

**RESOLUTION NO. 2016-01**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE LAKE ARROWHEAD COMMUNITY SERVICES DISTRICT, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, ADOPTING CORRECTIONS TO WATER SERVICE FEES IN THE RIMFOREST SERVICE AREA**

**WHEREAS**, the Lake Arrowhead Community Services District (“District”) is organized and operates pursuant to the California Government Code Section 61000, *et seq.*; and

**WHEREAS**, the District is authorized to fix and collect charges for the provision of services, including water services, pursuant to Government Code Sections 61115 and 61120; and

**WHEREAS**, the District has determined that due to requirements for repairing, rehabilitating, and replacing existing infrastructure, and an error in the notice previously mailed to property owners within the Rimforest service area, it is necessary to correct the rates for certain components of the water service fees imposed on properties located in the Rimforest service area, collectively (the “Fees”); and

**WHEREAS**, the revenues derived from the proposed rates for the Fees will not exceed the funds required to provide the services and shall be used exclusively for the operation and maintenance of the water system; and

**WHEREAS**, the amount of the proposed Fees will not exceed the proportional cost of the services attributable to each parcel upon which they are proposed for imposition; and

**WHEREAS**, the proposed Fees will not be imposed on a parcel unless the services are actually used by, or immediately available to, the owner of the parcel; and

**WHEREAS**, Article XIII D, section 6 of the California Constitution (“Article XIII D”) requires that prior to imposing any increase to the Fees, the District shall provide written notice (the “Notice”) by mail of the proposed increases to the Fees to the record owner of each parcel upon which the Fees are proposed for imposition and any tenant directly liable for payment of the Fees, the amount of the Fees proposed to be imposed on each parcel, the basis upon which the Fees were calculated, the reason for the Fees, and the date time and location of a public hearing (the “Hearing”) on the proposed Fees; and

**WHEREAS**, pursuant to Article XIII D such Notice is required to be provided to the affected property owners and any tenant directly liable for the payment of the Fees not less than forty-five days prior to the Hearing on the proposed Fees; and

**WHEREAS**, the District did provide such Notice to the affected property owners and tenants in compliance with Article XIII D; and

**WHEREAS**, the Hearing was held on January 12, 2016; and

**WHEREAS**, the District also discussed the proposed rate and fee changes at regular meetings of the Board of Directors to provide additional background information in order to

provide customers and the community with information regarding the proposed changes in the Fees, including written notice of proposed rates in compliance with Article XIII D, requirements which are the subject of this Resolution; and

**WHEREAS**, at the Hearing, the Board of Directors of the District (“Board”) heard and considered all written materials and oral testimony concerning the establishment and imposition of the proposed increases to the Fees, and at the close of the Hearing the District determined that it did not receive written protests against the establishment and imposition of the proposed increases to the Fees from a majority of the affected property owners and tenants directly liable for the payment of such Fees; and

**WHEREAS**, the Board of Directors now desires to establish and adopt the proposed Fees.

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

1. Incorporation of Recitals:

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

2. Inconsistency with other Fees:

To the extent any Fees established by this Resolution are inconsistent with Fees previously adopted; it is the explicit intention of the Board of Directors of the District that the Fees adopted pursuant to this Resolution shall prevail.

3. Rimforest Water Fees:

The Board hereby adopts the Monthly Residential, Commercial and Institutional Water Service Fees for the Rimforest service area in the amounts and at the rates set forth in Exhibit A, attached hereto and incorporated herein by reference. The Monthly Residential, Commercial and Institutional Water Service Fees set forth in Exhibit A shall be applied to services provided to properties located within the Rimforest service area on and after February 1, 2016.

4. Authorization:

The General Manager is hereby authorized to take all action necessary to implement and collect the Fees set forth herein.

