

**RESOLUTION 2023-03**  
**HILTON CREEK COMMUNITY SERVICES DISTRICT**

**A RESOLUTION OF THE HILTON CREEK COMMUNITY SERVICES DISTRICT ADOPTING FEES FOR SEWER USE AND AUTHORIZING THE BOARD SECRETARY/ FINANCE OFFICER TO COMPILE AND MAINTAIN ONE OR MORE SEWER USE FEES**

**WHEREAS**, the Sewer Use Fee Schedule for the Hilton Creek Community Services District has been prepared by staff and is attached to and made a part of this resolution as **Exhibit A**; and

**WHEREAS**, the Hilton Creek Community Services District is authorized and directed by provisions of state law and the District Ordinance to provide sewer services to the Crowley Lake Community; and

**WHEREAS**, applicable provisions of state law and the Hilton Creek Community Services District Ordinance authorize Hilton Creek Community Services District to charge fees for the services in the amounts not to exceed the District's costs of providing such services; and

**WHEREAS**, the fees presently charged by the Hilton Creek Community Services District are insufficient to fully recover the District's cost of providing those services; and

**WHEREAS**, Robert D. Niehaus, Inc. has prepared a fee study for the District dated May 10, 2023, to be used as a basis for the calculation of sewer charges, and a copy of the study is available for public inspection at the District office; and

**WHEREAS**, pursuant to Section 6 of Article XIID ("Proposition 218") of the California Constitution, District staff have identified the parcels upon which the proposed fees would be imposed, and the amount of fees for these parcels has been calculated; and

**WHEREAS**, on April 19, 2023, which was no less than forty-five (45) days prior to the public hearing on the fees, each owner of record was sent by U.S. Mail the notice attached hereto as **Exhibit B** and

**WHEREAS**, the public hearing was duly held according to law on June 13, 2023, and at the hearing any and all protests were considered by the Board of Directors;

**WHEREAS**, a majority protest was not received, as described in Proposition 218; and

**WHEREAS**, based on the testimony presented at the public hearing as well as the oral and written staff reports also presented to the District Board in connection with the hearing, the District Board finds and determines that:

- (1) Revenues derived from the proposed fees shall not exceed the funds required to provide the property related service for which the fees are being imposed;
- (2) Such revenues shall not be used for any purpose other than that for which the fees are being imposed;
- (3) The amount of the fees imposed upon any parcel or person as incident of property ownership shall not exceed the proportional cost of the service attributable to the parcel;
- (4) The services for which fees are being imposed are used by and immediately available to each owner of property subject to the fees; and
- (5) The proposed fees are not being imposed for general government services where the service is available to the public at-large in substantially the same manner as to property owners; and;

**WHEREAS**, it would be convenient for District administration and the public to be able to consult one or more lists summarizing then-current District fees.

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**NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE HILTON CREEK COMMUNITY SERVICES DISTRICT OF MONO COUNTY RESOLVES that:**

**SECTION ONE:** The foregoing recitals are true and correct.

**SECTION TWO:** Pursuant to applicable provisions of state law and the Hilton Creek Community Services District ordinance, the new or increased fees set forth on the **Exhibit A** attached hereto and incorporated herein are hereby adopted and shall take effect on July 1, 2023. Any existing District fees not modified by the Exhibit shall remain in full force and effect.

**SECTION THREE:** For the convenience of District Administration and the public, the Board Secretary / Finance Officer is authorized to compile and maintain one or more lists summarizing any or all District fees, including but not limited to those set forth on the **Exhibit A** and also any existing fees not affected by this resolution. The Board Secretary/Finance Officer may revise, disseminate, and publicize said lists from time to time as he/she deems necessary to reflect any future changes in District Fees.

**SECTION FOUR:** This Resolution shall not supersede or repeal any minute order or other resolution of the District Board, pertaining to fees, except to the extent that the amount of an existing fee is expressly increased or otherwise modified by this Resolution.

