

ORDINANCE NO. 2008-082

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE
SIERRA LAKES COUNTY WATER DISTRICT CONCERNING WATER
SERVICE PRIORITIES, WATER SUPPLY AVAILABILITY AND
DEFICIENCY MANAGEMENT POLICY, AND WATER SERVICE
CONDITIONS OF ANNEXATION**

BE IT ORDAINED by the Board of Directors of the Sierra Lakes County Water District, Placer County, California, that the District adopt the following policy:

To manage the District's water supply to provide water service in accordance with the following Water Service Priorities, Water Supply Availability and Deficiency Management Policy, and Water Service Conditions of Annexation.

SECTION ONE. Findings.

The Sierra Lakes County Water District (District) Board of Directors finds:

1. The District was created to provide water and sewer service to the 1077-lot Serene Lakes Subdivision. At present, approximately three-quarters of the lots in the subdivision have been developed and are obtaining water service. The remaining undeveloped lots had been assessed a stand-by charge to be eligible for water and sewer service until recently when the District imposed a sewer connection moratorium. As new sewer treatment capacity is added, a corresponding number of new sewer and water connections are authorized, to be granted to undeveloped lots on a first-come, first-serve basis.
2. The District's water supply is diverted from Serene Lakes under water right Permit No. 14248 (Application 20601). The District has a limited groundwater supply for short-term, emergency use only.
3. There is potential that the existing water supply is insufficient to meet the needs of future customers within Subdivision and elsewhere within the District's Service Area.
4. The District must manage its existing water supply and must not serve new customers without determining that there will be sufficient water available to serve the current and new customers.

SECTION TWO. Water Service Priorities.

Section ___ of Division ___ of Chapter ___ is hereby amended as follows:

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The District shall serve water to its customers as follows, provided sufficient water is available:

First, to serve its active customers in the Serene Lakes subdivision, the Royal Gorge Cross-Country Summit Station Day Lodge, the Ice Lakes Lodge, and the District Operations & Administrative Offices.

Second, to serve on a first-come-first-serve basis standby customers within the Serene Lakes subdivision at subdivided lots for which standby charges have been paid in accordance with Section 15.02 of Division XV of Chapter 2 of the District Code, but only if this does not unacceptably impair the District's ability to serve its active customers.

Third, to serve on a first-come-first-serve basis new customers within its existing sphere of influence and within its existing Service Area in accordance with the Water Service Conditions of Annexation and after annexation of the territory in accordance with applicable laws and regulations, but only if this does not unacceptably impair the District's ability to serve its active and standby customers.

Fourth, to serve on a first-come-first-serve basis expected new customers outside its existing sphere of influence but within its existing service area in accordance with the Water Service Conditions of Annexation and after annexation of the territory in accordance with applicable laws and regulations, but only if this does not unacceptably impair the District's ability to serve its active and standby customers and potential customers within the District's sphere of influence.

Fifth, to serve on a first-come-first-serve basis new customers outside its existing service area in accordance with the Water Service Conditions of Annexation and after annexation of the territory in accordance with applicable laws and regulations, but only if this does not unacceptably impair the District's ability to serve its active and standby customers and potential customers within the District's Service Area.

The District shall determine whether water is available to serve these uses accordance with the Water Supply Availability and Deficiency Management Policy.

SECTION THREE. Water Supply Availability and Deficiency Management Policy.

Section ___ of Division ___ of Chapter ___ is hereby amended as follows:

The District shall manage its water supply to serve customers according to the above priorities, and shall serve water to new customers only after finding there is water available to serve the existing and proposed new customers. The District shall annually

evaluate its water supplies and ability to serve existing and proposed new customers in an Annual Water Supplies Report.

An Annual Water Supplies Report shall be made to the Board of Directors on the current and long-term adequacy of the District's water supplies on or about April 15 of each year. The report shall include an evaluation of the adequacy of the District's water supplies to satisfy customer demand for the immediate water year and a projection for the next twenty years. The Report shall include findings whether there is water available to serve new customers. Water availability shall be shown if the District can serve the active and standby customers and new customers during a four-year drought period. The Report shall also make recommendations for adoption of any water conservation and demand measures.

SECTION FOUR. Water Service Conditions of Annexation.

Section ___ of Division ___ of Chapter ___ is hereby amended as follows:

The District shall consider annexing territory for the provision of water service, when requested by owners of the property or public agencies having jurisdiction, subject to the following conditions.

- The territory shall be within the District's Service Area.
- Generally, there should be an immediate need for water service on a part or all of the territory being annexed.
- The territory proposed for annexation should include any parcels required to make a logical boundary.
- The annexation should facilitate the operation of the utility and be of advantage to the community.
- The annexation should be economically sound and water service technically feasible.
- The territory must have adequate facilities for removal of sewage before annexation.
- The District finds in the Annual Water Supplies Report that sufficient water is available to serve the new customers.

The District will not extend water service to areas outside the present Service Area of the District if such extension would result in:

- A reduction in the quantity of water available to District customers to satisfy existing or projected levels of demand; or
- A reduction in the quality of water available to the District customers from the District's present water source; or
- An increase in costs of service for District customers.

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SECTION FIVE. Inconsistency.

To the extent that the terms and provisions of this Ordinance may be inconsistent or in conflict with the terms and conditions of any prior District ordinance, motion, resolution, rule or regulation governing the same subject, the terms of this Ordinance will prevail with respect to the subject matter thereof and such inconsistent and conflicting provisions of prior ordinances, motions, resolutions, rule or regulations are hereby repealed.

SECTION SIX. Severability.

If any provision of this Ordinance or application thereof to any person or circumstance is held invalid, no other provision of this Ordinance will be affected thereby.

SECTION SEVEN. Posting and Publication.

This Ordinance will be posted in three (3) public places in the District within ten (10) days of its adoption.

SECTION EIGHT. Effective Date.

This Ordinance will take effect on _____, 2008.

PASSED AND ADOPTED by the Board of Directors of the Sierra Lakes County Water District, Placer County, State of California, on the ____ day of _____, 2008, by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

SIERRA LAKES COUNTY WATER DISTRICT

President, Board of Directors

ATTEST:

Secretary, Board of Directors