



● **Board of Directors**
Finance and Insurance Committee

6/11/2013 Board Meeting

7-3

Subject

Grant conditional approval for Annexation No. 97 to Calleguas Municipal Water District and to Metropolitan Water District; and adopt resolution for imposition of water standby charges

Executive Summary

This action grants conditional approval for an annexation request by Calleguas Municipal Water District (Calleguas) and authorizes resolution to impose a water standby charge. The total area included in this annexation is 2.8 acres ([Attachment 1](#) – annexation map and legal description). The city of Oxnard has requested this annexation for construction water and future irrigation of open space for a street improvement project. Annexation will result in a projected new water demand from Metropolitan Water District (Metropolitan) of 0.97 acre-feet per year (AFY). Calleguas is in compliance and meets the Best Management Practices of the California Urban Water Conservation Council ([Attachment 2](#)). The annexation charge is estimated at \$8,149.28 if completed in 2013.

Details

Calleguas adopted Resolution 1781 on April 17, 2013, requesting conditional approval for annexation and giving notice of intent to impose water standby charges for the proposed Calleguas No. 97 annexation. On February 5, 2013, the city of Oxnard approved Resolution No. 14,297, requesting a reorganization from the Local Agency Formation Commission to annex impacted parcels to Calleguas and detach from the Ventura County Fire Protection District. The proposed annexation is consistent with Calleguas' 2010 updated Urban Water Management Plan. The City Council of the city of Oxnard filed a Mitigated Notice of Determination and addendum No. 1 supporting the annexation request.

The municipal project consists of five parcels proximate to one another acquired by the city of Oxnard for right-of-way to accommodate realignment of Ventura Boulevard east of Santa Clara Avenue and realignment of the U.S. Highway 101 northbound off-ramp at Santa Clara Avenue. The total area is approximately 2.8 acres, of which 2.08 acres are dedicated for public streets leaving a net area of 0.72 acre as the basis of the annexation fee. The charge for this annexation is \$8,149.28, which includes the \$5,000 processing fee collected at the time of the initial request; the balance is received prior to completion. The annexation charge is calculated based on the 2013 per acre fee of \$4,374. If the annexation is completed later, the fee would be based on the then-current annexation rate pursuant to Section 3300 of Metropolitan's Administrative Code. After annexation, the city of Oxnard will provide service.

Pursuant to Section 3107 of Metropolitan's Administrative Code approved on October 12, 2004, Calleguas has submitted an acceptable Water Use Efficiency Compliance Statement for this project ([Attachment 2](#)). The projected water demand from Metropolitan is 0.97 AFY.

Completion of this annexation would be subject to such terms and conditions as may be fixed by Metropolitan's Board in granting final consent to such annexation. Calleguas has requested that Metropolitan impose a water standby charge within the annexation territory at the rate of \$9.58 per acre or per parcel of less than one acre, which is the rate the water standby charge is presently levied in other portions of Calleguas. Under the

requirements of Article XIII D of the California Constitution, enacted by Proposition 218, such charges must be treated as new assessments, subject to approval by the property owners in the area to be annexed through mailed ballot proceedings. **Attachment 3** is the resolution of intent to impose water standby charge that, if adopted by the Board, will authorize the Board Executive Secretary to mail notices to the property owners (**Attachment 3** includes the “Engineer’s Report”). Notices to property owners would include ballots, which the property owners will be asked to mark and return. Ballots would be tabulated at the public hearing scheduled for August 20, 2013, or such other date as Metropolitan’s Board shall determine. The ballots received from property owners are weighted according to the proportionate obligation of each property. Unless a majority vote protests the charge, the Board may impose the water standby charge in the annexed area concurrently with final approval of annexation.

Policy

Metropolitan’s policy for annexation is referenced in Chapter 1, Article 1, and Section 350 through Section 356 of the Metropolitan Act, and Division III, Section 3100 through Section 3108 of its Administrative Code.

California Environmental Quality Act (CEQA)

CEQA determination for Option #1:

The proposed actions are not defined as a project under CEQA because they involve the creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment (Section 15378(b)(4) of the State CEQA Guidelines). In addition, where it can be seen with certainty that there is no possibility that the proposed actions in question may have a significant effect on the environment, the proposed actions are not subject to CEQA (Section 15061(b)(3) of the State CEQA Guidelines). Prior to formal approval of the annexation and water standby charges from the Board, CEQA documentation will be prepared by the Lead Agency and processed in accordance with CEQA and the State CEQA Guidelines. As the Responsible Agency, Metropolitan’s Board will then review and consider the CEQA documentation before taking further action.

The CEQA determination is: Determine that the proposed actions are not subject to the provisions of CEQA pursuant to Section 15378(b)(4) and Section 15061(b)(3) of the State CEQA Guidelines.

CEQA determination for Option #2:

None required

Board Options

Option #1

Adopt the CEQA determination and

- a. Grant conditional approval for Annexation No. 97 concurrently to Calleguas and Metropolitan, conditioned upon receipt in full of annexation fee of \$8,149.28 to Metropolitan if completed by December 31, 2013, or if completed later, the then-current annexation charge applies.
- b. Approve Calleguas’ Statement of Compliance with the current Water Use Efficiency Guidelines (**Attachment 2**).
- c. Adopt the resolution of intention to impose water standby charge within the proposed annexation territories, substantially in the form of **Attachment 3**.

Fiscal Impact: Receive the cash payment of annexation fee and charge of approximately \$8,149.28 for the annexing area plus water sales revenue from newly annexed territory

Business Analysis: This annexation will provide the ability for water service and associated benefits to the public. The initial fixed and variable costs will be borne by the local water supplier and city of Oxnard including processing, infrastructure, and the cost of raw and treated water. This annexation helps to meet Metropolitan’s member agency requests and provides essential benefits to the public.

Option #2

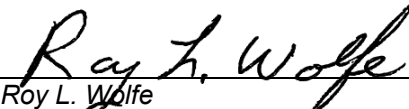

Decline the request for annexation.

Fiscal Impact: Unrealized annexation fees and water sales revenue from non-annexed territory

Business Analysis: The subject area will not receive the direct benefits of water supplied through Metropolitan and Calleguas.

Staff Recommendation

Option #1

 _____ Roy L. Wolfe Manager, Business Technology	5/28/2013 Date
 _____ Jeffrey Kightlinger General Manager	5/30/2013 Date

Attachment 1 – Annexation No. 97 Legal Description and Map

Attachment 2 – Annexation No. 97 Water Use Efficiency Statement of Compliance

Attachment 3 – Annexation No. 97 Resolution of Intention to Levy Standby Charge

Ref# bt12624387

EXHIBIT A
CALLEGUAS MUNICIPAL WATER DISTRICT
ANNEXATION No. 97
CITY OF OXNARD REORGANIZATION
VENTURA BOULEVARD
ANNEXATION NO. PZ 12-610-01 TO THE CITY OF OXNARD AND
ANNEXATION TO CALLEGUAS MUNICIPAL WATER DISTRICT AND
DETACHMENT FROM THE VENTURA COUNTY FIRE PROTECTION
DISTRICT AND DETACHMENT FROM THE VENTURA COUNTY
RESOURCE CONSERVATION DISTRICT AND DETACHMENT
FROM COUNTY SERVICE AREAS NO. 32 AND NO. 33

