

ORDINANCE NO. 96

ORDINANCE AND GENERAL REGULATION OF THE GOVERNING BOARD OF THE GOLETA SANITARY DISTRICT ESTABLISHING REVISED SERVICE CHARGES

WHEREAS, the Governing Board (the “Board”) of the Goleta Sanitary District (the “District”) has adopted various ordinances which set forth the service charges and other provisions applicable to users of the District’s sewage collection, treatment and disposal system (collectively, the “Wastewater System”); and

WHEREAS, the Board desired to repeal its existing service charge ordinances and to adopt the revised service charges and other provisions set forth herein.

NOW, THEREFORE, BE IT ORDAINED by the Governing Board of the Goleta Sanitary District as follows:

1. GENERAL PROVISIONS

1.1 Authority. This ordinance is adopted pursuant to Health and Safety Code Sections 5471 and 6520.2 and in accordance with the Sanitary District Act of 1923 (Health and Safety Code Section 6400 et seq.).

1.2 Purpose of Service Charges. The service charges prescribed herein (the “Service Charges”) shall be for the purpose of covering the costs associated with the operation, maintenance, repair and replacement of the District’s Wastewater System. The Service Charges are separate from and in addition to the District’s annexation fees, connections fees, permit fees, inspections fees and other fees and charges.

1.3 Applicability. This ordinance shall apply to the owner of any real property having improvements which are connected to the District’s Wastewater System and to any person who otherwise discharges sewage which ultimately passes through the Wastewater System. In the event Service Charges are billed to the tenant of any real property having improvements which are connected to the District’s Wastewater System, the owner of such real property shall remain responsible for the payment of all Service Charges applicable to such real property and improvements.

2. DEFINITIONS

The following definitions shall apply to this Ordinance. Terms not otherwise defined shall have their plain meanings ascribed to them.

2.1 Automobile Services. A fixed premises used primarily for the mechanical repair, maintenance, inspection, fueling, sales, or servicing of motor vehicles. This includes, but is not limited to, auto repair shops, service stations, tire shops, oil change facilities, transmission shops, body shops, smog check stations, and vehicle dealerships.

2.2 Car Wash. Any fixed or mobile premises where motor vehicles are cleaned, washed, rinsed, or detailed using water, and which discharges wastewater to the Wastewater System, whether directly or through a vehicle wash water recycling or reclaim system. This includes, but is not limited to, full-service car washes, self-service bay car washes, conveyor or tunnel car washes, truck washes, and fleet washing facilities. Premises where vehicle washing is merely incidental to another primary use and generates only de minimis wastewater discharge may be classified under the applicable User Classification set forth in Exhibit “A” attached hereto, at the District’s discretion.

2.3 Church. Any fixed premises used primarily for religious worship, spiritual assembly, or religious education. This includes sanctuaries, chapels, temples, mosques, synagogues, and similar houses of worship, together with accessory uses located on the same premises, such as classrooms, fellowship halls, and administrative offices.

2.4 Commercial Establishment. A building or portion thereof designed, used or intended to be used for commercial purposes, including grocery stores, retail stores and service establishments, but not including uses identified under other User Classifications set forth in Exhibit “A” attached hereto.

2.5 Commercial – No Food. Any parcel containing more than one non-residential User Classification as set forth in Exhibit “A” which does not include a Food Service Establishment shall be assigned to the User Classification of “Commercial – No Food” in Exhibit “A” attached hereto.

2.6 Commercial – Food. Any parcel containing more than one non-residential User Classification as set forth in Exhibit “A” which includes a Food Service Establishment shall be assigned to the User Classification of “Commercial – Food” in Exhibit “A” attached hereto.

2.7 Dwelling. A room or group of rooms with interior access between all habitable rooms, including permanent provisions for living, sleeping, eating, cooking, bathing and sanitary facilities, constituting a separate and independent housekeeping unit, designed, used or intended to

be used and occupied by a family on a non-transient basis and having not more than one kitchen, including mobile homes, but not including motels.

