

**TICABOO UTILITY IMPROVEMENT DISTRICT**

**RESOLUTION NO. 2013-0017**

**A RESOLUTION OF THE TICABOO UTILITY IMPROVEMENT DISTRICT ("DISTRICT") APPROVING A RATE AND RULE CHANGES FOR POWER, WATER, WASTEWATER, AND SOLID WASTE SERVICES.**

**WHEREAS**, the District has previously constructed and has in operation water pumping, storage and distribution works, collectively the water supply system, for the purpose of supplying domestic potable water, and

**WHEREAS**, the District has previously constructed and has in operation wastewater collection and treatment works for the purpose of collecting and disposing in an environmentally sound manner, the wastewater of the District, and

**WHEREAS**, the District has previously operated solid waste management services for the Ticaboo Town site, and

**WHEREAS**, the District has previously constructed and has in operation electric production and infrastructure for the purpose of providing electricity in an environmentally sound manner, the electric service for the Ticaboo Town site, and

**WHEREAS**, the District Administrative Control Board has statutory authority to set rates for the electric, water supply system, wastewater treatment utility, and solid waste management services, and

**WHEREAS**, Utah Code § 17B-2a-403 provides that the District Board shall operate, manage and control the electric, water supply utility, wastewater treatment utility services, and

**WHEREAS**, Utah Code § 17D-1-103 provides that the District Board shall operate, manage and control the solid waste management services, and

**WHEREAS**, Utah Code § 17B-1-901 provides that (1) a local district which provides more than one...service... may bill for the fees and charges for all...services... in a single bill, and (2) a local district may suspend furnishing a...service...to a customer if the customer fails to pay all fees and charges when due, and

**WHEREAS**, the District has determined that the water utility, wastewater treatment, and solid waste management service rates need to be adjusted to meet the current and projected financial requirements of the utilities, including operating expenses, required reserves, and debt service, and

**WHEREAS**, the District has determined that if a customer of the District is receiving, connected, and/or tapped into any of the utility services provided (electric, water, wastewater, solid waste), the customer must pay, at a minimum, the stand-by fees associated with all services.

R 2013-0017

**NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATIVE BODY OF THE  
TICABOO UTILITY IMPROVEMENT DISTRICT AS FOLLOWS:**

1. The new rates (a schedule of the new rates is attached hereto as **Exhibit A**) are hereby approved and the District Manager is authorized to file the rate schedule, with such clerical changes as the District Manager deems reasonable and necessary, to comply with Utah law and with the rules and regulations of the District.
2. The new rules regarding the minimum payment of a stand-by fee for all services, if a customer is receiving, connected, and/or tapped into, any of the utility services provided (electric, water, wastewater, solid waste) will be required, are hereby approved and the District Manager is authorized to file the rules, with such clerical changes as the District Manager deems reasonable and necessary, to comply with Utah law and with the rules and regulations of the District.
3. The new rates and rules shall become effective September 1, 2013.
4. This Resolution takes effect upon adoption.

**DATED** this 29th day of August 2013.

/s/ Chip Shortreed

\_\_\_\_\_  
*Chair*

ATTEST:

/s/ Justin Fischer

\_\_\_\_\_  
*Secretary*

(SEAL)

R 2013-0017

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Chair

**ATTEST:**

\_\_\_\_\_  
Secretary



**EXHIBIT A**

Section 1. *Rates - General.* The rates and charges shall be as follows:

|             |  |            |            |
|-------------|--|------------|------------|
|             | <u>Water Rates</u>   |            |            |
| Residential | • Base Fee - Active (first 10,000 gallons/month)             | \$39.00    | /month     |
|             | • Use Fee (use over 10,000 gallons/month)                    | \$0.0025   | /gallon    |
|             | • Stand-By Fee ( <i>Changed</i> )                            | \$39.00    | /month     |
|             | • Connection - Disconnection - Reconnection Fee <sup>1</sup> | \$100.00   | /incident  |
|             | • New Hookup Tap Fee   | \$750.00   | /each      |
|             | • Impact Fee (due with building permit)                      | \$3,500.00 | /each      |
| Commercial  | • Base Fee - Active (first 10,000 gallons/month)             | \$39.00    | /ERU/month |
|             | • Use Fee (use over 10,000 gallons/month)                    | \$0.0025   | /gallon    |
|             | • Stand-By Fee ( <i>Changed</i> )                            | \$39.00    | /ERU/month |
|             | • Connection - Disconnection - Reconnection Fee              | \$200.00   | /incident  |
|             | • New Hookup Tap Fee   | \$750.00   | /each      |
|             | • Impact Fee (due with building permit)                      | \$3,500.00 | /each      |

