ORDINANCE NO. 862

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CRESCENT CITY AMENDING CHAPTER 13.16, WATER SERVICE RATES, OF TITLE 13, PUBLIC SERVICES, OF THE CRESCENT CITY MUNICIPAL CODE

WHEREAS, the City of Crescent City (the "City") is a general law city subject to all California State laws of general applicability; and

WHEREAS, the City holds certain State water rights under Permit 11475 issued by the State Water Resources Control Board, Division of Water Rights; and

WHEREAS, the City owns and operates a Ranney collector well at the point of diversion on the Smith River and an extensive transmission and distribution system that serves the City and surrounding areas; and

WHEREAS, in 1996, California voters passed Proposition 218 (the "Right to Vote on Taxes Act") adding article XIII D to the California Constitution ("Prop 218"), which restricts local governments' ability to impose taxes, assessments, and property-related fees without voter or property owner approval and requires that such property-related fees, such as water or sewer charges, do not exceed the cost of providing the service, and cannot fund general government services; and

WHEREAS, in 1997, the California legislature passed the Proposition 218 Omnibus Implementation Act (the "Act"), which provides the legal framework for local governments to comply with Proposition 218 (Government Code Section 53750 et seq.); and

WHEREAS, the City has commissioned and approved a Water Rate Study (cost of service analysis), which analyzed the cost of providing water services, the revenues currently received for water services, and recommended water rate increases; and

WHEREAS, Prop 218 and the Act require that the City conduct a majority protest procedure and public hearing prior to implementing any new or increased property-related fee.

NOW, THEREFORE, the City Council of the City of Crescent City does hereby ordain as follows:

SECTION 1. RECITALS. The City Council finds the above recitals to be true and correct and are incorporated herein as if set forth in full.

SECTION 2. FINDINGS. The City Council finds that the water service rates set forth in this ordinance are based upon a cost-of-service analysis performed by a rate-making consultant and that the rates reflect the proportional cost of service to each customer category.

SECTION 3. CODE AMENDMENT. Chapter 13.16, Water Service Rates, of Title 13, Public Services, of the Crescent City Municipal Code is hereby amended by adding the following sections as set forth herein.

3.01. Section 13.16.15, FY 26-27 Water Service Rates, is hereby added to Chapter 13.16, Water Service Rates, of Title 13, Public Services, of the Crescent City Municipal Code to read as follows:

13.16.15 FY 26-27 Water Service Rates. Effective July 1, 2026, the following schedule of monthly water service rates shall apply to city water customers:

CUSTOMER CATEGORY	BASE RATE	USAGE RATE PER 100 CU.FT.
¾" Meter	$ 34.90	$ 2.26
1" Meter	$ 58.16	$ 2.26
1½" Meter	$ 116.32	$ 2.26
2" Meter	$ 186.11	$ 2.26
3" Meter	$ 372.22	$ 2.26
4" Meter	$ 581.59	$ 2.26
6" Meter	$ 1,163.18	$ 2.26
4" Fire Service	$ 10.97	$ 2.26
6" Fire Service	$ 31.84	$ 2.26
8" Fire Service	$ 67.87	$ 2.26
Pelican Bay State Prison*		$ 6.48 Per 1000 Gallons
*Per Joint Powers Agreement between the City of Crescent City and the California Dept. of Corrections		

3.02. Section 13.16.16, FY 27-28 Water Service Rates, is hereby added to Chapter 13.16, Water Service Rates, of Title 13, Public Services, of the Crescent City Municipal Code to read as follows:

13.16.16 FY 27-28 Water Service Rates. Effective July 1, 2027, the following schedule of monthly water service rates shall apply to city water customers:

CUSTOMER CATEGORY	BASE RATE	USAGE RATE PER 100 CU.FT.
¾" Meter	$ 36.60	$ 2.36
1" Meter	$ 61.00	$ 2.36
1½" Meter	$ 122.01	$ 2.36
2" Meter	$ 195.22	$ 2.36
3" Meter	$ 390.43	$ 2.36
4" Meter	$ 610.05	$ 2.36
6" Meter	$ 1,220.10	$ 2.36
4" Fire Service	$ 11.41	$ 2.36
6" Fire Service	$ 33.12	$ 2.36
8" Fire Service	$ 70.59	$ 2.36
Pelican Bay State Prison*		$ 6.89 Per 1000 Gallons
*Per Joint Powers Agreement between the City of Crescent City and the California Dept. of Corrections		

3.03. Section 13.16.17, FY 28-29 Water Service Rates, is hereby added to Chapter 13.16, Water Service Rates, of Title 13, Public Services, of the Crescent City Municipal Code to read as follows:

