

DRAFT

August 2, 1999
Page 1

ORDINANCE 1999-2

**AN ORDINANCE OF THE MCKINLEYVILLE COMMUNITY SERVICES DISTRICT
AMENDING THE MCSD RULES AND REGULATIONS REGARDING STREET
LIGHTING STANDARDS, FEES, AND CHARGES, AND AMENDING WATER METER
INSTALLATION STANDARDS, FEES, AND CHARGES**

WHEREAS, the Board has adopted revised street lighting design and construction standards to improve street lighting facilities to be owned and maintained by the District, while at the same time minimizing the potential for light pollution;

WHEREAS, the revised street lighting standards require District staff to review submitted street lighting designs for compliance with adopted standards, incurring expenses to the District;

WHEREAS, the District desires to recoup the cost to the District of reviewing submitted street lighting designs for compliance with adopted standards;

WHEREAS, the District has not established a schedule of fees and charges for installation of a water meter in an existing meter box and existing meter set;

WHEREAS, the Board finds that the fees and charges described in this Ordinance are needed and necessary to raise the revenues required to offset District costs and to provide a reasonable level of service to the District's customers and constituents;

**NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE MCKINLEYVILLE
COMMUNITY SERVICES DISTRICT DOES HEREBY AMEND THE MCSD RULES
AND REGULATIONS AS FOLLOWS:**

SECTION 1. Rule 51.02 is amended to read:

Rule 51.02. SITING. Street lighting facilities for new subdivisions shall be sited to meet requirements of the most current edition of IES RP-8, American National Standard Practice for Roadway Lighting by the Illuminating Engineering Society of North America. Street lighting facilities to be installed in inhabited areas shall be sited as requested by the zone formation petitioners wherever reasonably possible, and when in compliance with District Rules, Regulations and Standards. Street lighting plans shall be prepared by appropriately licensed professionals and submitted to the District for review for conformance with the required standards. The street lighting plan shall include a complete and logically organized presentation of design parameters and assumptions, and shall be based upon a computer modeling program such as GE Aladan™.

SECTION 2. Rule 51.05 is amended to read:

Rule 51.05. DIVISION OF COSTS – FACILITIES OWNED BY UTILITY. The monthly street lighting charge for each customer in a street lighting zone where the facilities are owned by the utility shall be equal to the total electric public utility charge for that month in that

DRAFT

August 2, 1999

Page 2

zone divided by the number of street lighting customers in that zone plus a proportionate share of the administrative charge as prescribed in Rule 56.02.

SECTION 3. Rule 51.06 is added:

Rule 51.06. DIVISION OF COSTS – FACILITIES OWNED BY DISTRICT. The monthly street lighting charge for each customer in a street lighting zone where the facilities are owned by the District shall be equal to a proportionate share of the following costs (as appropriate), and as identified and specified in the Engineer's Report for the specific street lighting zone, plus the administrative charge prescribed in Rule 56.02:

- (a) electric public utility charge for that month in that zone
- (b) debt service charge for the District's purchase of existing street lighting facilities
- (c) maintenance charges
- (d) insurance charges
- (e) administration charges
- (f) overhead charges

SECTION 4. Rule 51.07 is added:

Rule 51.07. STREET LIGHTING FIXTURE STANDARDS. Street lighting fixture standards shall be in accordance with the recommendations of the International Dark-Sky Society specifically selected and specified to minimize the potential for light pollution, and shall include external glare shields and/or internal louvers to control direct glare and uplight.

SECTION 5. Rule 51.08 is added:

Rule 51.08. DEDICATION OF STREET LIGHT FACILITIES TO DISTRICT. Where street light facilities are installed in conjunction with new development, the developer shall dedicate the street light facilities to the District. The District's acceptance of the street light facilities shall be made in conjunction with the District's acceptance of other facilities within the development, after construction and inspection are complete in accordance with District standards, appropriate fees have been reconciled, and permanent record documents have been provided to the District.

