

**RESOLUTION NO. 2011-06-01**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
BORREGO WATER DISTRICT ESTABLISHING WATER AND  
SEWER SERVICE RATES**

**WHEREAS**, the Borrego Water District is a California Water District established pursuant to Section 34000 et seq. of the California Water Code; and

**WHEREAS**, the Board of Directors of the Borrego Water District (“Board”) previously adopted Resolution No. 2008-6-6 on June 25, 2008 establishing rates and charges for water and sewer service; and

**WHEREAS**, the Board has determined that the District is facing increasing costs for the administration, operation, maintenance and improvements of the water and sewer systems and services, the District’s water and sewer rates need to be increased in order for the District to pay for its costs of providing service; and

**WHEREAS**, the Board hired a consultant, Raftelis Financial Consultants, Inc., to perform a study of the District’s water and sewer rates, and the rate study that was performed by that consultant substantiates the need for and amount of, water and sewer rate increases being proposed; and

**WHEREAS**, on May 6, 2011 in accordance with the provisions of Article XIID of the California Constitution (Proposition 218) the District mailed out notices of proposed increases in the District’s water and sewer service rates. Such notices were provided to the affected property owners or customers not less than forty-five (45) days prior to the public hearing on the proposed rates; and

**WHEREAS**, it is deemed to be in the best interests of the District to adopt the water service rate increases and sewer service rate increases for the reasons stated above; and

**WHEREAS**, the Board desires to adjust and increase certain water and sewer rates as set forth in Exhibit A.

**NOW THEREFORE**, the Board of Directors of the Borrego Water District does hereby resolve, determine and order as follows:

Section 1. All of the foregoing recitals are true and correct, and the Board so finds and determines. The recitals set forth above are incorporated herein and made an operative part of this Resolution.

Section 2. The Board conducted a public hearing on June 22, 2011, at 11:00 a.m. at 2281 Diegueno Road, Borrego Springs, CA, 92004, in order to receive oral and written testimony regarding this Resolution. Said date and time were not less than forty-five (45) days after the mailing of the notice as set forth above.

Section 3. The Board hereby finds that written protests against the rates set forth herein were not presented in a number representing a majority of the affected parcels upon which the rates are to

be imposed and therefore, the Board is authorized to impose the increased rates and charges as set forth herein.

Section 4. The Board finds that the adoption of the rates and charges set forth herein is necessary and reasonable to fund the administration, operation, maintenance and improvements of the District water and sewer system. Based on this finding, the Board determines that the adoption of the rates and charges established by this Resolution are exempt from the requirements of the California Environmental Quality Act pursuant to section 21080(b)(8) of the Public Resource Code and section 15273(a) of the State CEQA Guidelines.

Section 5. The Board hereby adopts the rates and charges for each separate rate classification for each separate service area as set forth in Exhibit A attached to this Resolution, to be effective July 1, 2011.

Section 6. All resolutions or administrative actions by the Board, or parts thereof, which are inconsistent with any provision of this Resolution, are hereby superseded, to the extent of such inconsistency. Any rates or fees associated with water or sewer service that are not addressed in this Resolution or Exhibit A shall remain in full force and effect as previously adopted by the Board.

Section 7. In any section, subsection, clause or phrase in this Resolution or the attached Exhibits is for any reason held to be invalid; the validity of the remainder of the Resolution or Exhibits shall not be affected thereby.

Section 8. The increased rates and charges set forth herein shall become effective July 1, 2011.

**PASSED, ADOPTED AND APPROVED** at a regular meeting of the Board of Directors of the Borrego Water District held on 22<sup>nd</sup> day of June, 2011.

\_\_\_\_\_  
President of the Board of Directors  
Of Borrego Water District

ATTEST:

\_\_\_\_\_  
Secretary/Treasurer of the Board of Directors  
Of Borrego Water District

STATE OF CALIFORNIA     )

) ss.

COUNTY OF SAN DIEGO     )

I, Marshal Brecht, Secretary of the Board of Directors of the Borrego Water District, do hereby certify that the foregoing resolution was duly adopted by the Board of Directors of said District at a regular meeting held on the 22<sup>nd</sup> day of June, 2011, and that it was so adopted by the following vote:

AYES: DIRECTORS: Hart, L. Brecht, M. Brecht, Shimeall, Estep

NOES: DIRECTORS:

ABSENT: DIRECTORS:

ABSTAIN: DIRECTORS

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Secretary of the Board of Directors of Borrego  
Water District

STATE OF CALIFORNIA )

) ss.

COUNTY OF SAN DIEGO )

I, Marshal Brecht, Secretary of the Board of Directors of the Borrego Water District, do hereby certify that the above and foregoing is a full, true and correct copy of RESOLUTION NO. 2011-06-01, of said Board, and that the same has not been amended or repealed.

Dated:

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Secretary of the Board of Directors of  
Borrego Water District



### Sewer service charges

<b>Sewer Rates</b>		<b>Proposed Rates</b>				
	Current Rates	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016
ID -1	\$ 17.14	\$ 22.29	\$ 28.98	\$ 30.43	\$ 31.96	\$ 33.56
ID -5	\$ 32.00	\$ 41.60	\$ 54.08	\$ 56.79	\$ 59.63	\$ 62.62

### Fixed Meter Charges

<b>Water Rates for All ID's</b>						
<b>Fixed Charge</b>	<b>Current Rates</b>	<b>Proposed Rates</b>				
Meter Size	\$/Mo.	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016
3/4"	\$ 19.58	\$ 25.45	\$ 33.09	\$ 36.40	\$ 40.04	\$ 42.04
1"	\$ 28.62	\$ 37.21	\$ 48.37	\$ 53.20	\$ 58.53	\$ 61.45
1 1/2"	\$ 48.26	\$ 62.74	\$ 81.56	\$ 89.72	\$ 98.69	\$ 103.62
2"	\$ 73.05	\$ 94.97	\$ 123.45	\$ 135.80	\$ 149.38	\$ 156.85
3"	\$ 132.67	\$ 172.47	\$ 224.21	\$ 246.63	\$ 271.30	\$ 284.86
4"	\$ 211.50	\$ 274.95	\$ 357.44	\$ 393.18	\$ 432.50	\$ 454.12
6"	\$ 422.00	\$ 548.60	\$ 713.18	\$ 784.50	\$ 862.95	\$ 906.10

### Commodity Rates

		<b>Current Rates</b>			<b>Proposed Rates (All ID's)</b>				
<b>Winter</b>		ID-1	ID-3	ID-4 & 5	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016
Tier 1	45	\$ 1.02	\$ 1.23	\$ 1.12	\$ 1.46	\$ 1.90	\$ 2.09	\$ 2.30	\$ 2.42
Tier 2	> 45	\$ 1.53	\$ 1.84	\$ 1.68	\$ 2.19	\$ 2.85	\$ 3.14	\$ 3.46	\$ 3.64
<b>Summer</b>									
Tier 1	55	\$ 1.02	\$ 1.23	\$ 1.12	\$ 1.46	\$ 1.90	\$ 2.09	\$ 2.30	\$ 2.42
Tier 2	> 55	\$ 1.53	\$ 1.84	\$ 1.68	\$ 2.19	\$ 2.85	\$ 3.14	\$ 3.46	\$ 3.64

### Other Rates and Fees

Any rates or fees associated with water or sewer service that are not addressed in this Notice shall remain in full force and effect as previously adopted by the Board of Directors.