



**RESOLUTION NO. 11.1-2021**

**ROWLAND WATER DISTRICT  
RESOLUTION OF THE BOARD OF DIRECTORS  
ADOPTING MISCELLANEOUS RATES, FEES AND PENALTIES**

**WHEREAS**, Rowland Water District (the “District”) is organized and operates pursuant to the County Water District Law, commencing with Section 30000 of the California Water Code (the County Water District Law”); and

**WHEREAS**, the District is the purveyor of potable water and recycled water services within its service area; and

**WHEREAS**, pursuant to the County Water District Law, the District has the authority to establish and impose fees to recover the costs of providing various services and regulatory activities that it provides within the District’s boundaries, and penalties for violations of any of its Rules and Regulations for Potable and Recycled Water Service (the “Rules and Regulations”); and

**WHEREAS**, the District has determined that the costs of providing certain miscellaneous services has increased and that it is appropriate to increase the rates for such fees and to amend the District’s Rules and Regulations to reflect such rate increases; and

**WHEREAS**, the District retained NBS to prepare a report demonstrating the reasonable costs of providing potable and recycled water service to construction customers within the District; and

**WHEREAS**, based on the findings set forth in NBS’ report, the District has further determined to impose rates and fees for potable and recycled water service to construction customers, including one-time fees and monthly potable and recycled water rates, who connect to the potable and recycled water system on a temporary basis; and

**WHEREAS**, the District has further determined that it is appropriate to increase the rates of certain penalties imposed pursuant to its Rules and Regulations and amend such Rules and Regulations to reflect such increases.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of Rowland Water District as follows:

- Section 1. The matters set forth in the recitals to this Resolution are true and correct statements and by this reference incorporated herein and made findings and determinations of the Board of Directors.

Section 2. The Board of Directors of the District has been presented with data showing the estimated reasonable costs of providing certain services for which the fees set forth in Exhibit A are imposed and the revenue sources available to recover the costs of providing such services. The fees and penalties set forth in Exhibit A are imposed in accordance with the District's Rules and Regulations.

Section 3. The Board of Directors called a public hearing for November 9, 2021, at 5:00 p.m., at the office of the District for the purpose of receiving public comments to the proposed fees and penalties. Notice of the public hearing was given by publication in a newspaper of general circulation within the District once a week for two weeks commencing at least ten (10) days prior to the public hearing, with at least 5 days intervening between the first and last publication. On November 9, 2021, at the time and place set for the public hearing, the Board heard and considered all oral and written presentations and comments made regarding the proposed fees and penalties.

Section 4. The Board of Directors finds and determines that:

(a) The fees established by this Resolution:

(1) are imposed for a specific government service provided directly to the payer, or for reasonable regulatory costs of the District for issuing licenses and permits, performing investigations, inspections, and administrative enforcements of the District's Rules and Regulations;

(2) are no more than necessary to cover the reasonable costs of the governmental activity for which the fee is imposed; and

(3) the manner in which those costs are allocated to a payor bear a fair or reasonable relationship to the payor's burdens on, or benefits received from, the governmental activity for which the fee or is imposed.

(b) The penalties established by this Resolution are imposed pursuant to the District's Rules and Regulations.

(c) The fees and penalties are not taxes within the meaning of California Constitution article XIII C, section 1(e).

Section 5. (a) The Board of Directors hereby finds that the administration, operation, maintenance, and improvements of the potable water and recycled water systems, which are to be funded by the fees, are necessary to maintain potable water and recycled water service within the District's existing service area. The Board further finds that the administration, operation, maintenance, and improvements of the potable water and recycled systems, to be funded by the fees will not expand the potable

water or recycled water system. The Board further finds that the fees are necessary and reasonable to fund the administration, operation, maintenance, and improvements of the potable water and recycled water systems. Based on these findings, the Board hereby determines that this Resolution as it pertains to the fees or penalties is exempt from the requirements of CEQA pursuant to California Public Resources Code section 21080(b)(8) and State CEQA Guidelines section 15273(a).

(b) The documents and materials that constitute the record of proceedings on which these findings have been based are located at 3021 Fullerton Road, Rowland Heights, California. The custodian for these records is the Secretary of the Board.

