

## MAIN PROTEST POINTS TO VACANT LOT/SEWER AVAILABILITY FEE INCREASES

### Main Protest Points

1. Per the PVCSD Board Meeting held June 28, 2021, item 6.10a in the Public Comments, “Esparza inquired on why the standby fees for Sewer were not being increased. Graziano explained.”
  - a. This documents the fact that standby fees ie. Vacant Lot/Sewer Availability Charges were NOT being increased!
  - b. Item 6.11 Closed the Public Hearing on Sewer Rate increases.

### Supplemental Info

1. **Prop 218** - The 345% proposed fee increases for Vacant Lot/Sewer Availability Charges is unconstitutional based on California Prop 218’s Substantive Requirements for Assessments and Fees.
2. **Ordinance 50** - The proposed fee increases for Vacant Lot/Sewer Availability Charges referencing Ordinance 50 per PVCSD letter dated 02/28/25 is not valid because Ordinance 50 does NOT contain a definition or classification of Vacant Lots in the published EDU table, therefore we contend that only Article VII applies, relative to the \$12/mo proportionate share charges.
3. **Resolution 105** - On 03/11/25, we sent an email to Eric Steinlicht and the Board objecting to this increase. In response, Eric sent back Resolution 105 with Exhibit A (not posted on PVCSD website).
  - Resolution 105 contains NO definition or reference to Vacant Lot/Sewer Availability Charges.
  - Resolution 105 is in reference to Sewer Service Charges only!
  - Exhibit A is a superseded EDU table that is no longer valid per Ordinance 50 and was incorrectly inserted into Resolution 105. The correct table for Resolution 105 is Ordinance 50’s EDU table.
4. See attached 2 page **PROTEST OF VACANT LOT/SEWER AVAILABILITY FEE INCREASES** for more detail.