



Government Code Section 53759.1 (Assembly Bill 2257)

Board of Directors
June 10, 2025

Phoebe Grow, Principal Management Analyst

Agenda

- Government Code Section 53759.1
- District's Objection and Protest Procedures
- Staff Recommendations

Government Code Section 53759.1

- In 2024, the California State Legislature passed Assembly Bill 2257, which is codified at Government Code section 53759.1 (effective January 1, 2025)
- Creates an “exhaustion of remedies requirement” that local agencies may implement:
 - (b) For purposes of any fee or assessment adopted by a local agency pursuant to Section 4 or 6 of Article XIII D of the California Constitution, if the local agency complies with the procedures described in subdivision (c), a person or entity shall be prohibited from bringing a judicial action or proceeding alleging noncompliance with Article XIII D of the California Constitution for any new, increased, or extended fee or assessment, unless that person or entity has timely submitted to the local agency a written objection to that fee or assessment that specifies the grounds for alleging noncompliance.*

Objection Procedure

• Proposition 218 Notice details District's Objection Procedure

Investing in the Future



Notice of Public Hearing: Proposed Changes to Water and Wastewater Rates
REGULAR BOARD MEETING BEGINS AT 1:15 P.M.
TUESDAY, JUNE 10, 2025
375 11TH STREET, OAKLAND, CA 94607-4240



Notice of Public Hearing
Proposed Water & Wastewater Rates

Basis for Calculating the Proposed Rates and Charges

The proposed rates are based on the most current available information regarding the costs of providing water and wastewater services. The proposed rates are based on the most current available information regarding the costs of providing water and wastewater services. The proposed rates are based on the most current available information regarding the costs of providing water and wastewater services.

EBMUD's Water Charges have four components:

1. **Water Service Charge:** The Water Service Charge is a fixed fee that is assessed to all customers who are connected to the water system. This charge covers the cost of providing water to the customer's property, including the cost of maintaining the water main and the water meter.
2. **Water Usage Charge:** The Water Usage Charge is a variable fee that is assessed to all customers based on the amount of water they consume. This charge covers the cost of providing water to the customer's property, including the cost of maintaining the water main and the water meter.
3. **Wastewater Service Charge:** The Wastewater Service Charge is a fixed fee that is assessed to all customers who are connected to the wastewater system. This charge covers the cost of providing wastewater services to the customer's property, including the cost of maintaining the wastewater main and the wastewater treatment plant.
4. **Wastewater Usage Charge:** The Wastewater Usage Charge is a variable fee that is assessed to all customers based on the amount of wastewater they generate. This charge covers the cost of providing wastewater services to the customer's property, including the cost of maintaining the wastewater main and the wastewater treatment plant.

Monthly Service Charge

Category of User	Water Service Charge	Wastewater Service Charge	Total Monthly Service Charge
Single-Family Residential	\$10.00	\$10.00	\$20.00
Multi-Family Residential	\$10.00	\$10.00	\$20.00
Commercial	\$10.00	\$10.00	\$20.00
Industrial	\$10.00	\$10.00	\$20.00

Water Flow Charge

Category of User	Water Flow Charge
Single-Family Residential	\$1.00
Multi-Family Residential	\$1.00
Commercial	\$1.00
Industrial	\$1.00

Elevation Surcharge

Category of User	Elevation Surcharge
Single-Family Residential	\$1.00
Multi-Family Residential	\$1.00
Commercial	\$1.00
Industrial	\$1.00

EBMUD's Wastewater Charges have five components:

1. **Wastewater Service Charge:** The Wastewater Service Charge is a fixed fee that is assessed to all customers who are connected to the wastewater system. This charge covers the cost of providing wastewater services to the customer's property, including the cost of maintaining the wastewater main and the wastewater treatment plant.
2. **Wastewater Usage Charge:** The Wastewater Usage Charge is a variable fee that is assessed to all customers based on the amount of wastewater they generate. This charge covers the cost of providing wastewater services to the customer's property, including the cost of maintaining the wastewater main and the wastewater treatment plant.
3. **Wastewater Strength Charge:** The Wastewater Strength Charge is a variable fee that is assessed to all customers based on the strength of the wastewater they generate. This charge covers the cost of providing wastewater services to the customer's property, including the cost of maintaining the wastewater main and the wastewater treatment plant.
4. **Wastewater Flow Charge:** The Wastewater Flow Charge is a variable fee that is assessed to all customers based on the flow of the wastewater they generate. This charge covers the cost of providing wastewater services to the customer's property, including the cost of maintaining the wastewater main and the wastewater treatment plant.
5. **Wastewater Treatment Charge:** The Wastewater Treatment Charge is a variable fee that is assessed to all customers based on the amount of wastewater they generate. This charge covers the cost of providing wastewater services to the customer's property, including the cost of maintaining the wastewater main and the wastewater treatment plant.

Wastewater Service, Flow and Strength Charges for Single-Family Residential and Multi-Family Residential with 2-4 Dwellings

Category of User	Wastewater Service Charge	Wastewater Usage Charge	Wastewater Strength Charge	Wastewater Flow Charge	Wastewater Treatment Charge
Single-Family Residential	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00
Multi-Family Residential	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00

Public Hearing, Protest and Objection Procedures

The Board of Directors will hold a public hearing on the proposed changes to the water and wastewater rates in the EBMUD Boardroom, 375 11th Street, Oakland, California, 94607-4240. EBMUD board meetings are livestreamed on EBMUD's website at ebmud.com/boardmeetings. A link for virtual participation in board meetings is made available 72 hours prior to regular board meetings on the same webpage.

Public Comment and Participation: The EBMUD Board of Directors will hear oral comments and consider all protests, objections and staff responses to objections at the public hearing. Oral comments at the public hearing will be recorded in the public record of the hearing but will not be counted as a Protest or Objection. Only written protests and written objections will be counted as formal Protests under Proposition 218. At the conclusion of the public hearing, the Board will consider adopting the proposed water and wastewater rates described in this notice. The Board may impose the proposed rates if timely written Protests are not submitted by property owners or customers of record on behalf of a majority of the parcels affected by the proposed changes.

Protest Procedure (Cal. Const., art. XIII D, § 6(a)): The owner of record of any parcel upon which the water and wastewater rates are proposed for imposition, or a customer of record who is not the property owner (e.g., a tenant), may submit a written objection ("Objection") to the District. Any Objection must:

- (1) state the specific rate change for which the Objection is being submitted;
- (2) provide the location of the identified parcel (by customer account number, street address, or assessor's parcel number);
- (3) include the name and signature of the party submitting the Objection;
- (4) indicate the submission is an Objection; and
- (5) specify the grounds for alleging the District's noncompliance with Proposition 218. Please note the specified grounds must be sufficiently detailed to allow the District to determine whether alterations to the proposed rate changes are needed. By way of example, an Objection stating a proposed rate change violates Proposition 218, without providing detail explaining the basis for this claim, is insufficient.

