

**RESOLUTION NO. 18-14**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
TWENTYNINE PALMS WATER DISTRICT REVISING THE POLICY FOR  
MAINLINE EXTENSIONS**

**WHEREAS**, the Board of Directors (“Board”) previously adopted a policy requiring distribution pipelines to traverse one complete side of a property requiring new, enlarged, and/or expanded service connections (“Policy”). That Policy was established pursuant to District Resolution No. 03-15. The Policy is currently set forth in Twentynine Palms Water District Code, Section 7.05.030(3)(b); and

**WHEREAS**, the Policy is, for many reasons, not feasible to implement, and the Board has, on occasion, allowed the construction of distribution pipelines to the corner of a property requiring new, enlarged, and/or expanded service connections, rather than across one complete side of a property; and

**WHEREAS**, the Board desires to revise the Policy in conformance with past practices and to increase the flexibility regarding the construction of new distribution pipelines consistent with the best interests of the District and its customers such that distribution pipelines for property requiring new, enlarged, and/or expanded service connections may be constructed to the property corner and will only have to traverse an entire property side when additional infrastructure is needed to meet fire flow or other legal requirements.

**NOW, THEREFORE**, the Board of Directors does hereby **RESOLVE** and **ORDER** as follows:

Section 1: Section 7.05.030(3)(b) **Capital impact fees – Policy** of the Twentynine Palms Water District Code is hereby amended as follows:

(b) Secondary. All new, enlarged and/or expanded service connections shall be charged a secondary capital impact fee (SCIF). The amount of this SCIF shall be equal to the greater of:

- (i) The actual cost to provide the required secondary infrastructure; or
- (ii) A calculated fee that is based on the linear footage of the property requiring new and/or enlarged/expanded service.

Actual cost shall include, but is not limited to, the cost of fire hydrants and/or a distribution pipeline. Actual cost shall be charged when there is no or only partial secondary infrastructure available to the required service or when there is inadequate capacity in the existing system to provide the required water flow for the new or expanded service. Actual cost may include the cost of new and/or enlarged/expanded secondary infrastructure. If fire hydrants and/or a distribution pipeline are required, the SCIF shall be based on the cost of extending the existing distribution system in such a manner that the resulting expanded

distribution pipeline traverses at least one complete side of the property requiring water service only if fire flow or other legal requirements so mandate; otherwise, the expanded distribution pipeline may be constructed to the property corner. Property that has participated in the annexation of Assessment District No. 4, and has not been subsequently subdivided, shall not be required to extend a required distribution pipeline in such a manner that the resulting expanded pipeline traverses one side of the property. However, property that participated in Assessment District No. 4 and that was subsequently subdivided shall be subject to the requirement of having secondary infrastructure traverse one complete side of the property only if fire flow or other legal requirements so mandate; otherwise, the secondary distribution pipeline may be constructed to the property corner. Further, property that has participated in the annexation of Assessment District No. 4 shall only be subject to the actual cost to provide the additional required secondary infrastructure to the property and shall not be subject to a calculated fee if adequate secondary infrastructure already exists.

The calculated fee shall be based on the linear footage of the frontage of the subject property times \$6.00 per foot. Frontage is defined as the side of the property to which the property address has been assigned by the city or county.

If the subject parcel currently has water service, no calculated fee will be charged for impact on the secondary infrastructure. The new and/or enlarged/expanded service is however obligated to pay for the actual cost of upgrading the distribution pipeline to provide the required additional water flow. No credit will be given for an existing pipeline that is to be replaced with a larger one.

Section 2: The Policy contained in Resolution 03-15 and all other related actions are hereby superseded to the extent they are inconsistent with this Resolution modifying the District's Policy. Resolution 03-15 otherwise remains valid and in full force and effect.

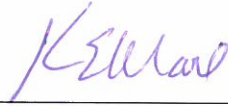
Section 3: If any provision in this Resolution or the application thereof to any person or circumstances is for any reason held invalid, the validity of the remainder of this Resolution or the application of such provisions to other persons or circumstances shall not be affected thereby. The Board hereby declares that it would have passed this Resolution and each provision thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses, or phrases or the application thereof to any person or circumstance be held invalid.

Section 4: This Resolution shall become effective upon the date of adoption as set forth herein.

Section 5: The Recitals set forth above are incorporated herein and made an operative part of this Resolution.

**PASSED AND ADOPTED** this 24<sup>th</sup> day of October 2018 by the following vote:

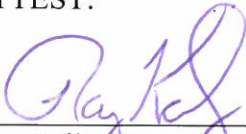
Ayes: Directors Coghill, Giannini, Horn, Leazer, and Moore  
Noes: None  
Abstain: None  
Absent: None



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Kerron E. Moore, President  
Board of Directors

ATTEST:



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Ray Kolisz, Board Secretary  
Twentynine Palms Water District

