

**RESOLUTION NO. 2015/20**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANTIOCH ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FISCAL YEAR 2015/16 AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM PROGRAM**

**WHEREAS**, under the Federal Clean Water Act, prescribed discharges of storm water require a permit from the appropriate California Regional Water Quality Control Board under the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the City of Antioch (CITY) did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering storm waters; and

**WHEREAS**, it is the intent of the CITY to utilize funds received from its Storm Water Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the CITY, the Contra Costa County Flood Control & Water Conservation District (DISTRICT) has completed the process for formation of a SUA, including the adoption of the Storm Water Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, the SUA and Program Group Costs Payment agreement between CITY and DISTRICT requires the CITY, by May 1<sup>st</sup>, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

**NOW, THEREFORE BE IT RESOLVED**, that the City Council of the City of Antioch does determine that the rate to be assigned to a single ERU for FY 2015/16 shall be set at twenty-five dollars (\$25.00).

**BE IT FUTHER RESOLVED**, that the City Council does hereby request the DISTRICT to adopt SUA levies based on said amount.


\* \* \* \* \*

**I HEREBY CERTIFY** that the foregoing resolution was passed and adopted by the City Council of the City of Antioch at a regular meeting thereof, held on the 28<sup>th</sup> day of April, 2015, by the following vote:

**AYES:** Council Members Wilson, Ogorchock, Tiscareno, Rocha and Mayor Harper

**NOES:** None

**ABSENT:** None

  
ARNE SIMONSEN  
CITY CLERK OF THE CITY OF ANTIOCH

## **RESOLUTION NO. 07-2015**

### **A RESOLUTION ESTABLISHING THE RATE PER EQUIVILANT RUN-OFF UNIT (ERU) FOR FY 2015-2016 AND REQUESTING THE CONTRA COSTA FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM**

#### **THE CITY COUNCIL City of Clayton, California**

**WHEREAS**, under the Federal Water Quality Act [33 U.S.C. Section 1342 (p)], certain municipal stormwater discharges require a permit from the appropriate federal or state authorities pursuant to the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the City of Clayton, in conjunction with other affected jurisdictions within Contra Costa County, applied to the State Regional Water Quality Control Board and received a Joint NPDES Permit which requires the implementation of a Storm Water Management Plan and Best Management Practices to minimize or eliminate pollutants from entering stormwaters; and

**WHEREAS**, Assembly Bill 2768 ( West's Water Code Appendix, Section 63-12 and 63-12.9) authorizes the Contra Costa County Flood Control and Water Conservation District (District) to establish Stormwater Utility Areas (SUA) and to levy annual benefit assessments for the purpose of carrying out activities required under the NPDES program; and

**WHEREAS**, it is the intent of the City to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and local drainage maintenance activities; and

**WHEREAS**, at the request of the City, the Contra Costa County Flood Control District and Water Conservation District (District) has completed the process for the formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, the SUA and Program Group Costs payment agreement between the City and the District requires that the City of Clayton annually, by May 1, to determine the rate to be assigned to a single ERU for the forthcoming fiscal year.

**WHEREAS**, the City Council adopted Resolution 9-93, which established the range of the annual assessment to be imposed by the District within the storm water utility area not to exceed \$29 per ERU.

**WHEREAS**, the City of Clayton has been at its maximum \$29 per ERU rate since FY 1999-2000 (the last sixteen fiscal years) and the same rate is proposed for FY 2015-2016.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of Clayton, California does hereby determine that the rate to be assigned to a single ERU for FY 2015-2016 shall be set and assessed at \$29.00

**BE IT FURTHER RESOLVED**, that the City Council of Clayton, California, does hereby request the Contra Costa Flood Control and Water Conservation District to adopt the SUA levies based on the above established rate.

Adopted by the City Council of the City of Clayton, California at a regular meeting of thereof held on March 17, 2015, by the following vote:

AYES: Mayor Shuey, Vice Mayor Geller, Councilmembers Diaz, Haydon and Pierce.


NOES: None.

ABSENT: None.

ABSTAIN: None.

  
David T. Shuey, Mayor

ATTEST:

  
Janet Brown, City Clerk

I hereby certify that the foregoing resolution was duly and regularly passed by the City Council of the City of Clayton at a regular meeting held on March 17, 2015.

  
Janet Brown, City Clerk



BEFORE THE CITY COUNCIL OF THE CITY OF CONCORD  
COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA

A Resolution Authorizing the Contra Costa County  
Flood Control & Water Conservation District to  
Establish an Annual Parcel Assessment for Fiscal  
Year 2015-16 for Drainage Maintenance and National  
Pollutant Discharge Elimination System Program

Resolution No. 15-1

**WHEREAS**, under the Federal Water Pollution Control Act, [33 U.S.C. Section 1342(p)],  
certain municipal storm water discharges require a permit from the appropriate federal or state  
authorities pursuant to the National Discharge Elimination System (NPDES) Program; and

**WHEREAS**, the City of Concord, in conjunction with other affected jurisdictions within  
Contra Costa County, applied to the State Regional Water Quality Control Board and received a Joint  
NPDES Permit to discharge storm water and developed a Storm Water Management Plan; and

**WHEREAS**, Assembly Bill 2768 (West's Water Code Appendix, Section 63-12 and 63-12.9)  
authorizes the Contra Costa Flood Control and Water Conservation District (DISTRICT) to establish  
storm water utility areas and to impose annual benefit assessments for the purpose of carrying out the  
activities required under the NPDES Program; and

**WHEREAS**, the DISTRICT has completed the process for formation of a Concord Storm  
Water Utility Area (SUA), including the adoption of Storm Water Assessment Drainage Ordinance  
No. 93-74; and

**WHEREAS**, the SUA and Program Group Costs Payment Agreement between the City of  
Concord and DISTRICT requires the City of Concord annually to determine the rate to be assessed  
per Equivalent Runoff Unit (ERU) for the forthcoming fiscal year; and

**WHEREAS**, the City Council adopted Resolution 93-14, which established the range of  
annual assessment imposed by the DISTRICT within the storm water utility area at an amount not to  
exceed \$35 per ERU.