Objections must be received by 11:59 p.m. on Monday, June 2, 2025. Failure to timely submit an Objection will bar any right to challenge the fee or charge through a legal proceeding. All timely Objections received will also be counted as a Protest. Any Objection received after 11:59 p.m. on Monday, June 2, 2025, and before the close of the public comment portion of the public hearing will only be considered and counted as a Protest.

Wastewater Service, Flow and Strength Charges for Non-Residential and Apartment Buildings with 5+ Dwellings

Category of User	Wastewater Service Charge	Wastewater Usage Charge	Wastewater Strength Charge	Wastewater Flow Charge	Wastewater Treatment Charge
Non-Residential	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00
Apartment Buildings	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00

Public Comment and Participation

The Board of Directors will hold a public hearing on the proposed changes to the water and wastewater rates in the EBMUD Boardroom, 375 11th Street, Oakland, California, 94607-4240. EBMUD board meetings are livestreamed on EBMUD's website at ebmud.com/boardmeetings. A link for virtual participation in board meetings is made available 72 hours prior to regular board meetings on the same webpage.

Public Comment and Participation: The EBMUD Board of Directors will hear oral comments and consider all protests, objections and staff responses to objections at the public hearing. Oral comments at the public hearing will be recorded in the public record of the hearing but will not be counted as a Protest or Objection. Only written protests and written objections will be counted as formal Protests under Proposition 218. At the conclusion of the public hearing, the Board will consider adopting the proposed water and wastewater rates described in this notice. The Board may impose the proposed rates if timely written Protests are not submitted by property owners or customers of record on behalf of a majority of the parcels affected by the proposed changes.

Protest Procedure (Cal. Const., art. XIII D, § 6(a)): The owner of record of any parcel upon which the water and wastewater rates are proposed for imposition, or a customer of record who is not the property owner (e.g., a tenant), may submit a written objection ("Objection") to the District. Any Objection must:

- (1) state the specific rate change for which the Objection is being submitted;
- (2) provide the location of the identified parcel (by customer account number, street address, or assessor's parcel number);
- (3) include the name and signature of the party submitting the Objection;
- (4) indicate the submission is an Objection; and
- (5) specify the grounds for alleging the District's noncompliance with Proposition 218. Please note the specified grounds must be sufficiently detailed to allow the District to determine whether alterations to the proposed rate changes are needed. By way of example, an Objection stating a proposed rate change violates Proposition 218, without providing detail explaining the basis for this claim, is insufficient.

Objections must be received by 11:59 p.m. on Monday, June 2, 2025. Failure to timely submit an Objection will bar any right to challenge the fee or charge through a legal proceeding. All timely Objections received will also be counted as a Protest. Any Objection received after 11:59 p.m. on Monday, June 2, 2025, and before the close of the public comment portion of the public hearing will only be considered and counted as a Protest.

Annual Wet Weather Facilities Charge

Category of User	Annual Wet Weather Facilities Charge
Single-Family Residential	\$1.00
Multi-Family Residential	\$1.00
Commercial	\$1.00
Industrial	\$1.00

Public Hearing, Protest and Objection Procedures

On Tuesday, June 10, 2025, at the regular Board meeting that begins at 1:15 p.m., the Board of Directors will hold a public hearing on the proposed changes to the water and wastewater rates in the EBMUD Boardroom, 375 11th Street, Oakland, California, 94607-4240. EBMUD board meetings are livestreamed on EBMUD's website at ebmud.com/boardmeetings. A link for virtual participation in board meetings is made available 72 hours prior to regular board meetings on the same webpage.

Public Comment and Participation:

The EBMUD Board of Directors will hear oral comments and consider all Protests, Objections and staff responses to Objections at the public hearing. Oral comments at the public hearing will be recorded in the public record of the hearing but will not be counted as a Protest or Objection. Only written protests and written objections will be counted as formal Protests under Proposition 218. At the conclusion of the public hearing, the Board will consider adopting the proposed water and wastewater rates described in this notice. The Board may impose the proposed rates if timely written Protests are not submitted by property owners or customers of record on behalf of a majority of the parcels affected by the proposed changes.

Protest Procedure (Cal. Const., art. XIII D, § 6(a)):

The owner of record of any parcel upon which the water and wastewater rates are proposed for imposition, or a customer of record who is not the property owner (e.g., a tenant), may submit a written objection ("Objection") to the District. Any Objection must:

- (1) state the specific rate change for which the Objection is being submitted;
- (2) provide the location of the identified parcel (by customer account number, street address, or assessor's parcel number);
- (3) include the name and signature of the party submitting the Objection;
- (4) indicate the submission is an Objection; and
- (5) specify the grounds for alleging the District's noncompliance with Proposition 218. Please note the specified grounds must be sufficiently detailed to allow the District to determine whether alterations to the proposed rate changes are needed. By way of example, an Objection stating a proposed rate change violates Proposition 218, without providing detail explaining the basis for this claim, is insufficient.

Objections must be received by 11:59 p.m. on Monday, June 2, 2025. Failure to timely submit an Objection will bar any right to challenge the fee or charge through a legal proceeding. All timely Objections received will also be counted as a Protest. Any Objection received after 11:59 p.m. on Monday, June 2, 2025, and before the close of the public comment portion of the public hearing will only be considered and counted as a Protest.

Separate Exhaustion of Administrative Remedies Procedure (Gov. Code § 53759.1):

The owner of record of any parcel upon which the water and wastewater rates are proposed for imposition, or a customer of record who is not the property owner (e.g., a tenant), may submit a written objection ("Objection") to the District. Any Objection must:

- (1) state the specific rate change for which the Objection is being submitted;
- (2) provide the location of the identified parcel (by customer account number, street address, or assessor's parcel number);
- (3) include the name and signature of the party submitting the Objection;
- (4) indicate the submission is an Objection; and
- (5) specify the grounds for alleging the District's noncompliance with Proposition 218. Please note the specified grounds must be sufficiently detailed to allow the District to determine whether alterations to the proposed rate changes are needed. By way of example, an Objection stating a proposed rate change violates Proposition 218, without providing detail explaining the basis for this claim, is insufficient.

Objections must be received by 11:59 p.m. on Monday, June 2, 2025. Failure to timely submit an Objection will bar any right to challenge the fee or charge through a legal proceeding. All timely Objections received will also be counted as a Protest. Any Objection received after 11:59 p.m. on Monday, June 2, 2025, and before the close of the public comment portion of the public hearing will only be considered and counted as a Protest.

Objections must be mailed to EBMUD, ATTN: Director of Finance, MS 218, PO Box 24055, Oakland, CA 94623-1055 or delivered in person at 375 11th Street, Oakland, CA, 94607-4240. Objections submitted by email, fax, or other means will not be accepted as an Objection.



Public Hearing, Protest and Objection Procedures

On Tuesday, June 10, 2025, at the regular Board meeting that begins at 1:15 p.m., the Board of Directors will hold a public hearing on the proposed changes to the water and wastewater rates in the EBMUD Boardroom, 375 11th Street, Oakland, California, 94607-4240. EBMUD board meetings are livestreamed on EBMUD's website at ebmud.com/boardmeetings. A link for virtual participation in board meetings is made available 72 hours prior to regular board meetings on the same webpage.

