

**RESOLUTION NO. SCV-375**

**RESOLUTION OF THE BOARD OF DIRECTORS  
OF THE SANTA CLARITA VALLEY WATER AGENCY  
DECLARING THE RESULTS OF THE ASSESSMENT BALLOT TABULATION FOR THE  
WATER STANDBY CHARGE FOR THE TESORO DEL VALLE DEVELOPMENT,  
APPROVING THE ENGINEER'S REPORT, APPROVING THE STANDBY CHARGE, AND  
DIRECTING THE LEVY OF THE STANDBY CHARGE FOR FISCAL YEAR 2023/24**

**WHEREAS**, at its June 6, 2023 meeting, the Board of Directors of the Santa Clarita Valley Water Agency (SCV Water) initiated proceedings pursuant to California Health and Safety Code section 5471 et seq., Section 20 of Senate Bill 634, the "Santa Clarita Valley Water Agency Act" (SB 634), the procedures set forth in the Uniform Standby Charge Procedures Act (Government Code section 54984 et seq., (Act)), California Government Code section 53753, and the California Constitution, Article XIII D, section 4 (collectively the "Standby Charge Law") to prescribe and collect a water standby charge (the "Standby Charge") within that portion of the SCV Water service area known as the Tesoro del Valle Development (the "Water Service Area"); and

**WHEREAS**, the Board of Directors initiated such proceedings and declared its intention to prescribe and collect such Standby Charge on certain undeveloped properties within the Water Service Area for the purpose of reserving and securing a water supply for the benefit of Tesoro Del Valle Development's (Tesoro) upon Tesoro's development and connection of individual dwelling units to SCV Water and which are necessary to make available water service to the identified properties within the Water Service Area; and

**WHEREAS**, a report prepared by Raftelis ("Engineer") entitled "Santa Clarita Valley Water Agency Engineer's Report for Fiscal Year 2023-24 Annexed Area of Tesoro Del Valle Development Standby-by Charge" (Engineer's Report) contains:

- A. A description of the water supply used to be funded from the proceeds of the proposed Standby Charge.
- B. An estimate of the costs of the water supply proposed to be financed from the proceeds of the Standby Charge.
- C. The proposed Standby Charge to finance the total amount of the costs and expenses for the proposed water supply to be prescribed and collected from the properties subject to such Standby Charge in proportion to the special benefits to be received by such parcels from such water supply.
- D. A diagram showing the Water Service Area to be subject to the Standby Charge.
- E. The proposed method and formula of assessing the costs and expenses of the water supply to the properties which will specially benefit from such water supply; and

**WHEREAS**, on June 6, 2023, the Board of Directors adopted Resolution No. SCV-361 and (a) set the time and place for conducting a public hearing for the purpose of hearing protests to the proposed Standby Charge; and (b) ordered that the record owner of each parcel proposed to be assessed receive notice of the public hearing (the "Notice") and have the right to submit a ballot

(Standby Charge Ballot) in favor of or in opposition to the Standby Charge proposed to be levied on such parcel; and

**WHEREAS**, Notices of such hearing accompanied by Standby Charge Ballot materials were regularly mailed in the time, form, and manner required by the Standby Charge Law; and,

**WHEREAS**, the Board of Directors did conduct the public hearing on August 1, 2023 at the time and place as specified in the Notice and did hear and consider all objections and protests, if any, to the proposed Standby Charge; and

**WHEREAS**, following the close of the public hearing, the Standby Charge Ballots timely received were tabulated in accordance with the Standby Charge Law; and

**WHEREAS**, the Board Secretary has prepared and submitted to the Board of Directors a Certificate of Tabulation Official and Statement of Standby Charge Ballots Submitted (the Certificate of the Tabulation Official), a copy of which is attached hereto as Exhibit B and by this reference incorporated herein and made a part of this record, which reflects the results of the tabulation of the Standby Charge Ballots; and

**WHEREAS**, at this time, based upon the Certificate of Tabulation Official, this Board of Directors determines that the Standby Charge Ballots received by the District in favor of the proposed Standby Charge and weighted as required by the Standby Charge Law exceed the Standby Charge Ballots received in opposition to the Standby Charge and similarly weighted and, therefore, a majority protest pursuant to the Standby Charge Law does not exist; and

**WHEREAS**, this Board of Directors is now satisfied with the Standby Charge and all matters contained in the final Engineer's Report as submitted and by this reference incorporated herein and made a part of this record.

**NOW, THEREFORE, THE AGENCY DOES HEREBY RESOLVE, ORDER AND DETERMINE AS FOLLOWS:**

SECTION 1. Recitals. The recitals set forth above are true and correct, and by this reference incorporated herewith.

SECTION 2. Engineer's Report. The Board of Directors has considered the Engineer's Report which describes the Standby Charge and methodology for imposition, compiles the amount of the Standby Charge for each parcel subject to the Standby Charge, describes the methodology and rationale followed in determining the degree of benefit conferred by SCV Water's activities paid for by the Standby Charge, and includes other information relating to the Standby Charge.

SECTION 3. Use of Standby Charge. The standby charge will be used to pay for approximately 389 acre feet of water supply provided by SCV Water for Tesoro, which will benefit from the increase in the available water supply.

SECTION 4. Standby Charge. The rate for the Standby Charge will vary based on whether property is used for Single Family Residential development (SFR) or landscape (Landscape) based on the proportional special benefit conferred, as measured on a square foot basis. The rate for the Standby Charge for Fiscal Year 2023/24 is as follows:

SFR	\$0.0647 per sq. ft.
Landscape	\$0.034 per sq. ft.

SECTION 5. Pass-Through Adjustment. In order to account for future increases in the cost of water purchased from the Rosedale-Rio Bravo Water Storage District and future increased costs associated with the special benefit conferred to each parcel by the service paid for with the Standby Charge, the Standby Charge shall be annually adjusted in accordance with the annual percentage increase in the prior calendar year in the Consumer Price Index (All Urban Consumers – All Items – Los Angeles-Long Beach-Anaheim, CA Area), as published by the U.S. Department of Labor, U.S. Bureau of Labor Statistics, beginning July 1, 2024 and each July 1 thereafter. The proposed annual adjustment shall not exceed 10% for any fiscal year.

SECTION 6. Description of Assessed Property. A description of the lands upon which the charges are to be imposed is included herewith as Exhibit A of this Resolution, and by this reference incorporated herein. The Standby Charge will be collected for each identified parcel until it is fully built out and a homeowners occupies the parcel and begins paying SCV Water for water service.

SECTION 7. Collection. The Board of Supervisors and Auditor-Controller of the County of Los Angeles are hereby directed to levy, collect and remit to SCV Water the Standby Charge for Fiscal Year 2023/24 at the time and in the manner required by law for the levying of taxes for county purposes.

SECTION 8. Public Hearing. The Board of Directors conducted a public hearing on August 1, 2023, at the hour of 6:00 p.m. in the Rio Vista Water Treatment Plant Board room of SCV Water located at 27234 Bouquet Canyon Road, Santa Clarita, California, 91350, to receive public comment on this Resolution, and consider the establishment of the Standby Charge for Fiscal Year 2023/24 and adoption of the pass-through authority set forth herein in Sections 4 and 5, for those parcels of land described on Exhibit A attached hereto, and in the amount set forth for each such parcel on said Exhibit A. Notice of the public hearing was provided in accordance with state law. On August 1, 2023, at the time and place set for public hearing, the Board heard and considered the comments of all persons appearing at the hearing and all written comments submitted prior to the close of the hearing.

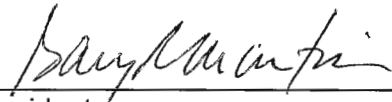
SECTION 9. CEQA. The Board of Directors finds that the Standby Charge established by this Resolution are for the purpose of financing a water supply for the benefit of Tesoro and is not subject to the California Environmental Quality Act.

SECTION 10. Conflicting Provisions. All resolutions or administrative actions by the Board of Directors, or parts thereof that are inconsistent with any provision of this Resolution are hereby superseded only by this Resolution to the extent of such inconsistency.

SECTION 11. Severability. If any section, subsection, clause, sentence, or phrase in this Resolution is for any reason held invalid, the validity of the remainder of this Resolution shall not be affected thereby. The Board of Directors hereby declares it would have passed this Resolution and each section, sentence, clause, or phrase thereof, irrespective of the fact that all or more sections, subsections, clauses, sentences, or phrases are held invalid.

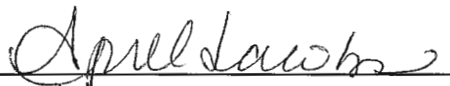
SECTION 12. Effective Date. This Resolution shall take effect immediately.

**PASSED AND ADOPTED** by the Santa Clarita Valley Water Agency at a regular meeting of the Board of Directors held on August 1, 2023.

  
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President

I, the undersigned, hereby certify: That I am the duly appointed and acting Secretary of the Santa Clarita Valley Water Agency, and that at a regular scheduled meeting of the Board of Directors of said Agency held on August 1, 2023 the foregoing Resolution No. SCV-375 was duly and regularly adopted by said Board, and that said resolution has not been rescinded or amended since the date of its adoption, and that it is now in full force and effect.

DATED: August 1, 2023

  
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Secretary



**EXHIBIT A**

**List of Separate Parcels**

Major Parcel	APN	Sq. Ft.	Total Annual Stand-By Charge
1	3244-162-04	221,292	\$7,712
2	3244-162-02	1,460,003	\$69,657
3	3244-162-01	836,226	\$45,726
4	3244-162-06	663,230	\$29,606
5	3244-162-05	149,032	\$5,068
6	3244-161-03	0	\$0
7	3244-161-05	1,003,193	\$43,151
8	3244-161-07	1,011,030	\$47,042
9	3244-161-19	75,201	\$3,673
10	3244-161-11	1,265,741	\$65,343
11	3244-161-15	174,337	\$7,963
12	3244-161-06	834,105	\$36,293
13	3244-161-13	571,682	\$26,489
Total		<b>8,265,072</b>	<b>\$387,724</b>