2.8 Dwelling Unit. Each separate single family residence or mobile home and each dwelling within a multiple family residence.

2.9 Family. One or more persons occupying premises and living as a single non-profit housekeeping unit, including domestic servants employed by the family, but not including fraternal, religious, social or business organizations or groups occupying a boarding house, hotel, club or similar dwelling for group use.

2.10 Food Service Establishment. Any fixed or mobile premises, or portion thereof, where food or beverages are commercially prepared, processed, cooked, packaged, served, or sold for human consumption, and which discharges wastewater containing fats, oils, and grease, food solids, or other organic waste to the Wastewater System.

2.11 Hospital. Any licensed fixed premises used primarily for the inpatient or outpatient diagnosis, treatment, surgical care, or rehabilitation of human patients. This includes acute care hospitals, surgical centers, rehabilitation hospitals, psychiatric hospitals, and specialty medical centers licensed by the applicable state or local health authority. A Hospital includes all accessory uses located on the same premises or within the same licensed facility, including administrative offices, clinical laboratories, pharmacies, laundry facilities, and cafeterias or food service operations, where such uses are integral to and operated in support of the primary medical use.

2.12 Hotel. A building or group of buildings operated as a transient lodging establishment containing sleeping rooms which are designed, used or intended to be used and occupied as a more or less temporary abiding place by persons who, for compensation, are lodged with or without meals, including motels and bed and breakfast establishments, but not including hospitals, orphanages or buildings where persons are housed under restraint.

2.13 Industrial. Any fixed premises used primarily for manufacturing, assembling, fabricating, processing, packaging, warehousing, or distributing goods or materials. This includes, but is not limited to, manufacturing facilities, printing and graphic arts operations, electronic assembly operations, building material yards, laundromats, dry cleaners, factories, water bottling facilities, and water treatment plants and distribution centers.

2.14 Market. A retail business where the majority of the floor area open to the public is occupied by food products packaged for offsite preparation and consumption and which includes (i) food preparation facilities for onsite or offsite consumption, and/or (ii) garbage disposal

facilities resulting in the discharge of food wastes into the Wastewater System. This includes but is not limited to grocery stores and convenience stores.

2.15 Medical Office. A facility other than a hospital where medical, dental, mental health, surgical, physical therapy, chiropractic and/or other personal health care services are provided on an outpatient basis, including accessory medical laboratories and limited fabrication activities as in the case of a dentist office or an optometrist, but not including counseling services by other than medical doctors or psychiatrists. Also included are mortuaries, animal shelters, kennels, veterinary clinics, and veterinary hospitals.

2.16 Mobile Home. A non-motorized structure, transportable in one or more sections, with or without a permanent foundation, which is designed and equipped to contain one or more dwelling units, including travel trailers.

2.17 Multiple Family Residence. A building or portion of a building, designed, used or intended to be used and occupied exclusively by two or more families, and containing two or more dwellings, including duplexes, triplexes, apartments, condominiums and townhouses, but not including hotels.

2.18 Office. A building or portion of a building designed, used or intended to be used and occupied by one or more person for conducting business, clerical, and/or professional activities, whether or not for profit, including but not limited to the provision of goods or services, sales, operations, production, administration, management, consultation with clients, customers, patients and associates and/or activities that are incidental or accessory thereto, but not including uses identified under other User Classifications set forth in Exhibit "A" attached hereto.

2.19 Person. Any individual, corporation, partnership, limited liability company, association, organization, firm, governmental agency, trust, estate, or any other legal entity.

2.20 Restaurant. A retail food service establishment selling ready-to-eat food and/or beverages for onsite or offsite (take out) consumption, including cafes and coffee shops. Restaurants may include indoor and/or outdoor eating areas, and/or accessory bars or cocktail lounges.

2.21 Retail. Any fixed premises, where goods, merchandise, or personal services are offered for sale or provided directly to the general public, and which is connected to the Wastewater System. This includes, but is not limited to, general merchandise stores, pharmacies, clothing stores, hardware stores, salons, barbershops, and similar consumer-facing businesses.

