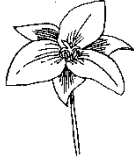


WESTHAVEN COMMUNITY SERVICES DISTRICT

P.O. Box 2015 (446 B 6th Ave. Westhaven) Trinidad CA 95570 (707) 677-0798 wcsd@suddenlinkmail.com



REGULAR MONTHLY BOARD MEETING AGENDA

The regular meeting of the Board of Directors of the Westhaven Community Services District will be held

Wednesday July 21st 2021 at 6:30 p.m. Due to the coronavirus pandemic, until further notice, this and upcoming WCSD Board meetings will be held virtually using ZOOM.

Topic: July 2021 Regular Meeting of WCSD Board

Time: Jul 21, 2021 06:30 PM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/86960973021?pwd=V09iZVpLYjA2Y2NuV1djRnZpVldQUOT09>

Audio Only:

Dial (408) 638-0968

Enter Meeting ID: 869 6097 3021

Enter Passcode: 823105

How to Submit Public Comment:

Members of the public may provide public comment before and during the meeting by sending email comments to the WCSD Manager at prosenblatt.wcsd@suddenlinkmail.com. Such email comments must identify the agenda item number in the subject line of the email. The comments will be read into the record, with a maximum allowance of three minutes (approximately 500 words) per individual comment, subject to the Board President's discretion. If a comment is received after an agenda item is heard, but before the close of the meeting, the comment will be included as a part of the written record of the meeting but will not be read into the record during the meeting.

1. CALL TO ORDER

2. PUBLIC COMMENT

Materials related to an item on this Agenda, including materials submitted to the Board after distribution of the Board Packets, are available for public inspection in the WCSD Office at 446 B Sixth Avenue.

Members of the public are invited to comment on any matter within the authority of the WCSD.

Comments may also be offered during the discussion of any item on the agenda.

Board discussion of matters not appearing on the published agenda is prohibited by law.

3. AMEND / APPROVE ORDER OF AGENDA ITEMS

4. RESOLUTION 2021-5 RESOLUTION COMMENDING STEVEN PHIPPS FOR OUTSTANDING SERVICE RENDERED

4.1 Resolution 2021-5 Resolution recognizing Steven Phipps for his service on the WCSD board

5. REQUEST FROM DIRECTOR SWISHER FOR THE BOARD TO RECONSIDER THE MOTION PASSED AT THE JUNE 16TH 2021 BOARD MEETING REGARDING WATER SERVICE PRIORITY FOR PARCEL 514-041-014

5.1 Request from Director Swisher to reconsider the motion passed at the June 16th 2021 Board Meeting regarding water service priority for parcel 514-041-014 **Discussion/Approval**

5.2 Task the sub committee with crafting a resolution to address water service priority on parcel 514-014-014 to be presented to the board at the September 15th board meeting. **Discussion/Approval**

6. AMEND / APPROVE MINUTES

6.1 June 16th 2021 - Regular meeting minutes **Discussion/Approval**

7. FINANCIAL REPORTS, DISCUSSIONS AND APPROVALS

- 7.1 Directors' Report – monthly billing and collections — **Discussion**
- 7.2 Water consumption and Sales – **Discussion**
- 7.3 Income / Expense Report. **Discussion**
- 7.4 Finance Officer's Recommendations – **Discussion**
- 7.5 Treasurer's Report and Recommendations – **Discussion**
- 7.6 June's warrants – **Discussion/Approval**

8. MANAGER'S REPORT

- 8.1 Water loss: One system leak Two customer leaks **Discussion**

9. ONGOING DISCUSSION OF SRF DBP PLANNING GRANT

- 9.1 Update on SHN Geologist activities related to well drilling. **Discussion**
- 9.2 Update on progress for Well site 3 CDP#2. **Discussion**

10. TECHNICAL ASSISTANCE GRANT FROM DEPT OF FINANCIAL ASSISTANCE

- 10.1 Update on progress of technical assistance grant from DFA.-**Discussion**

11. ORDINANCE 2021.2 USE OF DISTRICT PROPERTY FOR RECREATION

- 11.1 ORDINANCE 2021.2 Pertaining to the use of District property for recreation. **Discussion/Approval**