Public Comment and Participation:

The EBMUD Board of Directors will hear oral comments and consider all Protests, Objections and staff responses to Objections at the public hearing. Oral comments at the public hearing will be recorded in the public record of the hearing but will not be counted as a Protest or Objection. Only written protests and written objections will be counted as formal Protests under Proposition 218. At the conclusion of the public hearing, the Board will consider adopting the proposed water and wastewater rates described in this notice. The Board may impose the proposed rates if timely written Protests are not submitted by property owners or customers of record on behalf of a majority of the parcels affected by the proposed changes.

Separate Exhaustion of Administrative Remedies Procedure (Gov. Code § 53759.1):

The owner of record of any parcel upon which the water and wastewater rates are proposed for imposition, or a customer of record who is not the property owner (e.g., a tenant), may submit a written objection ("Objection") to the District. Any Objection must:

- (1) state the specific rate change for which the Objection is being submitted;
- (2) provide the location of the identified parcel (by customer account number, street address, or assessor's parcel number); (3) include the name and signature of the party submitting the Objection; (4) indicate the submission is an Objection; and (5) specify the grounds for alleging the

Protest Procedure (Cal. Const., art. XIII D, § 6(a)):

The owner of record of any parcel upon which the water and wastewater rates are proposed for imposition, or a customer of record who is not the property owner (e.g., a tenant), may submit a written Protest to one or more proposed rate changes ("Protest"); however, only one Protest will be counted per identified parcel. Any Protest must:

- (1) state the specific rate change for which the Protest is being submitted;
- (2) provide the location of the identified parcel (by customer account number, street address, or assessor's parcel number); and (3) include the name and signature of the party submitting the Protest.

If a party is protesting one or more proposed rate changes, the party should identify the rate or rates that is being protested. **All Protests must be received by EBMUD prior to the conclusion of the public comment portion of the public hearing.**

Protests must be mailed to EBMUD, ATTN: Director of Finance, MS 218, PO Box 24055, Oakland, CA 94623-1055 or delivered in person at 375 11th Street, Oakland, CA, 94607-4240. Protests submitted by email, fax, or other means will not be accepted as a Protest.

District group which exempts 218, insufficient to cause failure or challenge to the public hearing.

Basis for Calculating the Proposed Rates and Charges

EBMUD's Water Charges have four components:

1. **Water Service Charge:** This charge is applied to all water service connections, regardless of the amount of water used. It covers the cost of providing water to the property.
2. **Water Flow Charge:** This charge is based on the volume of water used, measured in gallons per day (GPD).
3. **Water Treatment Charge:** This charge covers the cost of treating water to meet regulatory requirements.
4. **Water Distribution Charge:** This charge covers the cost of distributing water through the system.

EBMUD's Wastewater Charges have five components:

1. **Wastewater Service Charge:** This charge is applied to all wastewater service connections.
2. **Wastewater Treatment Charge:** This charge covers the cost of treating wastewater.
3. **Wastewater Distribution Charge:** This charge covers the cost of distributing wastewater.
4. **Wastewater Disposal Charge:** This charge covers the cost of disposing of treated wastewater.
5. **Wastewater Collection Charge:** This charge covers the cost of collecting wastewater.

Monthly Service Charge

Category	Current	Proposed	Change
Water Service Charge	\$10.00	\$10.00	\$0.00
Water Flow Charge	\$0.00	\$0.00	\$0.00
Water Treatment Charge	\$0.00	\$0.00	\$0.00
Water Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Service Charge	\$10.00	\$10.00	\$0.00
Wastewater Treatment Charge	\$0.00	\$0.00	\$0.00
Wastewater Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Disposal Charge	\$0.00	\$0.00	\$0.00
Wastewater Collection Charge	\$0.00	\$0.00	\$0.00

Water Flow Charge

Category	Current	Proposed	Change
Water Flow Charge	\$0.00	\$0.00	\$0.00

Elevation Surcharge

Category	Current	Proposed	Change
Elevation Surcharge	\$0.00	\$0.00	\$0.00

EBMUD's Water Charges have four components:

1. **Water Service Charge:** This charge is applied to all water service connections, regardless of the amount of water used. It covers the cost of providing water to the property.
2. **Water Flow Charge:** This charge is based on the volume of water used, measured in gallons per day (GPD).
3. **Water Treatment Charge:** This charge covers the cost of treating water to meet regulatory requirements.
4. **Water Distribution Charge:** This charge covers the cost of distributing water through the system.

EBMUD's Wastewater Charges have five components:

1. **Wastewater Service Charge:** This charge is applied to all wastewater service connections.
2. **Wastewater Treatment Charge:** This charge covers the cost of treating wastewater.
3. **Wastewater Distribution Charge:** This charge covers the cost of distributing wastewater.
4. **Wastewater Disposal Charge:** This charge covers the cost of disposing of treated wastewater.
5. **Wastewater Collection Charge:** This charge covers the cost of collecting wastewater.

Monthly Service Charge

Category	Current	Proposed	Change
Water Service Charge	\$10.00	\$10.00	\$0.00
Water Flow Charge	\$0.00	\$0.00	\$0.00
Water Treatment Charge	\$0.00	\$0.00	\$0.00
Water Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Service Charge	\$10.00	\$10.00	\$0.00
Wastewater Treatment Charge	\$0.00	\$0.00	\$0.00
Wastewater Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Disposal Charge	\$0.00	\$0.00	\$0.00
Wastewater Collection Charge	\$0.00	\$0.00	\$0.00

Water Flow Charge

Category	Current	Proposed	Change
Water Flow Charge	\$0.00	\$0.00	\$0.00

Elevation Surcharge

Category	Current	Proposed	Change
Elevation Surcharge	\$0.00	\$0.00	\$0.00

Public Hearing, Protest and Objection Procedures

Public Comment and Participation:

The Board of Directors will hold a public hearing on the proposed changes to the water and wastewater rates in the EBMUD Boardroom, 375 11th Street, Oakland, California, 94607-4240. EBMUD board meetings are livestreamed on EBMUD's website at ebmud.com/boardmeetings. A link for virtual participation in board meetings is made available 72 hours prior to regular board meetings on the same webpage.

Separate Exhaustion of Administrative Remedies Procedure (Gov. Code § 53759.1):

The owner of record of any parcel upon which the water and wastewater rates are proposed for imposition, or a customer of record who is not the property owner (e.g., a tenant), may submit a written objection ("Objection") to the District. Any Objection must:

- (1) state the specific rate change for which the Objection is being submitted;
- (2) provide the location of the identified parcel (by customer account number, street address, or assessor's parcel number); (3) include the name and signature of the party submitting the Objection; (4) indicate the submission is an Objection; and (5) specify the grounds for alleging the

Protest Procedure (Cal. Const., art. XIII D, § 6(a)):

The owner of record of any parcel upon which the water and wastewater rates are proposed for imposition, or a customer of record who is not the property owner (e.g., a tenant), may submit a written Protest to one or more proposed rate changes ("Protest"); however, only one Protest will be counted per identified parcel. Any Protest must:

- (1) state the specific rate change for which the Protest is being submitted;
- (2) provide the location of the identified parcel (by customer account number, street address, or assessor's parcel number); and (3) include the name and signature of the party submitting the Protest.

