

IN THE BOARD OF DIRECTORS

AVILA BEACH COUNTY WATER DISTRICT

RESOLUTION NO. 80-1

Present: Directors Paul Coffee, Evelyn Phelan, Gladys Misakian,
Marshall Ellis
Absent: Director Hal Purcell

Dated: February 5, 1980

RESOLUTION OF THE BOARD OF DIRECTORS OF AVILA BEACH
COUNTY WATER DISTRICT CLARIFYING PROCEDURES FOR
ISSUANCE OF WATER AVAILABILITY PERMITS

WHEREAS, by its Ordinance No. 2-76, as amended by Ordinance No. 3-76, the District declared there to be a threatened water emergency under California Water Code Sections 30523 and 31024, et seq.; and

WHEREAS, by said Ordinances the District adopted a procedure for issuance of Water Availability Permits as a condition to water service by the District; and

WHEREAS, Section 3B of said Ordinances prescribed that such permits be issued on a "first come" basis; and

WHEREAS, the Board finds it necessary that the procedure for issuance of permits be clarified.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Avila Beach County Water District as follows:

1. Pursuant to Section 3B of Ordinance 2-76 and 3-76, the District hereby adopts the following procedures:

A. Parties applying for water availability permits shall have their names placed on a priority list in the order in which applications are made and indicating the total number of anticipated units for which a permit is applied for.

B. As the District determines that water is available to serve new customers or units, permits shall be issued in order of priority on the list if there is sufficient available water to serve

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the party holding the highest priority; should the amount of water available be less than that requested by the party holding the highest priority, that party will have the following options:

(a) modify his development plans to conform to the amount of water available and advise the district within 30 days after notice of his intention to do so, or (b) retain his position on the Water Availability List until the requested amount of water is declared available, in which case the district shall offer the available water to the party holding the next highest priority.

2. This Resolution shall be in effect and operative only so long as Ordinances No. 2-76 and 3-76 of this District are in effect.

On motion of Director Gladys Misakian, seconded by Director Paul Coffee, and on the following roll call vote, to-wit:

AYES: Directors Misakian, Coffee, Phelan, Ellis

NOES: None

ABSENT: Director Hal Purcell

The foregoing Resolution was adopted this 5 day of February, 1980

ATTEST:

Carolee Fisher
District Secretary

Approved as to form:

STEPHEN N. COOL
Attorney for District

Marshall C. Ellis
President of the Board of Directors