

RESOLUTION 2007-14

A resolution of the City of Rexburg, Idaho, adopting new requirements relative to providing culinary water for areas being proposed for development or annexation into the City of Rexburg.

WHEREAS, the City Council desires to maintain the overall quality of life for its constituents; and

WHEREAS, the City Council on behalf of ratepayers has invested substantial sums of money in its water system infrastructure; and

WHEREAS, the City Council wishes to continue to be able to provide service to existing and future ratepayers that are, or will be utilizing the culinary water system;

NOW THEREFORE, be it resolved by the Mayor and City Council of Rexburg, effective immediately, that prior to issuance of "will serve letters" for providing water to new developments any water rights that have historically been appropriated or committed to the lands seeking connection to the Rexburg City water system must be transferred to the City of Rexburg, or suitable arrangements made with the City of Rexburg for equivalent water sources.

On lands that the water right is tied to a larger tract, an agreement must be executed with the City of Rexburg to transfer water rights in a scheduled and programmed manner.

Any lands from which the water rights have previously been transferred must acquire and provide to the City water rights in quantity equal to the volume of water which the City of Rexburg will be required to provide.

Any user may request a review by the City Council as to the appropriateness of the calculated minimum or increased capacity to be charged. Any user can purchase additional capacity at any time with the written consent of the City.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 19th DAY OF December, 2007.

SHAWN LARSEN
MAYOR

ATTEST:

BLAIR KAY
CITY CLERK