12. WESTHAVEN DRIVE WIDENING PROJECT

- 12.1 Report on the "Friends of Westhaven" Westhaven drive widening project action committee **Discussion/Approval**

13. DISCUSSION OF PHILOSOPHICAL, POLITICAL AND META ISSUE ASPECTS OF THE DISTRICT'S EXISTENCE AND OPERATION

- 13.1 Discussion of philosophical, political and meta issue aspects of the District's existence and operation **Discussion**

14. ITEMS FROM MEMBERS OF THE BOARD FOR FUTURE MEETINGS

15. ADJOURN

Regular Meetings of the Board occur on the 3rd Wednesday of the month at 6:30 Pm. The next Regular Meeting will be **August 18th, 2021**.and will be held via zoom
This agenda is posted pursuant to the provisions of the Government Code commencing at Section 54950.
Posting locations are: 1) WCD Office; 2) Westhaven Fire Hall and online at the Westhaven CSD website @ westhavencsd.org

The Westhaven CSD will make reasonable effort to accommodate the participation of persons with disabilities.
If you require such accommodation, contact the WCD office at 677-0798 at least 48 hours prior to the meeting.

**WESTHAVEN COMMUNITY SERVICES DISTRICT
RESOLUTION 2021-5**

COMMENDING STEVEN PHIPPS FOR OUTSTANDING SERVICE RENDERED

COME NOW THE WCSD AND RESOLVE AS FOLLOWS:

WHEREAS it is the desire of the Board of Directors of the Westhaven Community Services District (WCSD) to give appropriate acknowledgment and recognition to individuals who have rendered outstanding service to the customers, residents, staff and Board of the District,

and

WHEREAS, Steven Phipps has with served with distinction as a member of the Board of the District for twelve years, and as the Financial Officer 2017-2018;

and

WHEREAS Steven was diligent in attendance and, in a civil manner, frequently challenged the Board as to whether contemplated Board actions were necessary and whether they sufficiently respected the individual freedom of the people who may have been affected by the contemplated actions; Steve's perspective helped make the Board's actions better thought out than they otherwise would have been; and that this is especially appreciated given the expanded scope of Board actions needed to formulate and implement a response to the compliance order the California Division of Drinking Water issued to the District;

NOW THEREFORE LET IT BE RESOLVED that the Board of Directors of the WCSD, meeting in legal and regular session convened on this day, June 16, 2021, do hereby convey their affection and gratitude to Steven Phipps for the help he brought to the District during his twelve years of service on the WCSD Board;

and

NOW THEREFORE BE IT FURTHER RESOLVED that the members of the Board unanimously express to Steven Phipps their tribute to his committed service to the WCSD; their appreciation for the help he brought in making sure our decisions were more fully thought out; their hope that they may continue to count on his friendship; and their best wishes for his future satisfaction and fulfillment.

PASSED, APPROVED, and ADOPTED this 16th day of June, 2021 by the following roll call vote:

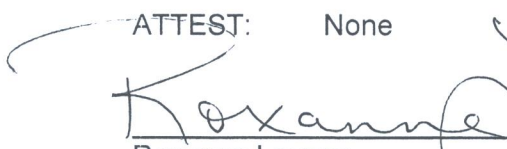
AYES: Verick, Cline, Hankin, Swisher, and Llanos

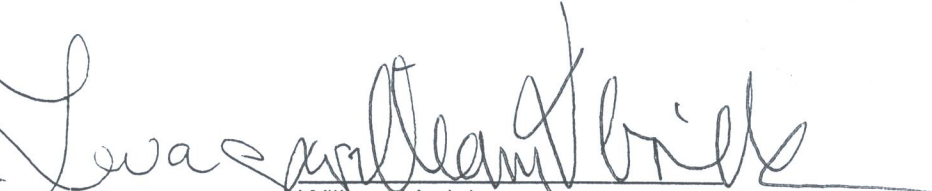
NOES: None

ABSTAIN: None

ABSENT: None

ATTEST: None


 Roxanne Levang
 Secretary
 Westhaven Community Services District


 William Verick
 President

REQUEST FROM DIRECTOR SWISHER FOR THE BOARD TO RECONSIDER THE MOTION PASSED AT JUNE 16, 2021 MEETING REGARDING WATER SERVICE PRIORITY FOR PARCEL 514-041-014

The meeting minutes show the following motion as approved:

“Verick moved for the District to write a letter to Kostrzewa stating that if she built a dwelling on the original parcel, APN 514-041-014, and in the event the State of CA allows the District to add water shares the dwelling would qualify her for a water share if she is able to demonstrate need and also to update the 401 listing with the current and correct APN # for that parcel. Seconded by Llanos; approved, four ayes, one abstain (Hankin).”

