

RESOLUTION 2001-20

BYRON BETHANY IRRIGATION DISTRICT
RECYCLED WATER POLICY

DOCKET

09-AFC-3

DATE _____

RECD. AUG 23 2010

WHEREAS, the Board of Directors of Byron-Bethany Irrigation District recognizes the need to provide a reliable source of water to meet its increasing demands;

WHEREAS, the Board believes prudent water management in California requires effective water conservation and reuse to meet its diverse water needs;

WHEREAS, the Board believes that it is sound public policy to develop Recycled Water through technologically, economically, and environmentally feasible projects;

WHEREAS, the District is authorized pursuant to Water Code section 22078 to treat, distribute, and store sewage water for the beneficial use or uses of the District.

BE IT RESOLVED. *That the following shall constitute the Board of Director's Recycled Water Policy:*

1. The District will seek to promote the beneficial use of recycled water to enhance the total supply of water available to the District provided all of the following conditions are met:
 - a. That recycled water is of adequate quality for the proposed uses and that such recycled water meets all State Department of Health Services requirements.
 - b. That recycled water can be furnished at a reasonable cost to the users. Reasonable cost for this purpose is defined as costs that are less than or comparable to the cost of providing water diverted under the District's pre-1914 water rights.
 - c. That the use of recycled water does not result in the diminution of BBID's pre-1914 water rights.
 - d. That the use of recycled water will not degrade water quality, including groundwater quality within the District.
 - e. That use of recycled water will not adversely affect or be injurious to plant life, fish or wildlife.

2. Except as specifically provided for by agreement with the District, the District will be the sole provider of recycled water within its service area. As such the District will pursue the following activities:
 - a. The District will purchase for resale recycled water from development within its service area as a first priority.
 - b. The District will purchase recycled water from outside its service area only if recycled water from within its service area is unavailable and only if such recycled water meets all of the criteria established in provision 1, as set forth above.
 - c. The District will invest in new facilities to delivery recycled water to the extent that such facilities are economically and financially feasible and will otherwise benefit the District.
 - d. The District will undertake cooperative planning studies with producers of recycled water to determine feasible options.
 - e. The District will seek available outside sources of funding for the development of recycled water.
 - f. The District, upon separate action by the Board of Directors, will promote the use of recycled water by requiring new development within its service area to provide dual plumbing systems that are consistent with AWWA standards or those approved by BBID.

3. The District will establish a pricing policy that encourages the use of recycled water.

4. The District will seek to recover just compensation pursuant to Public Utilities Code sections 1503 and 1504 from any developer of recycled water that duplicates water service provided by the District by serving recycled water within the Boundaries of the District without agreement of the District.

PASSED AND ADOPTED at a Regular Meeting of the Board of Directors of the Byron Bethany Irrigation District this 12th day of October, 2001, by the following vote:

AYES: Gilbert, Maggiore, Spatafore Jr.

NOES:

ASSENT: Tennant, Franco

ABSTAIN:

**President of the Board of Directors
Of Byron Bethany Irrigation District**

ATTEST:

**Secretary of the Board of Directors
of Byron Bethany Irrigation District**

SECRETARY'S CERTIFICATION

I, Betty Walker, Secretary of the Board of Directors of the Byron Bethany Irrigation District do hereby certify that the foregoing Resolution is a true and correct copy entered into the Minutes of the Regular Meeting of October 12, 2001, at which time a quorum was present, and that there has been no motion to amend or rescind the above Resolution.

Secretary

10/12/01

Date