PARCEL 1

That portion of Lot 65 of the Rancho Santa Clara del Norte, in the unincorporated territory of the County of Ventura, State of California, as shown on the map recorded in Book 3, Page 26 of Miscellaneous Records (Maps) in the office of the County Recorder of Ventura County, State of California, described as follows:

Beginning at the northwesterly corner of the parcel of land described in the Deed recorded on August 16, 1934, in Book 420, Page 143 of Official Records, in the office of the County Recorder of said County, said corner also being the northerly terminus of the 2nd course of Parcel B of the Alvarado Reorganization, Annexation No. 85-5 to the City of Oxnard, as shown and described in the Certificate of Completion recorded on October 15, 1987 as Instrument No. 87-166454 of said Official Records, said corner also being the northerly terminus of the 2nd course of Parcel H-2 of Annexation No. 27 to Calleguas Municipal Water District as shown and described in the Certificate of Completion recorded on December 31, 1987 as Instrument No. 87-208630 of said Official Records, said northerly terminus also being in the northerly line of Ventura Boulevard (Old Conejo Road); thence, along the west line of said Deed and along the existing City of Oxnard and Calleguas Municipal Water District Boundary and said northerly line by the following two courses:

- 1st: South 4°03'58" West 10.00 feet; thence,
- 2nd: North 85°56'02" West 75.00 feet to the southwesterly corner of the parcel of land described in the Grant Deed recorded October 9, 2003, as Instrument No. 20031009-0387438 of said Official Records; thence, along the boundary of said parcel of land of said Grant Deed by the following three courses:
 - 3rd: North 4°03'58" East 300.00 feet; thence,
 - 4th: South 85°56'02" East 75.00 feet; thence,
 - 5th: South 4°03'58" West 169.58 feet to the most northerly corner of the parcel of land described in the Grant Deed recorded February 1, 2005, as Instrument No. 20050201-0024848 of said Official Records, said northerly corner being the beginning of a non-tangent curve, concave northeasterly, having a radius of 241.47 feet (73.600 meters) and radial bearing to said curve that bears South 67°45'03" West; thence, along the boundary of said parcel of land by the following three courses:
 - 6th: Southeasterly along said curve an arc distance of 73.83 feet (22.503 meters) through a central angle of 17°31'01" to the intersection with a line, radial to said curve and having a bearing of South 50°14'02" West; thence along said radial line,
 - 7th: North 50°14'02" East 4.00 feet (1.22 meters) to the beginning of a non-tangent curve, concave northeasterly and having a radius of 237.47 feet (72.380 meters) and radial bearing to said curve that bears South 50°14'02" West; thence, along said curve continuing along the boundary of said parcel of land described in said Grant Deed recorded February 1, 2005, as Instrument No. 20050201-0024848 of said Official Records, to and along the northeasterly boundary of the parcel of land described in the Grant Deed recorded January 26, 2005, as Instrument No. 20050126-0019858 of said Official Records,
 - 8th: Southeasterly along said curve an arc distance of 124.00 feet (37.796 meters) through a central angle of 29°55'07" to the intersection with the easterly line of said parcel of land described in said Grant Deed recorded January 26, 2005, as Instrument No. 20050126-0019858 of said Official Records, said easterly line also being the existing boundary of said City of Oxnard and Calleguas Municipal

Water District; thence, along the boundary of said parcel of land by the following three courses and along said city and district boundary by the following four courses:

- 9th: South 4°03'58" West 9.48 feet (2.891 meters) to the intersection with said northerly line of said Ventura Boulevard (Old Conejo Road); thence, along said northerly line by the following three courses:
- 10th: North 85°56'02" West 75.00 feet to the southeasterly corner of said parcel of land described in said Deed recorded August 16, 1934, in Book 420, Page 143 of said Official Records; thence, along the boundary of said Deed by the following two courses:
- 11th: North 4°03'58" East 10.00 feet; thence,
- 12th: North 85°56'02" West 75.00 feet to the Point of Beginning and containing 0.68 acres.

0.68 Gross Acres - 0.44 Road Acres = 0.24 Net Acres

PARCEL 2

That portion of Lot 65 of the Rancho Santa Clara del Norte, in the unincorporated territory of the County of Ventura, State of California, as shown on the map recorded in Book 3, Page 26 of Miscellaneous Records (Maps) in the office of the County Recorder of Ventura County, State of California, described as follows:

Beginning at a point in the northerly line Ventura Boulevard (Old Conejo Road), said point being the southwesterly corner of the parcel entitled "*PORTION OF ASSESSOR'S PARCEL NO. 149-0-100-125, PERMANENT PARTIAL TAKE 15*" in the Order for Prejudgment Possession recorded January 19, 2006, as Instrument No. 20060119-0012505 of Official Records, in the office of the County Recorder of Ventura County, said southwesterly corner also being the southerly terminus of the 11th course of Annexation 68-16 (Owl Towing & Storage Company) to the City of Oxnard as filed with

the Secretary of State on May 27, 1969, said southwesterly corner also being the southerly terminus of the 11th course of Parcel 49 of Oxnard Second Fringe Area/Annexation No. 7 to Calleguas Municipal Water District as shown and described in the Certificate of Filing recorded on November 13, 1969 in Book 3579, Page 129 of said Official Records; thence, along said city and district boundary by the following course and along the boundary of said *"PORTION OF ASSESSOR'S PARCEL NO. 149-0-100-125, PERMANENT PARTIAL TAKE 15"* to and along the boundary of the parcel entitled *"PORTION OF ASSESSOR'S PARCEL NO. 149-0-100-115, PERMANENT PARTIAL TAKE 13"* in said Order for Prejudgment Possession by the following four courses:

- 1st: North 4°03'58" East 155.95 feet (47.535 meters); thence,
- 2nd: South 21°03'40" East 68.03 feet (20.735 meters) to the beginning of a non tangent curve concave to the northeasterly, having a Radius of 830.05 feet (253 meters) and a radial bearing to said beginning of curve that bears South 36°02'04" West, thence, along said curve,
- 3rd: Southeasterly along said curve an arc distance of 233.64 feet (71.215 meters) through a central angle of 16°07'40" to the northerly line said Ventura Boulevard (Old Conejo Road), said northerly line also being the existing boundary of said City of Oxnard and Calleguas Municipal Water District; thence, along said northerly line and said existing city and district boundary,
- 4th: North 85°56'02" West 241.79 feet (73.697 meters) to the Point of Beginning and containing 0.28 acre.