If a party is protesting one or more proposed rate changes, the party should identify the rate or rates that is being protested. **All Protests must be received by EBMUD prior to the conclusion of the public comment portion of the public hearing.**

Protests must be mailed to EBMUD, ATTN: Director of Finance, MS 218, PO Box 24055, Oakland, CA 94623-1055 or delivered in person at 375 11th Street, Oakland, CA, 94607-4240. Protests submitted by email, fax, or other means will not be accepted as a Protest.

Wastewater Service, Flow and Strength Charges for Non-Residential and Apartment Buildings with 5+ Dwellings

Category	Current	Proposed	Change
Water Service Charge	\$10.00	\$10.00	\$0.00
Water Flow Charge	\$0.00	\$0.00	\$0.00
Water Treatment Charge	\$0.00	\$0.00	\$0.00
Water Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Service Charge	\$10.00	\$10.00	\$0.00
Wastewater Treatment Charge	\$0.00	\$0.00	\$0.00
Wastewater Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Disposal Charge	\$0.00	\$0.00	\$0.00
Wastewater Collection Charge	\$0.00	\$0.00	\$0.00

Wastewater Service, Flow and Strength Charges for Single-Family Residential and Multi-Family Residential with 2-4 Dwellings

Category	Current	Proposed	Change
Water Service Charge	\$10.00	\$10.00	\$0.00
Water Flow Charge	\$0.00	\$0.00	\$0.00
Water Treatment Charge	\$0.00	\$0.00	\$0.00
Water Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Service Charge	\$10.00	\$10.00	\$0.00
Wastewater Treatment Charge	\$0.00	\$0.00	\$0.00
Wastewater Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Disposal Charge	\$0.00	\$0.00	\$0.00
Wastewater Collection Charge	\$0.00	\$0.00	\$0.00

Annual Wet Weather Facilities Charge

Category	Current	Proposed	Change
Annual Wet Weather Facilities Charge	\$0.00	\$0.00	\$0.00

Public Hearing

On Tuesday, June 10, 2025, at the regular Board meeting that begins at 1:15 p.m., the Board of Directors will hold a public hearing on the proposed changes to the water and wastewater rates in the EBMUD Boardroom, 375 11th Street, Oakland, California, 94607-4240. EBMUD board meetings are livestreamed on EBMUD's website at ebmud.com/boardmeetings. A link for virtual participation in board meetings is made available 72 hours prior to regular board meetings on the same webpage.

Proposed Water & Wastewater Rates

The Board of Directors will consider adopting the proposed water and wastewater rates described in this notice. The Board may impose the proposed rates if timely written Protests are not submitted by property owners or customers of record on behalf of a majority of the parcels affected by the proposed changes.

Example Impacts on Single-Family Residential Monthly Charges*

Category	Current	Proposed	Change
Water Service Charge	\$10.00	\$10.00	\$0.00
Water Flow Charge	\$0.00	\$0.00	\$0.00
Water Treatment Charge	\$0.00	\$0.00	\$0.00
Water Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Service Charge	\$10.00	\$10.00	\$0.00
Wastewater Treatment Charge	\$0.00	\$0.00	\$0.00
Wastewater Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Disposal Charge	\$0.00	\$0.00	\$0.00
Wastewater Collection Charge	\$0.00	\$0.00	\$0.00

Protest Procedure

Proposition 218 Notice details District's Protest Procedure

Need help with your EBMUD bill?

EBMUD offers a variety of services to help customers understand their bills and resolve any issues. For more information, visit ebmud.com or call 510-434-2200.

Public Hearing

On Tuesday, June 10, 2025, at the regular Board meeting that begins at 1:15 p.m., the Board of Directors will hold a public hearing on the proposed changes to the water and wastewater rates in the EBMUD Boardroom, 375 11th Street, Oakland, California, 94607-4240. EBMUD board meetings are livestreamed on EBMUD's website at ebmud.com/boardmeetings. A link for virtual participation in board meetings is made available 72 hours prior to regular board meetings on the same webpage.

Proposed Water & Wastewater Rates

The Board of Directors will consider adopting the proposed water and wastewater rates described in this notice. The Board may impose the proposed rates if timely written Protests are not submitted by property owners or customers of record on behalf of a majority of the parcels affected by the proposed changes.

Example Impacts on Single-Family Residential Monthly Charges*

Category	Current	Proposed	Change
Water Service Charge	\$10.00	\$10.00	\$0.00
Water Flow Charge	\$0.00	\$0.00	\$0.00
Water Treatment Charge	\$0.00	\$0.00	\$0.00
Water Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Service Charge	\$10.00	\$10.00	\$0.00
Wastewater Treatment Charge	\$0.00	\$0.00	\$0.00
Wastewater Distribution Charge	\$0.00	\$0.00	\$0.00
Wastewater Disposal Charge	\$0.00	\$0.00	\$0.00
Wastewater Collection Charge	\$0.00	\$0.00	\$0.00



Staff Recommendations

- Adopt Resolution regarding Government Code Section 53759.1
- Proceed with Public Hearing on Proposed Rates and Charges Subject to Proposition 218 for Fiscal Years 2026 and 2027



**Public Hearing
Proposed Rates and Charges
Subject to Proposition 218 for
Fiscal Years 2026 and 2027**

Board of Directors
June 10, 2025

Phoebe Grow, Principal Management Analyst

Agenda

- Budget and Rates calendar
- Budget and Rates public outreach
- Water and Wastewater customer bill comparisons
- Proposed Fiscal Years 2026 and 2027 rates and charges subject to Proposition 218
- Recommended actions and next steps

Budget and Rates Calendar

Budget Workshop #1	January 28, 2025
Budget Workshop #2 <ul style="list-style-type: none">• Presentation of Biennial Budget Fiscal Years 2026 & 2027• Presentation of Proposed Rates and Charges Subject to Proposition 218 for Fiscal Years 2026 & 2027	March 25, 2025
Proposition 218 Notice Mailing	April 2025
Regular Board Meeting <ul style="list-style-type: none">• Filed the Report and Recommendation of the General Manager – Revisions to the Water and Wastewater Schedules of Rates and Charges Proposition 218 Fiscal Years 2026 and 2027• Set a Public Hearing	May 13, 2025
Water Wednesday Webinar: Tapping Into Tomorrow: Investing in the future with our proposed budget	May 21, 2025
Close of Objections Period	June 2, 2025
Regular Board Meeting <ul style="list-style-type: none">• Public Hearing• Board Consideration of Rates & Charges and Budget	June 10, 2025

Rates Fund Investments in Critical Services

	FY 2024	FY 2025	FY 2026	FY 2027	FY 2028	FY 2029	FY 2030
	Actuals		Proposed Budget		Forecast		
Water System							
Water Sales (MGD)	136.4	143.2	143.9	144.6	145.3	146.1	146.8
Average Rate Increase*	8.5%	8.5%	6.5%	6.5%	6.5%	6.5%	5.0%
Typical Monthly Single-Family Residential Bill** (based on 5 Units)	\$57.65	\$62.53	\$66.30	\$70.60	\$75.19	\$80.08	\$84.08
Wastewater System							
Average Rate Increase*	8.5%	8.5%	8.5%	8.5%	8.0%	8.0%	7.0%
Typical Monthly Single-Family Residential Bill** (based on 4 Units)	\$23.88	\$25.88	\$28.05	\$30.40	\$32.82	\$35.43	\$37.89

*Based on the average increase for all customers.

