

RESOLUTION NO. 26-37

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE BEAR VALLEY COMMUNITY SERVICES DISTRICT ESTABLISHING NEW RATES FOR WASTEWATER SERVICE BEGINNING ON JULY 1, 2026

The Board of Directors of the Bear Valley Community Services District resolves as follows:

Section 1. Findings. The Board of Directors finds as follows:

A. Article XIID of the California Constitution and the Omnibus Implementation Act (Government Code section 53750 and following) (collectively, "**Proposition 218**"), set forth certain procedures that the District must follow with respect to adopting increases in "property related fees and charges" such as Wastewater service rates and charges.

B. The District retained an independent consultant, LT Municipal Consultants, to prepare a Wastewater rate study ("**Rate Study**") dated January 2026, to review the District's existing Wastewater rate structure and to make recommendations as to a revised rate structure that would provide revenues sufficient to: (1) fund the ongoing operations and maintenance of the District's wastewater system ("**Wastewater System**"), (2) provide adequate reserves for unforeseen extraordinary maintenance and repairs, and (3) provide for capital expenditures.

C. The Rate Study recommends a revised Wastewater rate schedule for five years 2026 through 2031.

D. The Board has determined that the Wastewater rates ("**Wastewater Rates**") proposed for the District's Wastewater operating fund ("**Wastewater Operating Fund**"), as set forth in the Wastewater Rate Study are necessary in order to, among other things, maintain and operate the District's wastewater system, provide reserves for unforeseen extraordinary maintenance and repairs, and provide for capital expenditures.

E. Pursuant to Resolution No. 26-31 adopted on April 9, 2026, the Board set a public hearing ("**Public Hearing**") for June 11, 2026, to consider the proposed Wastewater Rates, notice of which was mailed to all record owners of affected property at least 45 days prior to Public Hearing. The notice described (a) the amount of the fee or charge to be imposed upon each affected parcel, (b) the basis upon which the amount of the proposed fee or charge was calculated, (c) the reason for the fee or charge, and (d) the date, time, and location of the Public Hearing on the proposed fee or charge.

F. The Board held the duly noticed Public Hearing on June 11, 2026. All interested persons were afforded the opportunity to be heard, and the Board considered all written protests against the proposed Wastewater Rates that were received by the close of the Public Hearing.

G. Written protests against the proposed Wastewater Rates were not presented by a majority of the affected parcels.

H. The procedures followed and the proposed Wastewater Rates are in compliance with Proposition 218 based on the following: (i) the proposed Wastewater Rates are not imposed as a

condition of approval of a development project; (ii) the Wastewater Rates are established upon a rational basis between the fees charged each customer and the service and facilities provided to each residential property owner or tenant, as applicable; (iii) the revenues derived from the proposed Wastewater Rates do not exceed the estimated reasonable cost to provide the property-related services; (iv) the revenues derived from the proposed Wastewater Rates will not be used for any other purpose than that for which the Wastewater Rates are imposed; (v) the proposed Wastewater Rates do not exceed the proportional cost of the service attributable to each parcel; (vi) the proposed Wastewater Rates are imposed on services which are immediately available to each parcel; (vii) the proposed Wastewater Rates are not levied for general governmental services; and (viii) the proposed Wastewater Rates are not discriminatory or excessive, are sufficient under the California Government Code, comply with the provisions or covenants of any outstanding debt of the District payable from the revenues of the Wastewater Operating Fund, comply with the provisions of Proposition 218, and are in compliance with all other applicable laws.

Section 2. Environmental Review. The Board of Directors exercises its independent judgment and finds that the adoption of this Resolution is not a “project” within the meaning of Section 15378 of the State CEQA (California Environmental Quality Act) Guidelines because it has no potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect change in the environment. This Resolution is also exempt from CEQA under the exemptions contained in CEQA Guidelines section 15273(a) because it constitutes the establishment of fees or charges for the purpose of obtaining funds to meet the financial and service obligations of the wastewater system for ongoing operation and maintenance, debt service, and capital improvements within existing service areas, and CEQA Guidelines section 15061(b)(3) because it can be seen with certainty to have no possibility of a significant effect on the environment.

Section 3. Approval of Rate Study. The Board of Directors accepts and approves the Rate Study setting forth the basis for the Wastewater Rates.

Section 4. Approval of Wastewater Rates. The Board approves the Wastewater Rates set forth in Exhibit A of this Resolution. The Wastewater Rates for 2026 will be effective as of July 1, 2026. The Wastewater Rates set forth for calendar years 2027, 2028, 2028, and 2030 will be effective as of July 1 of each such year, unless the Board determines otherwise by separate resolution.

Section 5. Repeal of Existing Wastewater Rates. The Wastewater Rates established under this Resolution supersede all Wastewater Rates covering the same services adopted under Resolution 20/21-14 or any prior resolution and such Wastewater Rates are hereby repealed.

Section 6. Effective Date. This Resolution will take effect upon adoption.

ADOPTED on June 11, 2026, by the following vote:

AYES:	Lewis, Frevert, Hernandez, Tabor, Paparella
NOES:	None
ABSTAIN:	None
ABSENT:	None

BY: 
Paul Paparella, Board President

ATTEST: 
Denise Jelleschitz, Board Secretary



Table 1: Current and Proposed Monthly Sewer Rates

	CURRENT	PROPOSED				
		July 1, 2026	July 1, 2027	July 1, 2028	July 1, 2029	July 1, 2030
RESIDENTIAL (per dwelling unit)						
Single Family	\$154.00	\$185.49	\$198.47	\$212.36	\$227.23	\$243.14
Multi-Family (condominiums and accessory dwelling units)	\$154.00	\$146.68	\$156.95	\$167.94	\$179.70	\$192.28
COMMERCIAL (Base Fee includes up to the first 8 HCF)						
Low Pollutant Strength	n/a	\$179.11	\$191.65	\$205.07	\$219.42	\$234.78
Domestic/Medium Strength	n/a	\$185.49	\$198.47	\$212.36	\$227.23	\$243.14
High Strength	n/a	\$320.36	\$342.79	\$366.79	\$392.47	\$419.94
COMMERCIAL FLOW (\$/HCF)	(All flow)	(For flow over 8 HCF)				
Low Pollutant Strength	\$43.00	\$18.61	\$19.91	\$21.30	\$22.79	\$24.39
Domestic/Medium Strength	\$43.00	\$19.40	\$20.76	\$22.21	\$23.76	\$25.42
High Strength	\$43.00	\$36.27	\$38.81	\$41.53	\$44.44	\$47.55

HCF = one hundred cubic feet; 1 HCF = 748 gallons

The amount of sewer flow for commercial customers is based on total metered water use less estimated irrigation use.

Low pollutant strength – standalone restrooms, retail, offices

Domestic/medium strength – churches, schools, hospitals

High strength – bakeries, restaurants, and restaurants w/other mixed use development