

RESOLUTION NO. 2025-12

RESOLUTION OF THE BOARD OF DIRECTORS OF THE YORBA LINDA WATER DISTRICT ADJUSTING SEWER RATES AND CHARGES EFFECTIVE JULY 1, 2025 AND RESCINDING RESOLUTION NO. 2024-07

- WHEREAS,** pursuant to California Water Code Section 31007, the Board of Directors of the Yorba Linda Water District is required to set sewer rates and charges at a level which will yield an amount of revenue sufficient to pay for operating expenses, provide for repairs and depreciation of works, and pay the principal and interest on any bonded debt.
- WHEREAS,** Section 5470 et seq. of the California Health and Safety Code authorizes YLWD to establish rates and charges regarding sanitation and sewerage system and to collect those rates and charges on the County of Orange property tax roll.
- WHEREAS,** at the Board of Directors meeting on April 13, 2021, the Board of Directors considered, received and filed the 2021 Water and Sewer Rate Study Report ("2021 Rate Study"), including the schedules of proposed sewer rate increases described in the Rate Study.
- WHEREAS,** pursuant to, and in compliance with, Proposition 218 (California Constitution art. XIII D), the District on April 22, 2021, mailed a notice of its public hearing to consider a new five-year schedule of sewer rate increases ("Prop 218 Notice") to all YLWD customers of record and parcel owners within the District's service area.
- WHEREAS,** on June 8, 2021, and in accordance with article XIII D, Section 6, the Board of Directors held a public hearing regarding its Prop 218 Notice and considered timely written and oral protests, if any, to the Prop 218 Notice.
- WHEREAS,** at the public hearing, a majority of parcel owners did not protest against the proposed new schedule of sewer rates and charges in the Prop 218 Notice and the Board of Directors adopted the proposed new schedule.
- WHEREAS,** the District Board of Directors previously adopted Resolution No. 2021-15 which established sewer rates and charges effective July 1, 2021.
- WHEREAS,** Resolution Nos. 2021-15 and 2024-07 stated the Board of Directors' findings, determinations, and resolutions to adopt a new proposed schedule of sewer rates and charges, which are not repeated in this Resolution to avoid any confusion regarding the findings, determinations, and resolutions to adjust the sewer rates and charges in this Resolution in accordance with the previously adopted schedule.

WHEREAS, Resolution No. 2024-07 stated the Board of Directors' findings, determinations, and resolutions to adopt a new proposed schedule of sewer rates and charges, which are not repeated in this Resolution to avoid any confusion regarding the findings, determinations, and resolutions to adjust the sewer rates and charges in this Resolution in accordance with the previously adopted schedule.

WHEREAS, following substantial review and analysis, which included multiple Board workshops, District staff prepared a cost of service analysis for Fiscal Year 2025-26.

WHEREAS, in accordance with the cost of service analysis and Water Code Section 31007, the Board of Directors desires to adjust certain sewer rates and charges effective July 1, 2025 within the confines of the District's sewer rate schedule published in its Prop 218 Notice.

NOW THEREFORE BE IT RESOLVED that the Board of Directors of the Yorba Linda Water District does hereby find, determine, and resolve the following:

SECTION 1. The matters set forth in the foregoing recitals are true and correct.

SECTION 2. Resolution No. 2024-07 is hereby rescinded effective July 1, 2025.

SECTION 3. The District sewer rates and customer connection charges for sewer service are hereby adjusted as follows and will take effect on July 1, 2025:

A. Residential:

1. Residential - individually metered \$15.05 per month
2. Residential - master metered \$14.48 per month per unit

B. Commercial-Industrial and Public Schools:

1. For all sewer customers in this category who use meter readings, the rate is as follows:
 - a. First 700 cubic feet per month of water consumption per month: \$15.05 per month.
 - b. All water consumption in excess of 700 cubic feet per month: \$0.61 per 100 cubic feet.
2. Alternatively, for customers who have a sewer meter or who can demonstrate to the District's satisfaction that 100% of the water meter reading ends up in the District's sewer system, the rate is as follows:
 - a. First 700 cubic feet per month of water consumption per month: \$15.05 per month
 - b. All water consumption in excess of 700 cubic feet per month: \$0.61 per 100 cubic feet.

PASSED AND ADOPTED this 12th day of June 2025, by the following called vote:

AYES: Directors Barbre, DesRoches, Hernandez, Lindsey, and Scott
NOES: None
ABSTAIN: None
ABSENT: None

[Redacted Signature]
Tom Lindsey, President
Yorba Linda Water District

ATTEST:

[Redacted Signature]
Annie Alexander, Board Secretary
Yorba Linda Water District

Reviewed as to form by General Counsel:

[Redacted Signature]
Andrew B. Gagen, Esq.
Kidman Gagen Law LLP