**Typical customer is the median: half of Single-Family Residential customers pay less, and half pay more.

MGD = Million Gallons per Day. 1 Unit = 1 centum cubic feet (CCF), or about 748 gallons.

Cost of Service Based Rates – Water System



Mokelumne Aqueducts

Base Supply, Treatment & Distribution Costs



Meter Maintenance

Service Laterals & Meters Costs



Public Hydrant

Public Fire Protection



Private Fire Protection

Private Fire Protection



Freeport Regional Water Facility

Supplemental Supply Costs



Board Meeting

General Administration Costs



Bayfair Pumping Plant

Elevation Costs



Upper San Leandro WTP

Treatment Peaking Costs



Meter Reading

Meter Reading & Account Billing Costs



East Bayshore

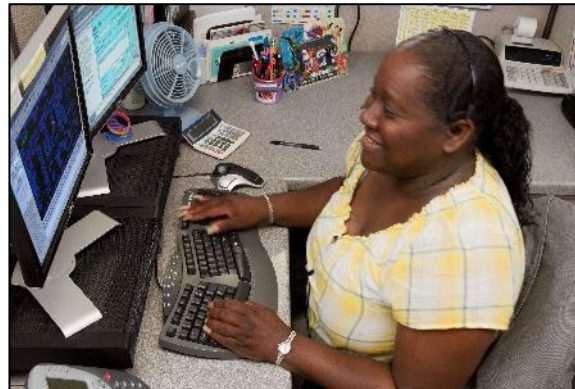
Recycled Water Costs

Cost of Service Based Rates – Wastewater System



Secondary Clarifiers

Treatment of Wastewater Strength Costs



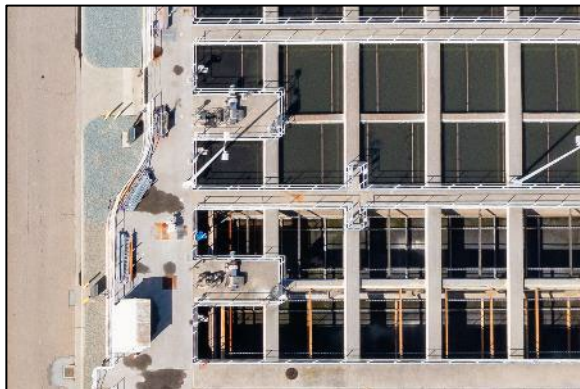
District Staff

Account Billing Costs



Pollution Prevention Program Costs

Wipes Clog Pipes!



Primary Sedimentation Basins

Treatment of Wastewater Flow Costs

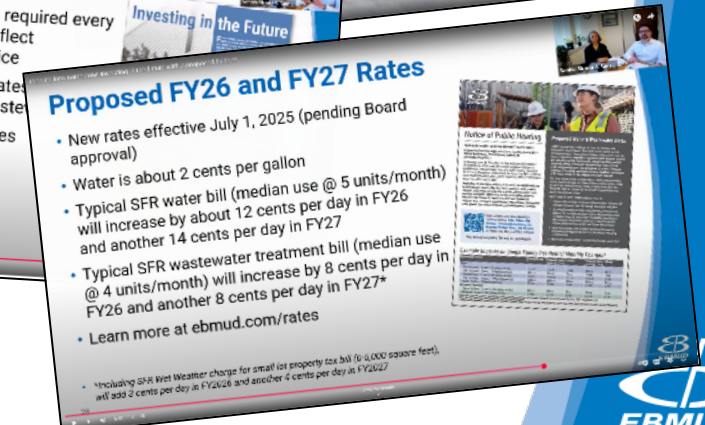
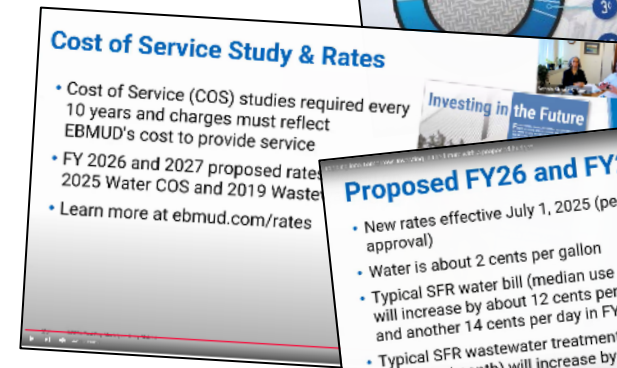