In the days following the meeting the Water Service Priorities Subcommittee members (Hankin, Swisher and Rosenblatt) agreed that I would write the letter to Kostrzewa. As I began to think about the letter something jogged my memory, and I suddenly felt certain that the District regulations prohibit any changes to assignment of water service priorities without the passage of a resolution or an ordinance. I went to the office and easily found Resolution 95-5, which is reproduced below and which clearly shows that the action we had taken at the June 16 meeting was in apparent violation of this Resolution. Due to this apparent violation I wish to request the Board’s reconsideration of the motion passed at the June 16 meeting.

RESOLUTION 95-5 ASSIGNS PARCELS AND DWELLINGS TO PRIORITY CATEGORIES FOR PROVIDING WATER SERVICE

WHEREAS, the Board of Directors of the Westhaven Community Services District established priority categories for providing water service to the District residents with Ordinance 88-2, 90-1 and 95-4; and

WHEREAS, Ordinance 95-4 establishes a category (Section 501) for parcels provided with water service after December 31, 1987; and

WHEREAS, purchase of the 4th Avenue Well by the WCSD has provided additional water source; and

WHEREAS, the 4th Avenue Well Purchase Agreement required the provision of water service to three parcels in Section 403 of Ordinance 90-1; and

WHEREAS, fulfillment of the conditions of a Community Development Block Grant, which funded major improvements to the WCSD distribution system, required the provision of water service to eighteen parcels in Section 401 of Ordinance 90-1; therefore

BE IT RESOLVED, the Board of Directors of the Westhaven Community Services District assigns to categories corresponding to Sections 301, 401, 402, 403 and 501 of Ordinance 95-4, the attached list of parcel numbers, the list including the number of dwellings to be provided water service in Sections 301, 401, 402, and 501; and

BE IT FURTHER RESOLVED, changes to the attached list which reflect provision of additional water services shall not be made unless accompanied by supporting Ordinance and/or Resolution of the Board; and

BE IT FURTHER RESOLVED, updated versions of the attached list which reflect changes in parcel information such as change in ownership or parcel number (due to lot divisions or combinations, etc.) shall be annotated as such and retained in a file which includes the attached list and all updated versions.

PASSED, APPROVED and ADOPTED this twentieth day of November, 1995 by the following roll call vote:

AYES: Berman, DeRooy, Hankin, Oliphant, Schulz

Item 7.1

Directors Report

Westhaven CSD

Water Pumped This Month	1,036,800 Gallons
Water Sold This Month	793,200 Gallons
Water Loss	243,600 Gallons
Water Loss (%)	23.50 %

	Amount (\$)	# Of Accounts
Total Water	25,669.98	232
Total Late Charge	83.02	49
Total Adjustments	-584.09	18
Total Current Charges	25,168.91	232
<hr/>		
Amount Past Due 1-30 Days	3,502.41	33
Amount Past Due 31-60 Days	684.69	9
Amount Past Due Over 60 Days	2,473.03	6
Amount Of Overpayments/Prepayments	-6,000.99	65
Total Receivables	25,828.05	233

Total Receipts On Account	23,270.17	190
Net Change in Memberships	0.00	0
Amount of All Memberships	0.00	

Turned Off Accounts (Amount Owed)	-43.96	12
Collection Accounts (Amount Owed)	-43.96	12
Number Of Unread (Turned On) Meters		

Average Usage For Active Meters	3,375	235
Average Water Charge For Active Meters	110.65	232

