

**RESOLUTION 2022-31**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF  
THE SAN BENITO COUNTY WATER DISTRICT  
SETTING A PUBLIC HEARING DATE FOR THE PURPOSE OF  
IMPLEMENTING A STANDBY OR AVAILABILITY CHARGE  
IN THE AREA SERVED BY THE ZONE 6 PRESSURIZED  
DISTRIBUTION SYSTEM (SAN FELIPE DISTRIBUTION SYSTEM)  
FOR WATER YEARS 2023-2024, 2024-2025, AND 2025-2026**

WHEREAS, pursuant to Section 70.6.6 of the San Benito County Water District Act, the District, by resolution, may fix, on or before the first day of March in any calendar year, a water standby or availability charge within any zone of the District to which water is made available by the District through underground or surface facilities, whether the water is actually used or not, except that such charge shall not apply to lands permanently dedicated exclusively to public transportation of persons or property; and

WHEREAS, the standby charge shall not exceed ten dollars (\$10.00) per acre, per year for each acre of land within any zone of the District or ten dollars (\$10.00) per year for any parcel of less than one acre; and

WHEREAS, the voters of the District on November 8, 1977, approved certain Propositions that provided, among other things, that:

- a) “in the area served by a pressurized distribution system there will be an annual maximum stand-by charge of \$10.00 per acre of land”; and

WHEREAS, the resolution fixing a standby charge shall be adopted by the Board only after adoption of a resolution setting the particular schedule or schedules of charges proposed to be established and after notice and hearing.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Directors of the San Benito County Water District that this Resolution 2022-31 sets forth the proposed standby or availability charge as follows:

\$6.00 per acre for each acre, and \$6.00 per year for any parcel of less than 1 acre, of land within Zone 6 San Felipe Distribution System Services Area of the District for water years 2023-2024 (March 1, 2023 through February 29, 2024), 2024-2025 (March 1, 2024 through February 28, 2025) and 2025-2026 (March 1, 2025 through February 28, 2026) and it will also include a per parcel enrollment fee as determined by the San Benito County Assessor’s Office.

BE IT FURTHER RESOLVED that a public hearing on this matter is to be held on Wednesday, January 25, 2023 at 5:00 p.m. in the District office, 30 Mansfield Road, Hollister, California.

PASSED AND ADOPTED by the Board of Directors of the San Benito County Water District this 21<sup>st</sup> day of December 2022, by the following vote:

AYES:	DIRECTORS:	Tonascia, Flores, Shelton, Williams & Wright
NOES:	DIRECTORS:	None
ABSENT:	DIRECTORS:	None
ABSTAIN:	DIRECTORS:	None

(Signature of presiding Board member  
Attested by Board Secretary  
Resolution #2022-31)

/s/ Joseph Tonascia  
Joseph Tonascia  
President

ATTEST:

/s/ Joyce Machado  
Joyce Machado  
Manager of Administration, Finance and Business Services