

SOUTH PLACER MUNICIPAL UTILITY DISTRICT

ORDINANCE NO. 97-2

AN ORDINANCE PROVIDING FOR THE DEFERRED
PAYMENT OF DISTRICT PARTICIPATION FEES
IN CERTAIN CASES, AND AMENDING AND ADDING
CERTAIN PROVISIONS TO ORDINANCE NO. 96-2

BE IT ENACTED BY THE BOARD OF DIRECTORS OF SOUTH PLACER
MUNICIPAL UTILITY DISTRICT AS FOLLOWS:

SECTION 1

Section 50 of Ordinance No. 96-2 is hereby amended to read as follows:

Section 50: No provision of this ordinance shall be construed to prohibit any special agreement, arrangement or contract between the District and any commercial or industrial user whereby commercial or industrial waste of unusual strength, characteristic or quantity as determined by this ordinance may be accepted for treatment, subject to payment therefor by the commercial or industrial user. Notwithstanding the preceding, payment of participation fees due the District from commercial or industrial users may, at the District's discretion, be deferred and made payable over a period of time under such terms and conditions as may be imposed by the Board in accordance with Resolution 97-9 or any amendments thereto.

SECTION 2

Section 81 is hereby added to Ordinance 96-2 to read as follows:

Section 81: Any fees, rates, or charges imposed by any of the provisions of this ordinance shall not exceed the reasonable cost to the District of the rendition of the service for which the fee or charge is imposed.

SECTION 3

This ordinance was introduced at a regular meeting of the Board of Directors held on the 2nd day of October, 1997.

SECTION 4

Upon final passage, this ordinance shall be published once a week for two successive weeks in a newspaper of general circulation within the District pursuant to Sections 11534 and 11910 of the Public Utility Code.

SECTION 5

This ordinance shall be effective from and after the date of its final passage.

PASSED AND ADOPTED at an adjourned regular meeting of the Board of Directors this 6th day of November, 1997, by the following vote:

AYES: Directors Lemos, Murdock, Blackwell, Scheible

NOES: None


ABSENT: Director Herrmann

SOUTH PLACER MUNICIPAL UTILITY DISTRICT



Gerald R. Blackwell, President

ATTEST:



Carol Bean, Secretary

LAW OFFICES

WILLIAM T. SWEIGERT

September 8, 1997

P.O. BOX 407
LOOMIS, CALIFORNIA 95650
(AREA CODE 916) 652-9284

SPAUD BOARD MEETING

OCT 2 1997

ITEM

2

Board of Directors
South Placer Municipal Utility District
P. O. Box 45
Loomis, California 95650

Res 97-9
ORO 97-2

Re: Ordinance Amendment and Resolution
re Deferred Payment of Participation
Charges

Dear Board Members:

I enclose herewith a draft of a proposed Ordinance authorizing the District to defer participation charges in certain cases as well as a Resolution setting forth the District policy in this regard.

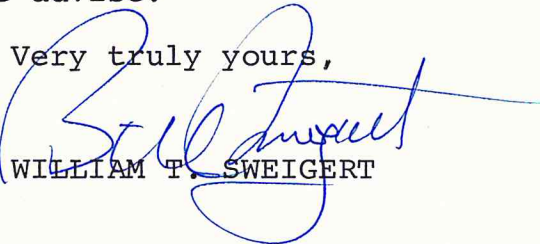
You will note that the Ordinance Amendment is quite short and simply provides the authorization for the District to defer commercial and/or industrial charges in excess of 20 EDUs. Only one section of the existing Ordinance needs to be amended and published.

The Resolution sets forth the policy with regard to such deferred payment agreements and can be amended at any time by the Board without the necessity of amendment to or re-publication of the ordinance.

Unless there are any staff suggestions or suggestions from any Board member concerning these drafts, I recommend that the Ordinance be introduced and thereafter passed at a subsequent meeting, and that the Resolution be adopted immediately after the final passage of the Ordinance.

Should staff or the Board have any comments or suggestions regarding this, please advise.

Very truly yours,



WILLIAM T. SWEIGERT

WTS/ald