**PASSED, APPROVED AND ADOPTED** this 8<sup>th</sup>, day of August, 2023 by the following vote, to wit:

AYES: C. Adamson  I. Connolly  W. Czeschin   
D. Preston  S. Shipley

NOES:

ABSENT: I. Connolly

ABSTAIN:



Steve Shipley, Chair  
Hilton Creek Community Services District

ATTEST:

  
Lorinda Beatty, Board Secretary

**Resolution 2023-03**  
**Exhibit A**  
**Sewer Use Fees Monthly**  
**Effective 7/1/2023**

	2023-2024	2024-25	2025-26	2026-27	2027-28
Single Family Residence	73.15	87.78	100.95	111.05	116.93
Multi Family Residence First Unit	73.15	87.78	100.95	111.05	116.93
Multi Family Residence -Second+ Unit(s)	58.56	70.63	81.22	89.35	94.08
Studio/Hotel	39.24	47.09	54.15	59.57	62.72
Recreational Vehicle (Not Tiny Home or Mobile Home)	39.24	47.09	54.15	59.57	62.72
*Commercial Base Rates	32.28	38.74	44.55	49.00	51.60
*Commercial/Community Kitchen	50.70	60.84	69.97	76.96	81.04
*Commercial/Community Toilets	39.94	49.43	55.12	60.63	63.85
*School Per Student/Instructor	2.05	2.45	2.82	3.10	3.27
**Public / Community Washers (Per Washer)	8.15	8.15	8.15	8.15	8.15
**Public / Community Bathing Facilities	148.23	148.23	148.23	148.23	148.23

\* Commercial Base + Kitchen, Toilets, Students. Teachers

\*\* No Change to bath facilities or washers but New Commercial base applied

**Hilton Creek Community Services District**

3222 Crowley Lake Drive,  
Crowley Lake, CA 93546

EXHIBIT B  
RESOLUTION 2023-03

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RETURN SERVICE REQUESTED

# NOTICE OF PUBLIC HEARING

**Date:** Tuesday, June 13, 2023 **Time:** 5:00 PM

**Location:** Crowley Lake Community Center

*58 Pearson Road, Crowley Lake, CA 93546*

**WHY  
HAVE I  
RECEIVED  
THIS  
NOTICE?**

The District Board has reviewed the current sewer rate structures and determined that rate increases are necessary to recover sufficient revenues to operate and maintain the District’s sewer system. The proposed rate structure for the sewer service fees will provide revenues that (1) recover costs reasonably borne in providing the services; (2) are equitable to all customer classes; and (3) are proportionate to the cost of the service attributable to the parcels within each customer class. If adopted, the increases for the sewer service fees are proposed to be effective for services provided on or after July 1, 2023 with additional adjustments occurring for the subsequent four years each July.

## REASONS FOR THE PROPOSED RATE INCREASES

The Hilton Creek Community Services District is dedicated to providing exceptional sewer service at the lowest possible cost while protecting the water resources of our unique community. Although the District continually strives for cost reductions and improvements in its use of sewer system assets, the District must also keep pace with inflation and other cost increases, such as capital replacements and equipment. It must also maintain the systems to meet customer service levels.

The proposed sewer rate increases are necessary in order for the District to:

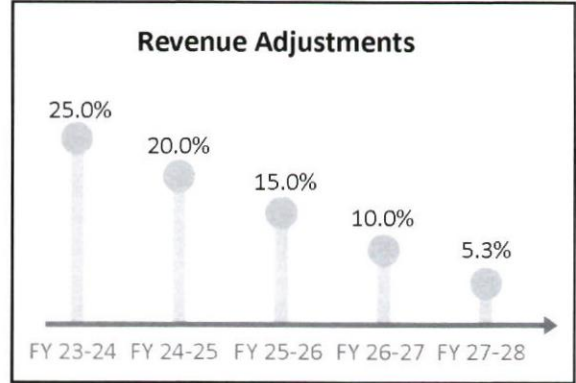
- (1) recover current and projected cost increases to maintain and operate the sewer system;
- (2) construct capital infrastructure improvements needed to repair and update the aging sewer system;
- (3) maintain the operational and financial stability of the sewer system;
- (4) avoid operating deficits and depletion of reserves; and
- (5) comply with state and federal regulatory requirements

Customers receive a bi-monthly bill which shows charges for sewer services. The proposed rates represent the maximum rates for each year of a five-year rate plan. The District Board may determine to adopt rates at a lesser amount but not higher. If adopted, these rates would go into effect automatically beginning July 1, 2023 and July 1 of each year thereafter for the five-year planning period with no additional required action or notice by the District.

