

**OAKDALE IRRIGATION DISTRICT
RESOLUTION NO. 2020-36**

**AGRICULTURAL WATER USER RATES
FOR THE WATER YEAR 2021**

WHEREAS, California Water Code Section 22280, et seq. provides that the District may levy charges in lieu of assessments; and

WHEREAS, Water Code Section 22283 provides that the District may prescribe reasonable rules to carry out the provisions of the Water Code section 22280, et seq.; and

WHEREAS, said change is exempt from CEQA under Public Resources Code Section 21080(a) (8); and

WHEREAS, on October 21, 2014, the District accepted and approved the increase in agricultural water user rates as identified in Exhibit "A" as the maximum that could be imposed without being subject to the requirements of Article XIII D(6) of the California Constitution; and

WHEREAS, the District declares the following:

- (1) The revenues derived from these rates do not exceed the funds required to provide subject properties related services.
- (2) The revenues derived from the rates will not be used for any purpose other than that for which the rates are imposed.
- (3) The amount of a rate imposed shall not exceed the proportional cost of the service; and

NOW BE IT RESOLVED AND ORDERED, the District desires to implement Agricultural Water User Rates for the 2021 water year as shown in Exhibit "A" for the following charges:

- (1) FIXED CHARGE to be implemented.
- (2) VOLUMETRIC CHARGE to be implemented.
- (3) DROUGHT SURCHARGE will not be implemented.
- (4) Three-percent ANNUAL INFLATION to be implemented.

BE IT FURTHER RESOLVED, that all charges as identified in this Resolution shall be applicable to each separate parcel, as shown on the District records of Stanislaus County and San Joaquin County Assessor's Parcel Maps.

BE IT FURTHER RESOLVED, that each said *fixed* charge shall be collected in two equal installments, the first of which is due on December 21, 2020, and the second on June 21, 2021. If payment for the first installment is not received at the District office by 5:00 p.m. on the aforementioned due date the payment will be considered delinquent, and penalty

charges will be made according to current policy. If payment for the second installment is not received at the District office by 5:00 p.m. on the aforementioned due date the payment will be considered delinquent, and penalty charges will be made according to current policy. Postmarks are not accepted.

BE IT FURTHER RESOLVED that the District shall charge and collect, in accordance with California Water Code sections 26077 and 26078, the following penalties on fixed charges that become delinquent:

Fixed Charge

Ten percent (10%) on the first installment.

Five percent (5%) on the second installment plus \$5.00 service charge.

BE IT FURTHER RESOLVED that each volumetric billing is due after the end of irrigation season. If the 2020 volumetric charges are not paid by December 21, 2020 at 5:00 p.m. at the District office, penalties will be applied. Postmarks will not be accepted.

BE IT FURTHER RESOLVED that the District shall charge and collect, in accordance with California Water Code sections 26077, the following penalties on volumetric charges that become delinquent:

Volumetric Charge

Ten percent (10%)

BE IT RESOLVED that said volumetric charge will be billed for the following periods:

- Start of the irrigation season through May 31st each year,
- June 1st through July 31st, each year,
- August 1st through the end of the irrigation season each year.

BE IT FURTHER RESOLVED that the District may refuse to furnish water to any parcels of land with outstanding charges for water or services already furnished or rendered to such land (including penalties). The District will not furnish irrigation for the subsequent irrigation season until all prior year delinquencies are paid in full.

BE IT FURTHER RESOLVED, that this resolution supersedes any other previous resolution relating to the above subject matter.

Upon motion of Director Doornenbal, seconded by Director DeBoer and duly submitted to the Board for its consideration, the above titled resolution was adopted this 3rd day of November 2020, by the following roll call vote:

Director Doornenbal	Yes
Director Orvis	Yes
Director DeBoer	Yes
Director Santos	No
Director Altieri	No

The motion passed by a 3-2 vote.

OAKDALE IRRIGATION DISTRICT



Thomas D. Orvis, President
Board of Directors



Steve Knell, P.E.
General Manager/Secretary

EXHIBIT "A"

SCHEDULE OF AGRICULTURAL WATER USER RATES
2021

FIXED CHARGE

\$30.39 per acre (with a minimum rate of \$60.77)

VOLUMETRIC CHARGE

Tier 1: \$ 3.49 per acre-foot per acre / up to 3 acre-feet

Tier 2: \$ 6.93 per acre-foot per acre / for each additional acre-foot up to 5 acre-feet

Tier 3: \$ 9.21 per acre-foot per acre/ for each additional acre-foot up to 7 acre-feet

Tier 4: \$11.53 per acre-foot per acre / for each additional acre-foot up to 8 acre-feet

Tier 5: \$23.01 per acre-foot per acre / for each additional acre-foot over 8 acre-feet

DROUGHT SURCHARGE – *Not implemented unless a drought is declared*

\$6.87 per acre

TIER 2 ANNEXED PROPERTIES VOLUMETRIC CHARGE

\$58.61 per acre-foot per acre