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Reso. No. 15-1

I, Marie Sunseri, City Clerk of the Town of Danville, hereby certify that this is a true and correct copy of Town Council Resolution No. 32-2015



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Marie Sunseri, City Clerk

**RESOLUTION NO. 32-2015**

**AUTHORIZING THE CONTRA COSTA COUNTY FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT TO ADOPT THE FISCAL YEAR 2015-16 FEE  
FOR THE TOWN OF DANVILLE STORMWATER UTILITY AREA**

**WHEREAS**, the Federal Water Pollution Control Act requires dischargers of stormwater to obtain a National Pollutant Discharge Elimination System (NPDES) permit from the San Francisco Regional Water Quality Control Board; and

**WHEREAS**, Danville, the Contra Costa County cities, the County, and the Contra Costa County Flood Control and Water Conservation District have joined under the Contra Costa Clean Water Program to secure the required NPDES permit; and

**WHEREAS**, the San Francisco Regional Water Quality Control Board adopted NPDES Permit No. CAS612008 in order to develop a Municipal Regional Permit that applies to all nine Bay Area Counties; and

**WHEREAS**, the Town complies with the NPDES permit requirements by operating a local Clean Water Program, participating in the Contra Costa Clean Water Program and implementing Best Management Practices to minimize or eliminate pollutants from stormwater; and

**WHEREAS**, the funding necessary to implement this permit has been established at a range of \$22 to \$30 per Equivalent Residential Unit (ERU) through the Stormwater Utility Assessment (Town of Danville Resolution No. 24-93); and

**WHEREAS**, said assessment rate must be set each year by the Town Council; and

**WHEREAS**, the Town Council appoints the City Engineer, or his/her designee, as its official representative to the Contra Costa Clean Water Program; and

**WHEREAS**, the Town Council wishes to continue to participate in the Clean Water program and continue to fund the program through the assessment of individual properties; now, therefore, be it

**RESOLVED**, that the Danville Town Council authorizes continuance of the Stormwater Utility Assessment to be set at \$30 per ERU for all properties within Danville.



**APPROVED** by the Danville Town Council at a regular meeting on April 7, 2015, by the following vote:

**AYES:** Doyle, Stepper, Arnerich, Morgan, Storer

**NOES:** None

**ABSTAINED:** None

**ABSENT:** None

  
\_\_\_\_\_  
**MAYOR**

**APPROVED AS TO FORM:**



\_\_\_\_\_  
**CITY ATTORNEY**

**ATTEST:**

\_\_\_\_\_  
**CITY CLERK**

RESOLUTION 2015-14

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CERRITO ESTABLISHING THE RATE AND ADOPTING AN ANNUAL PARCEL ASSESSMENT FOR THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PROGRAM AND DRAINAGE MAINTENANCE

WHEREAS, under the Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California Regional Water Quality Board under the National Pollutant Discharge Elimination System (NPDES) program; and

WHEREAS, the City of El Cerrito did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwater; and

WHEREAS, it is the intent of the City of El Cerrito to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

WHEREAS, at the request of the City of El Cerrito, the Contra Costa County Flood Control & Water Conservation District (DISTRICT) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

WHEREAS, the SUA and Program Group Costs Payment Agreement between the City of El Cerrito and the DISTRICT requires that the City of El Cerrito annually, by April 15th, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of El Cerrito does determine that the rate to be assigned to a single ERU for fiscal year 2015-2016 shall be set at \$38.00.

BE IT FURTHER RESOLVED that the City Council of the City of El Cerrito does hereby request the DISTRICT to adopt SUA levies based on said amount.

BE IT FURTHER RESOLVED, that this Resolution shall become effective immediately upon passage and adoption.

I CERTIFY that at a regular meeting on March 17, 2015 the City Council of the City of El Cerrito passed this Resolution by the following vote:

AYES:	Councilmembers Abelson, Bridges, Lyman, Quinto and Mayor Friedman.
NOES:	None
ABSENT:	None




### **CERTIFICATION OF RESOLUTION**

I, the undersigned, the duly appointed and qualified City Clerk of the City of Hercules, do hereby certify that the foregoing Resolution No. 15-027 was duly adopted at a regular meeting of the City Council of the City of Hercules held at the regular meeting place thereof on the fourteenth day of April, 2015, of which meeting all of the members of said City Council had due notice and at which a majority thereof were present.

I have carefully compared the foregoing with the original minutes of said meeting on file and of record in my office, and the foregoing is a full, true and correct duplicate original of the resolution adopted at said meeting and entered in said minutes.