The proposed rate increases were developed through an analysis of the District’s budget and financial information by an independent rate analyst. This information became the basis for a study that calculated the proposed rates.

# Proposed Revenue Adjustments and Sewer Rates

The rates for the District’s sewer service is made up of a bi-monthly fixed bill charged to each customer. Sewer revenue increases are designed to keep up with inflation impacting the District’s operations and maintenance costs, and renewal and replacement funding needs. Rates for all customers are based on a fixed monthly charge and are structured to recover the costs of operating and maintaining the sewer system and to proportionately allocate these costs attributed to all customers. Proportionality of sewer rates are ensured through the application of cost of service components, which include total sewer flows and strengths. A proportion of the cost of service is assigned to each customer when they join the sewer system based on the relative proportion of strain they put on the system compared to an average single dwelling unit. The relative strain each customer imposes is determined either by customer class or by a count of fixtures/units. All single dwelling units are assigned one rate. Customer service costs are applied evenly to all customers because they are incurred at equal amounts regardless of the differences in sewer strength or flow.



Proposed Rates	FY 2023-24	FY 2024-25	FY 2025-26	FY 2026-27	FY 2027-28
SFR/MFR 1st unit	\$146.30	\$175.56	\$201.90	\$222.09	\$233.86
MFR 2nd unit +	\$117.71	\$141.26	\$162.44	\$178.69	\$188.16
Commercial	\$64.56	\$77.47	\$89.09	\$98.00	\$103.19
Studio/Hotel Rooms	\$78.48	\$94.17	\$108.30	\$119.13	\$125.44
Per student/instructor	\$4.09	\$4.90	\$5.64	\$6.20	\$6.53
Kitchen	\$101.40	\$121.68	\$139.93	\$153.92	\$162.08
Toilets	\$79.88	\$95.86	\$110.24	\$121.26	\$127.69

**To Protest this Increase:** Any record owner of a parcel upon which the proposed sewer service charges are to be imposed or any tenant directly responsible for the payment of sewer service fees (i.e., a customer of record who is not a property owner) may submit a written protest to the proposed increases to the rates for the District’s sewer service fees; provided, however, only one protest will be counted per identified parcel. Each protest must: (1) be in writing; (2) state whether the protest is submitted in opposition to the rate increases to the sewer service fees; (3) provide the location of the identified parcel (by service address or assessor’s parcel number); and (4) include the name and signature of the person submitting the written protest. Written protests may be submitted by mail to: **District Board, Hilton Creek Community Services District, 3222 Crowley Lake Dr, Crowley Lake, CA 93546.** Written protests may also be submitted in person at **Hilton Creek Community Services District 3222 Crowley Lake Dr, Crowley Lake, CA 93546** or at the public hearing (see date, time and location on page 1). All written protests must be received prior to the conclusion of the public input portion of the Public Hearing. Any protest submitted via e-mail or other electronic means will not be accepted as a formal written protest. Please identify on the front of the envelope for any protest, whether mailed or submitted in person, **Attn: Public Hearing on the Proposed Increase to Sewer Rates.**

The District Board will consider all written protests submitted and hear and consider all public comments made at the public hearing. Oral comments at the public hearing will not qualify as formal protests unless accompanied by a written protest. At the conclusion of the public hearing, the District Board will determine whether to adopt the proposed rate increases to the sewer service fees. If, after the close of the public hearing, written protests against any of the proposed rate increases as outlined above are not presented by a majority of the record owners of the identified parcels upon which they are proposed to be imposed, the District Board will be authorized to impose the rate increases.