

RESOLUTION NO. 10-11

RESOLUTION OF THE BOARD OF DIRECTORS OF THE MARIANA RANCHOS COUNTY WATER DISTRICT, SAN BERNARDINO COUNTY, CALIFORNIA, MAKING ITS DETERMINATION TO FIX, LEVY AND COLLECT WATER STANDBY ASSESSMENT FOR THE FISCAL YEAR 2010-2011

WHEREAS, fix, levy and collect water standby assessments to finance, in part, the capital costs and maintenance and operation expenses for the facilities which provides water service availability to the properties upon which it levied; and

WHEREAS, a written Report of Water Standby Assessments for 2010-2011 on such water standby assessments has been prepared and filed with the Secretary of the District; and

WHEREAS the Secretary has caused notice of time and place for public hearing on the Report of Water Standby Assessments to be published and mailed pursuant to Section 31032.2 of the Water Code; and

WHEREAS, the Board of Directors, after appropriate notice, held a public hearing on June 29, 2010, for the purpose of hearing and receiving any protests on the proposed assessments.

WHEREAS at said public hearing, all objections or protests to said Report were heard and considered by the Board of Directors;

NOW, THEREFORE, the Board of Directors of Mariana Ranchos County Water District does hereby **Resolve Determine and Order** as follows:

Section 1. The Board of Directors has found and determined that the water standby assessment is levied to finance, in part, the capital costs and maintenance and operation expenses for the facilities which provide water service availability to the properties upon which it is levied.

Section 2. That all objections and protests to the Report on Water Standby Assessments have been heard and are hereby overruled.

Section 3. That the report and each water standby assessment contained therein are hereby approved and adopted.

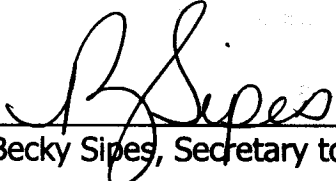
Section 4. That the water standby assessment is hereby fixed for the fiscal year commencing July 1, 2010, and ending June 30, 2011, as \$25.00 per year for each acre of, or parcel of, land less than one acre which is within 660 feet of an existing water main, or currently receiving water service, plus the fee the County of San Bernardino charges for collecting this stand-by charge. Also said Availability or Standby Assessment is levied at \$5.00 per acre for each acre of land or portion thereof, or \$5.00 for each parcel of land less than an acre more than 660 feet from a water main, plus the fee the County of San Bernardino charges for collecting this stand-by charge. Any lands determined to be unbuildable which are under power lines will be assessed at ½ of the applicable rate.


Section 5. That should water service to any parcel of land to which said water standby assessment is applied be interrupted or terminated because of nonpayment of said water assessment or because of non-conformance to any rules and regulations of the District, such water service shall not be reestablished or renewed until all assessments and penalties have been fully paid.

Section 6. That the Secretary shall file with the County Auditor of the County of San Bernardino, in the time and manner specified by the County Auditor a copy of such written report with a statement endorsed thereon over the signature of the Secretary that such report has been formally adopted by the Board of Directors; and the County Auditor shall enter the amount of such assessment against the respective lots and parcels of land, and thereafter, the amount of such assessment shall be collected at the time and in the same manner, together with and not separately from, the general taxes for the District and shall be delinquent at the same time and thereafter be subject to the same delinquency penalties, pursuant to §31032.6 of the Water Code.

ADOPTED this 29th day of June, 2010.

Ayes: 5 Noes: Abstain: Absent:


Becky Sipes, Secretary to the Board


Dick Fortune, President of the Board

NO FEE CHANGE

Mariana Ranchos CWD
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