0.28 Gross Acres - 0.28 Road Acres = 0.00 Net Acres

PARCEL 3

That portion of Lot 65 of the Rancho Santa Clara del Norte, in the unincorporated territory of the County of Ventura, State of California, as shown on the map recorded in

Book 3, Page 26 of Miscellaneous Records (Maps) in the office of the County Recorder of Ventura County, State of California, described as follows:

Beginning at the most westerly corner of the parcel entitled "*PORTION OF ASSESSOR'S PARCEL NO. 149-0-100-155, PERMANENT PARTIAL TAKE 16*" in the Order for Prejudgment Possession recorded January 19, 2006, as Instrument No. 20060119-0012505 of Official Records in the office of County Recorder of Ventura County, said westerly corner also being the northwesterly terminus of the 9th course of Annexation 68-16 (Owl Towing & Storage Company) to the City of Oxnard as filed with the Secretary of State of California on May 27, 1969, said westerly corner also being the northwesterly terminus of the 9th course of Parcel 49 of Oxnard Second Fringe Area/Annexation No. 7 to Calleguas Municipal Water District as shown and described in the Certificate of Filing recorded on November 13, 1969 in Book 3575, Page 129 of said Official Records; thence, along the existing boundary of said City of Oxnard and Calleguas Municipal Water District by the following course and along the boundary of said parcel titled "*PORTION OF ASSESSOR'S PARCEL NO. 149-0-100-155, PERMANENT PARTIAL TAKE 16*" by the following three courses:

- 1st: North 40°14'47" East 39.60 feet (12.070 meters) to the beginning of a non tangent curve concave southwesterly, having a radius of 661.74 feet (201.700 meters) and having a radial bearing that bears North 65°31'35 East; thence, along said curve,
- 2nd: Southeasterly an arc distance of 94.64 feet (28.846 meters) through a central angle of 8°11'38" to a point in the existing boundary of said City of Oxnard and Calleguas Municipal Water District; thence, along said city and district boundary,
- 3rd: North 53°16'43" West 88.33 feet (26.924 meters) to the Point of Beginning and containing 0.04 acre.

0.04 Gross Acres - 0.04 Road Acres = 0.00 Net Acres

PARCEL 4

That portion of Parcel 1 of Parcel Map No. 4371, a portion of Lot 66 of the Rancho Santa Clara del Norte, in the unincorporated territory of the County of Ventura, State of California, as shown on the map recorded in Book 53, Page 39 of Parcel Maps, in the office of the County Recorder of Ventura County, State of California, described as follows:

Beginning at the most southerly corner of said Parcel 1 of Parcel Map No. 4371, said southerly corner also being the southeasterly terminus of the 3rd course of the Asahino Reorganization (Annexation No. 87-9) to the City of Oxnard as described and shown on the Certificate of Completion recorded May 16, 1990, as Instrument No. 90-073838 of Official Records in the office of the said County Recorder, said southerly corner also being the southeasterly terminus of the 3rd course of Parcel B of Annexation No. 29 to Calleguas Municipal Water District as shown and described in the Certificate of Completion recorded October 10, 1989 as Instrument No. 89-160094 of said Official Records, the southwesterly line of said Parcel 1 and said third course also being the existing boundary of said City of Oxnard and Calleguas Municipal Water District; thence, along said city and district boundary along said southwesterly line of said Parcel 1 and said third course,

- 1st: North 49°45'58" West 477.05 feet (145.407 meters) to the most westerly corner of Parcel 1 (Permanent Partial Take 39) of the Final Order of Condemnation (Assessor's Parcel No. 144-0-150-015) recorded July 17, 2008 as Instrument No. 20080717-00110076-0 of said Official Records; thence, leaving said city and district boundary along the boundary of said Parcel 1 (Permanent Partial Take 39) by the following eight courses:
- 2nd: North 40°14'02" East 3.28 feet (1.000 meters) to the intersection with a line, parallel with and 3.28 feet (1.000 meters) northeasterly of, measured at right

angles, said northeasterly line of Auto Center Drive; thence, along said parallel line,

- 3rd: South 49°45'58" East 442.91 feet (135.000 meters); thence,
- 4th: North 87°11'55" East 70.43 feet (21.467 meters); thence,
- 5th: North 46°48'37" East 180.45 feet (55.000 meters); thence,
- 6th: North 55°20'28" East 59.71 feet (18.201 meters); thence,
- 7th: North 51°05'58" East 39.48 feet (12.034 meters); thence,
- 8th: North 46°48'37" East 149.54 feet (45.578 meters); thence,
- 9th: North 46°46'10" East 9.93 feet (3.027 meters); thence,
- 10th: South 49°45'17" East 56.88 feet to the northeasterly terminus of the line described in the eighteenth course of said Parcel 1 (Permanent Partial Take 39) said terminus also being the existing boundary of said City of Oxnard and Calleguas Municipal Water District; thence, along the boundary of said Parcel 1 (Permanent Partial Take 39) and said existing city and district boundary by the following six courses:
- 11th: South 40°14'47" West 194.09 feet (59.159 meters) to the beginning of a non-tangent curve, concave northwesterly and having a radius of 509.00 feet (155.144 meters), a radial to said beginning of curve bears South 34°53'42" East; thence,
- 12th: Southwesterly along said curve an arc distance of 140.87 feet (42.936 meters) through a central angle of 15°51'24"; thence, tangent to said curve,
- 13th: South 70°57'42" West 0.25 feet (0.076 meters) to the beginning of a tangent curve, concave southeasterly and having a radius of 540.00 feet (164.592 meters); thence,
- 14th: Southwesterly along said curve an arc distance of 148.23 feet (45.181 meters) through a central angle of 15°43'40" to the beginning of a tangent reverse curve, concave northerly and having a radius of 25.00 feet (7.620 meters); thence,
- 15th: Southwesterly along said curve an arc distance of 32.73 feet (9.975 meters) through a central angle of 75°00'00" to the intersection with a line, radial to said curve and passing through the point of beginning of this description; thence, along said radial line,

16th: South 40°14'02" West 7.00 feet (2.134 meters) to the point of beginning and containing 0.67 acre.

0.67 Gross Acres - 0.67 Road Acres = 0.00 Net Acres

PARCEL 5

That portion of Lot 65 of the Rancho Santa Clara del Norte, in the unincorporated territory of the County of Ventura, State of California, as shown on the map recorded in Book 3, Page 26 of Miscellaneous Records (Maps) in the office of the County Recorder of Ventura County, State of California, described as follows:

Beginning at a point in the southeasterly line of Santa Clara Avenue, said point also being the northwesterly terminus of the 9th course of Annexation 68-16 (Owl Towing & Storage Company) to the City of Oxnard as filed with the Secretary of State of California on May 27, 1969, said point also being the northwesterly terminus of the 9th course of Parcel 49 of Oxnard Second Fringe Area/Annexation No. 7 to Calleguas Municipal Water District as shown and described in the Certificate of Filing recorded on November 13, 1969 in Book 3575, Page 129 of said Official Records; thence, North 40°14'47" East 333.67 feet along said southeasterly line of said Santa Clara Avenue and the existing boundary of said City of Oxnard and Calleguas Municipal Water District to the most westerly corner of the parcel of land described in the Grant Deed recorded March 17, 2005, as Instrument No. 20050317-0065894 of said Official Records, said corner being the **True Point of Beginning**; thence, continuing along said southeasterly line of said Santa Clara Avenue and the existing boundary of said City of Oxnard and Calleguas Municipal Water District by the following course and the northwesterly line of said Grant Deed,

1st: North 40°14'47" East 85.03 feet to the intersection with the northeasterly line of the parcel of land described in the Grant Deed recorded March 05, 2004, as Instrument No. 20040305-0057186 of said Official Records; thence, leaving said city and district boundary along said northeasterly line,