2.22 School. A public or private educational institution, including pre-schools, day care facilities, nursery schools, elementary, junior high, middle and high schools, academies, junior colleges, colleges and universities.

2.23 Single Family Residence. A building designed, used or intended to be used and occupied exclusively by one family and containing one dwelling.

3. DETERMINATION OF SERVICE CHARGES

3.1 Imposition of Service Charges. The Service Charges set forth in Exhibit "A" attached hereto and incorporated herein by reference are hereby adopted in the maximum amounts and on the effective dates set forth herein, and shall be levied and imposed upon the owners of all real property having improvements which are connected to the District's Wastewater System and upon all persons who otherwise discharge sewage which ultimately passes through the Wastewater System.

3.2 Unclassified Uses. In the event that the particular use associated with a connection or other discharge to the District's Wastewater System is not included under any of the User Classifications set forth in Exhibit "A" attached hereto (an "Unclassified Use"), the Service Charge shall be calculated by multiplying (i) the number equivalent residential units ("ERUs"), as defined below, represented by the Unclassified Use, by (ii) the Annual Service Charge for a single family residence as set forth in Exhibit "A".

- (a) **Definition of ERU.** For purposes of this Section 3.2, "ERU" shall mean the equivalent capacity entitlement of a single family residence within the District based on hydraulic flow and wastewater strength (biochemical oxygen demand, suspended solids, and any special characteristics which may require additional or special treatment).
- (b) **Determination of Flow and Strength.** When determining the hydraulic flow and the strength of wastewater from an Unclassified Use, the District may use domestic water meter data, flow metering, sampling, square footage, occupancy, comparisons with similar uses and/or such other methods as the District shall deem appropriate.
- (c) **Adjustments to Service Charges.** The Service Charge for an Unclassified Use may be adjusted by the District if the average daily hydraulic flow and/or strength of the wastewater from the Unclassified Use exceed by more than twenty percent (20%) during any two (2) consecutive calendar

year periods the hydraulic flow and/or strength used in calculating the then current Service Charge applicable to the Unclassified Use.

3.3 Submission of Information. Where information is required to enable the District to determine the applicable Service Charges (e.g., the use or size of a building or the volume of water consumption), such information shall be furnished by the owner of the premises which are connected to the District's Wastewater System or by the person who otherwise discharges sewage which ultimately passes through the Wastewater System. The District shall be allowed access to the premises to verify the information furnished to it and to otherwise conduct inspections and perform sampling. In the event such information is not furnished and/or such access is not provided as required above, the District may determine the applicable Service Charges based on such information as the District finds reasonably available and such determination shall be conclusive and final.

3.4 Average Daily Attendance. Where Service Charges are computed on the basis of average daily attendance, the property owner shall be responsible for preparing and maintaining accurate and complete attendance records and shall furnish copies of such records to the District upon request. The Service Charges payable in each such case shall be based on the preceding fiscal year's attendance.

3.5 Volumetric Charges. For User Classifications set forth in Exhibit "A" which are subject to a fee per 54,750 gallons of water used, the user will be charged for no less than 27,375 gallons of water (the "Minimum Fee"). For water usage in excess of the Minimum Fee, the charge shall be calculated by dividing the actual number of gallons used by 54,750 gallons. The quotient so obtained shall be multiplied by the applicable rate set forth in Exhibit "A" to arrive at the charge. The charge payable in each such case shall be based on the preceding fiscal year's water consumption.

4. BILLING AND COLLECTION

4.1 Collection on County Tax Roll. The District may, by proceedings pursuant to Health and Safety Code Section 5470 et seq., elect to have the Service Charges provided for herein, including delinquent Service Charges, collected on the Santa Barbara County tax roll (the "County Tax Roll") in the same manner, by the same persons, and at the same time as, together with and not separately from, its general taxes, in which event the Services Charges shall be delinquent at the same time and shall be subject to the same delinquency penalties as the general taxes. All laws applicable to the levy, collection and enforcement of general taxes are applicable to the Service Charges which the District has elected to have collected on the County Tax Roll, except as set forth in Health and Safety Code Sections 5473.8 and 6520.10, or as otherwise provided by applicable law. Any Service Charges which the District has elected to have collected on the County Tax Roll shall constitute a lien against the lot or parcel against which such Service

Charges have been imposed as of noon on the first Monday in March immediately preceding the date of levy.