Usage Groups	Gallons	# Of Accounts	Usage Gallons	% Of Usage	% Of Sales
Over 50,000		0	0	0.00	0.00
40,001-50,000		1	41,770	5.27	2.70
30,001-40,000		0	0	0.00	0.00
20,001-30,000		1	25,800	3.25	1.76
10,001-20,000		7	86,490	10.90	6.74
8,001-10,000		7	58,730	7.40	5.13
6,001-8,000		14	92,510	11.66	8.68
4,001-6,000		41	202,070	25.48	21.37
2,001-4,000		76	222,060	28.00	30.58
1-2,000		61	63,770	8.04	17.37
Zero Usage		27	0	0.00	5.67
<hr/>					
Total Meters		235	793,200	100.00	100.00

WATER CONSUMPTION AND BILLINGS - COMMODITY CHARGES ONLY

ITEM 7.2

Annual adjustments to the commodity rates involve estimation of anticipated water use. This report tracks billings as compared to budgeted averages based on all meters showing any use. It is not weighted to anticipate seasonal variations in water use. Adjustments for reported customer leaks have **not** been included in the monthly totals.

To compare this year's to last year's trend go to the column on the far right.

DAYS BILLED	GALLONS BILLED	TOTAL NON-ZERO METERS	AVG. GAL/DAY PER METER	AVG. GAL/DAY PER PERSON AT 2.20	AVG. MONTHLY CHARGE PER ACCT.	TOTAL MONTHLY CHARGES	MONTHLY DEVIATION FROM BUDGET	CUMMULATIVE DEVIATION
2021-2022								
JUNE 28	793,200	205	138	63	\$58.87	\$12,069		
AVG. 28	793,200	205	138	63	\$58.87	\$12,069	\$3,726	
TOTAL	793,200					\$12,069		\$0
LEAK ADJ.	62,261					\$333		
NET	730,939	AFTER LEAK ADJUSTMENTS				\$11,736		-\$333

BUDGETED COMMODITY PER MONTH \$41.96 \$8,561
 BUDGETED ANNUAL COMMODITY INCOME \$102,729

SOLD TO DATE				TOTAL BILLINGS TO DATE			
2021-2022	793,200	=	10%	2021-2022	\$12,069	=	11%
2020-2021	8,150,800		OF 20-21	2020-2021	\$106,511		OF 20-21

2020-2021								
JUN 33	801,120	211	115	52	\$56.53	\$11,928	\$3,584	\$3,584
JULY 29	785,150	211	128	58	\$54.68	\$11,538	\$3,194	\$6,779
AUG 28	782,340	213	131	60	\$53.95	\$11,492	\$3,149	\$9,927
SEP 35	850,140	212	115	52	\$58.75	\$12,455	\$4,111	\$14,038
OCT 28	747,280	210	127	58	\$45.56	\$9,567	\$1,224	\$15,262
NOV 28	727,510	210	124	56	\$37.00	\$7,769	-\$574	\$14,688
DEC 35	914,350	207	126	57	\$45.70	\$9,459	\$1,116	\$15,804
JAN 28	677,930	205	118	54	\$35.91	\$7,361	-\$982	\$14,822
FEB 30	513,560	207	83	38	\$37.59	\$7,782	-\$562	\$14,260
MAR 33	681,830	206	100	46	\$44.32	\$9,129	\$786	\$15,046
APR 28	669,590	206	116	53	\$38.98	\$8,031	-\$313	\$14,734
MAY 34	788,600	210	110	50	\$46.74	\$9,815	\$1,471	\$16,205
AVG. 30	744,950	209	119	54	\$46.38	\$9,694	\$1,350	
TOTAL	8,939,400					\$116,326		\$16,205
LEAK ADJ.	137,315					\$1,048		
NET	8,802,085	AFTER LEAK ADJUSTMENTS				\$115,278		\$15,157

BUDGETED COMMODITY PER MONTH \$40.63 \$8,288
 BUDGETED ANNUAL COMMODITY INCOME \$99,452

SOLD TO DATE				TOTAL BILLINGS TO DATE			
2020-2021	8,939,400	=	112%	2020-2021	\$116,326	=	105%
2019-2020	7,950,210		OF 19-20	2019-2020	\$111,290		OF 19-20

Westhaven Community Services District
 FY 2020-2021 Income / Expense Report
 June 2021

