

RESOLUTION NO. 2026-15
A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE PHELAN PIÑON HILLS COMMUNITY SERVICES DISTRICT
ESTABLISHING WATER STANDBY AND AVAILABILITY FEES FOR 2026/2027

WHEREAS, the Phelan Piñon Hills Community Services District ("the District") is a Community Services District organized and operating pursuant to Government Code Section 61000 et seq; and

WHEREAS, the District is authorized by Government Code Section 61124(a) to impose standby charges for water services pursuant to the Uniform Standby Charge Procedures Act, Government Code Section 54984 et seq. ("the Act");

WHEREAS, under the Act, the District is authorized to fix before August 10 of any given year a water standby charge on land within its jurisdiction to which water service is made available for any purpose by the District, whether the water services are actually used or not;

WHEREAS, under the Act, the District's Board of Directors ("the Board") may establish schedules varying the charge according to land uses, benefit derived or to be derived from the use, availability of facilities to provide water service, the degree of availability or quantity of the use of the water to the affected lands, and may restrict the assessment to one or more improvement districts or zones of benefit established within the jurisdiction of the District, and may impose the charge on an area, frontage, or parcel basis, or a combination thereof;

WHEREAS, pursuant to Resolution No. 2994 of the Local Agency Formation Commission of the County of San Bernardino ("LAFCO"), the District is the successor agency to County Service Area 9, County Service Area 56 Improvement Zone F-1, and County Service Area 70 Improvement Zones L and P-4 ("the CSAs");

WHEREAS, Condition No. 14 of LAFCO Resolution No. 2994 expressly states that "[a]ll previously authorized charges, fees, assessments, and/or taxes of [the CSAs] in effect upon the effective date of this reorganization shall be continued and assumed by the [District], as the successor agency, in the same manner as provided in the original authorization pursuant to the provisions of Government Code Section 56886(t) ..."

WHEREAS, Government Code Section 56886(t) provides that LAFCO Resolution No. 2994 contains the exclusive terms and conditions for the change of organization from the CSAs to the District as it relates to the "extension or continuation of any previously authorized charge, fee, assessment, or tax by [the District as the] successor local agency in the affected territory."

WHEREAS, prior to the adoption of LAFCO Resolution No. 2994, the territory within the CSAs was subject to a water standby and availability charge that had been fixed, levied, and imposed upon such lands;

WHEREAS, the Board wishes to continue, extend, and assume all previously authorized water standby and availability charges that had been fixed, levied, and imposed upon lands within the CSAs;

WHEREAS, on May 6, 2026, the Board adopted Resolution No. 2026-09 initiating proceedings to fix, adjust, levy, and collect water standby and availability fees for 2026/2027 in accordance with Government Code Section 54984.3 and scheduled a public protest hearing; and

WHEREAS, the originally scheduled public protest hearing did not occur due to cancellation of the Board meeting, and the public protest hearing was subsequently noticed for July 29, 2026;

WHEREAS, on July 15 and July 22, 2026, the District published a Notice of Public Hearing concerning the Board's intent to adopt water standby and availability fees for Fiscal Year 2026/2027 in a newspaper of general circulation within the District pursuant to Government Code Section 6066;

WHEREAS, on July 29, 2026, at 5:00 p.m., at the Phelan Community Center located at 4128 Warbler Road, Phelan, California, the Board held a public protest hearing to hear and consider any and all objections or protests regarding the imposition of the charge, which hearing was duly conducted in the manner set forth in the Act.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Phelan Piñon Hills Community Services District as follows:

SECTION 1. The public interest and necessity require the Board to adopt this Resolution hereby fixing, levying, and collecting water standby and availability charges on qualifying non-metered properties within the District which are within six hundred sixty (660) feet of a water main from which water service is furnished by the District pursuant to applicable law, including but not limited to the pertinent provisions of the Act, Condition No. 14 of LAFCO Resolution No. 2994, and/or Government Code Section 56886(t).

SECTION 2. The written protests received by the Board which were not withdrawn at the time of its determination represented less than fifteen percent (15%) of the parcels subject to the charges set forth herein.

SECTION 3. The standby charge hereby levied by the Board is based upon the report of a qualified engineer, which is on file with the District. The content and findings of said report are hereby adopted in full by the Board and are incorporated herein in full by this reference, including, but not limited to, any and all statements and determinations specifically relating to each of the following:

- a. A description of the charge and the method by which it is proposed to be imposed;

- b. A compilation of the amount of the charge proposed for each parcel subject to the charge;
- c. A statement of the methodology and rationale followed in determining the degree of benefit conferred by the service for which the proposed charge is made;
- d. The District's legal ability to fix and adjust a standby charge, the amount of the proposed charge, and the properties affected thereby;
- e. A description of the lands upon which the charge is proposed to be imposed; and
- f. The amount of the proposed charge for each of the lands so described.

SECTION 4. The Board, acting in its capacity as the governing body of the District, hereby resolves and orders:

- a. That for parcels containing one acre or more, the water standby charge shall be twenty dollars (\$20.00) for each full acre, plus ten dollars (\$10.00) multiplied by the fractional portion of an acre exceeding the last full acre.
- b. That for parcels of less than one (1) acre total, the water standby charge continued herein for the District shall be twenty dollars (\$20.00).
- c. That water availability or standby charges shall apply to each qualifying non-metered parcel of real property within the District which is within six hundred sixty (660) feet of a water main from which water service is furnished by said District.
- d. That the charges fixed and established herein shall be effective on and after July 1, 2026, and shall be operative during Fiscal Year 2026/2027.

SECTION 5. The Board hereby authorizes and directs the San Bernardino County Auditor-Controller/Treasurer/Tax Collector to place the approved water standby and availability charges set forth in the District's adopted assessment roll on the San Bernardino County annual secured property tax roll for Fiscal Year 2026/2027 for collection in the same manner and at the same time as general County ad valorem property taxes are collected.

The Board hereby authorizes the total amount of the approved charges, including any applicable County administrative or processing fees, to be placed on the San Bernardino County annual secured property tax roll and collected in the same manner as property taxes.

PASSED AND ADOPTED by the Board of Directors of the Phelan Piñon Hills Community Services District, State of California, this 29th day of July 2026, by the following vote:

AYES: Directors: Kujawa, Mills, Hays, Philips, Snyder
NOES: Directors:
ABSENT: Directors:
ABSTAIN: Directors:

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President of Phelan Piñon Hills
Community Services District and of the Board of Directors thereof.

STATE OF CALIFORNIA)
) ss.
COUNTY OF SAN BERNARDINO)

I, Jennifer Oakes, Clerk of the Board of Directors of the Phelan Piñon Hills Community Services District, California, hereby certify the foregoing to be a full, true and correct copy of the record of the action as the same appears in the Official Minutes of said Board at its meeting of July 29, 2026.

Jennifer Oakes
Clerk of the Board of Directors
Phelan Piñon Hills Community Services District

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