Section 2. *Rates - General.* The rates and charges shall be as follows:

|             |   |                                  |            |
|-------------|---|----------------------------------|------------|
|             | <u>Wastewater Rates</u>                         |                                  |            |
| Residential | • Base Fee - Active                             | \$28.00                          | /month     |
|             | • Stand-By Fee ( <i>Changed</i> )               | \$28.00                          | /month     |
|             | • Connection - Disconnection - Reconnection Fee | \$100.00                         | /incident  |
|             | • New Hookup Tap Fee                            | (included with Water Impact Fee) |            |
|             | • Impact Fee (due with building permit)         | (included with Water Impact Fee) |            |
| Commercial  | • Base Fee - Active                             | \$28.00                          | /ERU/month |
|             | • Stand-By Fee ( <i>Changed</i> )               | \$28.00                          | /ERU/month |
|             | • Connection - Disconnection - Reconnection Fee | \$200.00                         | /incident  |
|             | • New Hookup Tap Fee                            | (included with Water Impact Fee) |            |
|             | • Impact Fee (due with building permit)         | (included with Water Impact Fee) |            |

Section 3. *Rates - General.* The rates and charges shall be as follows:

|             |  |          |           |
|-------------|--|----------|-----------|
|             | <u>Solid Waste Rates</u>   |          |           |
| Residential | • Base Fee - Active  | \$12.00  | /month    |
|             | • Stand-By Fee ( <i>Changed</i> )                                  | \$12.00  | /month    |
|             | • Service Fee - due at the beginning of service ( <i>Changed</i> ) | \$100.00 | /incident |
| Commercial  | • Base Fee - Active (4 cu. yd. container)                          | \$205.00 | /month    |
|             | • Base Fee - Active (2 cu. yd. container)                          | \$175.00 | /month    |
|             | • Stand-By Fee ( <i>Changed</i> )                                  | \$175.00 | /month    |
|             | • Service Fee - due at the beginning of service ( <i>Changed</i> ) | \$200.00 | /incident |

<sup>1</sup> All Connection Fees - Applicable to voluntary or involuntary disconnections.

### Affidavit of Publication

State of Utah  
County of Garfield-SS.

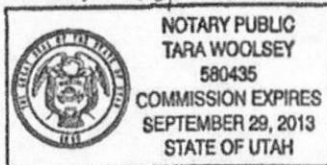
I, Erica Walz, being duly sworn depose and say that I am the Editor of *The Wayne and Garfield County Insider*, a weekly newspaper, published in Escalante, Utah, and that an advertisement of which the annexed is a true copy, taken from said paper, was published in a regular issue and was also published on the Utahlegals.com website as required by state statute, on August 15, 2013.

The said notice was published in the regular and entire issue of every number of said newspaper during the period times and publication, and that the same was published in the newspaper proper and not in a supplement.

