



LOWER SAN JOAQUIN LEVEE DISTRICT

NOTICE TO PROPERTY OWNERS OF PUBLIC HEARING

October 13, 2026 at 8:30 a.m.

ON PROPOSED 2026 MISCELLANEOUS FEES

Overview

Pursuant to California Government Code Section 66016, the Lower San Joaquin Levee District (the “District”) Board of Directors will hold a Public Hearing to consider adoption of a Miscellaneous Fee Schedule on October 13, 2026, beginning at 8:30 a.m. at 11704 W. Henry Miller Ave, Dos Palos, California 93620.

Article XIII C of the California Constitution, also referred to as Proposition 26, authorizes the District to establish fees and charges imposed for a specific benefit conferred or privilege granted, or a government service or product provided directly to the payor that is not provided to those not charged, so long as the fees and charges do not exceed the reasonable costs to the District of conferring the benefit or granting the privilege, or providing the service or product.

The District operates and maintains flood control and protection facilities owned by the State. When landowners submit an encroachment permit to the Central Valley Flood Protection Board (“CVFPB”) for encroachment on facilities operated and maintained by the District, the District has an obligation to review and analyze said encroachment. The District incurs staff time, engineering time, and sometimes legal time in reviewing said encroachment permits. Additionally, certain parties have expressed interest in moving water through District facilities (referred to as “Wheeling”), which increases the Operations & Maintenance burden on District facilities. As such, the District will hold a public hearing to consider the adoption of miscellaneous fees to recover the District’s actual fees and costs for such activities, and other Project-related staff, engineering, and legal time, and related Project materials.

The District proposes to recover its actual costs related to Water-Wheeling through District facilities by charging a flat monthly rate based on the total benefit assessed, divided by the total miles of use, which is further broken down by month. This method results in a reasonable estimate of costs incurred by the District when it wheels water. The proposed method divides the District’s annual operating budget by the fraction of bypass channel system being used. Currently, the District’s annual operating budget is \$1,585,712.90, and the total length of the bypass channel system is 186.68 miles. Dividing the budget by the length equates: \$8,494.28 per mile per year. However, if water is only wheeled through the system for a portion of the year, this rate can be further broken down by the monthly cost of wheeling the water by dividing the yearly water wheeling charge by 12 months, which equates: \$707.86 per mile per month. This rate allows the District to charge wheeling fees based on a cost estimate that reasonably approaches the actual cost the District incurs to wheel water.

Additional information about the proposed true up calculation is contained in supporting documentation provided on the District’s website, referred to as “Option 1”.

Miscellaneous Services	Fee
Encroachment Permit Review Fee (deposit)	Actual cost (including, but not limited to, staff time, legal, engineering, etc.); \$2,500.00 deposit per permit
District Employee Time	Actual Cost
Equipment Rate	Published Caltrans Rate
Project-related Engineering Services	Actual Cost
Project-related Legal Services	Actual Cost
Project-related Miscellaneous Material Costs	Actual Cost
Water-Wheeling Charge (deposit)	\$707.86 per mile per month; \$2,500 deposit to cover Actual Cost (including, but not limited to, staff time, legal, engineering, etc.)
Request for Modification of Flapgates (deposit)	Actual Cost; \$2,500 per location Deposit for staff time and materials

Public Participation

Any member of the public may request additional information regarding the fees to be adopted by the District. Members of the public may comment on the proposed fees in writing or in person at the public hearing, so long as they are received prior to the conclusion of the public hearing. Written requests/correspondence may be submitted by mail to the Lower San Joaquin Levee District Secretary at 11704 W. Henry Miller Ave, Dos Palos, California 93620.

The draft resolution, proposed miscellaneous fee schedule, and supporting documentation can be found at: <https://lsjld.specialdistrict.org>.