4.2 Direct Billing. As an alternative to collecting Service Charges on the County Tax Roll as provided in Section 4.1, the District may collect Service Charges by direct billing or any other manner authorized by applicable law, in which event such Service Charges shall be delinquent on the date indicated in the bills rendered therefor (the "Delinquency Date"). After the Delinquency Date, a basic penalty of ten percent (10%) of the amount of the unpaid Service Charges shall be due, together with an additional penalty of one and one-half percent (1½%) per month for nonpayment of the Service Charges and basic penalty, which penalty amounts shall be payable with the delinquent Service Charges upon which they are imposed.

4.3 New Service. Where an application for connection to the District's Wastewater System is made after July 1 of any year, or too late to have the applicable Service Charges placed on the County Tax Roll for the year in question, then the applicable annual Service Charges shall be paid to the District in advance prior to making such connection.

4.4 Tax Exempt Property. Where real property having improvements which are connected to the District's Wastewater System is not subject to property taxes, then the applicable annual Service Charges shall be paid to the District in advance, not later than December 10.

4.5 Lien for Unpaid Charges. As provided in Health and Safety Code Sections 5473.11, Service Charges which are not collected on the County Tax Roll and which remain delinquent for a period of 60 days after the Delinquency Date shall constitute a lien against the lot or parcel of land for which the Service Charges were imposed, provided that the District has notified the assessee of the property shown on the latest equalized assessment roll that (i) Service Charges remain delinquent and unpaid for 60 days, and (ii) a lien will be imposed as provided by Health and Safety Code Sections 5473.11. Said lien shall have no force or effect until a certificate specifying the amount of the unpaid Service Charges is recorded with the Santa Barbara County recorder. When so recorded the lien shall have the force, effect and priority of a judgment lien and continue for three (3) years from the time of recording unless sooner released or otherwise discharged.

4.6 Collection by Suit. As an alternative to any other procedures provided for herein, the District may collect any delinquent Service Charges and penalties thereon by suit, in which event judgment therefor shall include the cost of suit and reasonable attorneys' fees arising from such action.

5. ENFORCEMENT AND REMEDIES

5.1 Right of Entry. In order to effect its powers, the District may enter upon private property for the purpose of inspecting, maintaining, repairing, sampling and testing of sanitary and waste disposal facilities and otherwise undertaking such activities as may be necessary in implementing and enforcing this ordinance and other rules and regulations of the District. Each District representative shall carry identification and credentials evidencing his or her position as an authorized representative of the District and shall present such identification and credentials upon request prior to entering upon private property as provided herein.

5.2 Termination of Service. In the event that any Service Charges, penalties and/or interest thereon remain unpaid, or if a violation of this ordinance or of any other ordinance, rule or regulation of the District is found to exist, the District may, pursuant to Health and Safety Code Section 6523.2, enter in and upon any real property which is the subject of the delinquency or violation and terminate service. Prior to terminating service, the District's Board shall notify, in writing, the owner and tenant, if any, of such property that service is intended to be so terminated and conduct a hearing thereon as herein provided. Such notice shall be mailed to the owner at the address shown on the records of the Santa Barbara County Assessor or as known to the District's Secretary, and a copy shall be delivered to the tenant or posted conspicuously on the property. The notice shall state the date of proposed termination of service and the reasons therefor and the date that the District's Board will hold a hearing upon such intended termination. Such hearing shall not be held less than 10 days subsequent to the giving of notice as herein required.