- 2nd: South 43°11'23" East 87.75 feet to the intersection with the northeasterly line of said parcel of land described in said Grant Deed recorded March 17, 2005, as Instrument No. 20050317-0065894 of said Official Records; thence, along said northeasterly line,
- 3rd: South 49°45'13" East 330.45 feet to the most easterly corner said parcel of land described in said Grant Deed recorded March 17, 2005, as Instrument No. 20050317-0065894 of said Official Records; thence, along the southeasterly line of said parcel to and along the southeasterly line of Parcel 4 described in the Notice of Lis Pendens recorded July 21, 2004, as Instrument No. 20040721-0201590 of said Official Records,
- 4th: South 40°14'47" West 150.00 feet to the most southerly corner said Parcel 4 of said Notice of Lis Pendens recorded July 21, 2004, as Instrument No. 20040721-0201590 of said Official Records; thence, along the boundary of said Parcel 4 by the following three courses:
- 5th: North 49°45'13" West 227.34 feet (69.292 meters); thence,
- 6th: North 40°14'47" East 55.77 feet (17.000 meters); thence,
- 7th: North 6°27'33" West 28.04 feet (8.546 meters) to the southwesterly line of the said parcel of land described in said Grant Deed recorded March 17, 2005, as Instrument No. 20050317-0065894 of said Official Records; thence, along said southwesterly line,
- 8th: North 49°45'13" West 169.88 feet to the **True Point of Beginning** and containing 1.125 acres.

1.13 Gross Acres - 0.65 Road Acres = 0.48 Net Acres

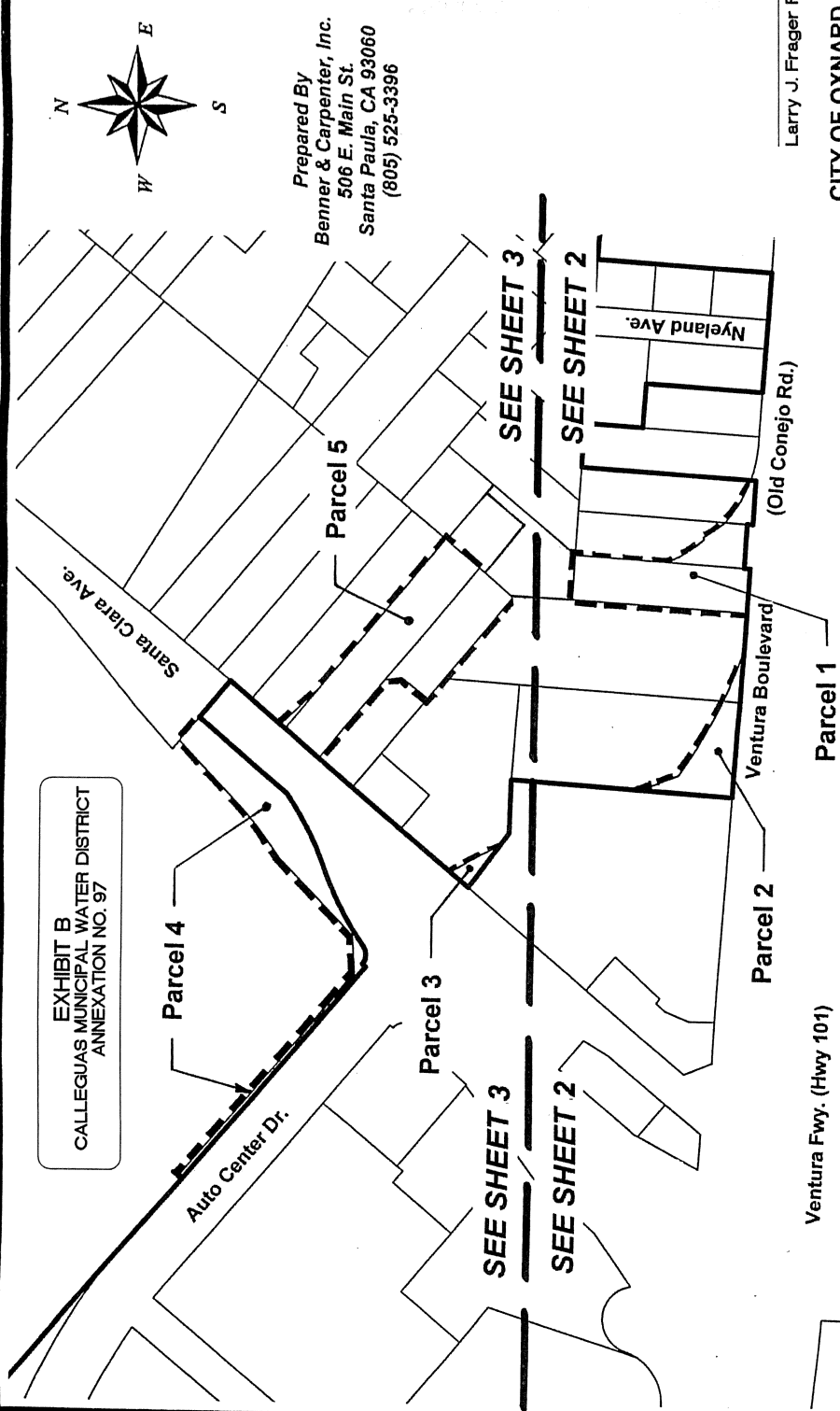
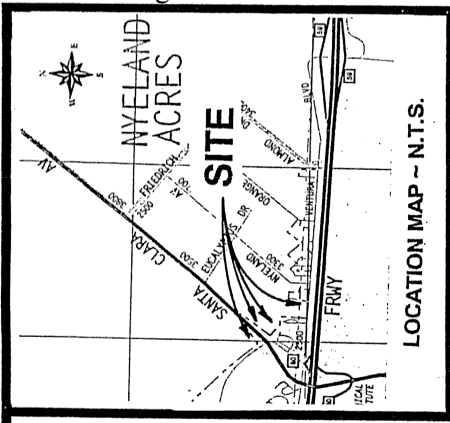
ANNEXATION - CONDITIONAL REVIEW
 The Metropolitan Water District of Southern California
 Right-of-Way Engineering Team
 Date: 4/24/13 Reviewer: [Signature]

[Signature]
 Larry J. Frager P.L.S. 7998
4/22/13
 Date



For assessment purposes only. This description of land is not a legal description as defined in the Subdivision Map Act and may not be used as a basis for an offer for sale of the land described

ANNEXATION - CONDITIONAL REVIEW
 The Metropolitan Water District of Southern California
 Right-of-Way Engineering Team
 Date: 4/24/13 Reviewer: [Signature]

