

**SAN DIEGO COUNTY SANITATION DISTRICT FEES AND CHARGES FOR THE  
PROVISION OF SEWER SERVICE**

The Board of Directors of the San Diego County Sanitation District ordains as follows:

Section 1. On October 9, 2019 the Regional Water Quality Control Board for the San Diego Region amended the operating permit for the Julian Wastewater Treatment Area. The amended permit increased the treatment capacity for the Julian Wastewater Treatment Plant from 40,000 million gallons per day (mgd) to 80,000 mgd. District ordinances reflecting limited capacity in the Julian Wastewater Treatment Service Area such as transfer rights are no longer needed. No new or increased District fees or charges are proposed. The Julian Wastewater Treatment Service Area will be subject to the existing fees and charges to the same extent as other unrestricted District service areas. In addition, delegations of authority are proposed to be moved from this ordinance to the District's ordinance establishing provisions for the use of District sewerage facilities because they are more related to the use of facilities than the District's fees and charges.

Section 2. Section F of the District's Fees and Charges Ordinance is hereby amended to read as follows:

**Section F. SEWER CAPACITY COMMITMENTS. (New Major and Minor Subdivisions)**

The following provisions shall apply to new major and minor subdivisions which intend to receive sewer service from the District:

1. Where a tentative subdivision map or tentative parcel map has been approved or conditionally approved, the Director of Public Works may accept application for a capacity commitment when the final subdivision map or parcel map is submitted for final approval but only after all conditions of the tentative map not relating to sewer service have been fulfilled.
2. The District shall be deemed to have committed sewer capacity only if the District has issued a capacity receipt for the non-refundable payment of the entire capacity fee in effect at the time and applying to the parcel, tentative map or tentative parcel map.
3. The capacity fees may be collected and the capacity receipt issued independently from or concurrently with the issuance of the wastewater discharge permit.
4. The sewer capacity commitment shall apply to legal lots within the tentative parcel map, or tentative map for which it is issued. The commitment cannot be sold or transferred to other lots. Exceptions: Transfer of commitments can occur between lots if the lots existed within the original tentative parcel map, or tentative map and they have a single common owner.
5. In the event that the capacity fees within the District increase, additional capacity fees, if any, shall become due and payable at the time of issuance of the wastewater discharge permit.

6. If a wastewater discharge permit is not obtained within two (2) years from the date of issuance of the capacity receipt, the capacity commitment for the parcel shall be void, and may be renewed only on payment of additional capacity fees applicable, if any, and subject to capacity available in the District at the time of application for renewal.

7. Exceptions:

- a. East Otay Mesa and Julian Service Areas: Sewer capacity commitments are not issued in these service areas. Sewer capacity shall be committed at issuance of the wastewater discharge permit.
- b. Julian Service Area: Holders of sewer capacity commitments purchased prior to September 1, 1992 shall be exempt from paying any increases in capacity fee adopted after September 1, 1992, and those sewer capacity commitments shall not expire, nor become void, nor be required to be renewed, and will be valid indefinitely.

Section 3. Section I of the District's Fees and Charges Ordinance is hereby amended to read as follows:

**Section I. MISCELLANEOUS FEES.** In addition to any other fees established by this ordinance, the following fees are for recovery of staff costs associated with the following processes.

DUE AT TIME OF APPLICATION	
Reimbursement Agreement Processing Fee	\$500
Sewer Availability Letter	\$15

Section 4. Section J is removed from the District's Fees and Charges Ordinance.

Section 5. This ordinance shall take effect and be in force thirty (30) days after its passage, and before the expiration of fifteen (15) days after its passage, a summary hereof shall be published once with the names of the members of this Board voting for and against it in a newspaper of general circulation published in the County of San Diego.

APPROVED AS TO FORM AND LEGALITY

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Thomas L. Bosworth, Senior Deputy  
County Counsel

PASSED, APPROVED, AND ADOPTED by the Board of Directors of the San Diego County Sanitation District this 5<sup>th</sup> day of August 2020.



GREG COX  
Chairman, Board of Directors  
County of San Diego, State of California

The above Ordinance was adopted by the following vote:

AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

ATTEST my hand and the seal of the Board of Directors this 5<sup>th</sup> day of August 2020.

ANDREW POTTER  
Clerk of the Board of Directors

By



Joana Santiago, Deputy



Ordinance No.: 10682 (N.S.)  
Meeting Date: 08/05/2020 (SA1)