



June 21, 2018

Board of Directors  
Ventura Regional Sanitation District  
Ventura, California

**PUBLIC HEARING REGARDING THE COLLECTION OF MALIBU BAY CLUB'S SEWER SERVICE CHARGES THROUGH THE COUNTY TAX ROLL**

**RECOMMENDATION**

- A. Conduct a public hearing to receive written and oral comments on the proposal to collect sewer service charges via the property tax statement; and
- B. Adopt the report (Attachment 1) which has the assessor's parcel numbers and the corresponding amount of charges proposed for collection on the tax rolls; and
- C. Adopt VRSD Resolution No. 18-01 Regarding Collection of Sewer Service Charges by the County of Ventura;
- D. Direct staff to file a certified copy of the adopted reports and resolution with the Ventura County Auditor-Controller; and
- E. Direct staff to coordinate collection of sewer service charges on the general Ventura County tax rolls with the County Auditor-Controller, Assessor, and Tax Collector, and to submit to the Auditor-Controller all required forms and data needed to place direct assessments on the tax roll.

**FISCAL IMPACT**

Collecting sewer service fees in this manner is extremely efficient and economical compared to direct mailing and individual collection. There are also significant savings that result from not having to prepare and mail statements, process receipts, track payments, and handle late and delinquent payments.

**BACKGROUND/ANALYSIS**

California Health and Safety Code Section 5473 provides that VRSD may elect to have such sewer service charges collected on the tax roll. The District has collected sewer service charges via the general Ventura County tax rolls for many years. On May 17, 2018, the Board directed staff to schedule a public hearing on June 21, 2018, regarding collection of sewer service charges via the tax rolls for the Malibu Bay Club.

Whenever sewer service charges are increased, California law requires that a new resolution providing for collection on the tax rolls be adopted. VRSD Resolution No.

18-01, providing for collection of MBC sewer service charges on the Ventura County tax roll, is attached for your consideration.

This letter has been reviewed by Legal Counsel as to form.

If you have any questions or need additional information, please contact me by phone at (805) 658-4632 or via email at ReginaWilliams@vrsd.com.



REGINA WILLIAMS, INTERIM DIRECTOR OF FINANCE

APPROVED FOR AGENDA:



Chris Theisen, General Manager

- Attachments: 1. Exhibit "A" Parcel Listing  
2. VRSD Resolution No. 18-01

**MALIBU BAY CLUB  
DISTRICT 04-20 ASSESSMENT  
FY 18/19-FINAL**

<b>APN</b>	<b>Situs No</b>	<b>Situs Street</b>	<b>Assessment</b>
700-0-220-015	11828	BEACH CLUB	\$ 1,901.16
700-0-220-025	11832	BEACH CLUB	\$ 1,901.16
700-0-220-035	11836	BEACH CLUB	\$ 1,901.16
700-0-220-045	11840	BEACH CLUB	\$ 1,901.16
700-0-220-055	11844	BEACH CLUB	\$ 1,901.16
700-0-220-065	11850	BEACH CLUB	\$ 1,901.16
700-0-220-075	11852	BEACH CLUB	\$ 1,901.16
700-0-220-085	11856	BEACH CLUB	\$ 1,901.16
700-0-220-095	11860	BEACH CLUB	\$ 1,901.16
700-0-220-105	11862	BEACH CLUB	\$ 1,901.16
700-0-220-115	11870	BEACH CLUB	\$ 1,901.16
700-0-220-125	11874	BEACH CLUB	\$ 1,901.16
700-0-220-135	11876	BEACH CLUB	\$ 1,901.16
700-0-220-145	11882	BEACH CLUB	\$ 1,901.16
700-0-220-155	11884	BEACH CLUB	\$ 1,901.16
700-0-220-165	11892	BEACH CLUB	\$ 1,901.16
700-0-220-175	11896	BEACH CLUB	\$ 1,901.16
700-0-220-205	11908	BEACH CLUB	\$ 1,901.16
700-0-220-215	11922	BEACH CLUB	\$ 1,901.16
700-0-220-225	11926	BEACH CLUB	\$ 1,901.16
700-0-220-235	11928	BEACH CLUB	\$ 1,901.16
700-0-220-245	11934	BEACH CLUB	\$ 1,901.16
700-0-220-255	11936	BEACH CLUB	\$ 1,901.16
700-0-220-265	11942	BEACH CLUB	\$ 1,901.16
700-0-220-275	11948	BEACH CLUB	\$ 1,901.16
700-0-220-285	11950	BEACH CLUB	\$ 1,901.16
700-0-220-295	11952	BEACH CLUB	\$ 1,901.16
700-0-220-335	11914	BEACH CLUB	\$ 1,901.16
700-0-220-355	11906	BEACH CLUB	\$ 3,802.32
700-0-230-025	11854	STARFISH	\$ 1,901.16
700-0-230-035	11856	STARFISH	\$ 1,901.16
700-0-230-045	11858	STARFISH	\$ 1,901.16
700-0-230-055	11860	STARFISH	\$ 1,901.16
700-0-230-065	11862	STARFISH	\$ 1,901.16
700-0-230-075	11866	STARFISH	\$ 1,901.16
700-0-230-085	11868	STARFISH	\$ 1,901.16
700-0-230-095	11872	STARFISH	\$ 1,901.16
700-0-230-105	11874	STARFISH	\$ 1,901.16
700-0-230-115	11876	STARFISH	\$ 1,901.16
700-0-230-125	11880	STARFISH	\$ 1,901.16
700-0-230-135	11882	STARFISH	\$ 1,901.16

