

**A RESOLUTION
OF THE
BOARD OF DIRECTORS
OF THE
ORLAND-ARTOIS WATER DISTRICT**

RESOLUTION NO. 2023-03

**RESCINDING RESOLUTION NO. 2003-5 AND AMENDING DISTRICT POLICY
ON AGRICULTURAL WATER SERVICE TO
NEWLY CREATED PARCELS WITHIN THE DISTRICT**

WHEREAS, on October 21, 2003, the Board of Directors adopted Resolution No. 2003-5 to rescind Resolution 90-3 and to amend its policy for extending agricultural water service to new created parcels; and

WHEREAS, due to changing circumstances, the Board has determined that it is in the District's best interests to rescind Resolution No. 2003-5 and to adopt a new resolution updating the District's policy on water service to subdivided parcels and existing parcels that are severed from larger agricultural properties.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Orland-Artois Water District as follows:

1. Resolution No. 2005-3 is hereby rescinded, voided, and replaced in full by this resolution.
2. This policy applies to parcels within the District that are the subject of parcel map or subdivision map proceedings ("Maps") pending now or commenced hereafter at the Glenn County Planning Department. New parcels or lots that are created on such Maps are referred to herein as "newly created parcels." "Newly created parcels" also includes one or more existing legal parcels that form part of a larger property farmed under a common owner and which are sold off separately from that larger unit.

3. OAWD will provide agricultural water service to newly-created parcels under the following conditions:

- a. A landowner creating the newly created parcel or parcels shall be responsible for modifying, at their sole expense, existing OAWD facilities so that each newly-created parcel will be provided District water service and be served through a separate meter.
- b. The landowner shall have all required pipeline extensions, meter installations and related improvements designed and approved in advance by OAWD's General Manager and constructed to OAWD's specifications.
- c. The landowner shall dedicate the meter or meters to OAWD. The installation of all meters, and the installation and maintenance of all pipes, fittings, and other private facilities "downstream" of OAWD's turnout or turnouts shall be the sole responsibility of the landowner.
- d. In cases where a landowner sells or transfers a newly created parcel to any relative, affiliated entity, or third party, the landowner shall first provide recorded easements or other legal, permanent access necessary to ensure that each newly-created parcel has access to OAWD's turnout and any downstream private laterals or other water pipelines for conveying OAWD water to each newly created parcel; and to ensure that OAWD has access to each meter.

4. OAWD's responsibility for delivery of water and access to and maintenance of water conveyance facilities ends at the existing OAWD turnout and meter. All other facilities, easements, other facilities, and all maintenance, repair, and replacement of such private facilities is the responsibility of the landowner or any purchaser or transferee.

5. All newly-created parcels will be subject to all OAWD taxes, assessments, charges. By-laws, rules, and regulations.

6. The General Manager shall provide a copy of this resolution to the Glenn County Planning and Community Development Services Agency and request that the Agency include the above requirements as conditions for any Maps or other approvals of parcel splits and similar land use actions, and shall take all other actions necessary to implement and enforce the policy set forth in this resolution.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Orland-Artois Water District on July 18, 2023 by the following vote:

AYES: M. Vereschagin, E. Pieper, J. Jones, C. Schonauer


NOES: None

ABSENT: J. Erickson

ABSTAIN: None



President: Mike Vereschagin

ATTEST: 

Secretary: Emil Cavagnolo