ITEM 7.3

Annual	OPERATING BUDGET		CURRENT			CUMULATIVE		
	Budget	Income	June 2021	Monthly Budget	Over/Under	July 2020 thru June 2021	July '20 thru June 2021	Over/Under
249,534	Water Sales	21,745	20,795	951	222,263 ¹	249,534	-27,271	89.1%
3,275	Water Services/Other	493 ⁵	273	220	7,399 ⁴	3,275	4,124	225.9%
252,809	Total Income	22,238	21,067	1,171	229,662	252,809	-23,147	90.8%
	Expense							
2,648	Source of Supply	20	221	-201	366	2,648	-2,282	13.8%
9,587	Pumping	582	799	-217	10,684	9,587	1,097	111.4%
35,166	Water Treatment	3,682	2,931	752	37,941	35,166	2,775	107.9%
8,621	Transmission & Distribution	1,385 ³	718	667	24,437	8,621	15,816	283.5%
9,403	Customer Accounts	378 ⁶	784	-406	6,302	9,403	-3,101	67.0%
130,979	Administrative & General	9,617 ²	10,915	-1,298	136,888	130,979	5,909	104.5%
10,000	Operating Reserves Contrib.	0	833	-833	0	10,000	-10,000	0.0%
206,404	Total Expense	15,664	17,200	-1,536	216,618	206,404	10,214	104.9%
	Net Operating Income	6,574	3,867		13,044		-33,361	
	Capital/Other Expense							
26,402	DWR Loan	2,200	2,200	0	26,402	26,402	0	100.0%
20,000	Capital Reserve	1,667	1,667	0	20,000	20,000	0	100.0%
46,402	Total Other Expense	3,867	3,867	0	46,402	46,402	0	100.0%

Income & Expense Report Notes:
as of April 30, 2021
Page 2

¹ Changed formula subtracking Capital/Other expenses (\$46,402) from budget total so that the percentage of budget amounts would more accurately reflect actual budget percentages.

² membership fees, double up of health insurance payments and Suddenlink. January over due to IRA contributions and December & January health insurance premiums paid in January. February \$4520.97 expense for

³ Transmission & Distribution over budget. Totals are mostly payroll expense and approximately \$2149 for leak repairs. December, 2020 \$5617.52 for leak repair. January 2021 \$2400 for vac truck at tank site to find water leak & \$7725 for hydrant and parts for hydrant at plant (Total hydrant \$11,429.48 as of 5/11/2021). February \$2250 backflow expense from August, customers are billed for this expense.

⁴ Water services over budget: Annual backflow testing charges of \$1120 and \$409 for emergency water deliveries. Also the budget did not include expense and revenue for credit card pymts. \$591 of water services/other is the 4% fee charged to customers for paying by credit card.

⁵ Water service and other includes backflow payments, customer credit/debit card 4% processing fees & State of CA \$1004 refund on Drinking Water Program 2016, 2017 & 2009

⁶ Customer Accounts, February is over due to RVS annual software maintenance and updates \$730

WESTHAVEN COMMUNITY SERVICES DISTRICT
Treasurer's Report
June 2021

ITEM # 7.5

<u>BALANCE</u>	<u>CURRENT RATE</u>	<u>TYPE LOCATION</u>	<u>F/Y BUDGETED CONTRIBUTION</u>	<u>F/Y CONTRIBUTIONS YET TO BE MADE</u>	<u>F/Y DEPOSITS TO DATE</u>	<u>F/Y WITHDRAWALS TO DATE</u>
\$257,377.79	1.69800	Capital Reserves Hum Co Fund 2600	\$20,000	\$ 20,000	* \$14,952.35 1/1/2021	
					Note: The last qrtly report we have received from the County was for quarter ended 9/30/2020	
\$52,147.64	1.41000	Operating Reserve LAIF # 16-12-005	\$10,000	\$ 10,000	** \$188.67 July 2020 Quarterly Interest \$110.20 10/15/20 Interest \$82.23 1/15/21 Interest \$56.91 4/15/2021 Interest	
\$28,813.82	0.50000	DWR CD Reserve CD Umpqua 2368	Held in reserve for the term of the loan - until 2024		\$ 36.14 September 2020 Interest \$ 35.78 December 2020 Interest \$ 35.44 March 2021 Interest \$ 36.26 June 2021 Interest	
\$8,830.79	0.03000	DWR Loan Savings Saving Umpqua 0648	Accumulates for Semi-Annual payments of \$13,200.95 to Dept of Water Resources	Automatic Monthly deposit from checking of \$2200.23 (annual total \$26,402.76)	\$ 13,200.95 Sept. 2020 semi-annual pymt \$ 13,200.95 Mar 2021 semi-annual pymt	

