

## **RESOLUTION NO. 22-39**

### **A RESOLUTION OF THE TAHOE CITY PUBLIC UTILITY DISTRICT ESTABLISHING 2023 WATER BASE AND TIERED CONSUMPTION RATES FOR TAHOE CEDARS AND MADDEN CREEK WATER SERVICE AREA CUSTOMERS**

**WHEREAS**, on October 18, 2019, the Board of Directors ("the Board") adopted the Comprehensive Water and Sewer Rate Study performed by HDR Engineering, Inc. ("HDR") dated August 2019 ("2019 HDR Rate Study"), which developed a single transition water rate schedule for Tahoe Cedars and Madden Creek water service area customers and which transitions rates annually such that Tahoe Cedars and Madden Creek rates achieve the 2024 approved Proposition 218 rates in 2024; and

**WHEREAS**, in accordance with District Financial Policy No. 2025, Water System Acquisition Policy, the Board may utilize its property tax revenues for a rate transition plan to offset the difference in water rate revenue between the Tahoe Cedars and Madden Creek water customers and the remainder of the District water customers; and

**WHEREAS**, during the 2019 HDR Rate Study process, the Board determined that the water rate transition schedule for Tahoe Cedars and Madden Creek water service area customers would apply to those customers as of the effective date of Ordinance No. 299 and that the rates established in Ordinance No. 299, as they may be amended by resolution in accordance with Ordinance No. 301, that apply to customers outside of the Tahoe Cedars and Madden Creek water service areas will apply to all customers receiving water service at parcels that have changed ownership through a sale of the parcel on or after January 1, 2020; and

**WHEREAS**, the term "customers", as used in this Resolution is defined per Ordinance No. 263 as the legal owner of a property or premises receiving water service from the District, or the owner of a private water system being supplied water from the District; and

**WHEREAS**, any new water connection on or after January 1, 2019, regardless of service area, shall be subject to the rates established in Ordinance No. 299, as they may be amended by resolution in accordance with Ordinance No. 301; and

**WHEREAS**, on October 18, 2019, the Board passed and adopted Ordinance No. 299 which, among other things, amended and modified Ordinance No. 263 and established maximum water rates for years 2020, 2021, 2022, 2023, and 2024; and

**WHEREAS**, on November 22, 2019, the Board passed and adopted Ordinance No. 301 amending and modifying Ordinance No. 299, and Ordinance No. 301 provides that the Board may revise and establish water rates by resolution; and

**WHEREAS**, the Board desires to establish water rates for Tahoe Cedars and Madden Creek water service area customers for the year 2023; and

**WHEREAS**, this Resolution No. 22-39 shall become effective upon its passage and adoption.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the Tahoe City Public Utility District, as follows:

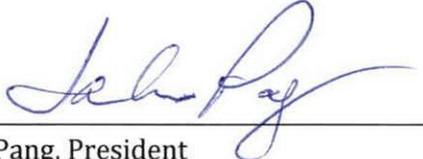
- 1) That the above recitations are true and correct.
- 2) The water rates set forth on Exhibit "A" are approved and shall be implemented beginning on January 1, 2023, for Tahoe Cedars and Madden Creek water service area customers who have owned the property where water service is received before January 1, 2020.
- 3) The water rates established by Ordinance No. 299, as they may be revised and established by resolution, that apply to customers outside of the Tahoe Cedars and Madden Creek water service areas are approved and shall be implemented beginning on January 1, 2023, for Tahoe Cedars and Madden Creek water service area customers who have owned the property where water service is received on or after January 1, 2023 and for any new water connection, regardless of service area, on or after January 1, 2020.
- 4) This Resolution No. 22-39 shall become effective upon its passage and adoption.

**PASSED AND ADOPTED** on the 18<sup>th</sup> day of November 2022, at a regular meeting of the Board of Directors of Tahoe City Public Utility District by the following vote:

AYES: Scoville, Friedman, Beals, Wilkins, Pang  
NOES: None  
ABSENT: None

**TAHOE CITY PUBLIC UTILITY DISTRICT**

BY:

  
\_\_\_\_\_  
John Pang, President

ATTEST:

  
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Terri Viehmann, District Clerk