

RESOLUTION 2675

RESOLUTION OF THE BOARD OF DIRECTORS  
OF WESTERN MUNICIPAL WATER DISTRICT  
OF RIVERSIDE COUNTY ESTABLISHING RATES AND  
CHARGES FOR WASTEWATER SERVICE

WHEREAS, wastewater facilities have been installed in the Western Water Recycling Facility (WWRF) East Service Area and the WWRF West Service Area, within Western Municipal Water District ("District"), that convey retail domestic and commercial wastewater to the WWRF; and

WHEREAS, wastewater facilities have been installed in the La Sierra Avenue Service Area, within the District, that convey retail domestic and commercial wastewater to the Western Riverside County Regional Wastewater Authority Treatment Plant ("WRCRWA Plant"); and

WHEREAS, the District provides wastewater collection and treatment facilities and services to customers within that portion of the District referred to as the Murrieta Service Area through collection and treatment by either Eastern Municipal Water District ("EMWD Plant") or Rancho California Water District ("RCWD Plant"), depending on the source location; and

WHEREAS, the Western, WCRWA, RCWD and EMWD Plants are sometimes collectively referred to herein as the "Plant" or "Plants;" and

WHEREAS, the District has determined that, due to fiscal impacts of increasing costs for the administration, operation, maintenance and improvements of the wastewater systems and services in each of the areas served by the applicable Plant, the particular rates and charges applicable to the treatment, collection and disposal of wastewater in each of the Plants need to be increased. In addition, a wastewater rate

study was performed which substantiates the need for, and the amount of, the rates and charges to be established; and

WHEREAS, due to the unique requirements for the wastewater systems and service within each of the areas served by the applicable Plant, it is necessary to have specific rates and charges for each of the areas served by the Plants; and

WHEREAS, during the week of June 28, 2010, in accordance with the provisions of Article XIII D of the California Constitution, the District mailed out notices of the proposed increases in the rates and charges. Such notices were provided to the affected property owners not less than 45 days prior to the public hearing on the proposed rates and charges as set forth herein; and

WHEREAS, a notice of a public hearing on the proposed rates and charges was published in the Press Enterprise, a newspaper of general circulation on July 21 and August 4, 2010; and

WHEREAS, it is deemed to be in the best interests of the District to adopt the sewer service rate increases due to the fiscal impacts referenced above.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Western Municipal Water District of Riverside County 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 August 18, 2010 at 6:00 p.m. at 450 E. Alessandro Blvd., Riverside, CA 92508 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 and charges set forth herein were not presented by a majority of owners of the identified parcels upon which the rates are to be imposed and for service from the applicable Plant within the applicable service area and therefore, the Board is authorized to impose the increased rates and charges as set forth herein.

Section 4 The Board hereby adopts the domestic and commercial monthly wastewater use rates and charges for sewer service as set forth below which shall be effective as of October 1, 2010:

Areas in the La Sierra Avenue Service Area Served by the WRCRWA Plant

The charge per Equivalent Dwelling Unit (EDU) shall be increased from \$27.70 per month to \$30.19 per month. All other uses shall be increased from \$3.25 per 1,000 gallons to \$3.54 per 1,000 gallons.

In addition to the \$30.19 per EDU, per month, an additional \$5.00 per EDU, per month, will be charged to certain customers in Tracts 20782 and 28956 that have a private sewer lateral serving more than one home.

WWRF East Service Area Served by the WWRF

The charge per Equivalent Dwelling Unit shall be increased from \$69.13 per month to \$75.35 per month. All other uses shall be increased from \$8.12 per 1,000 gallons to \$8.85 per 1,000 gallons.

WWRF West Service Area Served by the WWRF

The charge per Equivalent Dwelling Unit shall be increased from \$45.80 per month to \$49.92 per month. All other uses shall be increased from \$5.38 per 1,000 gallons to \$5.86 per 1,000 gallons.

Air Force Village West Served by the WWRF

The charge for treatment-only shall be increased from \$3.80 per 1,000 gallons to \$4.14 per 1,000 gallons.

Murrieta Service Area Served by the EMWD Plant

The charge per Equivalent Dwelling Unit shall be increased from \$29.78 per month to \$31.57 per month. All other uses shall be increased from \$3.50 per 1,000 gallons to \$3.71 per 1,000 gallons.

Murrieta Service Area Served by RCWD Plant

The charge per Equivalent Dwelling Unit shall be increased from \$35.51 per month to \$37.64 per month. All other uses shall be increased from \$4.17 per 1,000 gallons to \$4.42 per 1,000 gallons.

Section 5 The Board finds that the administration, operation, maintenance and improvements of the District wastewater system, which are to be funded by the increased wastewater rates set forth herein, are necessary to maintain service within the District's existing service areas as described herein. The Board further finds that the administration, operation, maintenance and improvements of the District wastewater system, to be funded by the increased wastewater rates and charges, will not expand the District's system. The District 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 wastewater system. Based on these findings, 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 Resources Code and section 15273(a) of the State CEQA Guidelines.

Section 6 All ordinances, resolutions, or administrative actions by the Board of Directors, or parts thereof, that are inconsistent with any provision of this Resolution are hereby superceded only to the extent of such inconsistency. In connection therewith, and not by way of limitation, this Resolution shall supercede, in its entirety, Resolution 2541.

Section 7 If any section, subsection, clause or phrase in this Resolution is for any reason held invalid, the validity of the remainder of this Resolution shall not be affected thereby. The Board hereby declares that it would have passed this Resolution 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 be held invalid.

Section 8 This Resolution shall be effective as of the date of adoption. The increased rates and charges set forth herein shall become effective as of October 1, 2010.

ADOPTED this 18th day of August 2010.

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CHARLES D. FIELD  
President

August 18, 2010

I HEREBY CERTIFY that the foregoing is a full, true, and correct copy of Resolution No. 2675 adopted by the Board of Directors of Western Municipal Water District of Riverside County at a duly-noticed regular meeting held on August 18, 2010.

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DONALD D. GALLEANO  
Secretary-Treasurer