

RESOLUTION NO. 2026-991

**RESOLUTION OF THE GOVERNING
BOARD OF THE MONTECITO
SANITARY DISTRICT ADOPTING A
SEWER SERVICE CHARGE AND
REPEALING RESOLUTION NO. 2016-
897**

WHEREAS, the Montecito Sanitary District (“District”) is authorized is adopt a sewer service charge pursuant to Health and Safety Code 5471 and 6520.5;

WHEREAS, on May 9, 2016, the Board of Directors adopted a sewer service charge via Resolution No. 2016-897;

WHEREAS, on April 8, 2026, the Board of Directors approved Resolution No. 2026-988, approving the "2026 Sewer Rate Study", attached as Exhibit A and on file with the Clerk of the Board for public inspection, and declaring its intent to hold a public hearing to consider adoption of the revised rates proposed in the 2026 Sewer Rate Study;

WHEREAS, on April 20, 2026, the District mailed a notice titled “Proposition 218 Notice of Public Hearing Regarding Proposed Sewer Rate Adjustments” to all affected property owners pursuant to Section 4(c)-(e) of Article XIID of the California Constitution and Government Code 53753(b);

WHEREAS, on April 30 and May 7, 2026, the District published notice of the June 10th public hearing in the Montecito Journal pursuant to Health and Safety Code 5473.1 and Government Code 6066;

WHEREAS, on June 10, 2026, the District held a properly noticed public hearing to consider written objections and tabulate protests pursuant to Section 4(e) of Article XIID of the California Constitution, Government Code 53753(d), and Health and Safety Code 5473.2;

WHEREAS, the District received and responded to one written objection pursuant to Ordinance No. 24 and determined that there was no majority protest against the proposed sewer rates and charges;

WHEREAS, the Board of Directors desires to approve the sewer rates and charges included in the 2026 Sewer Rate Study.

NOW, THEREFORE, the Governing Board of the Montecito Sanitary District hereby resolves:

1. Recitals. The Recitals above are true and correct and incorporated herein by reference.

2. Sewer Rates. The sewer rates and charges included in the 2026 Sewer Rate Study shall be effective July 1, 2026.

3. Repeal. Resolution No. 2016-897 is repealed in its entirety.

4. CEQA. The adoption of this Resolution is not subject to the California Environmental Quality Act (CEQA). Under 14 CCR 15378(b)(4), increasing rates does not constitute a “project” because it is “[t]he creation of [a] government funding mechanism or other government fiscal activities which do not involve any commitment to any specific project which may result in potentially significant physical impact on the environment.”

Effective Date. This Resolution will become effective immediately upon adoption.

PASSED AND ADOPTED by the Governing Board of the Montecito Sanitary District on the 13th day of May 2026, by the following vote:

- AYES:** Directors Barrett, Johnson, Murphy, Ohlmann, and Rockenbach
- NAYS:** None
- ABSENT:** None
- ABSTAIN:** None

(Seal)



Rock Rockenbach, President of the Governing Board of the MONTECITO SANITARY DISTRICT

ATTEST:

Stephen Williams, Clerk to the Governing Board of the MONTECITO SANITARY DISTRICT