

## ORDINANCE NO. 2004-03

### AN ORDINANCE OF THE BOARD OF DIRECTORS OF SACRAMENTO SUBURBAN WATER DISTRICT CODIFYING AND ADOPTING REGULATIONS GOVERNING WATER SERVICE

WHEREAS, on March 15, 2004, the Board held a public hearing in accordance with the requirements of Proposition 218 and after the close of the hearing, adopted Ordinance 2004-01, enacting Regulation 3 restructuring and increasing water rates and charges;

WHEREAS, on April 19, 2004, the Board adopted Ordinance 2004-02 amending Ordinance 2004-01 and adopting water service regulations 1, 2, 4 through 6 and 8 through 17;

WHEREAS, the District desires to adopt and to codify all regulations governing its provision of water service into a uniform code entitled "Regulations Governing Water Service".

NOW, THEREFORE, BE IT ORDAINED by the Board of Directors of the Sacramento Suburban Water District as follows:

**Section 1. Purpose.** The purpose of this ordinance is to codify all regulations governing the District's provision of water service into a uniform code entitled "Regulations Governing Water Service, which will ensure the provision of adequate water service and collection of charges to finance such services.

**Section 2. Adoption of Regulations Governing Water Service.** The Board of Directors hereby adopts and codifies Regulations 1 through 17 as the District's Regulations Governing Water Service. Regulations 1 through 17 are attached hereto as Exhibit A and incorporated herein.

**Section 3. Continuing Effectiveness of Regulation 3.** The provisions of Ordinance 2004-01 restructuring and increasing District water rates and charges and adopting Regulation 3 are hereby confirmed and continued as a portion of the District's Regulations Governing Water Service.

**Section 4. Review of Regulations Governing Water Service.** The Board of Directors will annually update and review the status of implementation of the District's capital improvement program for the purpose of determining whether an adjustment (i.e., a decrease or an increase) in the District's water rates and charges as set forth in Regulation 3 is warranted. The District will conduct a bi-annual review of Regulations 1 through 2 and 4 through 17 to determine whether amending, replacing or repealing any such regulation is warranted. Nothing in this section prevents the Board from amending, replacing or repealing any regulation at any other time, if the Board determines that such amendment, replacement or repeal is necessary or convenient for the welfare of the District's ratepayers or to the conduct of the District's business.

**Section 5. Repeal of Previous Regulations.** This ordinance supersedes and repeals all other prior District ordinances, codes, regulations, resolutions, policies and procedures that are inconsistent with this ordinance, including but not limited to, Ordinance 2004-02.

**Section 6. Effective Date.** This ordinance shall take effect on August 19, 2004, except that the water service rates and charges described in Regulation 3 shall continue in effect as provided in Ordinance 2004-01.

**Section 7. Posting.** The District Secretary is directed to post a copy of this ordinance in three public places in the District within 10 days after its adoption.

PASSED AND ADOPTED by the Board of Directors of the Sacramento Suburban Water District on July 19, 2004 by the following vote:

AYES: Eggert, Githens, Porter, Sullivan and Williams.  
NOES: None.  
ABSTAIN: None.  
ABSENT: Bachman and Buck.

By: \_\_\_\_\_  
James B. Williams  
President, Board of Directors  
Sacramento Suburban Water District

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I hereby certify that the foregoing ordinance was duly and regularly adopted and passed by the Board of Directors of Sacramento Suburban Water District at a regular meeting hereof held on July 19, 2004.

By: \_\_\_\_\_  
Robert S. Roscoe  
General Manager/Secretary  
Sacramento Suburban Water District