

**POINT ROBERTS WATER DISTRICT NO. 4
WHATCOM COUNTY, WASHINGTON**

RESOLUTION NO. 648

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF POINT ROBERTS WATER DISTRICT NO. 4 OF WHATCOM COUNTY, WASHINGTON, ESTABLISHING POLICIES AND PROCEDURES FOR THE VOLUNTARY TERMINATION OF DISTRICT WATER SERVICE.

WHEREAS, Point Roberts Water District No. 4 ("District") is a water-sewer special purpose district existing pursuant to Title 57 Revised Code of Washington ("RCW"), and owns and operates a water system within its corporate and service area boundaries in Whatcom County, Washington for the benefit of its customers; and

WHEREAS, RCW 57.08.081 authorizes the District to fix rates and charges for providing water service, such rates and charges to be fixed as deemed necessary by the District Board of Commissioners so that uniform charges will be made for the same class of customer or service and facility; and

WHEREAS, RCW 57.08.005(3) provides the District full authority to regulate and control the use, content, distribution and price of water furnished to its customers; and RCW 57.08.005(3) also provides where a customer connected to the District's water system uses water on an intermittent or transient basis, a district may charge for providing water service to such customer, regardless of the amount of water, if any, used by the customer; and

WHEREAS, the District charges its customers (1) a fixed base rate for each customer account with a water meter, regardless of whether the property served by the water meter has a structure or residence; and (2) a charge based on the amount of water supplied to each customer; and

WHEREAS, some District customers with properties which do not have a structure or residence that receive District water service do not want to pay the District's fixed monthly charge for water service and have requested that their water service from the District be terminated so they will no longer be billed for such water service; and the District will allow parties requesting the termination of their District water service and account to terminate such service on certain terms and conditions; now, therefore,

BE IT RESOLVED by the Board of Commissioners of Point Roberts Water District No. 4 of Whatcom County, Washington, as follows:

1. Recitals Incorporated by Reference. The recitals set forth above are hereby adopted in full by this reference.

2. Voluntary Termination of Water Service. A policy regarding the voluntary termination of a District water service account is hereby established as follows:

A District customer may apply to the District to terminate a water service account and District water service by completing and submitting an application for water service termination in the form attached hereto as **Exhibit A** and incorporated herein by this reference to the District. At the time of the completion of the application, the customer shall agree to the terms for termination provided as follows:

a. All existing water charges must be paid in full.

b. The customer applying for water service termination shall not be entitled to any refund of water connection charges or GFC (General Facility Charge) previously paid to the District for the water service.

c. The customer or successors in ownership of the property shall not be entitled to receive any credit for GFC's previously paid to the District for the property.

d. The customer applying for water service termination shall be required to pay the District's fees and costs to terminate and abandon the water service account.

e. At the time of the termination of the water service account and water service, the District shall record a notice at the customer's expense against the property regarding the terms and conditions of water service termination and the conditions of possible future District water service to the property as provided herein.

f. The ERU (Equivalent Residential Unit) and connection related to the abandoned service connection shall revert to the District.

g. If the owner of the property for which a District water service has been terminated applies to connect the property to the District water system after such termination, and the District has water availability to service the property, application for service may be made at that time and all then applicable District water connection and meter charges paid.

3. Repeal of Prior Resolutions. All District resolutions, policies and procedures are hereby modified, repealed and superseded to be in accordance with this resolution effective the date set forth in Section 2 above.

4. Effective Date. This resolution and the policies and procedures set forth herein shall be effective on the date set forth below.

ADOPTED at a regular open public meeting of the Board of Commissioners of Point Roberts Water District No. 4, Whatcom County, Washington, held on the 10 day of May, 2016.

Scott Hackleman, Commissioner and Chair

N. Madeleine Anderson, Secretary

Arthur Reber, Commissioner