

**ORDINANCE NO. 27**

**AN ORDINANCE OF THE SAN BENITO COUNTY WATER DISTRICT  
ESTABLISHING SAN FELIPE DISTRIBUTION SYSTEM WATER CHARGES  
FOR AGRICULTURAL AND NON-AGRICULTURAL WATER**

**WHEREAS**, on November 8, 1977, the voters of San Benito County passed Proposition B, which authorized the levy of charges sufficient to repay the United States for the District's share of the cost of construction and cost of operation and maintenance of the Federal Facilities portion of the San Felipe Division of the Central Valley Project; and

**WHEREAS**, Proposition B also authorized a levy of charges sufficient to repay the costs of construction and cost of operation and maintenance of the District's Distribution Facilities; and

**WHEREAS**, the Board of Directors have determined charges which, together with other revenue sources , are sufficient to repay the United States for the construction and operation and maintenance of the Federal Facilities or for the cost of operation and maintenance and repayment of the District's Distribution Facilities; and

**BE IT ORDAINED** by the Board of Directors of the San Benito County Water District as follows:

1. **Water Rates:** In order to meet said costs, the rates for water delivered through the pressurized San Felipe Distribution System shall be established at:

<u>USE</u>	<u>RATE</u>
Agricultural - Non-Full Cost	\$ 75.00 per acre foot
Full-Cost (RRA Section 205(a)(3))	\$240.00 per acre foot
Full-Cost (RRA Section 202(3))	\$240.00 per acre foot
Non-Agricultural (Municipal & Industrial)	\$155.00 per acre foot

2. **Effective Date:** The above water rates shall be effective March 1, 1998, and shall remain in full force and effect until changed by ordinance of the San Benito County Water District.
3. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
4. In the event that any portion or provision of this Ordinance shall be determined by a court of law or other tribunal to be invalid or unconstitutional, such a finding of invalidity or unconstitutionality, such a finding of invalidity or unconstitutionality shall not affect the validity of the remaining provisions of this Ordinance which shall remain in full force and effect.

5. This Ordinance shall be in full force and effect at 12:01 a.m. on the 30<sup>th</sup> day after its passage and shall be published once in a newspaper of general circulation published and printed in the County of San Benito, State of California, together with the names of the members of the Board of Directors voting for and against same, prior to 15 days from its passage hereof.

Passed and adopted this 2<sup>nd</sup> day of February, 1998, by the following vote:

AYES:	DIRECTORS:	Rupert, Gonzales, Buzzetta, Perry, Swanson
NOES:	DIRECTORS:	None
ABSENT:	DIRECTORS:	None

BOARD OF DIRECTORS,  
SAN BENITO COUNTY WATER DISTRICT

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Robert M. Swanson, President

ATTEST:

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Denise R. Thome, Administrative Services Officer