

RESOLUTION NO. 2026-07

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
SAN BENITO COUNTY WATER DISTRICT
ESTABLISHING CHARGES FOR RECYCLED WATER RATES**

WHEREAS, the San Benito County Water District uses rates and charges to recover current operating and maintenance costs related to water service from current users as required of a public enterprise agency. Recycled water rates include those costs associated with water supply, water quality and infrastructure; and

WHEREAS, the District mailed notices to all water service customers (and separately to the parcel owners if different than the water service customer on record for the parcel) upon which the charge is to be imposed setting forth the information required in Section 6 of Article XIII D of the California Constitution (Proposition 218) and notifying the owners thereof of a public hearing on February 25, 2026, to consider the charge; and

WHEREAS, the notices mailed by the District comply with Government Code section 53759, and provide information on the procedure for written objections to the charge, as well as the procedure for filing written protests against the charge;

WHEREAS, all written objections to the charge were due by February 20, 2026 and the District did not receive any written objections;

WHEREAS, after 45 days from the date said Proposition 218 notice was mailed, and pursuant to said Notice of Public Hearing, the Board conducted a public hearing at 5:00 PM on February 25, 2026, to determine whether or not the charge should be levied in Zone 6, to consider the amount of any such charge; and

WHEREAS, less than a majority of the owners or lessees of parcels upon which the charge is proposed for imposition filed protests.

BE IT RESOLVED by the Board of Directors of the San Benito County Water District as follows:

1. Rates and Charges: In order to meet said costs, the rates for recycled water delivered through the recycled water distribution system shall be established as follows:

Recycled Water Rates	Current Rate	Proposed Rate Effective 3/1/2026	Proposed Rate Effective 3/1/2027	Proposed Rate Effective 3/1/2028	Unit of Measure
Recycled Water Rate	\$ 306.00	\$ 263.00	\$ 269.00	\$ 275.00	per acre foot
Power Charge	\$ 108.32	\$ 154.00	\$ 160.00	\$ 166.00	per acre foot
<i>Minimum Annual Purchase of water for each parcel (applied to water charge)</i>					
\$ 700.00					

2. Findings:

The Board of Directors hereby finds and determines that:

- a) Revenues derived from the charge imposed herein do not exceed the funds required to pay for operation, maintenance, and capital costs associated with the delivery of recycled water and the power costs for pumping, transmission and distribution of recycled water to the District's customers, and shall not be used for any other purpose;
 - b) The amount of the charge does not exceed the proportional cost of the service;
 - c) The service for which the charge is imposed (see 1. above) is actually used by or is immediately available to the owner in question;
 - d) The charge is not imposed for general governmental services.
3. Effective Date: The above rates and charges shall be effective upon the commencement of each water year (commencing March 1st) as set forth in Paragraph #1 above.
4. Severability Clause: In the event that any portion or provision of this Resolution shall be determined by a court of law or other tribunal to be invalid or unconstitutional, such findings of invalidity or unconstitutionality shall not affect the validity of the remaining provisions of this Resolution, which shall remain in full force and effect.
5. Publication: Within 15 days after its passage, this Resolution shall be published once in a newspaper of general circulation in the County of San Benito, State of California, together with the names of the members of the Board of Directors voting for and against same.

PASSED AND ADOPTED this 25th day of February 2026, by the San Benito County Water District Board of Directors by the following vote:

AYES: DIRECTORS: Wright, Tonascia, Flores, Freeman & Williams

NOES: DIRECTORS: None

ABSENT: DIRECTORS: None

ABSTAIN: DIRECTORS: None

(Signature of presiding Board member
Attested by Board Secretary
Resolution No. 2026-07)

APPROVED

/s/Mark Wright
Mark Wright
President

ATTEST: /s/Barbara L. Mauro
Barbara L. Mauro
Board Secretary