

RESOLUTION 11-22

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE TWENTYNINE PALMS WATER DISTRICT
AMENDING SECTION 6.A. OF RESOLUTION 03-16
RELATED TO SERVICE APPLICATION DEPOSITS**

WHEREAS, on August 20, 2003, the Board of Directors of the Twentynine Palms Water District (the "District") adopted Ordinance 87, setting forth rules and regulations for the provision of retail water service and providing among other things, that water service rates and charges and other water fees and charges may be set from time to time by the Board; and

WHEREAS, in accordance with Ordinance 87, on August 20, 2003, the Board of Directors of the District adopted Resolution 03-16 Setting Water Service Fees and Rates for Water Service; and

WHEREAS, the Board of Directors directed the General Manager and Financial Consultant to review Section 6.A. of Resolution 03-16 related to Service Application Deposits; and

WHEREAS, Ordinance 87 sets forth in SECTION 6. DEPOSITS FOR SERVICE, that the District shall collect from applicants for new residential and non-residential water service connections a deposit equal to 1/6th of the District-wide average annual bill for all same sized meters receiving water service; and

WHEREAS, the General Manager and Financial Consultant determined the District's current schedule of deposits set forth in Section 6.A. of Resolution 03-16 does not reflect a deposit equal to 1/6th of the District-wide average annual bill and therefore proposed an increase to the schedule of Deposits.

NOW, THEREFORE, the Board of Directors does hereby **RESOLVE** 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. Section 6.A. of Resolution 03-16 related to Service Application Deposits is hereby amended and the following schedule of deposits is hereby adopted:

SERVICE APPLICATION FEES

6.A.	DEPOSIT Meter Size 5/8"-3/4" 1" 1 1/2" 2" 3" 4"	\$75.00 \$125.00 \$250.00 \$375.00 \$1,000.00 \$1,875.00
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Section 3. All resolutions or other actions by the Board of Directors, or parts thereof that are inconsistent with any provision of this Resolution are hereby superseded only to the extent of such inconsistency.

Section 4. If any provision in this Resolution or the application thereof to any person or circumstances is for any reason held invalid, the validity of the remainder of this Resolution 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 this Resolution and each provision 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.

Section 5. This Resolution shall become effective upon the date of adoption as set forth herein.

PASSED, APPROVED AND ADOPTED this 21st day of December 2011 by the following vote:

Ayes: Directors Bourikas, Chambers, Cisneros, Moore and Shinaver
Noes: None

Philip C. Cisneros, President
Board of Directors

Attest:

Mike Wright, Board Secretary
Twentynine Palms Water District