SECTION 6. Rule 53.03 is amended to read:

Rule 53.03. PLANS, PROFILES AND SPECIFICATIONS. The application for a permit under this regulation shall be accompanied by complete plans, profiles and specifications prepared by a registered civil engineer showing all details of the proposed work based on an accurate survey of the ground. The street lighting plan shall include an analysis of the illumination pattern and levels, demonstrating the proposed plan is in conformance with the District's Rules, Regulations, and Standards. The application shall be examined by the manager who shall determine if it is complete. If the manager determines that the application is not complete, he may require the applicant to submit additional information until the application is deemed complete.

SECTION 7. Rule 53.04 is amended to read:

DRAFT

August 2, 1999

Page 3

Rule 53.04. ENGINEER'S REPORT. Once the application is deemed complete, the District shall cause an Engineer's Report to be compiled for review and approval by the Board identifying all parcels which will have a special benefit conferred upon them and upon which an assessment is proposed to be imposed; the proportionate special benefit derived by each identified parcel; and the entirety of the costs and expenses related to the proposed assessment, and the proposed division of these costs and expenses, as noted in Rule 51.05 and Rule 51.06, and a statement by the Engineer that the illumination design has been reviewed and found to be in conformance with the District's Rules, Regulations, and Standards.

SECTION 8. Rule 53.07 is amended to read:

Rule 53.07. APPLICATION FEE. The application fee for formation of a street lighting zone and installation of street lighting facilities shall be five hundred (\$500) dollars.

SECTION 9. The last sentence of Rule 54.01 is revised to read: An application fee of \$500 must accompany the petition for the District to process the protest hearing.

SECTION 10. Rule 54.02 is amended to read:

Rule 54.02. ENGINEER'S REPORT. Once the application is deemed complete, the District shall cause an Engineer's Report to be compiled for review and approval by the Board identifying all parcels which will have a special benefit conferred upon them and upon which an assessment is proposed to be imposed; the proportionate special benefit derived by each identified parcel; and the entirety of the costs and expenses related to the proposed assessment, and the proposed division of these costs and expenses, as noted in Rule 51.05 and Rule 51.06, and a statement by the Engineer that the illumination design has been reviewed and found to be in conformance with the District's Rules, Regulations, and Standards. For street lighting zones formed within inhabited areas, the District will be responsible for performing the analysis of illumination patterns and levels to demonstrate the proposed plan is in conformance with the District's Rules, Regulations, and Standards.

SECTION 11. The last sentence of Rule 54.07 is revised to read: An application fee of \$500 must accompany the petition for the District to process the protest hearing.

SECTION 12. Rule 56.01 is amended to read:

Rule 56.01. BASIS FOR DETERMINATION OF CHARGES. For street light zones where the facilities are owned by the utility, the District business manager will determine the charge for each month for each customer residing in the street lighting zone based on the total charges for the zone, as noted in Rule 51.05. For street light zones where the facilities are owned by the District, the District business manager will determine the charge for each month for each customer residing in the street lighting zone based on the total charges for the zone, as noted in Rule 51.06.

DRAFT

August 2, 1999

Page 4

SECTION 13. The following paragraph shall be added at the end of Rule 5.04:

Where the applicant requests the installation of a water meter in an existing water meter box, and the requested meter is to be connected to an existing meter set, the schedule of water meter installation charges shall be as follows:

5/8" x 3/4" meter	\$45
3/4" meter	\$63
1" meter	\$98

On the Motion of Director Shepherd and seconded by Director Geist, the foregoing ordinance is duly accepted on second reading this 12th day of August, 1999 by the following vote:

AYES: GEIST, HARLING, MURPHY, SHEPHERD, WALUND

NOES: NONE

ABSENT: NONE

Joe Walund
Joe Walund, President
Board of Directors
McKinleyville Community Services District

ATTEST:
Sharon L. Denison
Sharon Denison
Secretary to the Board of Directors
McKinleyville Community Services District

I, Sharon Denison, Secretary to the Board of Directors of the MCKINLEYVILLE COMMUNITY SERVICES DISTRICT, hereby certify that the foregoing is a full, true, and correct copy of an ordinance duly adopted this 12th day of Aug, 1999.

Sharon L. Denison
Sharon Denison
Secretary to the Board of Directors
McKinleyville Community Services District