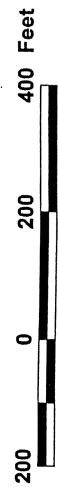


Larry J. Frager P.L.S. 7998 Date _____

**CITY OF OXNARD REORGANIZATION
 VENTURA BOULEVARD**

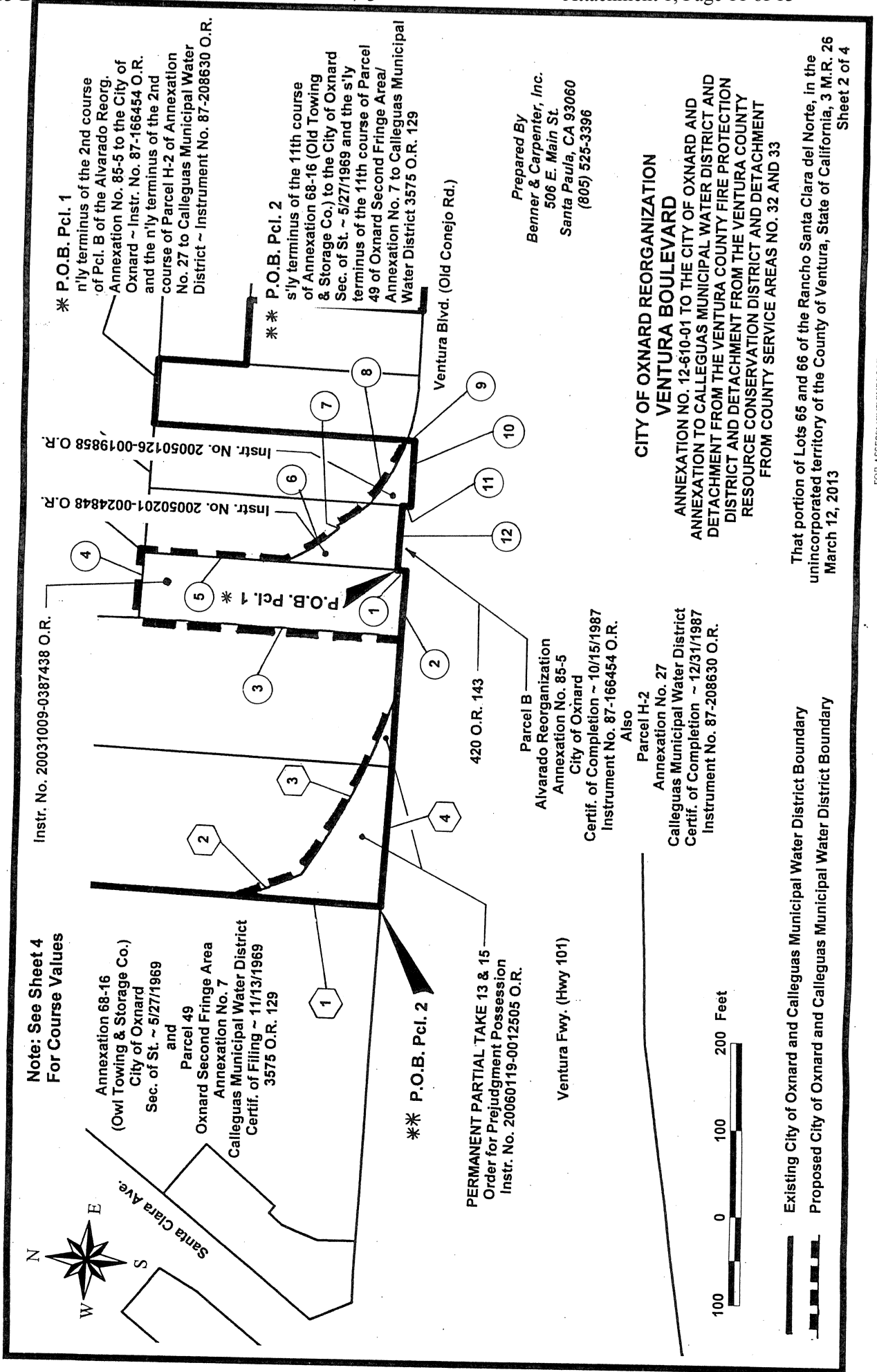
ANNEXATION NO. 12-610-01 TO THE CITY OF OXNARD AND
 DETACHMENT TO CALLEGUAS MUNICIPAL WATER DISTRICT AND
 DISTRICT AND DETACHMENT FROM THE VENTURA COUNTY
 RESOURCE CONSERVATION DISTRICT AND DETACHMENT
 FROM COUNTY SERVICE AREAS NO. 32 AND 33

Existing City of Oxnard and Calleguas Municipal Water District Boundary
 Proposed City of Oxnard and Calleguas Municipal Water District Boundary



That portion of Lots 65 and 66 of the Rancho Santa Clara del Norte, in the unincorporated territory of the County of Ventura, State of California, 3 M.R. 26 March 12, 2013
 Sheet 1 of 4

FOR ASSESSMENT PURPOSES ONLY. THIS MAP IS NOT A MAP AS DEFINED IN THE SUBDIVISION MAP ACT AND MAY NOT BE USED AS THE BASIS FOR AN OFFER FOR SALE OF THE LAND SHOWN.



Note: See Sheet 4
For Course Values

Annexation 68-16
(Owl Towing & Storage Co.)
City of Oxnard
Sec. of St. ~ 5/27/1969
and
Parcel 49
Oxnard Second Fringe Area
Annexation No. 7
Calleguas Municipal Water District
Certif. of Filing ~ 11/13/1969
3575 O.R. 129

Instr. No. 20031009-0387438 O.R.

Instr. No. 20050201-0024848 O.R.

Instr. No. 20050126-0019858 O.R.

* P.O.B. Pcl. 1

* P.O.B. Pcl. 1

n'ly terminus of the 2nd course
of Pcl. B of the Alvarado Reorg.
Annexation No. 85-5 to the City of
Oxnard ~ Instr. No. 87-166454 O.R.
and the n'ly terminus of the 2nd
course of Parcel H-2 of Annexation
No. 27 to Calleguas Municipal Water
District ~ Instrument No. 87-208630 O.R.

* P.O.B. Pcl. 1

** P.O.B. Pcl. 2

s'ly terminus of the 11th course
of Annexation 68-16 (Old Towing
& Storage Co.) to the City of Oxnard
Sec. of St. ~ 5/27/1969 and the s'ly
terminus of the 11th course of Parcel
49 of Oxnard Second Fringe Area/
Annexation No. 7 to Calleguas Municipal
Water District 3575 O.R. 129

** P.O.B. Pcl. 2

PERMANENT PARTIAL TAKE 13 & 15
Order for Prejudgment Possession
Instr. No. 20060119-0012505 O.R.

Ventura Fwy. (Hwy 101)

420 O.R. 143

Parcel B
Alvarado Reorganization
Annexation No. 85-5
City of Oxnard
Certif. of Completion ~ 10/15/1987
Instrument No. 87-166454 O.R.

Also
Parcel H-2
Annexation No. 27
Calleguas Municipal Water District
Certif. of Completion ~ 12/31/1987
Instrument No. 87-208630 O.R.

