

# INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

The City Attorney has prepared the following title and summary of the chief purpose and points of the proposed measure:

## Initiative Measure Regarding the City of Milpitas Water Rates and Charges

This Measure would amend Milpitas Municipal Code, Title VIII, Chapter 1, Section VIII-1-6.13 with regard to water rates and charges based on quantity per hundred cubic feet or "HCF." On December 15, 2015, the City Council of the City of Milpitas adopted Ordinance No. 120.47 imposing new water rates and charges. Ordinance No. 120.47 amended Milpitas Municipal Code Section VIII-1-6.13 to impose new quantity charges per HCF to include both a volumetric charge and a capital surcharge, as follows:

Rates Effective Dates for Volumetric Charges (S/HCF)			Capital Surcharge
Customer Class	1/15/16	4/01/16	
Residential:	\$4.75	\$5.13	\$1.30
Commercial, Industrial, Institutional, Construction	\$4.75	\$5.13	\$1.30
Irrigation (potable)	\$4.75	\$5.13	\$1.30
City Accounts (potable)	\$4.75	\$5.13	\$1.30
Ed Levin Park	\$3.75	\$3.79	NA
Recycled - Irrigation	\$2.42	\$2.78	NA
Recycled - Industrial/Dual Plumbed/Construction Water	\$2.42	\$2.78	NA
City Accounts (recycled)	\$2.42	\$2.78	NA

The Measure would replace the City of Milpitas' new quantity charges per HCF with the following:	
Quantity Charge per HCF	
Category	Charge
Residential: 0-10 HCF	\$3.35
Residential: 11-20 HCF	\$4.45
Residential: 21-30 HCF	\$6.00
Residential: >30 HCF	\$6.42
Commercial, Industrial, Institutional, Construction	\$6.42
Potable Irrigation	\$6.42
Ed Levin Park	\$3.79
City of Milpitas	\$6.43

The Measure would impose a volumetric charge different from the city's volumetric charge and eliminate the capital surcharge. The legality of this proposed Measure is unknown at this time.

Keep the current rate of \$4.08 for Recycle Irrigation, Recycled Industrial, Dual plumbed, Construction at \$2.65, and Recycled City of Milpitas \$2.78

**THIS PETITION MAY BE CIRCULATED BY A PAID SIGNATURE GATHERER OR A VOLUNTEER. YOU HAVE THE RIGHT TO ASK. THE PROPONENTS OF THIS PROPOSED INITIATIVE MEASURE HAVE THE RIGHT TO WITHDRAW THIS PETITION AT ANY TIME BEFORE THE MEASURE QUALIFIES FOR THE BALLOT.**

All signers of this petition must be registered to vote in the county of:

**SANTA CLARA**

SAMPLE		Residence Address ONLY: _____	City _____ Zip _____	This column for official use only.
Print Your Name	<i>John M Doe</i>			
Signature as Registered to Vote:	<i>John M Doe</i>			
1	Print Your Name _____	Residence Address ONLY: _____	City _____ Zip _____	
	Signature as Registered to Vote: _____			
2	Print Your Name _____	Residence Address ONLY: _____	City _____ Zip _____	
	Signature as Registered to Vote: _____			
3	Print Your Name _____	Residence Address ONLY: _____	City _____ Zip _____	
	Signature as Registered to Vote: _____			
4	Print Your Name _____	Residence Address ONLY: _____	City _____ Zip _____	
	Signature as Registered to Vote: _____			
5	Print Your Name _____	Residence Address ONLY: _____	City _____ Zip _____	
	Signature as Registered to Vote: _____			

### 5 Easy Steps:

Follow instructions carefully or signatures will not be valid.

1. Print your name, full residential address, and sign in your own hand.

2. Do not fill in for anyone (no PO Boxes)

3. All lines need not be completed for petition to be valid. Fill in as many as possible.

4. Abbreviations are not allowed. Spell out the full street name and address like the sample.

### IMPORTANT

5. As a circulator, you must fill out the bottom box from LINES - 1-8

Fail to sign as a circulator, all signatures will be invalid.

**This entire box (lines 1-8) must be completed or the entire petition will be invalid**

**DECLARATION OF CIRCULATOR** (If you are the only person signing this petition, or if you ask someone to sign this petition, you must fill in this box.)

I, \_\_\_\_\_, am registered to vote in the County (or City and County) of \_\_\_\_\_, or am qualified to register to vote in California. My residence address is \_\_\_\_\_. I circulated this section of the petition and witnessed each of the appended signatures being written. Each signature on this petition is, to the best of my information and belief, the genuine signature of the person whose name it purports to be. All signatures on this document were obtained between the dates of \_\_\_\_\_ and \_\_\_\_\_.

I declare under penalty or perjury under the laws of California that the foregoing is true and correct.

Executed on \_\_\_\_\_, at \_\_\_\_\_.

SIGNATURE \_\_\_\_\_ Email: \_\_\_\_\_

COMPLETE SIGNATURE INDICATING FULL NAME OF CIRCULATOR

EMAIL ADDRESS (OPTIONAL)