

## ORDINANCE NO. 55

### **AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE LAKE ARROWHEAD COMMUNITY SERVICES DISTRICT, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA ESTABLISHING A WATER RESOURCES FEE**

**WHEREAS**, Lake Arrowhead has historically served as the sole source of water for the provision of water service to District customers. The District has adopted a policy to reduce and ultimately eliminate reliance on the Lake as the sole source of water for the provision of water service. To implement this policy, the District is planning, and in some cases implementing, programs and capital improvement projects for the acquisition and development of supplemental water supplies. Under one such program, the District is currently constructing and installing two (2) wells, and appurtenant facilities, for the production of groundwater ("Project"). A portion of the water supply to be obtained through the Project will be utilized for the provision of service to new connections to the District's water system. The intent is that new connections to the District's water system will not impact the level of Lake Arrowhead since the source of water to serve new connections will be supplied from a portion of the groundwater produced from the Project.

**WHEREAS**, the District desires to adopt a Water Resources Fee to be imposed on new connections to the District's water system in order for such new connections to pay their proportionate share of the cost of the Project.

**WHEREAS**, in accordance with Government Code Section 66016, a Notice of a Public Hearing was published and a Public Hearing was held on May 27, 2003 at 7:00 p.m. The purpose of the hearing was to provide the opportunity for members of the public to be heard to protest or support the proposed adoption of the Water Resources Fee.

#### **THE BOARD OF DIRECTORS OF THE LAKE ARROWHEAD COMMUNITY SERVICES DISTRICT DOES HEREBY ORDAIN AS FOLLOWS:**

1. The Recitals set forth above are incorporated herein and made an operative part of this Ordinance.

2. The Board hereby adopts a Water Resources Fee in the amount of Two Thousand Six Hundred And Fifty Dollars (\$2,650.00) per connection. The Water Resources Fee will be imposed for each new connection to the District's water system and will be in addition to the applicable Water Connection - Administrative and Capacity Fee currently in effect pursuant to the District's Rules and Regulations For Water And Wastewater Service. The Water Resources Fee is hereby adopted in accordance with Government Code Section 66013.

3. The Water Resources Fee shall be charged and collected at the time of application for permit to connect to the District's water system pursuant to the District's Rules and Regulations.

4. The Water Resources Fee shall be imposed as a condition of property development and not as an incident of property ownership. A report setting forth the estimated cost required to acquire the subject water resources for which the Fee is imposed is available for public review at the District offices. In accordance with Government Code Section 66013, said report establishes that the amount of the Fee will not exceed the estimated reasonable cost of providing the service for which the Fee is imposed.

5. In accordance with the authority of the District as a public agency, the amount of the Water Resources Fee may be adjusted, from time to time, in the discretion of the Board in order to address any future projects, programs and capital improvement projects the District may implement for the acquisition and development of supplemental water supplies.

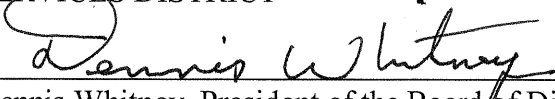
6. This Ordinance was introduced at a meeting of the Board held on May 27, 2003, following a public hearing, the notice of which was published in the *Mountain News* on May 15, 2003 and on May 22, 2003.

7. This Ordinance shall be effective upon adoption. Within ten (10) days from the date of adoption, this Ordinance shall be published one time in a newspaper of general circulation.

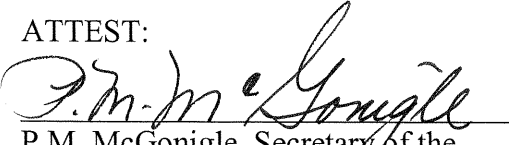
**ADOPTED** by the Board of Directors of the Lake Arrowhead Community Services District at a regular meeting held on May 27, 2003, by the following votes:

<b>AYES:</b>	<i>Field, Huber, Keefe, Kendrick, &amp; Whitney</i>
<b>NOES:</b>	<i>None</i>
<b>ABSTENTIONS:</b>	<i>None</i>
<b>ABSENT:</b>	<i>None</i>

LAKE ARROWHEAD COMMUNITY  
SERVICES DISTRICT

  
Dennis Whitney, President of the Board of Directors  
of the Lake Arrowhead Community Services District.

ATTEST:

  
P.M. McGonigle, Secretary of the  
Lake Arrowhead Community Services  
District and of the Board of Directors  
thereof.

(SEAL)