

REGULATION NO. 2021 - 04

A REGULATION OF SUMMIT COUNTY SERVICE AREA #3
AMENDING AND ADOPTING WATER SERVICE RATES
AND FEES

WHEREAS, Summit County Service Area #3 (the “**Service Area**”) owns water rights, water shares and contracts authorized for the diversion of water from individual wells and a central water system, and

WHEREAS, the Service Area owns and operates water wells, storage and a central water system and must receive reasonable compensation from water users connected to the water system to fund operating expenses, capital improvement reserves, debt service and reserves for emergencies, repairs and replacements to the central water system; and

WHEREAS, the Service Area also owns various water rights and shares that certain private well owners who are not connected to the Service Area’s water system are authorized to divert, and the Service Area incurs costs and expenses maintaining such rights; and

WHEREAS, the Service Area is required to pay administrative costs, assessments for system administration by the State of Utah and assessments and contract payments related to certain water right, water shares, and contracts, and must fund the payment of such expenses to maintain the water rights the Service Area uses and holds in trust for its constituents; and

WHEREAS, the Service Area last made significant amendments to its water fee schedule on March 11, 2013, via Ordinance #2013-1; and

WHEREAS, the Service Area Board of Trustees (“**Board**”) conducted a public hearing in compliance with law on May 17, 2021 at 6:00 p.m. to consider updated and amending its water service rates and fees; and

WHEREAS, after conducting the public hearing described above, the Board adopted the proposed water service rates and fees via Regulation No. 2021-02, with the exception of the proposed water rates for non-residential water use and water rates for properties with accessory dwelling units, which the Board desired to review and revise in response to the public comment received; and

WHEREAS, to provide an additional opportunity for public comment, the Board re-noticed all of the proposed water service rates and fees along with revised proposals for the non-residential water service rates for a second public hearing, which the Board held on June 28, 2021, at 6:00 pm after providing public notice of the hearing pursuant to 17B-1-643; and

WHEREAS, after holding the public hearing and taking public comment on the proposed water service rates and fees, the Board desires to amend its water service pursuant to its authority under Utah Code Ann. §§ 17B-1-103(2)(j) – (k) and 17B-1-643.

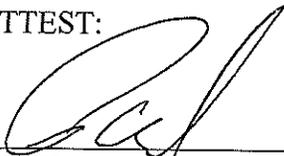
NOW, THEREFORE, be it ordained by the Board of Trustees of Summit County Service Area #3 that effective immediately as of May 14, 2021:

1. The Service Area's fees, rates, fines, penalties, and charges for water rights and water service are amended as set forth in the fee schedule attached to this resolution; and
2. All other fees, rates, fines, penalties, and charges for water rights and water service that the Board adopted previously are repealed and replaced by the attached fee schedule, including but not limited to the fee schedule adopted pursuant to Ordinance No. 2013-1 and Regulation No. 2021-02; and
3. Service Area staff are instructed to post the attached fee schedule to the Service Area's website.

ADOPTED AND PASSED this 28th day of June, 2021.

BOARD OF TRUSTEES OF SUMMIT COUNTY SERVICE AREA NO. 3.

By: 
Vince Pao-Borjigin, Chair

ATTEST:

Paul Kraus, Board Clerk

VOTING

Trustee Adams voting	___
Trustee Carpenter voting	___
Larry Elbert	___
Trustee Hanssen	___
Trustee Kraus	___
Trustee Pao-Borjigin voting	___
Trustee Sharp voting	___