



RESOLUTION NO. 792

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE IDYLLWILD WATER DISTRICT  
ADOPTING WATER AND SEWER RATES FOR  
FISCAL YEARS 2023-24, 2024-25, 2025-26, 2026-27 and 2027-28

**WHEREAS**, the Idyllwild Water District ("District") provides water, and sewer collection and treatment to residents and businesses of Idyllwild; and

**WHEREAS**, California Water Code Section 30000 et seq. authorizes the District to fix and collect water and sewer rates for water and sewer service provided to property owners and residents within the District; and

**WHEREAS**, in 2022, the District hired Bartle Wells Associates to prepare a water and sewer rate study for Fiscal Years 2023-24, 2024-25, 2025-26, 2026-27, and 2027-28 ("Water and Sewer Rate Study"); and

**WHEREAS**, there has been presented to the Board of Directors ("Board") proposed water and sewer rates for the District for the Fiscal Years 2023-24, 2024-25, 2025-26, 2026-27 and 2027-28; and

**WHEREAS**, at regular meetings on April 19, 2023, and May 17, 2023, and June 21, 2023, the Board reviewed the Water and Sewer Rate Study, and held a public workshop hosted by the rate consultant in May 2023; and

**WHEREAS**, on June 21, 2023, the Board determined that the increases to the water and sewer charges (collectively herein, the "Charges") described in the Water and Sewer Rate Study are necessary and sufficient to cover, without exceeding, the cost to provide water and sewer service to each customer connection; and

**WHEREAS**, the revenues derived from the Charges will not exceed the funds required to provide the water and sewer service and shall be used exclusively for the provision of water and sewer service; and

**WHEREAS**, the amount of the Charges will not exceed the proportional cost of the service attributable to each parcel upon which they are proposed for imposition; and

**WHEREAS**, the Charges will not be imposed on a parcel unless the service is actually used by, or immediately available to, the owner or tenant of the parcel; and

**WHEREAS**, the California Constitution, article XIII D, section 6 ("Article XIII D") requires that prior to imposing any increase to the rates, the District shall provide written notice (the "Notice") by mail of the proposed increases to the rates for the Charges to the record owner of each parcel upon which the rate increases to the Charges are proposed for imposition and any tenant directly liable for payment of such Charges (collectively herein referred to as "customers"), the amount of the rates for the Charges proposed to be imposed on each parcel, the basis upon which the rates for the Charges were calculated, the reason for the rate increases to the Charges, and the date time and location of a public hearing (the "Hearing") on the proposed rate increases to the Charges; and

**WHEREAS**, on April 19, 2023, the District mailed notice of the proposed water and sewer rate increase in accordance with Article XIII D , and the notice included the proposed rates for Fiscal Years 2023-24, 2024-25, 2025-26, 2026-27 and 2027-28; and

**WHEREAS**, the proposed water and sewer rates have been reviewed and considered by the Board, and the Board has determined that it is in the best interest of the District to adopt water and sewer rates for the sound financial operation of the District; and

**WHEREAS**, the Board held a public hearing on June 21, 2023 at 6:00 p.m. and the Board heard all oral testimony, and considered all written materials and written protests concerning the establishment and imposition of the proposed rate increases to the Charges, and at the close of the Hearing the Board of Directors did not receive written protests against the establishment and imposition of the proposed rate increases to the Charges from a majority of the record owners or property upon which the Charges are proposed for imposition or any tenants directly liable for the payment of the Charges (i.e., a customer of record who is not a property owner); and

**WHEREAS**, the Board of Directors desires to establish water and sewer rates for Fiscal Years 2023-24, 2024-25, 2025-26, 2026-27 and 2027-28.

**THEREFORE, BE IT RESOLVED**, determined, and ordered by the Board of Directors of the Idyllwild Water District as follows:

Section 1. The matters set forth in the recitals to this Resolution are true and correct statements.

Section 2. The Board of Directors hereby adopts the rates for the Charges for water and sewer services at the maximum rates, and on the effective dates, as set forth in Exhibit A, attached hereto and incorporated herein by this reference. The prior water rate schedule adopted as part of Resolution Number 753 is rescinded and replaced by Resolution Number 792 effective July 1, 2023. To the extent any Charges established by this Resolution are inconsistent with any Charges previously adopted by the Board of Directors, it is the explicit intention of the Board of Directors that the Charges adopted pursuant to this Resolution shall prevail.

Section 3. Written protests against the proposed rates and Charges were not presented by a majority of owners.

Section 4. The Board of Directors has reviewed the entire record for this matter, which includes the Water and Sewer Rate Study, the final version of which is incorporated herein by reference, and the analyses of expenses and revenues set forth therein. Based on the Board of Directors' review, it finds and determines that:

- A. As set forth in the Water and Sewer Rate Study, revenues derived from the rates and Charges will not exceed the revenues required to provide the property-related service; and
- B. As set forth in the Water and Sewer Rate Study, revenues derived from the rates and charges will not be used for any purpose other than that for which the rates or Charges are imposed; and
- C. As set forth in the Water and Sewer Rate Study, the amount of a rate or Charge imposed upon any parcel or person as an incident of property ownership does not exceed the proportional cost of the service attributable to the parcel.

Section 5. The Board of Directors hereby determines that no rate or charge will be imposed for a service unless that service is actually used by, or immediately available to, the owner of the property in question.

Section 6. The Board of Directors hereby determines that no rate or charges will be imposed for general governmental services including, but not limited to police, ambulance, fire, or library services, where the service is available to the public at large in substantially the same manner as it is to property owners.

Section 7. The Board of Directors hereby finds that the administration, operation, maintenance, and improvements of the water and sewer systems, which are to be funded by the Charges, are necessary to maintain water and sewer service within the District's existing service area. The Board of Directors further finds that such Charges are necessary and reasonable to fund the administration, operation, maintenance, and improvements of the District's water and sewer system. Based on these findings, the Board of Directors hereby determines that this Resolution is statutorily exempt from the requirements of CEQA pursuant to California Public Resources Code section 21080(b)(8) and State CEQA Guidelines section 15273(a). The documents and materials that constitute the record of proceedings on which these findings have been based are located at 25945 Hwy. 243, Idyllwild CA 92549. The custodian for these records is the Board Secretary of the District.

Section 8. If any section, subsection, subdivision, sentence, clause, or phrase in this Resolution or any part thereof is for any reason held to be unconstitutional

Section 8. The attached water rates shall take effect on July 1, 2023.

**MOVED, PASSED, AND ADOPTED** this 21<sup>st</sup> day of June 2023.

IDYLLWILD WATER DISTRICT



Dr. Charles Schelly, President Board of Directors

**ATTEST:**

I, Leo Havener, Secretary of the IDYLLWILD WATER DISTRICT, hereby certify that the foregoing Resolution was duly and regularly introduced and adopted by the Board of Directors of the IDYLLWILD WATER DISTRICT at its meeting of June 21, 2023, by the following vote:

**AYES:**

**Director Olson  
Director Kunkle  
Vice President Szabadi  
President Schelly**

**NAY:**

**ABSTAIN:**

**ABSENT:**

**Motion approved**

In witness whereof, I have executed by statement and affix the official seal of the IDYLLWILD WATER DISTRICT this 21st day of June 2023.

IDYLLWILD WATER DISTRICT



Leo Havener, Secretary to Board of Directors

Exhibit A  
Water and Sewer Service Rates

[insert 5-year rate schedule]

