

**ORDINANCE NO. 301 OF
TAHOE CITY PUBLIC UTILITY DISTRICT
AMENDING AND MODIFYING ORDINANCE NO. 299
(AS AMENDED BY ORDINANCE NO. 271, 273, 279, 281, 286, 289, 293 and 297)**

WHEREAS, Tahoe City Public Utility District ("District") was formed pursuant to the California Public Utility District Act and provides potable water and sewer collection service to lands within the District; and

WHEREAS, on October 18, 2019, the Board of Directors of Tahoe City Public Utility District ("the Board") passed and adopted Ordinance No. 299 which, among other things, amended and modified Ordinance No. 263 and established maximum water rates for years 2020, 2021, 2022, 2023, and 2024; and

WHEREAS, Ordinance 299 provides that annually, the Board will review the operating expenses of, the capital costs of, and the revenues from the water utility received as compared to the projections used in the 2019 TCPUD Comprehensive Water & Sewer Rate Study (Rate Study). The Board will then determine if the water rates for the coming year should be modified based on revised conditions in order to maintain continuity with the Rate Study. The Board may reduce the water rates in any given year and cannot exceed the cumulative water rates presented for any specific year to the ratepayers through the Proposition 218 process; and

WHEREAS, the Board desires to amend and modify Ordinance No. 299 so that it may revise and establish water rates by resolution.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE TAHOE CITY PUBLIC UTILITY DISTRICT as follows:

SECTION 1: FINDINGS. After hearing and considering oral and written comments, considering the evidence offered, and duly deliberating the matters presented, the Board of Directors of Tahoe City Public Utility District finds and determines that:

- A. The above recitals are true.
- B. The Board is empowered to revise and establish water rates by resolution.

SECTION 2: AMENDMENT AND MODIFICATION. Section 4 of Ordinance 299 is amended and modified in its entirety as follows:

SECTION 4: *REVISED IMPLEMENTATION OF WATER RATE. Annually, the Board will review the operating expenses of, the capital costs of, and the revenues from the water utility received as compared to the projections used in the Rate Study. The Board will then determine if the water rates for the coming year should be modified based on revised conditions in order to maintain continuity with the Rate Study. The Board may reduce the water rates in any given year and cannot exceed the cumulative water rates presented for any specific year to the ratepayers through the Proposition 218 process. The Board may revise and establish water rates by resolution.*

SECTION 3: Except as modified and amended hereby, Ordinance 299 Amending and Modifying Ordinance No. 263 (as amended by Ordinance No. 271, 273, 279, 281, 286, 289, 293 and 297) shall in all other respects remain in full force and effect.

SECTION 4: EFFECTIVE DATE. This Ordinance and the amendments and modifications hereby made, shall become effective 30 days from the date of its enactment and prior thereto shall be posted and published as required by law.


PASSED AND ADOPTED on the 22nd day of November 2019, by the following vote:

- AYES: Pang, Scoville, Friedman, Zumwalt, Wilkins
- NOES: None
- ABSENT: None

TAHOE CITY PUBLIC UTILITY DISTRICT


Dan Wilkins, President

ATTEST:


Terri Viehmann, District Clerk