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

Dated: April 16, 2015

By:   
David Biggs  
City Manager/Deputy City Clerk  
City of Hercules



**RESOLUTION NO. 15-027**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERCULES APPROVING THE CONTINUANCE OF THE PARCEL ASSESSMENT RATE OF \$35.00 PER EQUIVALENT RUNOFF UNIT (ERU) FOR FY 2015-2016 AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT THIS ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PROGRAM**

**WHEREAS**, Under Federal Water Pollution Control Act, prescribed discharges of storm water require a permit from the appropriate California Regional Water Quality Control Board under the National Pollution Discharge Elimination System (NPDES) Program; and

**WHEREAS**, the City of Hercules, County of Contra Costa did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering storm waters; and

**WHEREAS**, it is the intent of the City of Hercules to utilize funds received from its Storm water Utility Area (SUA) for implementation of NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the City of Hercules, Contra Costa County Flood Control and Water Conservation District (District) has completed the process for formation of a SUA, including Stormwater Utility Assessment Drainage Ordinance 93-47; and

**WHEREAS**, the SUA and Program Group Costs Payment Agreement between the City of Hercules and the District requires that the City of Hercules determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) annually before May 1 of the forthcoming fiscal year.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Hercules as follows:

1. The City Council hereby approves the continuance of the \$35.00 rate per ERU for FY 2015-2016 and requesting the Contra Costa County Flood Control and Water Conservation District to adopt an annual parcel assessment for drainage maintenance and the NPDES Program.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the fourteenth day of April 2015, by the following vote of the Council:

AYES: M. de Vera, C. Kelley, B. Kelly, S. McCoy, D. Romero

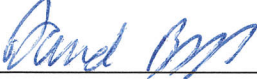
NOES: None

ABSENT: None

ABSTAIN: None

  
Sherry McCoy, Mayor

ATTEST:

  
David Biggs  
City Manager/Deputy City Clerk

**BEFORE THE CITY COUNCIL OF THE CITY OF LAFAYETTE  
IN THE MATTER OF:**

Establishing the Rate per Equivalent Runoff Unit for	)	RESOLUTION NO. 2015-04
Fiscal Year 2015-2016 and Requesting the Contra Costa	)	
County Flood Control and Water Conservation District	)	
To Adopt an Annual Parcel Assessment for Drainage	)	
Maintenance and the National Pollutant Discharge	)	
Elimination System Program	)	

WHEREAS, under the Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California regional water quality board under the National Pollutant Discharge Elimination System (NPDES) program; and

WHEREAS, the City of Lafayette (City) did apply for, and did receive, an NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwaters; and

WHEREAS, it is the intent of the City to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

WHEREAS, at the request of the City, the Contra Costa County Flood Control and Water Conservation District (District) has completed the process for formation of an SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

WHEREAS, the SUA and Program Group Costs Payment Agreement between City and District requires that City annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Lafayette does determine that the rate to be assigned to a single ERU for FY 2015-2016 shall be set at \$35 (thirty-five dollars).

BE IT FURTHER RESOLVED, that the City Council of the City of Lafayette does hereby request the District to adopt SUA levies based on said amount.

PASSED AND ADOPTED by the City Council of the City of Lafayette on February 23, 2015, by the following vote:

AYES: B. Andersson, Reilly, M. Anderson, Mitchell and Tatzin

NOES: None

ABSENT: None

ABSTAIN: None

APPROVED:

*Brandt Andersson*

Brandt Andersson, Mayor

ATTEST:

*Joanne Robbins*  
Joanne Robbins, City Clerk



RESOLUTION NO. 029-15

ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FY 2015-16  
AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER  
CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR  
DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTANT DISCHARGE  
ELIMINATION SYSTEM PROGRAM

WHEREAS, under Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California regional water quality board under the National Pollutant Discharge Elimination System (NPDES) program; and

WHEREAS, the City of Martinez (CITY) did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwaters; and

WHEREAS, it is the intent of the CITY to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

WHEREAS, at the request of the CITY, the Contra Costa County Flood Control & Water Conservation District (DISTRICT) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

WHEREAS, The SUA and Program Group Costs Payment agreement between City and DISTRICT requires that CITY annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Martinez does determine that the rate to be assigned to a single ERU for Fiscal Year 2015-16 shall be set at \$30.00.

BE IT FURTHER RESOLVED, that the City Council does hereby request the DISTRICT to adopt SUA levies based on said amount.

\* \* \* \* \*

I HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution duly adopted by the City Council of the City of Martinez at a regular meeting of said Council held on the 18th day of March, 2015 by the following vote:

AYES: Councilmembers AnaMarie Avila Farias, Lara DeLaney, Debbie McKillop and Vice Mayor Mark Ross

NOES: None

ABSENT: Mayor Rob Schroder

  
RICHARD G. HERNANDEZ, CITY CLERK  
CITY OF MARTINEZ

BEFORE THE TOWN COUNCIL OF THE TOWN OF MORAGA

In the Matter of:

Continuing the Existing Rate per )  
Equivalent Runoff Unit (ERU) for FY )  
2015/16 of \$35 per ERU as the Annual )  
Assessment for Drainage Maintenance )  
and the National Pollutant Discharge )  
Elimination System (NPDES) Program )

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Resolution No.13 - 2015

**WHEREAS**, under Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California Regional Water Quality Board under the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the Town of Moraga did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering storm waters; and

**WHEREAS**, it is the intent of the Town to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the Town, the Contra Costa County Flood Control & Water Conservation District (District) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

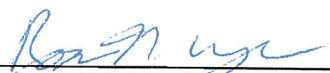
**WHEREAS**, the SUA and Program Group Costs Payment agreement between Town and District requires that Town annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

**NOW, THEREFORE BE IT RESOLVED**, that the Town Council of the Town of Moraga continues the existing rate per Equivalent Runoff Unit (ERU) for FY 2015/16 of \$35 per ERU as the annual assessment for drainage maintenance and the National Pollutant Discharge Elimination System (NPDES) program.

