

ORDINANCE NO. 38

**AN ORDINANCE OF THE SAN BENITO COUNTY WATER DISTRICT
ESTABLISHING WATER RATES AND CHARGES
FOR ZONE 102 (COMSTOCK ESTATES WATER SYSTEM)**

WHEREAS, the San Benito County Water District (District) is vested with the power to any and every lawful act necessary so that sufficient water may be available for any present or future beneficial use or uses on the lands or for the inhabitants within the District including the storage and distribution of water for domestic, fire protection and municipal uses; and

WHEREAS, the San Benito County Water District Board of Directors adopted a Resolution establishing Zone 102 and undertaking a project therein; and

WHEREAS, Resolution 2001-14, provides that “Rates and Charges to be assessed in said Zone for the purpose of operating, maintaining, extending, repairing, or otherwise improving the system, for service of water within said Zone and for debt repayment, shall be established by ordinance of this District subsequent to the adoption of this Resolution”; and

WHEREAS, the Board of Directors has determined that water rates and charges together with other revenue sources are sufficient to meet the estimated financial obligations of Zone 102 including, but not limited to, the cost of operation, maintenance, and repair of the Zone 102 facilities.

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

1. Water Rates and Charges

In order to meet the forecasted financial obligations and costs of Zone 102, the rates for water service through the water system of Zone 102 (Comstock Estates Water System) shall be established as follows:

Residential Service

Service and Demand Charge	\$145.41 per month
Energy Surcharge	\$ <u>-0-</u> per month

2. The Water Rates and Charges set forth in this Ordinance shall be based on water service and the amount of water consumed by the customer and are not imposed upon real property or upon a person as an incident of property ownership.

