

**RESOLUTION NO. 10587 (2014 Series)**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN LUIS  
OBISPO, CALIFORNIA, TO ESTABLISH A POLICY FOR THE  
AVERAGE WINTER WATER USE PERIOD RELATED TO DROUGHT  
CONDITIONS**

**WHEREAS**, The State of California periodically experiences periods of drought and dry, warm weather and climate change may make these periods more frequent and unpredictable; and

**WHEREAS**, the City of San Luis Obispo has adopted a sewer rate structure that uses the Average Winter Water Use (AWWU) for the months of December, January and February of each year to establish a residential sewer cap that equitably represents a residential ratepayer's sewer rate based upon their contribution to the sewer system; and

**WHEREAS**, winter water use may be effected by these periods of drought and dry, warm weather resulting in residential ratepayers being required to irrigate their landscape causing higher than average and unrepresentative sewer caps; and

**WHEREAS**, a responsive and nimble policy is desirable to address ratepayer concerns, minimize confusion during the winter water use period and reduce staff work; and

**WHEREAS**, City Council requested staff to draft a policy to establish guidelines for the AWWU periods related to drought conditions; and

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of San Luis Obispo as follows;

**SECTION 1.** The City Council declares that action to address the AWWU period and residential sewer caps be executed based upon the following findings;

- a) Two consecutive months when the average rainfall is ten percent or less than the normal average rainfall for those months during the AWWU period; or
- b) The Governor or Board of Supervisors' declaration of a local drought emergency and 40 percent or less than of normal rainfall during the AWWU period; or
- c) Some other unforeseen regional condition that warrants a change to the AWWU period

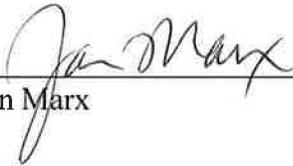
**SECTION 2.** That such action utilizes the most recently adopted Rate Structure Goals.

**SECTION 3.** The City Council authorizes the Utilities Director to enact this policy to allow for the most responsive implementation by modifying the method used to establish residential sewer caps.

Upon motion of Vice Mayor Ashbaugh, seconded by Council Member Christianson, and on the following roll call vote:

AYES: Council Members Carpenter, Christianson and Rivoire,  
Vice Mayor Ashbaugh and Mayor Marx  
NOES: None  
ABSENT: None

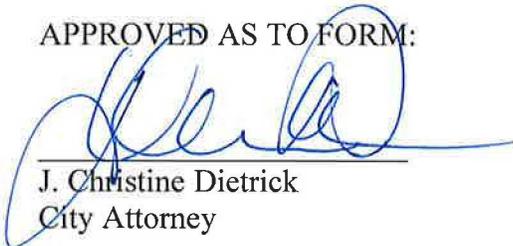
The foregoing resolution was adopted this 2<sup>nd</sup> day of December 2014.

  
\_\_\_\_\_  
Mayor Jan Marx

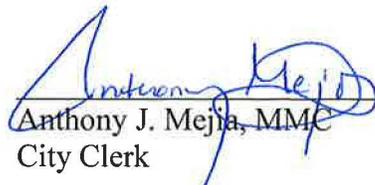
ATTEST:

  
\_\_\_\_\_  
Anthony J. Mejia, MMC  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
J. Christine Dietrick  
City Attorney

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the official seal of the City of San Luis Obispo, California, this 8<sup>th</sup> day of December, 2014.

  
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Anthony J. Mejia, MMC  
City Clerk