**BE IT FURTHER RESOLVED**, that the Town Council of the Town of Moraga does hereby request the District to adopt SUA levies based on said amount.

**PASSED AND ADOPTED** by the Town Council of the Town of Moraga at a regular meeting held on February 11, 2015 by the following vote:

**AYES:** Mayor Wykle, Vice Mayor Metcalf, Councilmembers Arth, Onoda and Trotter  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** None

  
\_\_\_\_\_  
Roger N. Wykle, Mayor

Attest:

  
\_\_\_\_\_  
Marty C. McInturf, Town Clerk

CERTIFIED  
To be a true copy

  
\_\_\_\_\_  
Town Clerk



BEFORE THE CITY COUNCIL OF THE CITY OF ORINDA

In the Matter of:

Establishing the Rate per Equivalent)  
Runoff Unit for Fiscal Year 2016 )  
and requesting the Contra Costa )  
County Flood Control and Water )  
Conservation District to Adopt )  
an Annual Parcel Assessment for )  
Drainage Maintenance and the )  
National Pollutant Discharge )  
Elimination System Program )

Resolution No. 16 -15

WHEREAS, under the Federal Water Pollution Control Act, prescribed discharges of Stormwater require a permit from the appropriate California regional water quality control board, under the National Pollutant Discharge Elimination System (NPDES) program; and

WHEREAS, the City of Orinda did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices (BMPs) to minimize or eliminate pollutants from entering storm waters; and

WHEREAS, it is the intent of the City of Orinda to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

WHEREAS, at the request of the City of Orinda, the Contra Costa County Flood Control and Water Conservation District ("District") has completed the process as required in order to form an SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

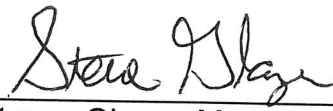
WHEREAS, the SUA and Program Group Costs Payment Agreement between the City of Orinda and the District requires that the City of Orinda annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Orinda does hereby determine that the rate to be assigned to a single ERU for FY 2016 shall be set at \$35.00.

BE IT FURTHER RESOLVED that the City of Orinda does hereby request the District to adopt SUA levies based on said amount.

ADOPTED by the City Council of the City of Orinda at a regular meeting of said Council held on March 3, 2015, by the following vote:

AYES: COUNCILMEMBERS: Orr, Phillips, Smith, Worth and Mayor Glazer  
NOES: COUNCILMEMBERS: None  
ABSENT: COUNCILMEMBERS: None  
ABSTAIN: COUNCILMEMBERS: None

  
\_\_\_\_\_  
Steven Glazer, Mayor

ATTEST:

  
\_\_\_\_\_  
Michele Olsen, City Clerk

I, Michele L. Olsen, City Clerk of the City of Orinda, do hereby certify that the foregoing is a true and correct copy of the original on file in this office.

  
\_\_\_\_\_  
Michele L. Olsen, City Clerk

## **RESOLUTION NO. 2015-08**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PINOLE, COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA APPROVING THE RATE OF \$35.00 PER EQUIVALENT RUNOFF UNIT FOR FY 2015-16 AND REQUESTING THAT THE CONTRA COSTA FLOOD CONTROL AND WATER CONSERVATION DISTRICT ADOPT AN ANNUAL PARCEL ASSESMENT FOR DRAINAGE MAINTANENCE AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PROGRAM.**

**WHEREAS**, Under Federal Water Pollution Control Act, prescribed discharges of storm water require a permit from the appropriate California Regional Water Quality Board under the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, The City of Pinole did apply for and received, a NPDES permit which requires the implementation of selected best management practices to minimize or eliminate pollutants from entering storm waters; and

**WHEREAS**, It is the intent of the City of Pinole to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

**WHEREAS**, At the request of the City of Pinole, the Contra Costa County Flood Control & Water Conservation District has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, The SUA and Program Group Costs Payment agreement between City of Pinole and Water Conservation District requires that the City of Pinole, annually by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

**NOW, THEREFORE BE IT RESOLVED**, that the City of Pinole Council of the City of Pinole approves the rate of \$35.00 per equivalent runoff unit for FY2015-16 and request that the Contra Costa Flood Control and Water Conservation District adopt an annual parcel assessment for drainage maintenance and the National Pollutant Discharge Elimination System (NPDES) Program.

**BE IT FURTHER RESOLVED**, that the CITY OF PINOLE Council does hereby request the Water Conservation District to adopt SUA levies based on said amount.

**PASSED AND ADOPTED** at a regular meeting of the Pinole City Council held on the 3<sup>rd</sup> day of **March 2015** by the following vote:

AYES: COUNCILMEMBERS: **Banuelos, Green, Long, Murray, Swearingen**

NOES: COUNCILMEMBERS: **None**

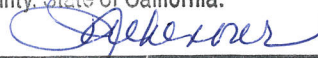
ABSENT: COUNCILMEMBERS: **None**

ABSTAIN: COUNCILMEMBERS: **None**



Patricia Athenour, MMC  
City Clerk

I hereby certify that the foregoing is a true and correct copy of the original document on file in the City Clerk's Office, City of Pinole, Contra Costa County, State of California.



Patricia Athenour, City Clerk of the City of Pinole

Date: 3-5-2015



March 24, 2015

State of California       )  
County of Contra Costa   )  
City of Pittsburg        )

I, Alice E. Evenson, City Clerk in and for said City Council, City of Pittsburg, County of Contra Costa, State of California, do hereby certify that the hereto attached and foregoing document is a full, true and correct copy of Resolution No. 15-13016, adopted at a regular meeting of the City Council of the City of Pittsburg on March 16, 2015, on file in this office of said City.