Section 6. The rates for the fees and penalties set forth in Exhibit A are hereby adopted and shall take effect on the dates set forth in Exhibit A. The General Manager of the District is hereby authorized and directed to take all actions necessary to: (a) effectuate the authorizations set forth herein; (b) collect all such fees and penalties at the rates and in the amounts set forth in Exhibit A; and (c) revise the District's Rules and Regulations to reflect the changes to the rates for the fees and penalties set forth in Exhibit A and adopted herein.

Section 7. If any section, subsection, clause or phrase in this Resolution No. 11.1-2021 or the application thereof to any person or circumstances is for any reason held invalid, the validity of the remainder of this Resolution No. 11.1-2021 or the application of such provision to other persons or circumstances shall not be affected thereby. The Board hereby declares that it would have passed this Resolution No. 11.1-2021 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 to any person or circumstance be held invalid.

Section 8. To the extent that this Resolution No. 11.1-2021 and the rates for the fees and penalties set forth herein are inconsistent with any prior resolution, ordinance, Rules and Regulations, or actions of the Board, it is the explicit intention of the Board that this Resolution No. 11.1-2021 shall prevail.

Section 9. This Resolution shall take effect immediately upon adoption.

**ADOPTED** at a regular meeting of the Board of Directors of the Rowland Water District held on November 9, 2021, by the following vote, to wit;

AYES:	Directors Lima, Lu-Yang, Lewis, Bellah and Hsu
NOES:	None
ABSTAIN:	None
ABSENT:	None

ATTEST:

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TOM COLEMAN  
Board Secretary

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ANTHONY J. LIMA  
Board President

**EXHIBIT A**  
**Schedule of Miscellaneous Fees and Penalties**

Fee or Penalty (Effective JANUARY 1, 2022)	Amount
Application Fee	\$60.00
Termination Notice Fee (Door Hanger)	\$51.00
Turn On/Turn Off Fee	\$50.00
Reconnection Fee – After Business Hours	\$140.00
Tampering Penalty	\$200.00
Meter Test Deposit	\$238.00
Cross Connection Control Administration Fee (Per Year/Per Unit)	\$10.00
Cross Connection Control Delinquent Notice Fee	\$11.00
Cross Connection Control Termination Notice Fee	\$51.00
Cross Connection Control Turn Off/Turn On Fee – During Business Hours	\$102.00
Cross Connection Control Plan Check/Inspection Fee	\$434.00
Fee For Each Additional Cross Connection Control Assembly	\$36.00
Recycled Water Plan Check/Inspection Fee	\$893.00
Fire Flow Test Fee	\$325.00

**CONSTRUCTION METER FEE SCHEDULE**

Effective Date	Jan. 1, 2022	Jan. 1, 2023	Jan. 1, 2024	Jan. 1, 2025	Jan. 1, 2026
<b>Construction Meter Deposit</b>	\$3,165.00	\$3,259.00	\$3,357.00	\$3,458.00	\$3,562.00
<b>Administration Fee- Construction Meter</b>	\$213.00	\$220.00	\$226.00	\$233.00	\$240.00
<b>Monthly Rental Fee Construction Meter</b>	\$65.00	\$67.00	\$69.00	\$71.00	\$73.00
<b>Relocate Construction Meter (cost per hour)</b>	\$96.00	\$99.00	\$102.00	\$105.00	\$108.00

**CONSTRUCTION POTABLE/RECYCLED WATER RATE (\$/HCF)**

Effective Date	Jan. 1, 2022	Jan. 1, 2023	Jan. 1, 2024	Jan. 1, 2025	Jan. 1, 2026
<b>Construction Rate-Potable</b>					
<b>Zone 1</b>	\$5.85	\$6.12	\$6.17	\$6.27	\$6.18
<b>Zone 2</b>	\$6.00	\$6.28	\$6.33	\$6.44	\$6.36
<b>Zone 3</b>	\$6.14	\$6.42	\$6.48	\$6.59	\$6.52
<b>Zone 4</b>	\$6.48	\$6.78	\$6.85	\$6.98	\$6.92
<b>Zone 5</b>	\$6.68	\$6.99	\$7.07	\$7.21	\$7.16
<b>Zone 6</b>	\$6.95	\$7.27	\$7.36	\$7.51	\$7.47
<b>Construction Rate-Recycled</b>	\$4.26	\$4.25	\$4.25	\$4.25	\$4.25