5.3 Reconnection. Prior to reconnection by the District of any terminated service, the person requesting reconnection shall pay the District the cost incurred by the District in terminating service and shall post a deposit with the District equal to the estimated cost of reconnecting to the Wastewater System. If the actual cost of reconnection is greater than the deposit, the person requesting reconnection shall promptly pay the difference to the District. If the actual cost of reconnection is less than the deposit, the District shall promptly refund the difference to the person requesting reconnection.

5.4 Nuisance. During any period of disconnection, habitation of property previously using the District's Wastewater System shall constitute a public nuisance. In the case of such habitation, the Board may cause proceedings to be brought for abatement of the nuisance. In such event, and as a condition of reconnection, there shall be paid to the District reasonable attorney's fees and cost of suit arising in said proceedings.

5.5 Correction of Violations. Pursuant to Health and Safety Code Section 6523.3, in order to enforce the provisions of this ordinance or of any other ordinance, rule or regulation of the District, the District may correct any violation of any such ordinance, rule or regulation. The cost

of such correction may be added to any Service Charge payable by the person responsible for the violation or the owner or tenant of the property upon which the violation occurred, and the District shall have such remedies for the collection of such costs as it has for the collection of Service Charges. The District may also petition the Superior Court for the issuance of a preliminary or permanent injunction, or both, as may be appropriate, restraining any person from the continued violation of any ordinance rule or regulation of the District.

5.6 Liability for Violations. Any person violating this ordinance or any other ordinance, rule or regulation of the District shall be liable for all damages resulting from said violation, or which arise from actions taken in the correction thereof. As provided in Health and Safety Code Section 6523, a violation of any ordinance, rule or regulation of the District is a misdemeanor punishable by imprisonment in the county jail not to exceed 30 days, or by a fine not to exceed One Thousand Dollars (\$1,000), or by both.

5.7 Nonexclusive Remedies. The remedies, penalties and enforcement rights set forth in this ordinance are in addition to and not in limitation of any other remedies, penalties and enforcement rights provided by law.

6. RELIEF

6.1 Application for Relief. Any person who, by reason of special circumstances, believes that the application of this ordinance, as to that person, is unjust, inequitable or creates an undue hardship, may make written application to the Board for relief, accompanied by a filing fee in the amount of One Hundred Dollars (\$100). Said application shall set forth all special facts and circumstances and the specific relief requested. The Board shall consider the request for relief within ninety (90) days after the application is filed. If the Board determines that the application of this ordinance, as to the applicant, is unjust, inequitable or creates an undue hardship, the Board may take action to grant relief. Said relief may be as requested by the applicant or may be in a form determined by the Board to be fair and equitable. The Board may require an applicant to perform monitoring, sampling, analysis or other activities, at the applicant's sole expense, to support or justify any requested relief.

6.2 Relief on Board Motion. On its own motion and without receiving an application, if due to special facts and circumstances the application of this ordinance would be unjust, inequitable or would create an undue hardship, the Board may modify or suspend certain provisions hereof for the period during which the facts and special circumstances exist.

7. **MISCELLANEOUS**

7.1 Partial Invalidity. If any term or provision of this ordinance or the application thereof to any person or circumstance is, to any extent, determined to be invalid or unenforceable, the remainder of this ordinance, or the application of such term or provision to persons or circumstances other than those as to which it is determined to be invalid or unenforceable, shall not be affected thereby, and each such term and provision of this ordinance shall be valid and enforceable to the fullest extent permitted by law. The Board hereby declares that it would have passed this ordinance and each term and provision hereof, irrespective of the fact that any one or more term or provision be determined to be invalid or unenforceable.

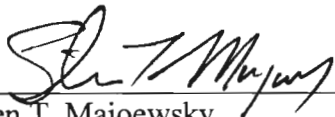
7.2 Repeal of Prior Enactments. The Board hereby repeals all prior ordinances, rules and regulations which are inconsistent with the provisions hereof.

7.3 Publication. The Secretary of the Board is hereby directed to cause this ordinance to be published once in a newspaper published in the District in accordance with the requirements of Health & Safety Code Section 6490.