WITNESS, my hand, and Official Seal  
This 24<sup>th</sup> day of March, 2015.



Alice E. Evenson  
City Clerk



BEFORE THE CITY COUNCIL OF THE CITY OF PITTSBURG

In the Matter of:

Establishment of the FY 2015/2016 )  
Annual Stormwater Utility Area Fee )

RESOLUTION NO. 15-13016

The Pittsburg City Council DOES RESOLVE as follows:

WHEREAS, under federal Water Pollution Control Act (Clean Water Act), prescribed discharges of stormwater require a permit from the appropriate California Regional Water Quality Control Board under the National Pollutant Discharge Elimination System (NPDES) program; and

WHEREAS, the City of Pittsburg (City) has an NPDES permit that requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwaters; and

WHEREAS, it is the intent of the City to utilize funds received from its Stormwater Utility Area (SUA) fee for implementation of the NPDES program and drainage maintenance activities; and

WHEREAS, at the request of the City, the Contra Costa County Flood Control & Water Conservation District (District) has completed the process for formation of an SUA fee, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

WHEREAS, the SUA fee and Program Group Costs Payment agreement between City and District requires that the City annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

NOW, THEREFORE, the City Council finds and determines as follows:


Section 1. The above recitals are true and correct and are incorporated herein.

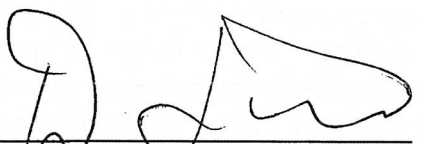
Section 2. The rate to be assigned to a single ERU for FY 2015/2016 shall be set at \$30.00, and the City Council hereby requests the District to adopt the SUA fee levies based on said amount.

PASSED, AND ADOPTED by the City Council of the City of Pittsburg at a regular meeting on the 16<sup>th</sup> day of March, by the following vote:

AYES:	Casey, Craft, Evola, Johnson, Longmire
NAYES:	None
ABSTAINED:	None
ABSENT:	None

ATTEST:

  
Alice E. Evenson, City Clerk

  
Dwaine "Pete" Longmire, Mayor



**OFFICE OF THE CITY MANAGER/EXECUTIVE DIRECTOR**  
65 Civic Avenue  
Pittsburg, CA 94565

**DATE:** 3/4/2015

**TO:** Mayor and Council Members

**FROM:** Joe Sbranti, City Manager

**SUBJECT:** Adoption of a City Council Resolution to Establish the 2015/2016 Annual Stormwater Utility Area Fee

**MEETING DATE:** 3/16/2015

**EXECUTIVE SUMMARY**

The Stormwater Utility Area (SUA) fee was established in 1993 to finance implementation of the National Pollutant Discharge Elimination System (NPDES) program and drainage maintenance activities. Each year the City Council establishes the amount of the Stormwater Utility Area fee assessed on properties to finance activities necessary to comply with the federal Clean Water Act and the City's Joint Municipal NPDES permit. Staff recommends continuing to charge the current fee of \$30.00 per Equivalent Runoff Unit (ERU). No increase is proposed.

**FISCAL IMPACT**

In 1993, the initial established rate for this fee was \$24.00; in 2005 the City Council increased the rate to \$30.00 per Equivalent Runoff Unit (ERU). This rate has been re-established each year since 2005. Annual assessments are determined by issuing an "ERU multiplier" depending on what "ERU Group" a specific land use falls under. For example, a single family home on a parcel between 5,000 to 20,000 sq. ft. (ERU Group "A") = 1.0 ERU. That results in the homeowner paying \$30.00 annually on their property tax. For most commercial parcels, including supermarkets, restaurants, car dealerships, etc. (ERU Group "J") = 12 ERU/acre. Maintaining the SUA fee at \$30.00 per ERU will allow the City to collect the maximum amount of NPDES funds to run the NPDES program as required. This rate allows the City to meet ongoing costs for fiscal year 2015/2016, estimated to be approximately \$1million. The annual revenue to be generated from this assessment is projected to be \$846,000. Supplemental funds from the City's solid waste fund will be used to help offset expected increases in ongoing program costs caused by the new provisions imposed by the Municipal Regional Permit (MRP).

## **RECOMMENDATION**

City Council adopt the attached resolution re-establishing a SUA fee rate of \$30.00 per ERU for fiscal year 2015/2016, and request the Contra Costa County Flood Control and Water Conservation District adopt an annual parcel assessment based on that rate to cover City costs associated with its NPDES activities.

## **BACKGROUND**

In 1987, the U.S. Congress began requiring NPDES permits for all non-point source discharges of stormwater runoff entering waters of the state. Permit compliance responsibilities are vested with the State Water Quality Control Board (SWQCB). In 1993, the City of Pittsburg joined with the Contra Costa County Flood Control and Water Conservation District, Contra Costa County, and 18 other cities to create the Contra Costa Clean Water Program to effectively respond to federal and state requirements regulating local discharges of stormwater into the San Joaquin / Sacramento River Delta and other waters of the state.

