

RESOLUTION 94-1

**RESOLUTION OF THE CHINO BASIN WATERMASTER, SAN
BERNARDINO COUNTY, CALIFORNIA, ESTABLISHING A
ZERO BASE APPROPRIATIONS LIMIT FOR FISCAL YEAR
1994/1995**

WHEREAS, on January 24, 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 WCV 51010 (formerly Judgment No. SCV 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 declare:

- a. Under Judgment Number WCV 51010, 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 _____ th day of April 1994.



Chairman of the Chino Basin Watermaster

ATTEST:



Secretary of the Chino Basin Watermaster

EXHIBIT "A"

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

REVENUE SOURCE	PROCEEDS OF TAX	NON-PROCEEDS OF TAX
Property Tax	\$ -0-	
Interest Income	-0-	\$ 40,942.00
Assessment Revenue - Judgment No. 164327		757,143.00
Grants-in-Aid (Midge Study)		4,000.00
Total Revenues	\$ -0-	\$802,085.00

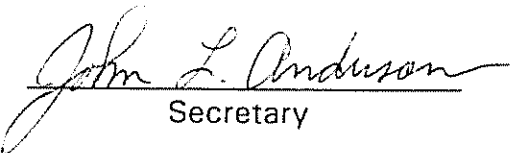
"Appropriations Subject to Limitation": None

STATE OF CALIFORNIA

COUNTY OF SAN BERNARDINO

I, John L. Anderson, Secretary of the Chino Basin Watermaster, DO HEREBY CERTIFY that the foregoing Resolution being 94-1, was adopted at a regular meeting of Watermaster by the following vote:

AYES:	Dunihue, Anderson, Troxel, Hill
NOES:	None
ABSENT:	Borba


Secretary