WESTHAVEN COMMUNITY SERVICES DISTRICT

Warrants June 17 2021 - July 21, 2021

Number	Date	Amount	To Whom	Purpose
6728	6/25/2021	\$ -	void	
6729	6/22/2021	\$ 1,927.46	Blue Shield of CA	Health premium for July \$1750.39/\$177.07
EDD	6/29/2021	\$ 230.51	EDD	State payroll tax deposit for June payroll
EFTPS	6/29/2021	\$ 1,941.39	EFTPS	Federal payroll tax deposit for June payroll
6730	7/1/2021	\$ 788.44	C. Butterworth	Payroll 6/16-6/30/2021
6731	7/1/2021	\$ 392.65	K. Martin	Payroll 6/16-6/30/2021
6732	7/1/2021	\$ 1,680.38	P. Rosenblatt	Payroll 6/16-6/30/2021
6733	7/1/2021	\$ 842.64	R. Levang	Payroll 6/16-6/30/2021
6734	7/1/2021	\$ 459.00	Am Water Works Assoc	Membership 9/1/21-8/31/22
6735	7/1/2021	\$ 100.00	Cornerstone Computers	Consultation services
6736	7/1/2021	\$ 3,681.80	SDRMA	Property/liability insurance annual pymt
6737	7/1/2021	\$ 2,935.58	SDRMA	Workers Comp program 2021/2022
6738	7/1/2021	\$ 32.50	SHN	Professional services for period ending 5/31/21
6739	7/1/2021	\$ 400.00	WVFD	July office rent
6740	7/14/2021	\$ 43.96	Ted/Tonda Ferrando	Customer Acct 195 refund
6741	7/14/2021	\$ 104.58	AT&T	Phone service at the plant June 20-July19
6742	7/14/2021	\$ 53.88	B&B Portable Toilest	Rental May 30-June 26
6743	7/14/2021	\$ 34.46	McK Ace Hardware	Supplies: Lithum grease & diamnd saw blade
6744	7/14/2021	\$ 220.52	Mendes Supply	June Chemicals
6745	7/14/2021	\$ 645.00	North Coast Labs	June outside lab
6746	7/14/2021	\$ 622.19	PG&E	Utilities:Plant\$393.23,Office\$43.82,Well\$185.14
6747	7/14/2021	\$ 123.78	Suddenlink	Office phone & Internet July
6748	7/14/2021	\$ 15.99	Thomas Home Ctr	Supplies: Paint
6749	7/14/2021	\$ 73.07	Valley Pacific Petroleum	June fuel
6750	7/14/2021	\$ 215.00	US Postal Service	Stamps: 2 rolls Forever/ 3 rolls postcard
Debit	7/15/2021	\$ 722.68	LD Products	Toner for 3 printers & new BK keyboard/mouse
6751	7/16/2021	\$ 689.07	C. Butterworth	Payroll 7/1-7/15/2021
6752	7/16/2021	\$ 196.79	K. Martin	Payroll 7/1-7/15/2021
6753	7/16/2021	\$ 1,680.38	P. Rosenblatt	Payroll 7/1-7/15/2021
6754	7/16/2021	\$ 827.35	R. Levang	Payroll 7/1-7/15/2021

Total \$21,681.05

Checking Account Balance as of 7/16/2021

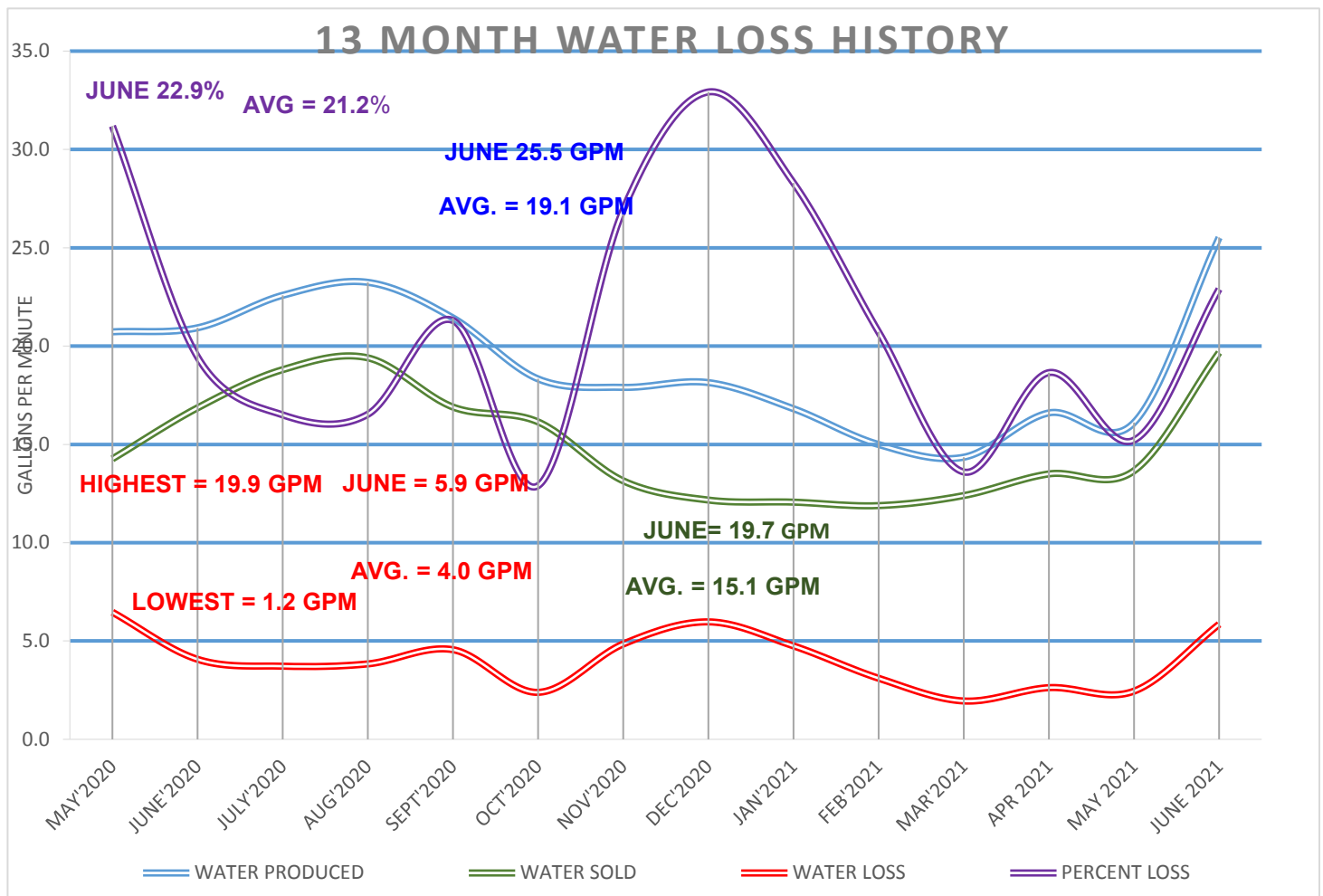
\$21,290.24

WESTHAVEN CSD • MANAGER'S REPORT
JUNE 2021

8.1 Water Loss

Water loss increased from 2.5 gpm in May to 5.9 gallons per minute in June equaling 22.9% of total production of 1,029,210 gallons. The table below is a summary of water loss since July 2003.

<u>FROM JULY 2003</u>	<u>PRODUCED</u> <u>GPM</u>	<u>SOLD</u> <u>GPM</u>	<u>LOST</u> <u>GPM</u>	<u>LOSS</u> <u>%% OF SOLD</u>	<u>LOSS AS</u> <u>PRODUCTION</u>	<u>MONTHLY</u> <u>GALLONS</u>	<u>MONTHLY</u> <u>LOSS</u> <u>GALLONS</u>
JUNE 2021	25.5	19.7	5.9	22.9	29.9	788,600	119,990
AVG. ALL	21	15	6	29	42.6	939,633	281,890
24 MO AVG.	18.3	14.8	3.5	19.1	23.8	798,717	153,510
13 MO AVG.	19.1	15.1	4.0	21.2	26.8	833,576	177,582
MINIMUM MONTH	11.2	10.0	1.2	9.8		488,090	55,490
EVER	JAN 2018	FEB 2013	DEC 2018	MAR 2007		APR 2017	DEC 2018
MAXIMUM MONTH	34.8	23.4	19.9	61.8		1,523,405	916,340
EVER	JUL 2004	JUL 2003	NOV 2016	NOV 2016		JUL 2004	NOV 2016



Annual Data 7/16/16 8.1 gpm 7/16/17 8.9 gpm 7/16/18 6.9 gpm 7/16/19 7.4 gpm 7/16/20 5.6 gpm 7/16/21 5.5 gpm
 Stream flow monthly average 7/16 52.9 gpm 7/17 82.4 gpm 7/18 49 gpm 7/19 32 gpm 7/20 40 gpm 7/16/21 35 gpm (Day)
 8.1 One system leak Two customer leaks **Discussion**

**ORDINANCE RE USE OF DISTRICT PROPERTY FOR RECREATION 2021-2
WESTHAVEN COMMUNITY SERVICES DISTRICT (“WCSD”)**

AN ORDINANCE CONCERNING USE OF WCSD PROPERTY FOR RECREATION

Be it ordained by the Board of Directors of the Westhaven Community Services District, Humboldt County, California, as follows:

ARTICLE 1 GENERAL PROVISIONS

Section 101 Short Title: This Ordinance shall be known and may be cited as “PUBLIC USE OF WCSD PROPERTY FOR RECREATION.”

Section 102 Words and Phrases: For the purpose of this Ordinance, all words used herein in the present tense shall include the future; all words in the plural number shall include the singular number; and all words in the singular number shall include the plural.

Section 103 Effect of Definition: The definition of a word applies to any of its variants.

Section 104 Severability: If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance.

ARTICLE 2 DEFINITIONS

Section 201 Recreation includes any use of WCSD (“District”) property by any member of the general public, where that use does not concern official WCSD business.

WCSD Ordinance 2021-2
Ordinance re Recreational Use of
District Property

ARTICLE 3 POLICY

Section 301 Prohibition on Dogs: Dogs are prohibited WCSD property unless on a leash or under the verbal control of the person accompanying it.

Section 302 Presence of Dogs as Trespass: The presence of a dog on WCSD property that is not on a leash or under the verbal control of the person accompanying it constitutes a trespass.

Section 303 Termination of Unsafe Behavior: In the event any person and/or any animal accompanying a person is, or has been, on WCSD property and has engaged in behavior that any WCSD staff member believes to be unsafe, whether that behavior was believed to be: (a) unsafe to the person who exhibited that behavior; (b) unsafe to other people; or a danger to the District's property or operations, any WCSD staff member is authorized order the person and/or animal to vacate WCSD property. Any WCSD staff member is further authorized to ban any person and/or any person's animal that has engaged in behavior the staff member believed to be unsafe to people or a danger to property or operations from any further recreational use of WCSD property.

Section 304 Failure to Comply is a Trespass: Any person who does not comply with an order by a WCSD staff member to vacate WCSD property, or who violates a ban on further recreational use of WCSD property, has committed a trespass.

Section 305 Abatement of Trespass: The WCSD General Manager and Staff are authorized to contact relevant law enforcement agencies to obtain assistance in abating any ongoing trespass on WCSD property. Upon receiving further authorization from the WCSD Board, the WCSD General Manager may take necessary further legal action to enjoin, or to obtain monetary redress for, any trespass on WCSD Property.

Approved:

President
Westhaven Community Services District

ATTEST:

Secretary
Westhaven Community Services District

SECRETARY’S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of Ordinance 2021-2 “Ordinance re: the recreational use of district property “, passed and adopted at a regular meeting of the Board of Directors of the Westhaven Community Services District, Westhaven, California, held on the 21st day of July 2021 by the following roll call vote:

AYES:

NOES:

ABSENT: