

WCSD RESOLUTION 2012-5

REINSTATEMENT OF WATER SERVICE ENTITLEMENT
44 METSKO LANE, APN 514-181-053

- WHEREAS, Public water service within the community of Westhaven is provided by the Westhaven Community Services District (WCSD), and
- WHEREAS, Regulations governing the provision of water service are established by the Board of Directors of the WCSD, and
- WHEREAS, The WCSD is unable to provide water service to all of the parcels within the District due to limited water source capacity, and
- WHEREAS, WCSD Ordinance 97-3 establishes priorities for providing water service to parcels within the District, and
- WHEREAS, the subject parcel at 44 Metsko Lane, APN 514-181-053 had attached to it an original share of stock in the Westhaven Mutual Water Company prior to the formation of the WCSD and was thus provided water service by the WCSD as a parcel assigned to Priority Section 301 of Ordinance 97-3, and
- WHEREAS, WCSD Resolution 2011-2 (WCSD Resolution 2004-1 Revised) establishes billing and collection procedures for the provision of WCSD water service, and
- WHEREAS, Resolution 2011-2 requires discontinuance and then abandonment of water service entitlements following proscribed periods of non-payment of the water bill, and
- WHEREAS, on May 3, 2011 the water service entitlement for the subject parcel was discontinued due to non-payment of the water bill, and
- WHEREAS, on May 9, 2012 the water service entitlement for the subject parcel was permanently abandoned and the parcel was reassigned to Section 403 of WCSD Ordinance 97-3 due to continued non-payment of the water bill and other charges required by WCSD Resolution 2011-2, and
- WHEREAS, on June 18, 2012 the subject parcel was sold at auction, and
- WHEREAS, the new owners of the subject parcel are requesting reinstatement of the water service entitlement by way of the attached correspondence addressed to the WCSD board of Directors from the legal representative of the new owners, and
- WHEREAS, the above mentioned correspondence states that the new owners are prepared to pay past and present fees required by the WCSD for reinstatement of the water service entitlement, and
- WHEREAS, the charges required for reinstatement during the one-year period of discontinuance of the water service entitlement were the System Capacity Charge of \$8,700 plus the final account balance of \$193.83, making a total of \$8,893.83, therefore

BE IT RESOLVED by the Board of Directors of the Westhaven Community Services District;

Upon receipt by the WCSD of \$8,893.83 the water service entitlement for the subject parcel shall be reinstated and the parcel shall be reassigned to Section 301 of WCSD Ordinance 97-3.

BE IT FURTHER RESOLVED by the Board of Directors of the Westhaven Community Services District;

Regular monthly charges for water service to the parcel shall commence on the day following receipt by the WCSD of \$8,893.83, and the water meter shall be reinstalled and the water service connection made active upon receipt by the WCSD of the new owners' application for regular water service and the payment of the application charge of \$35.00.

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The Board DEFEATED the Resolution this Tenth day of October, 2012 by Motion and Roll Call Vote:

AYES:

NOES: Smith, Verick, Hankin, Moon

ABSTAIN: Phipps

ABSENT:

Greg Smith, President
Westhaven Community Services District

ATTEST:

Sarah Jordan, Secretary
Westhaven Community Services District