Wet Weather Basins

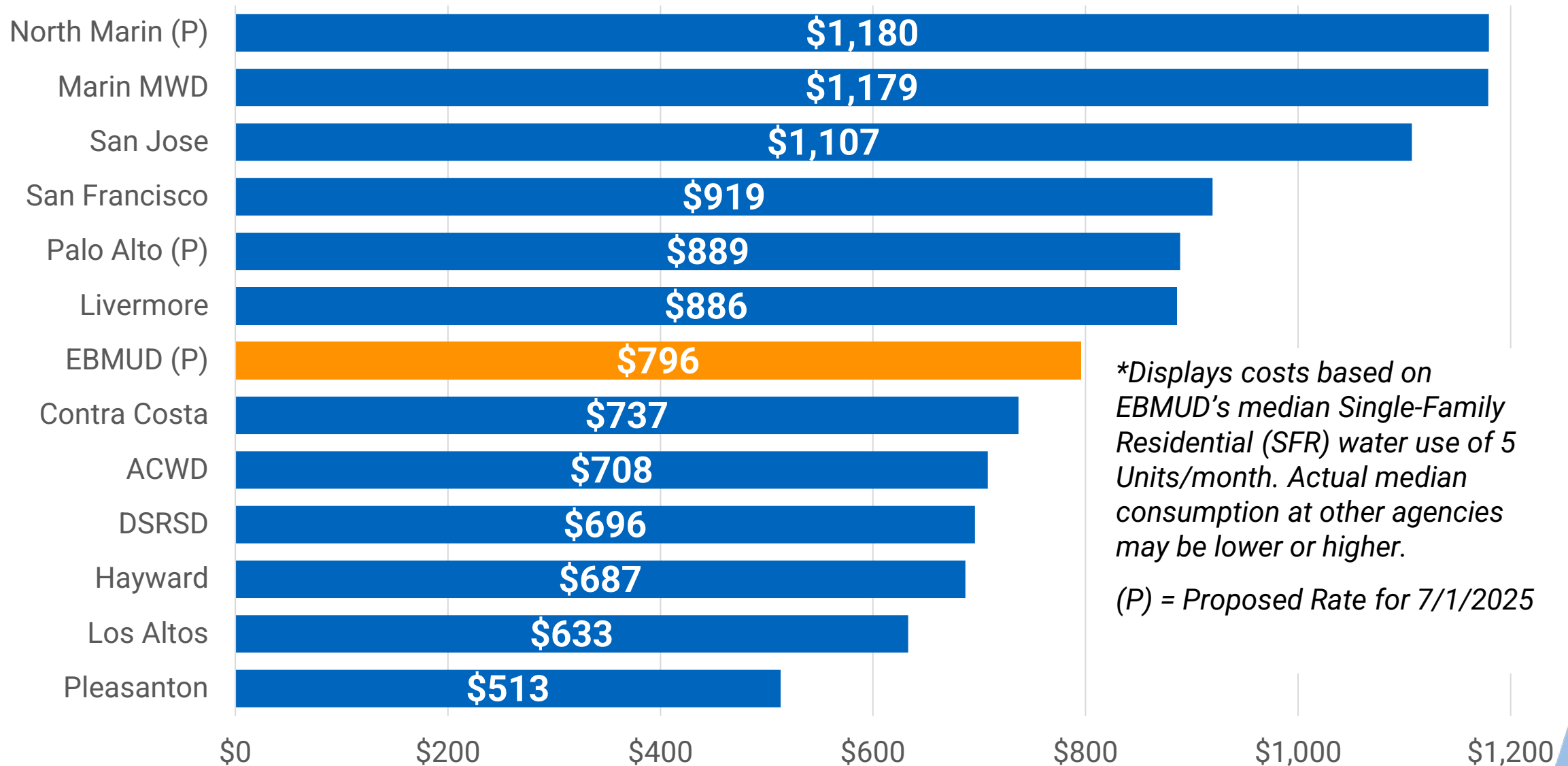
Inflow & Infiltration Costs

Budget and Rates Outreach

- April – June: Community meetings
 - Contra Cost County Mayor’s Conference
 - Alameda County Mayor’s Conference
 - West (Contra Costa) County Mayors’ and Supervisors’ Conference
 - Fairview Municipal Advisory Council (MAC)
 - Ward 4 Briefing[SF1]
 - North Richmond MAC
 - Orinda City Council
 - Oakland Ward 6 Virtual Briefing
 - Eden Area MAC
 - Walnut Creek Rotary
 - West Oakland Liaison Group
 - Alameda County Unincorporated Communities
 - El Cerrito Chamber of Commerce
 - Ward 2 Briefing
- May 21: “Water Wednesday” Webinar: Tapping into Tomorrow: Investing in the future with a proposed budget



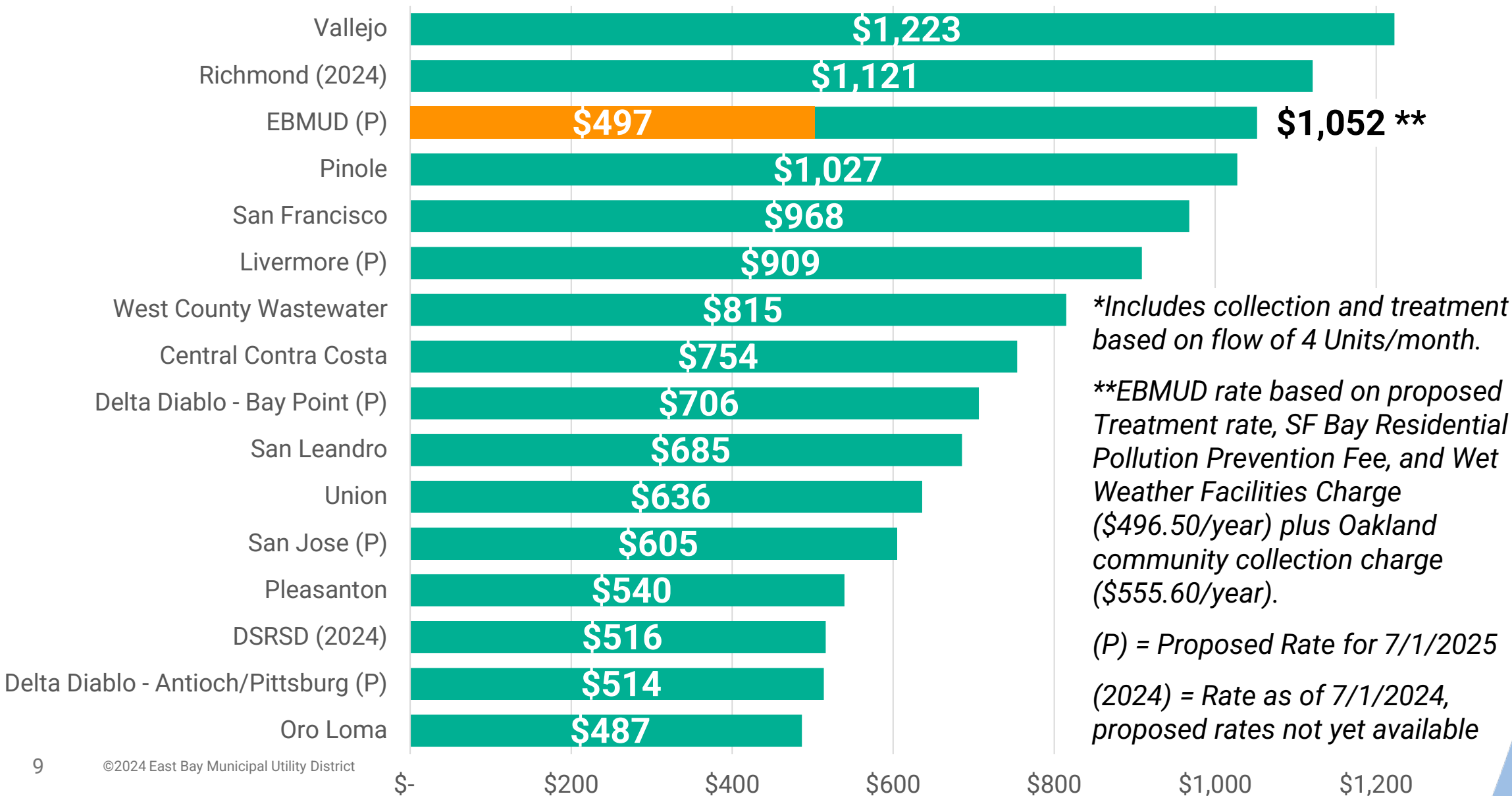
Annual Water Charges* for Single-Family Residential



**Displays costs based on EBMUD's median Single-Family Residential (SFR) water use of 5 Units/month. Actual median consumption at other agencies may be lower or higher.*

(P) = Proposed Rate for 7/1/2025

Annual Wastewater Bill* for Single-Family Residential



Schedules of Rates and Charges Subject to Position 218

- Water System
 - Schedule A – Rate Schedule for Water Service
 - Service Charge (by meter size)
 - Volumetric Rates (\$/unit, 1 unit = 100 cubic feet = 748 gallons)
 - Elevation Surcharge
 - Schedule L – Drought Surcharge Rate Schedule for Water Service
 - Maximum Percent Surcharge on Volumetric Rate at different stages of drought
- Wastewater System
 - Schedule A – Wastewater Department Rates for Treatment Service
 - Service Charge
 - Strength and Flow Charges
 - Schedule B – Wastewater Department Wet Weather Facilities Charge
 - By lot size. Billed on property tax for most customers.

Staff Recommendations

- Conduct Public Hearing
 - Staff will announce total number of validate protests received for water and wastewater system rates and charges before taking action on Agenda Item 17.
- Under Agenda Item #17 Adopt Resolution – Adopting Water System Schedule of Rates and Charges and Wastewater System Schedule of Rates and Charges Subject to Proposition 218 for Fiscal Year 2026 and Fiscal Year 2027



**Public Hearing
Proposed Rates, Charges, &
Fees Not Subject to Proposition
218 for Fiscal Year 2026 &
Revisions to Select Regulations**

Board of Directors

June 10, 2025

Phoebe Grow, Principal Management Analyst

Proposed Rates and Charges Not Subject to Proposition 218 & Revisions to Regulations

May 13, 2025

- Filed the Report and Recommendation of the General Manager – Revisions to the Water and Wastewater Schedules of Rates and Charges, Capacity Charges, and Other Fees Not Subject to Proposition 218 Fiscal Year 2026 and to Select Regulations
- Set a public hearing on Tuesday, June 10, 2025, during the Board’s regular meeting to consider the Report and Recommendation

June 10, 2025

- Public hearing
- Board consideration for adoption

Water System Schedules with Proposed Fiscal Year 2026 Rates, Charges & Fees

- Account Establishment Charge (Schedule B)
- Charges for Special Services (Schedule C)
- Water Service Installation Charges (Schedule D)
- Private Fire Service Installation Charges (Schedule E)
- Public Fire Service Installation Charges (Schedule F)
- Water Main Extension Charges (Schedule G)
- Standard Participation Charge (SPC) (Schedule H)
- System Capacity Charges (SCC) (Schedule J)
- Water Demand Mitigation Fees (Schedule N)

Wastewater System Schedules with Proposed Fiscal Year 2026 Rates, Charges & Fees

- Wastewater Department Industrial Permit Fees (Schedule C)
- Wastewater Department Other Fees (Schedule D)
- Wastewater Department Testing Fees (Schedule E)
- Wastewater Department Resource Recovery Fees and Prices (Schedule F)
- Wastewater Department Capacity Fees (Schedule G)
- Wastewater Department Wastewater Interceptor Connection Review, Coordination, and Inspection Fee (Schedule H)

Other Schedules with Proposed Fiscal Year 2026 Rates, Charges & Fees

- Public Records Act Fee Schedule
- Real Property Use Application Fees
- Recreation Use Fees for Calendar Year 2026

Regulations with Proposed Revisions

- Section 1 – Explanation of Terms Used in these Regulations
- Section 4 – Main Extensions
- Section 17 – Change in Use and/or Size of Service
- Section 26 – Protection of Public Water Supply
- Section 30 – Nonpotable Water Service
- Section 31 – Water Efficiency Requirements

Recommended Action & Next Steps

- Recommended action
 - Adopt Resolution for adopting rates, charges, fees, and regulations not subject to Proposition 218 as recommended in the Report and Recommendation of the General Manager – Revisions to the Water and Wastewater Schedules of Rates and Charges Not Subject to Proposition 218 for Fiscal Year 2026 and to Select Regulations
- Next Steps
 - If adopted, the rates, charges, fees, and regulations not subject to Proposition 218 will become effective July 1, 2025 unless otherwise indicated



Proposed Biennial Budget for Fiscal Years 2026 & 2027

Board of Directors
June 10, 2025








Sophia Skoda, Director of Finance

What are EBMUD's Challenges?

- **Aging Infrastructure:** Invest in and renew infrastructure for reliability and resiliency
- **Water Quality:** Preserve high water quality and meet or surpass regulations
- **Environment:** Ensure environmental stewardship for the watershed and the San Francisco Bay
- **Climate Change:** Adapt through infrastructure investments
- **Fiscal Responsibility:** Maintain strong financial position and sustainable finances



Budget Development Timeline

	Milestone	Date(s)
	Board Workshops on Climate Action Plan, Recycled Water, Cost Of Service, Strategic Plan & Key Performance Indicators	January – September 2024
	Infrastructure Workshop	November 26, 2024
	Board Workshop #1	January 28, 2025
	Board Workshop #2 & Proposed Budget	March 25, 2025
	Public Outreach	March – June 2025
	Follow-Up Memo to Board Workshop #2	May 8, 2025
	Board Considers Adopting Budget	June 10, 2025

Community Engagement

Budget and Rates Roadshow (March – June 2025)

- Alameda and Contra Costa Mayors Conferences
- Community and Civic Group presentations
- Internal: Unions and staff communications

Community & City Newsletters (March – June 2025)



Proposition 218 Notice Mailing (March – April 2025)

Media Engagement (May – June 2025)

- Press releases & interviews

Additional Outreach

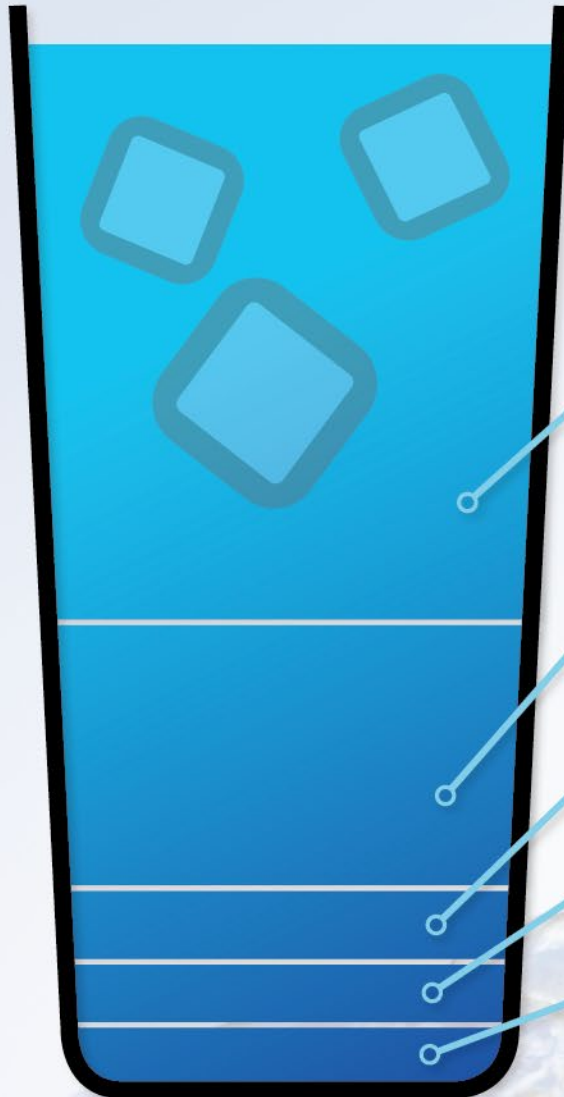
- Update ebmud.com/rates
- Water Wednesday Webinar
- Videos and social media

Water System – Biennial Budget Fiscal Year (FY) 2026 & FY 2027

- Total Sources of Funds: \$2.7 billion over two years
- Total Operating Costs: \$934.9 million over two years
- Debt Service: \$537.6 million over two years
- Staffing: +10.50 Full-Time Equivalent (FTE)
- Capital: \$1.2 billion over the next 2 years; 10-Year Capital Improvement Program (CIP) of \$5.6 billion
- Debt: \$650 million in new bonds over the next 2 years
- Proposing average rate increases:
 - FY 2026: 6.5%
 - FY 2027: 6.5%
- Customer bills will additionally reflect new Cost of Service Study results

Water: How We Invest in Your Service

EBMUD carefully manages funds to deliver high-quality drinking water to 1.4 million customers in Alameda and Contra Costa counties.



56¢

Infrastructure Improvements

Pipelines, reservoirs, treatment plants, pumping plants

26¢

Water Service

Storage, treatment, delivery, system maintenance

7¢

Administration & Customer Service

Call center, education, billing, support services

6¢

Natural Resource Management & Regulatory Compliance

Public recreation, watershed management, water quality

5¢

Water Supply

Supply planning, conservation, alternative water supplies

\$1 total

Investing in Reliability: Water System

- Aging Infrastructure
 - Pipeline Rebuild & Large Diameter Pipelines
 - Orinda and Upper San Leandro Water Treatment Plants (WTP)
 - Central Reservoir Replacement
 - Mokelumne Aqueduct No. 2 Relining
 - Lafayette Aqueduct No. 1 Relining
- Water Quality
 - Pardee Chemical Plant Improvements
 - Lafayette WTP Disinfection & Residual Improvements
- Climate Change & Resiliency
 - Walnut Creek WTP Pretreatment Improvements
 - Recycled Water Improvements
- Fiscal Responsibility
 - Maintain strong financial position and sustainable finances



Wastewater System – Biennial Budget FY 2026 & FY 2027

- Total Sources of Funds: \$483.7 million over two years
- Total Operating Costs: \$242.6 million over two years
- Debt Service: \$73.4 million over two years
- Staffing: +2.00 FTE
- Capital: \$170.8 million over the next 2 years; 10-Year CIP of \$1.2 billion
- Debt: \$75 million in new bonds over the next 2 years
- Proposing average rate increases:
 - FY 2026: 8.5%
 - FY 2027: 8.5%

Wastewater: How We Invest in Your Service

EBMUD treats approximately 56 million gallons of wastewater daily for 740,000 customers along San Francisco Bay, protecting public health and the environment.



Investing in Reliability: Wastewater

- Aging Infrastructure
 - New Dewatering Building
 - Secondary Reactors & Clarifiers Rehabs
 - Major Interceptor Rehabilitation
 - Major Seismic Retrofit Projects
- Water Quality
 - Addressing Nutrients via Side Stream Treatment and Secondary Reactor Deck Expansion
- Climate Change & Resiliency
 - IPS Resiliency Project
- Fiscal Responsibility
 - Maintain strong financial position and sustainable finances



Recommendation: Adopt Budget

WATER SYSTEM	<u>FY 2026</u>	<u>FY 2027</u>
Operating	\$456,433,205	\$478,498,390
Debt Service	269,710,000	289,380,000
Capital	729,154,266	394,444,383
Total Water System	\$1,455,297,471	\$1,162,322,773
WASTEWATER SYSTEM	<u>FY 2026</u>	<u>FY 2027</u>
Operating	\$118,937,574	\$123,682,296
Debt Service	36,925,000	36,790,000
Capital	90,315,931	120,779,370
Total Wastewater System	\$246,178,505	\$281,251,666



Proposed Position Resolution for Fiscal Years 2026 & 2027

Board of Directors

June 10, 2025

Sophia Skoda, Director of Finance

Positions for Fiscal Year (FY) 2026 & FY 2027

Staffing Summary and Comparison (Full-Time Equivalent (FTE))

Position Type	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Full-Time (Civil Service and Civil Service Exempt)	1,783.00	1,830.00	1,831.00	1,839.00	1,839.00
Limited-Term (L/T) / Temporary Construction (TC)	53.00	59.00	60.00	66.00	68.00
Intermittent	3.75	3.75	3.75	3.75	3.75
Temporary / Part-Time (P/T)	30.00	33.00	33.00	27.50	27.50
Total FTE	1,869.75	1,925.75	1,927.75	1,936.25	1,938.25
FTE Change from Previous Fiscal Year		56.00	2.00	8.50	2.00

Position Changes for FY 2026 & FY 2027

Type	FTE Change	Summary
Add	+13.00	+2 L/T for Concrete Paving (Paving Crew Foreman, Concrete Finisher I/II) +2 L/T Utility Laborers (in FY 2027) +2 Data Scientists +2 Senior Human Resources Analysts +2 L/T Ranger/Naturalist I/II +2 TC Information Systems Support Analyst II +2 P/T Education and Outreach Specialists (1.00 FTE)
Delete	-5.00	Positions no longer needed
Convert Status	+3.5	Converting several P/T and L/T Customer Service roles to REG Converting TEMP Storekeeper to REG Converting P/T Ranger/Naturalist I/II to L/T
Extend L/T	--	Extending 12 positions for an additional 2 years
Transfer to Wastewater	-1.00	Transferring a position for Environmental Health and Safety
Total	+10.50	

Positions for FY 2026 & FY 2027

Staffing Summary and Comparison (FTE)					
Position Type	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Full-Time (Civil Service and Civil Service Exempt)	286.00	295.00	295.00	300.00	300.00
Limited-Term / Temporary Construction	3.00	8.00	8.00	5.00	5.00
Intermittent	-	-	-	-	-
Temporary / Part-Time	0.50	1.00	1.00	1.00	1.00
Total FTE	289.50	304.00	304.00	306.00	306.00
FTE Change from Previous Fiscal Year		14.50	-	2.00	-

Position Changes for FY 2026 & FY 2027

Type	FTE Change	Summary
Add	+2.00	+1 REG Electrical Technician +1 L/T Technical Trades Apprentice
Delete	-1.00	Position no longer needed
Convert Status	--	Converting 3 T/C Associate Civil Engineers to REG
Transfer from Water	+1.00	Transferring a position for Environmental Health and Safety
Total	+2.00	

Changes to Classifications

- Three new classifications:
 - Data Scientist I and Data Scientist II
 - Outreach and Education Specialists
- Deleted:
 - Equipment Superintendent
 - Senior Legal Secretary

Recommendation: Adopt Position Resolution

- Adopt Position Resolution to put into effect the changes included in the Biennial Budget for FY 2026 & FY 2027

Discussion



Flowing
into the
Future