Prepared By
Benner & Carpenter, Inc.
506 E. Main St.
Santa Paula, CA 93060
(805) 525-3396

**CITY OF OXNARD REORGANIZATION
VENTURA BOULEVARD**

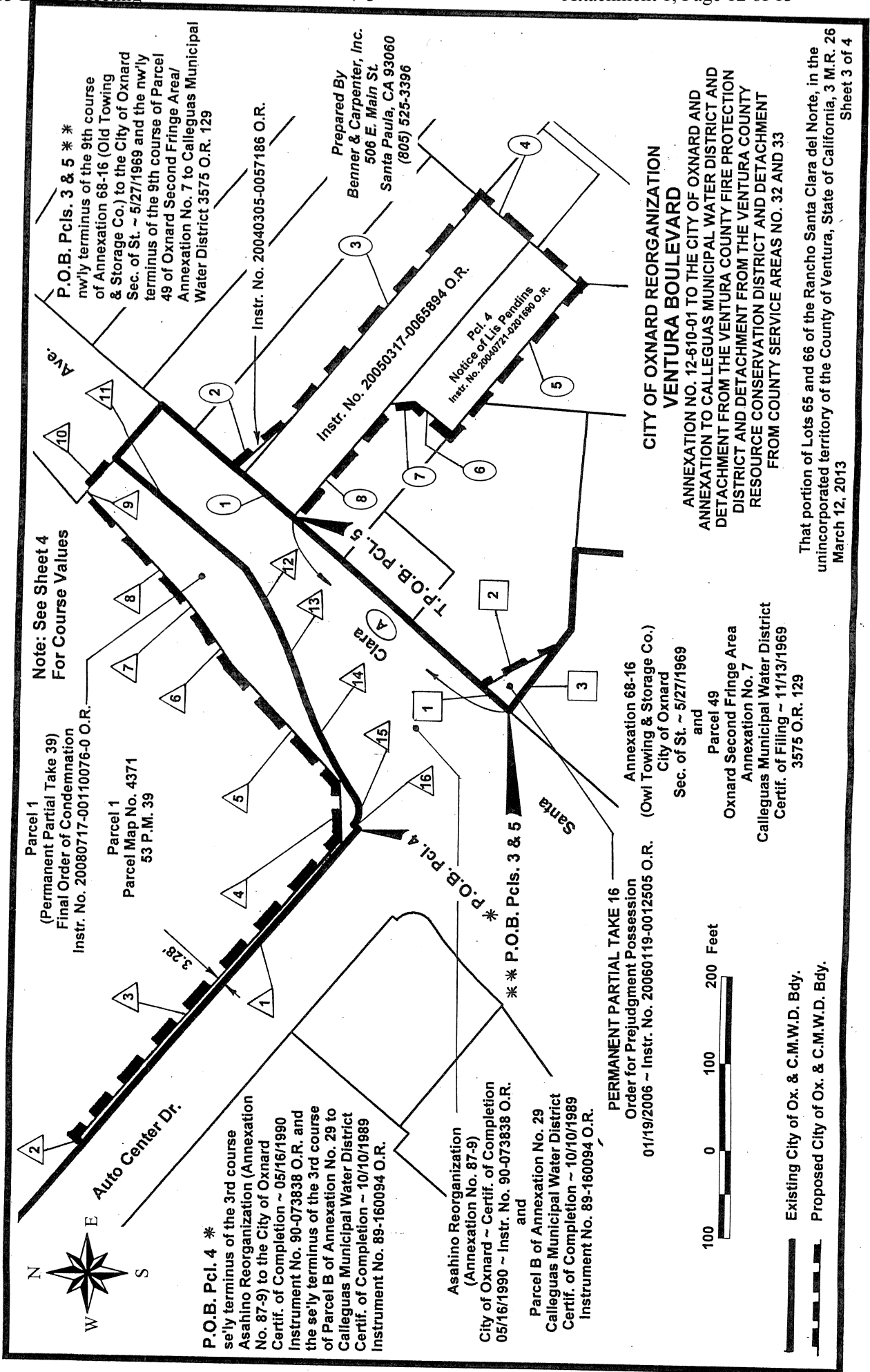
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Existing City of Oxnard and Calleguas Municipal Water District Boundary
Proposed City of Oxnard and Calleguas Municipal Water District Boundary

That portion of Lots 65 and 66 of the Rancho Santa Clara del Norte, in the
unincorporated territory of the County of Ventura, State of California, 3 M.R. 26
March 12, 2013
Sheet 2 of 4

FOR ASSESSMENT PURPOSES ONLY. THIS MAP IS NOT A MAP AS DEFINED IN THE SUBDIVISION
MAP ACT AND MAY NOT BE USED FOR AN OFFER FOR SALE OF THE LAND SHOWN ON THE MAP



FOR ASSESSMENT PURPOSES ONLY. THIS MAP IS NOT A MAP AS DEFINED IN THE SUBDIVISION MAP ACT AND MAY NOT BE USED FOR AN OFFER FOR SALE OF THE LAND SHOWN ON THE MAP

PARCEL 1

13th: S 4°03'58" W 10.00'
 14th: N 85°56'02" W 75.00'
 15th: N 4°03'58" E 300.00'
 16th: S 85°56'02" E 75.00'
 17th: S 4°03'58" W 169.58'
 18th: R = 241.47'; L = 73.83'; D = 17°31'03";
 Radial Bearing = S 67°45'03" W
 19th: N 50°14'02" E 4.00'
 20th: R = 237.47'; L = 124.00'; D = 29°55'07";
 Radial Bearing = S 50°14'02" W

21st: S 4°03'58" W 9.48'
 22nd: N 85°56'02" W 75.00'
 23rd: N 4°03'58" E 10.00'
 24th: N 85°56'02" W 75.00'

0.68 Gross Acres
-0.44 Road Acres
 0.24 Net Acres

PARCEL 2

1st: N 4°03'58" E 155.95'
 2nd: S 21°03'40" E 68.03'
 3rd: Radius = 830.05'; L = 233.64'; D = 16°07'40";
 Radial Bearing = S 36°02'04" W
 4th: N 85°56'02" W 241.79'

0.28 Gross Acres
-0.28 Road Acres
 0.00 Net Acres

PARCEL 3

1st: N 40°14'47" E 39.60'
 2nd: Radius = 661.74'; L = 94.64'; D = 8°11'38";
 Radial Bearing = N 65°31'35 E
 3rd: N 53°16'43" W 88.33'

0.04 Gross Acres
-0.04 Road Acres
 0.00 Net Acres

PARCEL 4

1st: N 49°45'58" W 477.05'
 2nd: N 40°14'02" E 3.28'
 3rd: S 49°45'58" E 442.91'
 4th: N 87°11'55" E 70.43'
 5th: N 46°48'37" E 180.45'
 6th: N 55°20'28" E 59.71'
 7th: N 51°05'58" E 39.48'
 8th: N 46°48'37" E 149.54'
 9th: N 46°46'10" E 9.93'
 10th: S 49°45'17" E 56.88'
 11th: S 40°14'47" W 194.09'

12th: Radius = 509.00'; L = 140.87'; D = 15°51'24";
 Radial Bearing = S 34°53'42" E
 13th: S 70°57'42" W 0.25'
 14th: Radius = 540.00'; L = 148.23'; D = 15°43'40"
 15th: Radius = 25.00'; L = 32.73'; D = 75°00'00"
 16th: S 40°14'02" W 7.00'

0.67 Gross Acres
-0.67 Road Acres
 0.00 Net Acres

PARCEL 5

P.O.B.
 A: N 40°14'47" E 333.67

T.P.O.B.