Signed: \_\_\_\_\_

Title: Publisher \_\_\_\_\_

Subscribed and sworn to before  
me this 11 day of Sept 20 13



Tara Woolsey  
Notary Public, Garfield County, Utah

### NOTICE OF PUBLIC HEARING TICABOO UTILITY IMPROVEMENT DISTRICT, GARFIELD COUNTY, UTAH

NOTICE IS HEREBY GIVEN pursuant to the provisions of Utah Code, Title 17B, Chapter 1, Section 643, the Governing Board (the "Board"), of the Ticaboo Utility Improvement District, Garfield County, Utah, on August 8, 2013, during a Regular Meeting reviewed a tentative rate increase for water, wastewater, and solid waste services, and rule changes for the District. On that same date the Board also scheduled a public hearing regarding the rate increase for water, wastewater, and solid waste services, and rule changes for the District to be held on August 29, 2013, at 6:30 p.m. at the Board's regular meeting place at Hwy 276, Mile Marker 27, PO Box 2140, LDS Church - Ticaboo Branch, Ticaboo, UT 84533. The purpose of the public hearing will be to give all interested persons in attendance an opportunity to be heard on the proposed rate increase for water, wastewater, and solid waste services, and rule changes for the District. After the public hearing has closed, the Board may adopt the rate increase for water, wastewater, and solid waste services, and rule changes for the District, subject to amendment or revision. A copy of the rate increase for water, wastewater, and solid waste services, and rule changes for the District can be examined at the District's offices located at Hwy 276, Mile Marker 27, Ticaboo, UT 84533 during normal business hours at any time prior to the public hearing.

*Published in the Wayne & Garfield County Insider on*  
**AUGUST 15, 2013**

9/9/13

Public Meeting Notice

# Entity: Ticaboo Electric Improvement District

## Public Body: Administrative Control Board

**Subject:** Hearings

**Notice Title:** Public Hearing Notice

**Meeting Location:** HWY 275, MM 27  
LDS Church - Ticaboo Branch  
Ticaboo 84533

**Notice Date & Time:** August 28, 2013  
6:55 PM - 6:30 PM

**Description/Agenda:**

NOTICE

OF PUBLIC HEARING

TICABOO UTILITY IMPROVEMENT DISTRICT

PUBLIC NOTICE IS HEREBY GIVEN that, on August 8, 2013, the Board of Trustees (the "Board") of the Ticaboo Utility Improvement District (the "District") adopted a resolution (the "Resolution"), providing for the issuance and sale of not to exceed \$650,000 of non-voted electric revenue bonds (the "Bonds") of the District and calling a public hearing to receive input from the public with respect to the issuance of the Bonds and the potential economic impact that the Project to be financed by the Bonds will have on the private sector, pursuant to Section 11-14-318, Utah Code Annotated 1953, as amended.

The District intends to issue the Bonds for the purpose of financing some or all of the costs of the acquisition and installation of an electric generating unit and related facilities and equipment (the "Project") and paying costs and expenses incident thereto. The District intends to issue and sell the Bonds to the Permanent Community Impact Board of the State of Utah in a principal amount not to exceed \$650,000.

The District will not pledge any taxes for the payment of the Bonds. The Bonds will be payable



9/9/13

**Public Meeting Notice**

solely from the revenues of the District's electric utility system.

The Board will hold a public hearing at its regular meeting that begins at 6:30 p.m. on August 29, 2013. The public hearing will be held at the regular meeting place of the Board at the LDS Church - Ticaboo Branch, Highway 276, Mile Marker 27, Ticaboo, Utah. All members of the public are invited to attend and participate in the public hearing. Prior to the public hearing, written comments may be submitted to the District, to the attention of the Clerk/Secretary of the District, at Highway 276, Mile Marker 27, P.O. Box 2140, Ticaboo, Utah 84533.

DATED this 8th day of August, 2013.

TICABOO UTILITY IMPROVEMENT DISTRICT  
BY /S/JUSTIN FISCHER  
CLERK/SECRETARY

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**Notice of Special Accommodations:**

**NOTICE OF SPECIAL ACCOMMODATION DURING PUBLIC MEETINGS** In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Chip Shortreed at 435-788-8343.

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**Notice of Electronic or telephone participation:**

**NOTICE OF SPECIAL ACCOMMODATION DURING PUBLIC MEETINGS** In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this meeting should notify Chip Shortreed at 435-988-8343.  
**NOTICE OF POSSIBLE ELECTRONIC OR TELEPHONIC PARTICIPATION** One or more members of the Ticaboo Electric Improvement District Administrative Control Board may participate electronically or telephonically pursuant to UCA 52-4-7.8

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**Other information:**

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**Contact Information:**

Chip Shortreed  
4357888343  
teidnol@gmail.com

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August 28, 2013 06:59 PM

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