As a member of the County program, the City is required to fund its pro-rata share of the countywide program costs and the cost of its own City staff to carry out many of the mandates at the local level. In 1993, the City Council adopted Resolution 93-7913, authorizing the County Board of Supervisors to hold a public hearing and adopt Ordinance No. 93-47 to establish the Stormwater Utility Assessment Drainage Fee to help finance administrative and program activities necessary to comply with the NPDES Permit. At that time, \$30.00 was established as the maximum ERU rate for the City of Pittsburg. The City established the initial ERU rate at \$24.00. In 2005, the City Council, by Resolution 05-10273, increased the rate to \$30.00 for fiscal year 2005/2006, because program costs were higher than revenues generated by the \$24.00 assessment.

Under the terms of the county program, each jurisdiction may establish an annual Stormwater Utility Area Fee to be assessed on developed properties to pay its pro-rata program costs and local costs of complying with the federal Clean Water Mandates. The fee is to be based on a single ERU. The Contra Costa County Flood Control and Water Conservation District requests that each jurisdiction submit its annual fee rate to the District each year for adoption by the County as a parcel assessment.

## **SUBCOMMITTEE FINDINGS**

Not applicable

## **STAFF ANALYSIS**

Maintaining the ERU at the maximum \$30.00 is necessary for the City to continue to comply with the unfunded, federally mandated, NPDES regulations imposed on the City. The existing permit expired on November 30, 2014. However, pursuant to California Code of Regulations Title 23 section 2235.4, and Code of Federal Regulations Title 40 section 122.6(d), NPDES Permit No. CAS612008, specified in Order R2-2009-0074, is continued in effect and enforceable until the Board adopts a new permit for discharges.

NPDES funds pay for staff and material costs for maintenance of the City's existing drainage infrastructure and implementation of mandated NPDES permit requirements. The current focus of the city's NPDES program includes citywide efforts for trash load reduction and pesticide use.

ATTACHMENTS: Resolution

Report Prepared By: Jolan Longway  
Civil Engineer II

RESOLUTION NO. 23-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLEASANT HILL  
APPROVING CONTINUED PARTICIPATION IN THE STORMWATER POLLUTION  
MANAGEMENT UTILITY DISTRICT AND AUTHORIZING  
THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION  
DISTRICT TO ADOPT THE FISCAL YEAR 2015/16 STORMWATER UTILITY AREA  
FEE FOR THE CITY OF PLEASANT HILL

WHEREAS, the Federal Water Pollution Control Act requires that stormwater discharges in urbanized areas be regulated by a National Pollution Discharge Elimination System (NPDES) permit; and

WHEREAS, in 1993, the City of Pleasant Hill authorized the Contra Costa County Flood Control and Water Conservation District (Flood Control District) to establish a Stormwater Pollution Management Utility District to fund NPDES permit activities; and

WHEREAS, the Flood Control District established Stormwater Utility Areas under Contra Costa County's Stormwater Utility Assessment (SUA) Drainage Ordinance No. 93-47; and

WHEREAS, in 2003, the City of Pleasant Hill and the Flood Control District executed a Stormwater Utility Area Agreement which specifies that revenue be used for NPDES activities; and

WHEREAS, the City of Pleasant Hill, as a member of the Contra Costa Clean Water Program, is required to implement NPDES permit activities that minimize the discharge of pollutants; and

WHEREAS, the Stormwater Utility Area agreement between the City of Pleasant Hill and the Flood Control District requires the City of Pleasant Hill to determine the annual SUA rate in its Stormwater Utility Area; and

WHEREAS, the SUA rate is based on the Equivalent Runoff Unit (ERU); and

WHEREAS, it is the intent of the City of Pleasant Hill to utilize funds received from its Stormwater Utility Area for complying with NPDES permit conditions (preventing stormwater pollution) and performing drainage system maintenance activities.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pleasant Hill that:

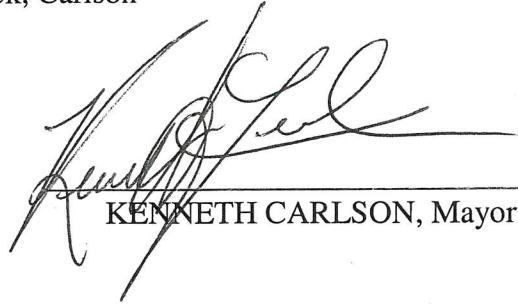
1. The City Council desires to continue participation in the Stormwater Pollution Management Utility District and determines that the SUA rate to be assigned to a single ERU for fiscal year 2015/16 shall be set at \$30.
2. The City Council authorizes the Flood Control District to adopt Stormwater Utility Area fees on behalf of the City of Pleasant Hill.




3. The City of Pleasant Hill shall continue to participate in the implementation of the NPDES permit activities and agrees to provide support and to share costs associated with the implementation of countywide activities.

ADOPTED by the City Council of the City of Pleasant Hill at a regular meeting of said Council held on the 23<sup>rd</sup> day of March, 2015, by the following vote:

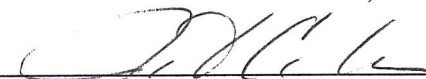
AYES: Durant, Harris, Flaherty, Noack, Carlson  
NOES: None  
ABSENT: None  
ABSTAIN: None

  
KENNETH CARLSON, Mayor

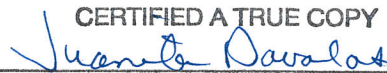
ATTEST:

  
PAIGE A. KREMSER STENRUD, City Clerk

APPROVED AS TO FORM;

  
JANET E. COLESON, City Attorney

CERTIFIED A TRUE COPY



DEPUTY CITY CLERK, CITY OF PLEASANT HILL

## RESOLUTION 2015-064

### RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ESTABLISHING THE STORMWATER UTILITY ASSESSMENT RATE FOR FY 2015/2016 AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM

WHEREAS, as a result of amendments to the Federal Clean Water Act, prescribed discharges of municipal stormwater require a permit from the San Francisco Regional Water Quality Control Board under the National Pollutant Discharge Elimination System (NPDES) program;

WHEREAS, the City of San Pablo NPDES permit requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwater;

WHEREAS, it is the intent of the City to utilize funds received from its Stormwater Utility Assessment (SUA) for implementation of the NPDES program and drainage maintenance activities;

WHEREAS, at the request of the City, the Contra Costa County Flood Control & Water Conservation District (District) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47;

WHEREAS, the SUA and Program Group Costs Payment agreement between the City and the District requires that the City annually by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year;


WHEREAS, in 1993 the City Council of the City of San Pablo adopted Resolution No. 93-21 establishing a maximum SUA rate of \$45.00 per ERU;

WHEREAS, the SUA rate adopted for the current fiscal year (2014/2015) is \$45 per ERU and has remained at that rate for the last 6 years; and

WHEREAS, establishing the SUA does not trigger CEQA since it is not a project per Section 15378 which states that a project does not include continuing administrative or maintenance activities, or the creation of government funding mechanisms or other government fiscal activities.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of San Pablo hereby determines that the SUA rate for Fiscal Year 2014/2015 shall remain at \$45 for each ERU.

**I hereby certify that the foregoing is a full, true  
and correct copy of the original document.**

  
\_\_\_\_\_  
**Lehny M. Corbin, Deputy City Clerk**

BE IT FURTHER RESOLVED that the City Council of the City of San Pablo hereby requests the District to adopt SUA levies based on the \$45 per ERU.

BE IT FURTHER RESOLVED that the City Council of the City of San Pablo hereby declares that the foregoing recitations are true and correct, and are included herein by reference as findings.

\*\*\*\*\*

Adopted this 6<sup>th</sup> day of April, 2015, by the following vote to wit:

AYES:	COUNCILMEMBERS:	Morris, Calloway, Valdez, Kinney and Chao Rothberg
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None

ATTEST:	APPROVED:
---------	-----------

/s/ Ted J. Denney  
Ted J. Denney, City Clerk

/s/ Kathy Chao Rothberg  
Kathy Chao Rothberg, Mayor

**RESOLUTION NO. 2015-021**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN RAMON  
ESTABLISHING A RATE OF \$35 PER EQUIVALENT RUNOFF UNIT FOR FY 2015/16  
FOR THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM  
STORMWATER PROGRAM AND REQUESTING THAT THE  
CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION  
DISTRICT ADOPT AN ANNUAL PARCEL ASSESSMENT**

**WHEREAS**, under the Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California Regional Water Quality Board under the National Pollutant Discharge Elimination System (NPDES) stormwater program; and

**WHEREAS**, the City of San Ramon (City) applied for and received a NPDES permit, which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering storm waters; and

**WHEREAS**, it is the intent of the City to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES stormwater program and drainage maintenance activities; and

**WHEREAS**, at the request of the City, the Contra Costa County Flood Control and Water Conservation District (Flood Control District) has completed the process for the formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, the SUA and Program Group Costs Payment Agreement between the City and the Flood Control District require that the City annually, by May 1<sup>st</sup>, determine the rate to be assessed for a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

**NOW, THEREFORE BE IT RESOLVED**, that the City Council of the City of San Ramon does determine that the rate to be assigned to a single ERU for FY 2015/16 shall be set at \$35.00.

**BE IT FURTHER RESOLVED**, that the City Council does hereby request that the Flood Control District adopt SUA levies based on said amount.

*Signatures on following page*

**PASSED, APPROVED AND ADOPTED** at the meeting of April 28, 2015 by the following votes:

**AYES:** *Cm. Hudson, O'Loane, Perkins, Sachs, and Mayor Clarkson*

**NOES:**

**ABSENT:**

**ABSTAIN:**



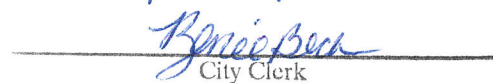
Bill Clarkson, Mayor

**ATTEST:**

  
Renee Beck, City Clerk

I hereby certify that this is a full,  
true and accurate copy of a  
Resolution adopted by the City  
Council of the City of San Ramon, CA

On April 29, 2015

  
City Clerk



**CITY OF WALNUT CREEK  
RESOLUTION NO. 15-19**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WALNUT CREEK  
ESTABLISHING THE CLEAN WATER PROGRAM RATE FOR FY 2015/2016 AND  
REQUESTING THE MAINTENANCE OF THE CITY'S STORMWATER  
UTILITY AREA FEE**

**WHEREAS**, under Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California regional water quality board under the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the City of Walnut Creek (CITY) did apply for, and did receive, a NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering stormwaters; and

**WHEREAS**, it is the intent of the CITY to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the CITY, the Contra Costa County Flood Control & Water Conservation District (DISTRICT) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, The SUA and Program Group Costs Payment agreement between CITY and DISTRICT requires that CITY annually, by May 1, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

**NOW, THEREFORE BE IT RESOLVED** that the City Council of the City of Walnut Creek does determine that the rate to be assigned to a single ERU for FY 2015/2016 shall be set at \$35.00.


**BE IT FURTHER RESOLVED**, that the City Council does hereby request the DISTRICT to adopt SUA levies based on said amount.