9th: N 40°14'47" E 85.03'
 10th: S 43°11'23" E 87.75 feet
 11th: S 49°45'13" E 330.45 feet
 12th: S 40°14'47" W 150.00 feet
 13th: N 49°45'13" W 227.34 feet
 14th: N 40°14'47" E 55.77 feet
 15th: N 6°27'33" W 28.04 feet
 16th: N 49°45'13" W 169.88'

1.13 Gross Acres
-0.65 Road Acres
 0.48 Net Acres

Prepared By
 Benner & Carpenter, Inc.
 506 E. Main St.
 Santa Paula, CA 93060
 (805) 525-3396

2.80 Ac - Gross Acres
-2.08 Ac - Road Acres
 0.72 Ac - Net Acres

Gross Acres Rd. Acres
 Pcl. 1 0.68 Ac 0.44 Ac
 Pcl. 2 0.28 Ac 0.28 Ac
 Pcl. 3 0.04 Ac 0.04 Ac
 Pcl. 4 0.67 Ac 0.67 Ac
 Pcl. 5 +1.13 Ac +0.65 Ac
 Total 2.80 Ac 2.08 Ac

Course Values for Sheets 2 & 3

**CITY OF OXNARD REORGANIZATION
 VENTURA BOULEVARD**
 ANNEXATION NO. 12-610-01 TO THE CITY OF OXNARD AND
 ANNEXATION TO CALLEGUAS MUNICIPAL WATER DISTRICT AND
 DETACHMENT FROM THE VENTURA COUNTY FIRE PROTECTION
 DISTRICT AND DETACHMENT FROM THE VENTURA COUNTY
 RESOURCE CONSERVATION DISTRICT AND DETACHMENT
 FROM COUNTY SERVICE AREAS NO. 32 AND 33

That portion of Lots 65 and 66 of the Rancho Santa Clara del Norte, in the unincorporated territory of the County of Ventura, State of California, 3 M.R. 26 March 12, 2013

**Documentation for Annexation of Lands to
The Metropolitan Water District of Southern California**

Water Use Efficiency Compliance Statement


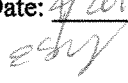
A. General Information

<p>Description of Annexing Area</p>	<p>Member Agency: Calleguas Municipal Water District Annexation Name: Calleguas Municipal Water District Annexation – Ventura Boulevard (Calleguas Annexation No. 97) Projected Water Demand: 0.97 AFY Peaking Water Demand: 174 CF per day @ 1.5 Average Percent MWDSC Supplied: 35% of demand. Development Plans: Street construction underway; small park and ride lot; minor surplus property to be sold. Zoning: NA</p> <p>Additional Water Agencies Involved in Annexation: Former supplier was Nyeland Acres Mutual Water Company. After annexation: the City of Oxnard</p>	<p>MWDSC Staff Confirmation: Yes <input type="checkbox"/> No <input type="checkbox"/></p> <p><i>Ethel Young</i></p>
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B. Member Agency Water Use and Efficiency Plans

<p>1. Does your agency minimize annual water demand by incorporating water conservation measures into new development plans? Describe.</p>	<p>Member Agency Response: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Description: CMWD requires the use of water conservation measures in all new development plans. CMWD contributes cash incentives beyond MWDSC rebates for water conserving plumbing fixtures and appliances. Through CMWD retail purveyors, all projects are required to employ BMPs.</p> <p>CMWD has implemented a program focused on new development including:</p> <ul style="list-style-type: none"> ▪ A CMWD requirement that all developments of 50 single family detached homes or more demonstrate water conserving technology. Required features will include: <ul style="list-style-type: none"> • ETo irrigation controllers • Rotator irrigation nozzles • Landscaping with native California plant palette. • 1.0 gallon or dual-flush toilets • High Efficiency Clothes Washer • Signage describing features and their benefits. 	<p>Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Comments: <i>PLM</i></p> <p>Documentation: <input type="checkbox"/> Received <input checked="" type="checkbox"/> On File (Date: <u>4/2013</u>) <i>ecy</i></p>
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	<ul style="list-style-type: none">• Displays of literature provided by the District. CMWD will inspect participating projects.▪ CMWD will fund grants of \$2,500 toward installation of water conserving devices, landscaping and signage in the demonstration model homes. All applicants proposing new development in CMWD will be required to sign a conservation agreement with the following provisions:<ul style="list-style-type: none">▪ Require installation of all water saving devices and implementation of procedures to comply with existing state and local law and applicable BMPs.▪ State that failure to comply will void the will serve letter and the District Memorandum of Understanding.▪ State that the District may make compliance inspections with a 30-day advance notice.▪ Require use of recycled water, in accordance with California Water Code Sections 13550-13554 and Calleguas Resolution No. 903 and Ordinance No. 17.▪ Require participation in Calleguas Model Home Program when developments involve 50 or more homes.▪ In addition, the agreement enumerates conservation programs available through the MWDSC So Cal Water Smart Program.▪ All Memorandums of Understanding issued by CMWD will be conditioned upon signature and compliance with the conservation agreement and will condition member agency will serve letters on compliance with BMPs.▪ CMWD will fund a hardware rebate program in conjunction with participation by member purveyors. <p>Calleguas' staff includes a Conservation Coordinator who actively promotes and coordinates Metropolitan and Calleguas conservation programs. Activities include direct contact with builders, dissemination of literature, presentations to public and industry groups.</p> <p>All CMWD member purveyors are signatories to the CUWCC Memorandum of Understanding (with the exception of six small mutuals with combined service connections totaling less than 2,000.)</p>	
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	<p>Calleguas' purveyors observe BMPs at the local level. Also please see responses to Questions No. 1 and No. 5 above.</p> <p>Newly annexing territory is conditioned with BMPs; compliance with California Water Code Sections 13550-13554 and Calleguas Resolution No. 903 and Calleguas Ordinance No. 17; and conservation reporting.</p> <p>Supporting Documentation: Please refer to: 1) CMWD Urban Water Management Plan for 2010 Pages 4-1 through 4-4. 2) Calleguas BMP reports for 2009 and 2010. 3) Attachment C; 4) Conservation Agreement and Acknowledgement.</p>	
<p>2. Does your agency use groundwater, surface water, and recycling to reduce annual demand on MWDSC? Describe.</p>	<p>Member Agency Response: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>Description: CMWD member agencies produce approximately 50,000 AF of water from local sources annually, net of exports. Sources include imported surface water supplied to the City of Oxnard by United Water Conservation District, groundwater and recycled water.</p> <p>CMWD operates three pipelines to facilitate distribution of recycled water by its member purveyors. In 2011 these pipelines delivered 1,536 Acre-feet of recycled water. Another 5,039 AF was distributed for M and I use by CMWD purveyors independently. The Regional Salinity Management Program involves construction of a pipeline to dispose of brine concentrates and thereby facilitate the use of high-salinity groundwater and recycled wastewater in the Calleguas watershed. 11 miles of the pipeline and the ocean outfall are complete. Ultimately it will extend from the outfall 32 miles inland to Simi Valley. When complete and fully utilized by CMWD member agencies, the \$210 million pipeline will substantially increase local water supplies. Working with its member purveyors, CMWD has identified several other potential projects for recovering low quality groundwater and recycling. The program has the potential of providing 40,000 AF of potable water annually directly offsetting demand on MWDSC.</p> <p>Supporting Documentation: Please see: 1) CMWD Urban Water Management Plan 2010, Chapter 2; 2) 2011 Local Production Survey.</p>	<p>MWDSC Staff Confirmation: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Comments:  Documentation: <input type="checkbox"/> Received <input checked="" type="checkbox"/> On File (Date: 4/2013) </p>