7.4 Effective Date. This ordinance shall be effective as of July 1, 2026.

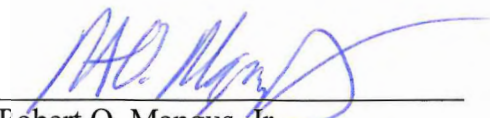
PASSED AND ADOPTED this 1st day of June, 2026, by the following vote of the Governing Board of the Goleta Sanitary District:

AYES: Majoewsky, Nevins, Frye, Fuller, Glancy
NOES: None
ABSENT: None
ABSTAIN: None



Steven T. Majoewsky
President of the Governing Board

COUNTERSIGNED:



Robert O. Mangus, Jr.
Secretary of the Governing Board

EXHIBIT "A"
Annual Service Charges

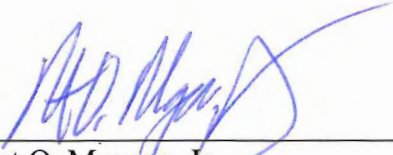
User Classification	Unit of Measurement	Effective 1-Jul-26	Effective 1-Jul-27	Effective 1-Jul-28	Effective 1-Jul-29	Effective 1-Jul-30
Single Family Residential	Per Year	\$544.33	\$566.11	\$588.76	\$612.32	\$636.82
Multi-Family Residential	Per Year Per Dwelling Unit	\$456.42	\$474.68	\$493.66	\$513.41	\$533.95
Hotel	Per 54,750 Gallons Used*	\$456.42	\$474.68	\$493.67	\$513.42	\$533.96
Commercial - Food	Per 54,750 Gallons Used*	\$685.63	\$713.06	\$741.59	\$771.26	\$802.12
Commercial - No Food	Per 54,750 Gallons Used*	\$612.11	\$636.60	\$662.07	\$688.56	\$716.11
Market	Per 54,750 Gallons Used*	\$511.78	\$532.26	\$553.56	\$575.71	\$598.74
Retail	Per 54,750 Gallons Used*	\$554.40	\$576.58	\$599.65	\$623.64	\$648.59
Restaurant	Per 54,750 Gallons Used*	\$693.74	\$721.49	\$750.35	\$780.37	\$811.59
Church	Per 54,750 Gallons Used*	\$659.04	\$685.41	\$712.83	\$741.35	\$771.01
Car Wash	Per 54,750 Gallons Used*	\$414.68	\$431.27	\$448.53	\$466.48	\$485.14
Automobile Services	Per 54,750 Gallons Used*	\$486.75	\$506.22	\$526.47	\$547.53	\$569.44
Hospital	Per 54,750 Gallons Used*	\$534.09	\$555.46	\$577.68	\$600.79	\$624.83
Industrial	Per 54,750 Gallons Used*	\$405.86	\$422.10	\$438.99	\$456.55	\$474.82
Medical Office	Per 54,750 Gallons Used*	\$523.25	\$544.18	\$565.95	\$588.59	\$612.14
Office	Per 54,750 Gallons Used*	\$488.29	\$507.83	\$528.15	\$549.28	\$571.26
School	Per Average Daily Attendance	\$23.61	\$24.56	\$25.55	\$26.58	\$27.65

* If the actual number of gallons used is greater than 27,375, the Sewer Service Charge is calculated by multiplying the annual unit rate by the quotient obtained by dividing the actual number of gallons used by 54,750. If the actual number of gallons used is less than 27,375, the Sewer Service Charge is calculated by multiplying the annual unit rate by 0.5.

CERTIFICATION

I, Robert O. Mangus, Jr., Secretary of the Goleta Sanitary District, hereby certify that the forgoing is a true and correct copy of Ordinance No. 96 which was duly adopted by the Governing Board of the Goleta Sanitary District at a meeting of said Governing Board duly held on June 1, 2026.

Date: June 1, 2026



Robert O. Mangus, Jr.
Secretary of the Governing Board