected to the system prior to July 1, 2021	\$166.32 -PLUS- \$45.72 per acre
	School, monthly charge if connected to the system on or after July 1, 2021	\$13.86 -PLUS- \$3.81 per acre
H.	Church, annual charge if connected to the system prior to July 1, 2021	\$332.76 -PLUS- \$92.04 per acre
	Church, monthly charge if connected to the system on or after July 1, 2021	\$27.73 -PLUS- \$7.67 per acre
I.	College/University, annual charge if connected to the system prior to July 1, 2021	\$332.76 -PLUS- \$92.04 per acre
	College/University, monthly charge if connected to the system on or after July 1, 2021	\$27.73 -PLUS- \$7.67 per acre
J.	Commercial, Light Industrial and Miscellaneous Premises, annual charge if connected to the system prior to July 1, 2021	\$665.40 -PLUS- \$156.48 per acre
	Commercial, Light Industrial and Miscellaneous Premises, monthly charge if connected to the system on or after July 1, 2021	\$55.45 -PLUS- \$13.04 per acre

K.	Small Commercial, Light Industrial and Miscellaneous Premises, (under 0.2 acre), annual charge if connected to the system prior to July 1, 2021	\$332.76 -PLUS- \$156.48 per acre
	Small Commercial, Light Industrial and Miscellaneous Premises, (under 0.2 acre), monthly charge if connected to the system on or after July 1, 2021	\$27.73 -PLUS- \$13.04 per acre
L.	Heavy Industrial Premises, annual charge if connected to the system prior to July 1, 2021	\$831.84 -PLUS- \$156.48 per acre
	Heavy Industrial Premises, monthly charge if connected to the system on or after July 1, 2021	\$69.32 -PLUS- \$13.04 per acre
M.	Parking Facility, annual charge if connected to the system prior to July 1, 2021	\$665.40 -PLUS- \$165.72 per acre
	Parking Facility, monthly charge if connected to the system on or after July 1, 2021	\$55.45 -PLUS- \$13.81 per acre

SECTION 2. This Resolution shall supersede Resolution No. 79563.

SECTION 3. Effective Date.

This Resolution shall be effective July 1, 2021.

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ADOPTED this _____ day of _____, 2021, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk