

RESOLUTION 2021-01
CLARIFICATION OF
MINIMUM MONTHLY SERVICE CHARGES WORDING

WHEREAS, Owl Creek Water District (the "District"), is a water district duly formed and organized under the Water and Sewer District Law, Chapter 10, Title 41, Wyoming Statutes and the District's Board of Directors (the "Board") have been elected and qualified; and

WHEREAS, Article IV – Fees, Deposits and Use Charges - of the Rules and Regulations were amended on 10-22-2015 to read that

All Owners of taps purchased after December 1, 2015, and all existing or new Users shall be subject to and shall be required to pay a minimum monthly service charge, regardless of whether the tap is active or inactive or the service is connected or disconnected. The minimum monthly service charge is subject to change. The charge shall be set by the Board and will include the debt service charge, maintenance and equipment escrow amount, plus operation, administration, maintenance costs and other costs associated with meeting the DISTRICT's purposes; and

WHEREAS, Item 5 – Water Service and Rules and Regulations of District- of the Water Tap Contract reads:

WATER SERVICE AND RULES AND REGULATIONS OF DISTRICT - OWNER hereby agrees to pay the single water tap fee as required by the DISTRICT to connect to the water system. Owner hereby agrees to pay a minimum monthly water service charge that will commence upon purchase of a water tap. OWNER understands and agrees he will be billed and required to pay a minimum monthly service charge pursuant to the rates set by the DISTRICT. The minimum monthly service charge will be billed regardless of whether the tap is active or inactive and is not contingent on service being connected; and

WHEREAS, the Board recognizes that clarification and consistency are needed;

BE IT THEREFORE RESOLVED that the Rules and Regulations shall be amended as follows:

All Owners of taps **installed in the ground** purchased **or transferred** after December 1, 2015, and all existing or new Users shall be subject to and shall be required to pay a minimum monthly service charge, regardless of whether the tap is active or inactive or the service is connected or disconnected. The minimum monthly service charge is subject to change. The charge shall be set by the Board and will include the debt service charge, maintenance and equipment escrow amount, plus operation, administration, maintenance costs and other costs associated with meeting the DISTRICT's purposes; and

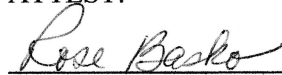
BE IT THEREFORE RESOLVED that the Water Tap Contract shall be amended as follows:

WATER SERVICE AND RULES AND REGULATIONS OF DISTRICT - OWNER hereby agrees to pay the single water tap fee as required by the DISTRICT to connect to the water system. Owner hereby agrees to pay a minimum monthly water service charge that will commence upon **installation of a water tap in the ground and will continue upon the tap being transferred to a new Owner.** OWNER understands and agrees he will be billed and required to pay a minimum monthly service charge pursuant to the rates set by the DISTRICT. The minimum monthly service charge will be billed regardless of whether the tap is active or inactive and is not contingent on service being connected.

OWL CREEK WATER DISTRICT



ATTEST:

 4/15/21
