

RESOLUTION 85-1

RESOLUTION OF THE CHINO BASIN WATERMASTER, SAN  
BERNARDINO COUNTY, CALIFORNIA, ESTABLISHING A  
ZERO BASE APPROPRIATIONS LIMIT FOR FISCAL YEAR  
1985/86

WHEREAS, on January 27, 1978, the Chino Basin Watermaster was appointed by the Superior Court of the State of California for the County of San Bernardino to administer and enforce the provisions of Judgment Number 164327; and

WHEREAS, the Watermaster may be considered a local government required under Article XIII B of the State of California Constitution to annually establish an appropriations limit for the following fiscal year; and

WHEREAS, a uniform guideline for the implementation of Article XIII B of the California Constitution (October 1980) has been drawn up by the League of California Cities' Gann Task Force and the assumptions included therein have been used in determining the applicability of said article to the Watermaster activities.

NOW, THEREFORE, the Chino Basin Watermaster does hereby RESOLVE AND DETERMINE as follows:

Section 1. Declaration. That this Watermaster does hereby declare:

a. Under Judgment Number 164327, Administrative Assessments are to be levied on all water producers to cover the costs of administering this program.

b. Under said Judgment, Water Replenishment Assessments are to be levied upon all water producers who pump water in excess of their adjudicated rights to water within the underlying Chino Basin to cover the cost of replacing that amount of water over-produced in the prior fiscal year.

c. Such Assessments are levied only on parties pumping water from the Chino hydrologic basin.

d. Those parties assessed receive direct benefits from maintaining the water levels within the underlying water basin.

e. All revenues of the 1978-1979 Base Year consisted of said Assessments, interest earned thereon and upon funds held in appropriated reserves resulting from prior year Assessments, and grants in aid from other local agencies. Exhibit "A" attached hereto.

f. All revenues received that exceeded the cost of administration and groundwater replenishment are either returned to the pumpers or retained in the Watermaster accounts for carrying out the Watermaster purposes.

Section 2. Findings and Determinations. That, based upon the above declaration, this Watermaster does hereby find and determine:

a. The Chino Basin Watermaster had no appropriations subject to limitation during the 1978-1979 Base Year.

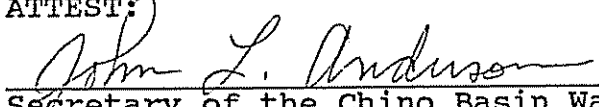
b. The Chino Basin Watermaster is an enterprise operation and as such is not subject to appropriations limitation under Article XIII B of the California Constitution.

Section 3. Filing. That the Secretary is hereby authorized and directed to file a certified copy of this resolution with the Board of Directors of Chino Basin Municipal Water District for inclusion in the public notice procedures for that local government.

ADOPTED this 5th day of June, 1985.

  
Chairman of the Chino Basin Watermaster  
and of the Board of Directors thereof.

WITNESSETH:

  
Secretary of the Chino Basin Watermaster  
and of the Board of Directors thereof.

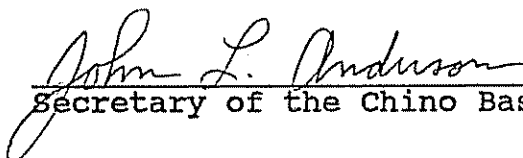
STATE OF CALIFORNIA            )  
                                      ) ss.  
COUNTY OF SAN BERNARDINO    )

I, John L. Anderson, Secretary of the Chino Basin Watermaster, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the members of said Watermaster at a regular meeting of said Watermaster held on the 5th day of June, 1985, and that it was so adopted by the following vote:

AYES: Directors French, Borba, Anderson, Girard and Dunihue

NOES: None

ABSENT: None

  
Secretary of the Chino Basin Watermaster

STATE OF CALIFORNIA            )  
                                      ) ss.  
COUNTY OF SAN BERNARDINO    )

I, John L. Anderson, Secretary of the Chino Basin Watermaster, DO HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of RESOLUTION 85-1 of said Watermaster, and that the same has not been amended or repealed.

  
Secretary of the Chino Basin Watermaster

EXHIBIT A

1978-1979 BASE YEAR  
APPROPRIATIONS SUBJECT TO LIMITATION  
UNDER ARTICLE XIIIIB STATE OF CALIFORNIA CONSTITUTION

REVENUE SOURCE	PROCEEDS OF TAX	NON-PROCEEDS OF TAX
Property Tax	\$ -0-	\$
Interest Income	-0-	40,942
Assessment Revenue - Judgment No. 164327		757,143
Grants-in-Aid (Midge Study)		<u>4,000</u>
Total Revenues	<u>\$ -0-</u>	<u>\$802,085</u>

"Appropriations Subject to Limitation": None