**PASSED AND ADOPTED** by the City Council of the City of Walnut Creek at a regular meeting thereof held on the 17<sup>th</sup> day of March, 2015 by the following called vote:

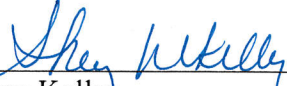
AYES: Councilmembers: Carlston, Haskew, Silva, Wedel, Mayor Simmons

NOES: Councilmembers: None


ABSENT: Councilmembers: None

  
\_\_\_\_\_  
Bob Simmons  
Mayor of the City of Walnut Creek

Attest:

  
\_\_\_\_\_  
Sherry Kelly  
Acting City Clerk of the City of Walnut Creek

**I HEREBY CERTIFY** the foregoing to be a true and correct copy of Resolution No. 15-19 duly passed and adopted by the City Council of Walnut Creek, County of Contra Costa, State of California, at a regular meeting of said Council held on the 17<sup>th</sup> day of March, 2015.

  
\_\_\_\_\_  
Sherry Kelly  
Acting City Clerk of the City of Walnut Creek

# THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA

and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 03/03/2015 by the following vote:

		John Gioia
AYE:	4	Candace Andersen
		Mary N. Piepho
		Karen Mitchoff
NO:		
ABSENT:	1	Federal D. Glover
ABSTAIN:		
RECUSE:		



## Resolution No. 2015/66

In The Matter of: ESTABLISH the rate per equivalent runoff unit for Stormwater Utility Area 17 (Unincorporated County) for Fiscal Year 2015/2016 and request that the Contra Costa County Flood Control & Water Conservation District (FC District) ADOPT an annual parcel assessment for drainage maintenance and the National Pollutant Discharge Elimination System (NPDES) Program, Countywide. (100% Stormwater Utility Area 17 Funds)

The Board of Supervisors of Contra Costa County RESOLVES THAT;

WHEREAS, under the Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California regional water quality board under the NPDES Program; and

WHEREAS, the COUNTY of CONTRA COSTA (County) did apply for, and did receive, an NPDES permit, which requires the implementation of selected Best Management Practices (BMPs) to minimize or eliminate pollutants from entering stormwaters; and

WHEREAS, it is the intent of the County to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES Program and drainage maintenance activities; and

WHEREAS, at the request of the County, the FC District has completed the process for formation of an SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance NO. 93-47; and

WHEREAS, the SUA and Program Group Costs Payment agreement between the County and the FC District requires that the County determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year in the Unincorporated County; and

NOW, THEREFORE BE IT RESOLVED, that the County Board of Supervisors of the COUNTY of CONTRA COSTA does determine that the rate to be assigned to a single ERU for Fiscal Year 2015/2016 shall be set at \$30.

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby request the FC District to adopt SUA 17 levies based on said amount.

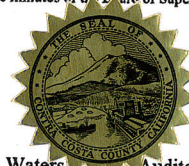
Contact: Dan Jordan (925) 313-2023

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 3, 2015

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: Stacey M. Boyd, Deputy



cc: Richard Seithel, County Administrator's Office, Bob Campbell, County Auditor-Controller's Office, Letitia Waters, County Auditor-Controller's Office, Tim Jensen, Flood Control, Cece Sellgren, County Watershed Program, Dan Jordan, County Watershed Program, Catherine Windham, Flood Control



I, Libby Vreonis, do hereby certify that this is a true and accurate copy of Resolution No. 38-15, which was adopted by the Oakley City Council on March 24, 2015.

A handwritten signature in blue ink, consisting of a large, stylized loop followed by a horizontal line.

---

Libby Vreonis, City Clerk  
City of Oakley, California



**RESOLUTION NO. 38-15**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OAKLEY  
ESTABLISHING THE RATE PER EQUIVALENT RUNOFF UNIT FOR FY 2015/16  
AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT ADOPT AN ANNUAL PARCEL ASSESSMENT  
FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTANT DISCHARGE  
ELIMINATION SYSTEM PROGRAM**

**WHEREAS**, under Federal Water Pollution Control Act, prescribed discharges of stormwater require a permit from the appropriate California regional water quality board under the National Pollutant Discharge Elimination System (NPDES) program; and

**WHEREAS**, the City of Oakley (City) did apply for, and did receive, an NPDES permit which requires the implementation of selected Best Management Practices to minimize or eliminate pollutants from entering storm waters; and

**WHEREAS**, it is the intent of the City to utilize funds received from its Stormwater Utility Area (SUA) for implementation of the NPDES program and drainage maintenance activities; and

**WHEREAS**, at the request of the City, the Contra Costa County Flood Control & Water Conservation District (DISTRICT) has completed the process for formation of a SUA, including the adoption of the Stormwater Utility Assessment Drainage Ordinance No. 93-47; and

**WHEREAS**, The SUA and Program Group Costs Payment agreement between City and DISTRICT requires that the City annually, by May 1st, determine the rate to be assessed to a single Equivalent Runoff Unit (ERU) for the forthcoming fiscal year.

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Oakley does determine that the rate to be assigned to a single ERU for FY 2015/16 shall be set at \$30.00.

**BE IT FURTHER RESOLVED** that the City Council does hereby request the DISTRICT to adopt SUA levies based on said amount.



PASSED AND ADOPTED by the City Council of the City of Oakley at a meeting held on the 24<sup>th</sup> of March, 2015 by the following vote: 5-0


AYES: Hardcastle, Higgins, Perry, Pope, Romick

NOES:


ABSENT:

ABSTENTIONS:

ATTEST:

  
\_\_\_\_\_  
Libby Vreonis, City Clerk

APPROVED:

  
\_\_\_\_\_  
Doug Hardcastle, Mayor

3-26-15

\_\_\_\_\_  
Date