**MALIBU BAY CLUB  
DISTRICT 04-20 ASSESSMENT  
FY 18/19-FINAL**

<b>APN</b>	<b>Situs No</b>	<b>Situs Street</b>	<b>Assessment</b>
700-0-230-155	11844	CORAL REEF	\$ 1,901.16
700-0-230-165	11848	CORAL REEF	\$ 1,901.16
700-0-230-175	11850	CORAL REEF	\$ 1,901.16
700-0-230-185	11854	CORAL REEF	\$ 1,901.16
700-0-230-195	11856	CORAL REEF	\$ 1,901.16
700-0-230-205	11858	CORAL REEF	\$ 1,901.16
700-0-230-215	11862	CORAL REEF	\$ 1,901.16
700-0-230-225	11864	CORAL REEF	\$ 1,901.16
700-0-230-235	11866	CORAL REEF	\$ 1,901.16
700-0-230-245	11870	CORAL REEF	\$ 1,901.16
700-0-230-255	11872	CORAL REEF	\$ 1,901.16
700-0-230-265	11874	CORAL REEF	\$ 1,901.16
700-0-230-275	11876	CORAL REEF	\$ 1,901.16
700-0-230-285	11880	CORAL REEF	\$ 1,901.16
700-0-230-305	11838	EBB TIDE	\$ 1,901.16
700-0-230-315	11836	EBB TIDE	\$ 1,901.16
700-0-230-325	11840	EBB TIDE	\$ 1,901.16
700-0-230-335	11842	EBB TIDE	\$ 1,901.16
700-0-230-345	11846	EBB TIDE	\$ 1,901.16
700-0-230-355	11848	EBB TIDE	\$ 1,901.16
700-0-230-365	11850	EBB TIDE	\$ 1,901.16
700-0-230-375	11854	EBB TIDE	\$ 1,901.16
700-0-230-385	11856	EBB TIDE	\$ 1,901.16
700-0-230-395	11858	EBB TIDE	\$ 1,901.16
700-0-230-405	11862	EBB TIDE	\$ 1,901.16
700-0-230-415	11864	EBB TIDE	\$ 1,901.16
700-0-230-425	11866	EBB TIDE	\$ 1,901.16
700-0-230-435	11868	EBB TIDE	\$ 1,901.16
700-0-230-445	11870	EBB TIDE	\$ 1,901.16
700-0-230-455	11874	EBB TIDE	\$ 1,901.16
700-0-240-025	11912	WHALERS	\$ 1,901.16
700-0-240-035	11914	WHALERS	\$ 1,901.16
700-0-240-045	11916	WHALERS	\$ 1,901.16
700-0-240-055	11920	WHALERS	\$ 1,901.16
700-0-240-065	11922	WHALERS	\$ 1,901.16
700-0-240-075	11924	WHALERS	\$ 1,901.16
700-0-240-085	11926	WHALERS	\$ 1,901.16
700-0-240-095	11928	WHALERS	\$ 1,901.16
700-0-240-105	11934	WHALERS	\$ 1,901.16
700-0-240-115	11936	WHALERS	\$ 1,901.16
700-0-240-125	11938	WHALERS	\$ 1,901.16

**MALIBU BAY CLUB  
DISTRICT 04-20 ASSESSMENT  
FY 18/19-FINAL**

<b>APN</b>	<b>Situs No</b>	<b>Situs Street</b>	<b>Assessment</b>
700-0-240-135	11940	WHALERS	\$ 1,901.16
700-0-240-145	11942	WHALERS	\$ 1,901.16
700-0-240-155	11946	WHALERS	\$ 1,901.16
700-0-240-165	11948	WHALERS	\$ 1,901.16
700-0-240-175	11950	WHALERS	\$ 1,901.16
700-0-240-185	11952	WHALERS	\$ 1,901.16
700-0-240-195	11956	WHALERS	\$ 1,901.16
700-0-240-205	11958	WHALERS	\$ 1,901.16
700-0-240-215	11962	WHALERS	\$ 1,901.16
700-0-240-225	11964	WHALERS	\$ 1,901.16
700-0-240-235	11966	WHALERS	\$ 1,901.16
700-0-240-245	11968	WHALERS	\$ 1,901.16
700-0-240-255	11972	WHALERS	\$ 1,901.16
700-0-240-275	11896	WHITE WATER	\$ 1,901.16
700-0-240-285	11900	WHITE WATER	\$ 1,901.16
700-0-240-295	11902	WHITE WATER	\$ 1,901.16
700-0-240-305	11906	WHITE WATER	\$ 1,901.16
700-0-240-315	11908	WHITE WATER	\$ 1,901.16
700-0-240-325	11910	WHITE WATER	\$ 1,901.16
700-0-240-335	11912	WHITE WATER	\$ 1,901.16
700-0-240-345	11916	WHITE WATER	\$ 1,901.16
700-0-240-355	11918	WHITE WATER	\$ 1,901.16
700-0-240-365	11920	WHITE WATER	\$ 1,901.16
700-0-240-375	11924	WHITE WATER	\$ 1,901.16
700-0-240-385	11926	WHITE WATER	\$ 1,901.16
700-0-240-395	11928	WHITE WATER	\$ 1,901.16
700-0-240-405	11930	WHITE WATER	\$ 1,901.16
700-0-240-415	11932	WHITE WATER	\$ 1,901.16
700-0-240-425	11936	WHITE WATER	\$ 1,901.16
700-0-240-435	11938	WHITE WATER	\$ 1,901.16
700-0-240-445	11940	WHITE WATER	\$ 1,901.16
700-0-240-455	11942	WHITE WATER	\$ 1,901.16
700-0-240-465	11946	WHITE WATER	\$ 1,901.16
700-0-240-475	11948	WHITE WATER	\$ 1,901.16
700-0-240-485	11952	WHITE WATER	\$ 1,901.16
700-0-240-495	11958	WHITE WATER	\$ 1,901.16
700-0-240-505	11956	WHITE WATER	\$ 1,901.16
700-0-250-015	11934	OCEANAIRE	\$ 1,901.16
700-0-250-025	11930	OCEANAIRE	\$ 1,901.16
700-0-250-035	11938	OCEANAIRE	\$ 1,901.16
700-0-250-045	11940	OCEANAIRE	\$ 1,901.16

**MALIBU BAY CLUB  
DISTRICT 04-20 ASSESSMENT  
FY 18/19-FINAL**

<b>APN</b>	<b>Situs No</b>	<b>Situs Street</b>	<b>Assessment</b>
700-0-250-055	11944	OCEANAIRE	\$ 1,901.16
700-0-250-065	11946	OCEANAIRE	\$ 1,901.16
700-0-250-075	11948	OCEANAIRE	\$ 1,901.16
700-0-250-085	11952	OCEANAIRE	\$ 1,901.16
700-0-250-095	11954	OCEANAIRE	\$ 1,901.16
700-0-250-105	11956	OCEANAIRE	\$ 1,901.16
700-0-250-115	11958	OCEANAIRE	\$ 1,901.16
700-0-250-125	11962	OCEANAIRE	\$ 1,901.16
700-0-250-135	11966	OCEANAIRE	\$ 1,901.16
700-0-250-145	11968	OCEANAIRE	\$ 1,901.16
700-0-250-175	41000	PACIFIC COAST B	\$ 1,901.16
700-0-250-185	41000	PACIFIC COAST A	\$ 1,901.16
			\$ 258,557.76

## **VRSD RESOLUTION NO. 18-01**

### **RESOLUTION REGARDING COLLECTION OF MALIBU BAY CLUB SEWER SERVICE CHARGES BY THE COUNTY OF VENTURA ON THE TAX ROLLS**

**WHEREAS**, Ventura Regional Sanitation District (“VRSD”) is a duly authorized and formed pursuant to the County Sanitation District Act (Health & Safety Code Section 4700 et seq.); and

**WHEREAS**, VRSD owns and operates an onsite wastewater treatment system which employs tertiary treatment of wastewater at the Malibu Bay Club in accordance with permits issued by the Los Angeles Regional Water Quality Control Board; and

**WHEREAS**, California Health & Safety Code Sections 5473 et seq. authorizes and provides the VRSD with the option to collect its sewer service charges collected on the county tax roll; and

**WHEREAS**, VRSD has duly adopted Ordinance No. VRSD-114 [July 2, 2015] which is incorporated herein by reference and provides for the establishment of sewer service charges to be imposed on any person owning any building or condominium served by the Malibu Bay Club onsite wastewater treatment system; and

**WHEREAS**, the Ventura County Auditor-Controller has established procedures that require VRSD to defend, indemnify, and hold harmless the County of Ventura from any challenge to VRSD’s utilization of the procedure established in California Health & Safety Code Section 5473.

#### **NOW, THEREFORE, BE IT RESOLVED AND DETERMINED, THAT:**

1. The collection of sewer service charges specified in Section 25 of Ordinance No. VRSD-114 shall be made on the County Assessor’s tax roll for the County of Ventura pursuant to the provisions of California Health & Safety Code Section 5473 et. seq.; and
2. The Ventura Regional Sanitation District shall defend, indemnify, and hold harmless the County of Ventura and the Ventura County Auditor-Controller from any action arising from the Ventura Regional Sanitation District’s utilization of the procedure established in the California Health & Safety Code Section 5473 to collect sewer service charges.

**PASSED, APPROVED AND ADOPTED** this 21<sup>st</sup> day of June, 2018 by the following vote:

Ayes:

Noes:

Abstain:

Absent:

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JAMES MONAHAN, Chairman  
Board of Directors

Attest:

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Juliet Rodriguez, Clerk of the Board