5. CEQA Compliance

The Board of Directors finds that the administration, operation, maintenance, and improvements of the District Rimforest water system, which are to be funded by the Fees and set forth herein, are necessary to maintain service within the District’s existing Rimforest water

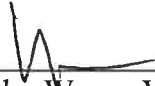
service area as described herein. The Board of Directors further finds that the administration, operation, maintenance and improvements of the District Rimforest water system, to be funded by the Fees, will not expand the District's water system. The Board of Directors further finds that the adoption of the rates and charges is necessary and reasonable to fund the administration, operation, maintenance and improvements of the District Rimforest water system. Based on these findings, the Board determines that the adoption of the Fees established by this Resolution are exempt from the requirements of the California Environmental Quality Act pursuant to section 21080(b)(8) of the Public Resources Code and section 15273(a) of the State CEQA Guidelines.

6. Severability.


If any section, subsection, clause or phrase in this Resolution No. 2016-01 or the application thereof to any person or circumstances is for any reason held invalid, the validity of the remainder of this Resolution No. 2016-01 or the application of such provisions to other persons or circumstances shall not be affected thereby. The Board hereby declares that it would have passed Resolution No. 2016-01 and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses or phrases or the application thereof to any person or circumstance be held invalid.

**ADOPTED** by the Board of Directors of the Lake Arrowhead Community Services District at a special meeting held on January 12, 2016 by the following votes:

**AYES: Boydston, Gross, and Wurm**  
**NOES: None**  
**ABSTENTIONS: None**  
**ABSENT: Keefe and Thompson**

  
\_\_\_\_\_  
John Wurm, Vice President of the Lake  
Arrowhead Community Services District  
Board of Directors

ATTEST:

  
\_\_\_\_\_  
Kathleen Field, Secretary of the Lake  
Arrowhead Community Services District and  
to the Board of Directors

(SEAL)

**CERTIFICATION**


I, Kathleen Field, Board Secretary of the Lake Arrowhead Community Services District, hereby certify that the foregoing is a full, true and correct copy of **Resolution No. 2016-01** adopted by the Board of Directors of said Agency at the special meeting of said Board held on the **12th day of January, 2016**, by the following vote:

**AYES: Boydston, Gross, and Wurm**

**NOES: None**

**ABSTAIN: None**

**ABSENT: Keefe and Thompson**

  
\_\_\_\_\_  
Kathleen Field, Secretary to the Lake  
Arrowhead Community Services District  
and to the Board of Directors

**Rimforest**

<b>Monthly Fixed Fee (\$/Month)</b>		Corrected	Corrected	Corrected
Meter Size	Current	Feb 1, 2016	Jul 1, 2016	Jul 1, 2017
3/4" or smaller	\$ 47.80	\$ 47.80	\$ 48.75	\$ 49.73
1" Res w/Fire Meter	\$ 109.83	\$ 54.48	\$ 55.57	\$ 56.69
1"	\$ 87.17	\$ 87.17	\$ 88.92	\$ 90.70
1 1/2"	\$ 54.48	\$ 109.83	\$ 112.03	\$ 114.27
2"	\$ 140.90	\$ 140.90	\$ 143.72	\$ 146.60
3"	\$ 233.04	\$ 233.04	\$ 237.70	\$ 242.46
4"	\$ 309.43	\$ 309.43	\$ 315.62	\$ 321.93
6"	\$ 509.78	\$ 509.78	\$ 519.97	\$ 530.37
4" Fire Meter	\$ 10.50	\$ 10.50	\$ 10.71	\$ 10.92
6" Fire Meter	\$ 15.75	\$ 15.75	\$ 16.07	\$ 16.39
8" Fire Meter	\$ 21.01	\$ 21.01	\$ 21.43	\$ 21.85

**Rimforest Volume Charge (\$/CCF)**

<b>\$ per Billing Unit<sup>1</sup></b>		Corrected	Corrected	Corrected
Description	Current	Feb 1, 2016	Jul 1, 2016	Jul 1, 2017
Volume Fee	\$ 2.36	\$ 2.36	\$ 2.41	\$ 2.46
CLAWA Pass Thru <sup>2</sup>	\$ 2.64	\$ 2.64	\$ 2.64	\$ 2.64

<sup>1</sup>One Billing Unit is One Hundred Cubic Feet or 748 gallons.

<sup>2</sup>These fees are subject to change (excludes dedicated fire suppression meters)