

BOLINAS COMMUNITY PUBLIC UTILITY DISTRICT

Resolution No. 609

Establishing District Policy Concerning Suspended Water Service.

WHEREAS, the Bolinas Community Public Utility District (“BCPUD”) has enacted numerous past resolutions pertaining to “abandoned” or “suspended” water service connections within the district;

WHEREAS, the above-referenced set of past resolutions, when read together and in their entirety, establish that “abandoned” or “suspended” water service connections are connections which are not in use because they have been duly deemed abandoned or suspended by the BCPUD due to specified conduct by the customer, including failure to pay the annual water service charge, failure to pay the quarterly metered water bill, willful failure to provide access to the water meter or willful damage to the meter or its connections and service lines;

WHEREAS, the above-referenced set of past resolutions, when read together and in their entirety, further establish that an “abandoned” or “suspended” water service connection does not cease to exist but rather may be reactivated from its abandoned or suspended state by the customer’s payment of all past due fees, charges and assessments, plus interest, plus payment of a re-activation charge of \$2,000, *provided, however, that* said re-activation charge shall not apply to connections providing water service to affordable housing customers, as more specifically described below; and

WHEREAS, the Board of Directors of the BCPUD wishes to revise and consolidate this body of resolutions into this single resolution to facilitate the public’s understanding of the district’s policy with regard to abandoned or suspended water service connections and to make clear that the BCPUD will no longer deem a water service connection to be abandoned or suspended, but rather the customer may request the same as provided herein;

THEREFORE, BE IT RESOLVED by the Board of Directors of the BCPUD as follows:

1. BCPUD Resolutions 238, 248, 258, 439 and 440, all of which address the subject of abandoned or suspended water service, are hereby rescinded.
2. This resolution does not apply to the BCPUD’s termination of a customer’s water service. The BCPUD may terminate a customer’s water service for the reasons and following the procedures established in BCPUD Resolution 312, which remains in full force and effect.
3. The district henceforth will not deem water services to be “abandoned” or “suspended”; rather, a customer may request suspension of his or her water service as provided herein.
4. A customer may request the suspension of his or her water service by submitting a written request to the Board of Directors of the BCPUD attesting that any and all buildings on the property served by the water service identified for suspension either are otherwise served by

9. A customer may activate his or her suspended water service at any time by payment to the district of:
- a. all accrued but unpaid annual water service charges, plus interest, as calculated by the district;
 - b. a reactivation fee of \$2,000.00, *provided, however, that* the obligation to pay this reactivation fee shall not apply to reactivations requested (and approved by the BCPUD Board of Directors at a duly noticed public meeting) for properties that are verified to be affordable units per the following criteria: the property is 1) managed as affordable housing by the Bolinas local nonprofit affordable-housing agency, the Bolinas Community Land Trust ("BCLT"), whether owned by BCLT or managed under contract between BCLT and the private owner; or 2) under a recorded deed restriction guaranteeing its ongoing use as affordable housing. The definition of "affordable" shall be that used by the BCLT; and
 - c. all transfer costs, if applicable per BCPUD Ordinance 38.

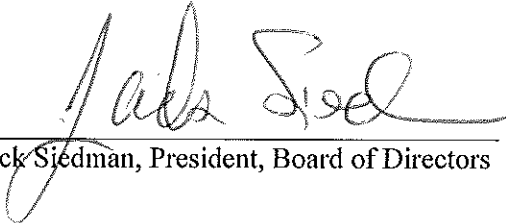
PASSED AND ADOPTED at a regular meeting of the Board of Directors of the BCPUD on the 21st day of March 2012, amended at a regular meeting of the Board on the 21st day of August 2013, and further amended at a regular meeting of the Board on this 17th day of January, 2018 by the following vote:

AYES: AMOROSO, COMSTOCK, GODINO, SIEDMAN, SMITH

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE



Jack Siedman, President, Board of Directors

Attest:



Secretary

Amended August 21, 2013; as further amended January 17, 2018.