13.16.17 FY 28-29 Water Service Rates. Effective July 1, 2028, the following schedule of monthly water service rates shall apply to city water customers:

CUSTOMER CATEGORY	BASE RATE	USAGE RATE PER 100 CU.FT.
¾" Meter	$ 38.47	$ 2.48
1" Meter	$ 64.12	$ 2.48
1½" Meter	$ 128.24	$ 2.48
2" Meter	$ 205.18	$ 2.48
3" Meter	$ 410.37	$ 2.48
4" Meter	$ 641.20	$ 2.48
6" Meter	$ 1,282.40	$ 2.48
4" Fire Service	$ 11.86	$ 2.48
6" Fire Service	$ 34.44	$ 2.48
8" Fire Service	$ 73.41	$ 2.48
Pelican Bay State Prison*		$ 7.34 Per 1000 Gallons
*Per Joint Powers Agreement between the City of Crescent City and the California Dept. of Corrections		

3.04. Section 13.16.18, FY 29-30 Water Service Rates, is hereby added to Chapter 13.16, Water Service Rates, of Title 13, Public Services, of the Crescent City Municipal Code to read as follows:

13.16.18 FY 29-30 Water Service Rates. Effective July 1, 2029, the following schedule of monthly water service rates shall apply to city water customers:

CUSTOMER CATEGORY	BASE RATE	USAGE RATE PER 100 CU.FT.
¾" Meter	$ 40.52	$ 2.60
1" Meter	$ 67.54	$ 2.60
1½" Meter	$ 135.08	$ 2.60
2" Meter	$ 216.13	$ 2.60
3" Meter	$ 432.26	$ 2.60
4" Meter	$ 675.41	$ 2.60
6" Meter	$ 1,350.82	$ 2.60
4" Fire Service	$ 12.34	$ 2.60
6" Fire Service	$ 35.82	$ 2.60
8" Fire Service	$ 76.35	$ 2.60
Pelican Bay State Prison*		$ 7.84 Per 1000 Gallons
*Per Joint Powers Agreement between the City of Crescent City and the California Dept. of Corrections		

3.05. Section 13.16.19, FY 30-31 Water Service Rates, is hereby added to Chapter 13.16, Water Service Rates, of Title 13, Public Services, of the Crescent City Municipal Code to read as follows:

13.16.19 FY 30-31 Water Service Rates. Effective July 1, 2030, the following schedule of monthly water service rates shall apply to city water customers:

CUSTOMER CATEGORY	BASE RATE	USAGE RATE PER 100 CU.FT.
¾" Meter	$ 42.79	$ 2.74
1" Meter	$ 71.31	$ 2.74
1½" Meter	$ 142.62	$ 2.74
2" Meter	$ 228.19	$ 2.74
3" Meter	$ 456.38	$ 2.74
4" Meter	$ 713.09	$ 2.74
6" Meter	$ 1,426.18	$ 2.74
4" Fire Service	$ 12.83	$ 2.74
6" Fire Service	$ 37.25	$ 2.74
8" Fire Service	$ 79.40	$ 2.74
Pelican Bay State Prison*		$ 8.39 Per 1000 Gallons
*Per Joint Powers Agreement between the City of Crescent City and the California Dept. of Corrections		

[END CODE AMENDMENT]

SECTION 4. SEVERABILITY. If any part of this Ordinance is held to be invalid or inapplicable to any situation by a court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this Ordinance or the applicability of this Ordinance to other situations.

SECTION 5. CEQA FINDINGS. This Ordinance has been reviewed for compliance with the California Environmental Quality Act (CEQA), and the CEQA Guidelines, and has been found to be exempt pursuant to CEQA Guidelines 15061(b)(3) (common sense exemption).

SECTION 6. EFFECTIVE DATE & PUBLICATION. This Ordinance will become effective immediately upon its adoption pursuant to Government Code Section 36937(d). The City Clerk shall cause this ordinance to be published within 15 days of its adoption in accordance with the requirements of Government Code Section 36933.

INTRODUCED by the City Council of the City of Crescent City at a meeting of the City Council held the 6th day of April 2026.

PASSED AND ADOPTED by the City Council of the City of Crescent City at a regular meeting of the City Council held this 1st day of June 2026 by the following polled vote:

AYES: Council Members Greenough, Shamblin, Tinkler, and Mayor Wright
NOES: Council Member Altman
ABSENT: None
ABSTAIN: None

Isaiah Wright, Mayor

ATTEST:

Robin Altman, City Clerk

APPROVED AS TO FORM:

Martha D. Rice, City Attorney