

RESOLUTION NO. _____

**RESOLUTION OF THE NAPA SANITATION DISTRICT
GRANTING RELIEF ON APPLICATION
FOR MODIFICATION OF SECTION 5.01.010 OF THE NAPA SANITATION
DISTRICT CODE AS APPLIED TO OAKTREE VINEYARD
AT 2001 SALVADOR AVENUE
IN THE CITY OF NAPA**

RECITALS

1. Section 5.01.010 of the Napa Sanitation District Code (the “Code”) sets the sewer service charges imposed for various types of residential connections.
2. The Code sets sewer services charges for Single Family Dwellings (R01) at 1.0 equivalent dwelling unit (EDU).
3. The Code sets sewer service charges for Mobile Homes (R05) at 0.6 EDU per space.
4. The current sewer service charge per year for fiscal year 2016/17 is \$554.88.
5. Since the late 1980’s, the District has charged Oaktree Vineyard 1.0 EDU per space.
6. A District memo dated April 22, 1994 confirmed that sewer service charges for Oaktree Vineyard should be 1.0 EDU per space based on information available at that time.
7. Section 4.01.050 of the Code authorizes any person who is of the opinion that any provision of the Code is, by reason of special circumstances, unjust or inequitable as applied to his premises, may apply to the Board of Directors seeking suspension or modification that provision.
8. On April 18, 2016, the property manager of Oaktree Vineyard provided a written request for relief on application and requested sewer service charges be reduced to 0.6 EDU per space because the units at Oaktree Vineyard are similar to other mobile home parks in the vicinity.

NOW, THEREFORE BE IT RESOLVED, in light of the foregoing recitals, that the Board of Directors, pursuant to 4.01.050 of the Code, hereby finds that:

- A. Residential units at Oaktree Vineyard are similar to mobile homes based on the following considerations:
 - i. Units are similar in size to units at other mobile home parks in Napa;
 - ii. Units are owned as mobile homes, the owners own only the units and not the land or parcel;
- B. Sewer service charges for Oaktree Vineyard should be per category R05.

BE IT FURTHER RESOLVED, that based on the foregoing special circumstances, District Staff are directed to charge sewer service charges for Oaktree Vineyard as Mobile Homes (R05) per space.

I hereby certify that the foregoing Resolution was duly and regularly adopted by the Board of Directors of the Napa Sanitation District, at its regularly scheduled meeting on the 13th day of July, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

Secretary, Board of Directors

Chair, Board of Directors