

## RESOLUTION NO. 1343

### RESOLUTION OF THE BOARD OF DIRECTORS OF THE VALLECITOS WATER DISTRICT CONFIRMING THE DISTRICT POLICY RELATING TO THE TIMING OF COLLECTION OF CAPITAL FACILITY FEES

WHEREAS, the Vallecitos Water District ("District") currently requires that all fees and charges, including Water and Sewer Capital Facility Fees are paid prior to Board approval of Development Agreements; and

WHEREAS, the development community has raised concerns that the current practice makes it difficult to obtain financing for a project prior to the District's commitment of service; and

WHEREAS, the Board of Directors finds that it will serve the best interests of the District to establish a policy of collecting Water and Sewer Capital Facility Fees at the time of issuance of a building permit, except in specified circumstances.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Vallecitos Water District that the timing of payment of Water and Sewer Capital Facility fees shall be as follows:

SECTION 1: Single family residential project/improvements on a single lot (services only): Water and Sewer Capital Facility Fees shall be due and payable any time prior to issuance of building permit.

SECTION 2: Subdivisions (Parcel Maps): Water and Sewer Capital Facility Fees for Subdivisions of five (5) or less parcels, as that term is defined in the California Subdivision Map Act, shall be due and payable any time prior to issuance of each building permit per lot.

SECTION 3: Subdivisions (Final Maps): Total Water and Sewer Capital Facility Fees for Subdivisions of more than five (5) parcels as that term is defined in the California Subdivision Map Act shall be due and payable any time prior to the issuance of the first building permit in the Subdivision.

SECTION 4: Condominiums/Multi-Family/Commercial/Industrial (master meters): Total Water Capital Facility Fees for projects consisting of Condominiums, Multi-Family units, Commercial and Industrial uses with master meters, regardless of the number of units, shall be due and payable prior to Board approval of the Development Agreement. Sewer Capital Facility Fees for the same project shall be due and payable prior to issuance of each building permit in a particular phase as determined and approved in the reasonable discretion of the District.

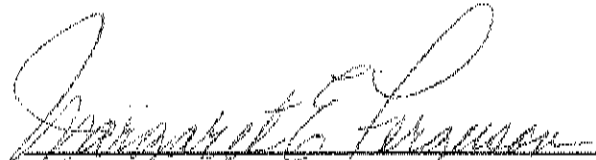
SECTION 5: Condominium/Multi-Family/Commercial/Industrial (individual water meters and sewer laterals): Water and Sewer Capital Facility Fees for projects consisting of Condominiums, Multi-Family units, Commercial and Industrial uses, which utilize individual water meters and sewer laterals, regardless of the number of units, shall be due and payable prior to issuance of each building permit per lot or phase as determined and approved in the reasonable discretion of the District.

SECTION 6: Hotel/Motels: Water and Sewer Capital Facility Fees for Hotel and Motel projects shall be due and payable at any time prior to the issuance of the first building permit for the project.

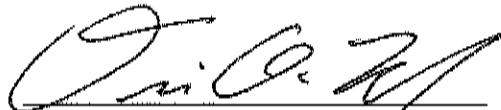
SECTION 7: This Resolution shall be effective immediately upon passage.

PASSED, APPROVED AND ADOPTED by the Board of Directors of the Vallecitos Water District at a regular meeting held on the 17<sup>th</sup> day of FEB 2010 by the following roll call vote:

AYES: Gentry, Hannan, Polti, Shell, Ferguson  
NOES:  
ABSTAIN:  
ABSENT:

  
Margaret E. Ferguson, President  
Board of Directors  
Vallecitos Water District

ATTEST:

  
Dennis O. Lamb, Secretary  
Board of Directors  
Vallecitos Water District