

## ORDINANCE NO. 1345

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FOLSOM AMENDING SECTIONS 3.20.020, 3.20.063, AND 8.32.140(A)(2) OF THE FOLSOM MUNICIPAL CODE PERTAINING TO BILLING FOR MUNICIPAL UTILITY SERVICES

The City Council of the City of Folsom does hereby ordain as follows:

#### SECTION 1 PURPOSE

The purpose of this Ordinance is to amend Sections 3.20.020, 3.20.063, and 8.32.140 of the Folsom Municipal Code to remove “Exceptions”, add “Billing Start Date”, and affirm City Council approved rate schedules regardless of occupancy status of the property pertaining to payment for municipal utility services.

#### SECTION 2 AMENDMENT TO CODE

Section 3.20.020 of the Folsom Municipal Code is hereby replaced and amended in its entirety as follows:

##### **3.20.020 Billing start date.**

A. New construction. Billing for municipal services for a new construction on any parcel of real property shall commence on the date that usage of utility services begins, the date a meter is installed, the date the property is first occupied, or the date the property is given a certificate of occupancy or final approval by city officials in accordance with applicable provisions of this code, whichever occurs first. The director may adopt written guidelines to implement the provisions of this section and specify criteria for determining when billing for utility services starts in other situations.

B. Transfer of ownership of existing structures. Billing for utility services for new owners of existing structures will begin on the date of the recorded ownership transfer deed for that property as identified by the Sacramento County clerk/recorder’s office.

#### SECTION 3 AMENDMENT TO CODE

Section 3.20.063 of the Folsom Municipal Code is hereby amended as follows:

##### **3.20.063 Municipal service charges – Establishment of rates.**

There is levied and assessed a monthly service charge against the municipal service customer (user), for municipal services as defined in Section 3.20.010 (A). The amount of these municipal service charges shall be set by resolution of the city council and may be adjusted from time to time by resolution so as to reflect the cost of the services provided. Monthly municipal service charges are applicable and payable in accordance with the city council approved rate schedules regardless of occupancy status of the property.

## **SECTION 4 AMENDMENT TO CODE**

Section 8.32.140(A)(2) of the Folsom Municipal Code is hereby amended as follows:

### **8.32.140 Charges for collection and compliance administration.**

- A. Residential
- 2. Reserved.

## **SECTION 5 SCOPE**

Except as set forth in this Ordinance, all other provisions of the Folsom Municipal Code shall remain in full force and effect.

## **SECTION 6 SEVERABILITY**

If any section, subsection, sentence, clause, or phrase in this Ordinance or any part thereof is for any reason held to be unconstitutional, invalid, or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council declares that it would have passed each section irrespective of the fact that any one or more section, subsection, sentence, clause, or phrase be declared unconstitutional, invalid, or ineffective.

## **SECTION 7 EFFECTIVE DATE**

This Ordinance shall become effective thirty (30) days from and after its passage and adoption, provided it is published in full or in summary within twenty (20) days after its adoption in a newspaper of general circulation in the City.

This Ordinance was introduced and the title thereof read at the regular meeting of the City Council on May 14, 2024, and the second reading occurred at the regular meeting of the City Council on May 28, 2024.

On a motion by Councilmember Rodriguez seconded by Vice Mayor Aquino, the foregoing ordinance was passed and adopted by the City Council of the City of Folsom, State of California, this 28th day of May, 2024 by the following roll-call vote:

AYES: Councilmember(s): Rohrbough, Aquino, Chalamcherla, Rodriguez, Kozlowski

NOES: Councilmember(s): None

ABSENT: Councilmember(s): None

ABSTAIN: Councilmember(s): None



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Michael D. Kozlowski, MAYOR

ATTEST:



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Christa Freemantle, CITY CLERK