<p>3. Does your agency use storage and groundwater facilities and conservation to reduce peak demand on MWDSC? Describe.</p>	<p>Member Agency Response: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Description: Member purveyors with groundwater pump more heavily in summer months. Drawing from Lake Bard's storage of roughly 10,000 AF reduces daily and seasonal peaking. The Lake Bard Water Filtration Plant was expanded to produce 100 CFS. The Las Posas Aquifer Storage and Recovery well field is partially operational and can be used to satisfy peaking. In addition the District operates ten reservoirs with a combined capacity of 63 million gallons to reduce daily peaking. CMWD Ordinance No. 12 penalizes member purveyors for extremes of high and low flow and imposes the Capacity Reservation Charge on member purveyors as an incentive to reduce peaking. Impact fees collected on new construction are proportionate to meter capacity, providing another disincentive to peaking. Supporting Documentation: Please see: 1) Calleguas Urban Water Management Plan 2010, Chapters 2 and 4; 2) Calleguas 2006 Potable Water Master Plan Executive Summary Pages 4, 12-13 and 20-21. Calleguas Ordinance No. 12, Page 2 4) Calleguas Ordinance No. 14 Page 5. 5) 2009-2010 CMWD BMP Report</p>	<p>MWDSC Staff Confirmation: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Comments: <i>RJ</i> Documentation: <input type="checkbox"/> Received <input checked="" type="checkbox"/> On File (Date: <u>4/2013</u>) <i>ESG</i></p>
<p>4. Does your agency offer all MWDSC new development conservation programs? Describe how they are promoted.</p>	<p>Member Agency Response: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Description: Calleguas' Conservation Coordinator actively promotes and coordinates Metropolitan and Calleguas conservation programs. Activities include direct contact with builders, dissemination of literature, presentations to public and industry groups. Conservation agreements with applicants seeking permits for new development enumerate all MWDSC and CMWD programs and contain an acknowledgment by the applicant. All applicants receive conservation literature germane to their project. CMWD has implemented a program focused on new development including: <ul style="list-style-type: none"> ▪ A CMWD requirement that all developments of 50 or more single family detached homes demonstrate water conserving technology. Required features will include: <ul style="list-style-type: none"> ▪ ETo irrigation controllers ▪ Rotator irrigation nozzles ▪ Landscaping with native California plant palette. </p>	<p>MWDSC Staff Confirmation: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Comments: <i>RJ</i> Documentation: <input type="checkbox"/> Received <input checked="" type="checkbox"/> On File (Date: <u>4/2013</u>) <i>ESG</i></p>

	<ul style="list-style-type: none">▪ 1.0 gallon or dual-flush toilets▪ High Efficiency Clothes Washer▪ Signage describing features and their benefits.▪ Displays of literature provided by the District. <p>CMWD will inspect participating projects.</p> <ul style="list-style-type: none">▪ CMWD will fund grants of \$2,500 toward installation of water conserving devices, landscaping and signage in the demonstration model homes. All applicants proposing new development in CMWD will be required to sign a conservation agreement With the following provisions:<ul style="list-style-type: none">▪ Require installation of all water saving devices and implementation of procedures to comply with existing state and local law and applicable BMPs.▪ State that failure to comply will void the will serve letter and the District Memorandum of Understanding.▪ State that the District may make compliance inspections with a 30-day advance notice.▪ Require use of recycled water, in accordance with California Water Code Sections 13550-13554 and Calleguas Resolution No. 903 and Ordinance No. 17.▪ Require participation in Calleguas Model Home Program when developments involve 50 or more homes.▪ In addition, the agreement enumerates all conservation programs available through the MWDSC So Cal Water Smart Program.▪ All Memorandums of Understanding issued by CMWD will be conditioned upon signature and compliance with the conservation agreement and will condition member agency will serve letters on compliance with BMPs.▪ CMWD will fund a hardware rebate program in conjunction with participation by member purveyors. <p>Supporting Documentation: Please see 1) Conservation Agreement and Acknowledgement; 2) Conservation program summary for development applicants.</p>	
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<p>5 Does your agency have a specific conservation program for new development independent of MWDSC funding? Describe.</p>	<p>Member Agency Response: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Description: CMWD has implemented a program focused on new development including:</p> <ul style="list-style-type: none"> ▪ A CMWD requirement that all developments of 50 homes or more demonstrate water conserving technology. Required features will include: <ul style="list-style-type: none"> ▪ ETo irrigation controllers ▪ Rotator irrigation nozzles ▪ Landscaping with native California plant palette. ▪ 1.0 gallon or dual-flush toilets ▪ High Efficiency Clothes Washer ▪ Signage describing features and their benefits. ▪ Displays of literature provided by the District. ▪ CMWD will inspect participating projects. ▪ CMWD will fund grants of \$2,500 toward installation of water conserving devices, landscaping and signage in the demonstration model homes, either supplementing or independent of the project's participation in the Model Home Program. ▪ All applicants proposing new development in CMWD will be required to sign a conservation agreement With the following provisions: <ul style="list-style-type: none"> ▪ Require installation of all water saving devices and implementation of procedures to comply with existing state and local law and applicable BMPs. ▪ State that failure to comply will void the will serve letter and the District Memorandum of Understanding. ▪ State that the District may make compliance inspections with a 30-day advance notice. ▪ Require use of recycled water, in accordance with California Water Code Sections 13550-13554 and Calleguas Resolution No. 903 and Ordinance No. 17. ▪ Require participation in Calleguas Model Home Program when developments involve 50 or more homes. ▪ In addition, the agreement enumerates all conservation programs available through the MWDSC So Cal Water 	<p>MWDSC Staff Confirmation: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Comments: <i>RL</i></p> <p>Documentation: <input type="checkbox"/> Received <input checked="" type="checkbox"/> On File (Date: <i>4/2013</i>) <i>LEW</i></p>
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	<p>Smart Program.</p> <ul style="list-style-type: none"> ▪ All Memorandums of Understanding issued by CMWD will be conditioned upon signature and compliance with the conservation agreement and will condition member agency will serve letters on compliance with BMPs. ▪ CMWD will fund a hardware rebate program in conjunction with participation by member purveyors. <p>Supporting Documentation: Please see: 1) Example Attachment C to annexation resolutions; 2) Conservation Agreement and Acknowledgement 3) Conservation Program Summary for building applicants.</p>	
<p>6. Does your agency use recycled water in accordance with Water Code Section 13550-13554? Describe.</p>	<p>Member Agency Response: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>Description: CMWD operates three pipelines to facilitate distribution of recycled water by its member purveyors. In 2011 these pipelines delivered 1,536 Acre-feet of recycled water. Another 5,039 AF was distributed for M and I use by CMWD purveyors independently. All of these deliveries are used for landscape irrigation and directly offset potable demand.</p> <p>Supporting Documentation: Please see: 1) Calleguas Urban Water Management Plan 2010, Chapters 2 and 4; Calleguas Calleguas 2006 Potable Water Master Plan Executive Summary Pages 4, 12-13 and 20-21; 3) Regional Salinity Management Program brochure</p>	<p>MWDSC Staff Confirmation: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <i>RLH</i> Comments: Documentation: <input type="checkbox"/> Received <input checked="" type="checkbox"/> On File (Date: <u>4/2013</u>) <i>ESG</i></p>
<p>7. Are Best Management Practices conditioned on all new development? What are the conditions required in current service area. What are the conditions required in newly annexed lands.</p>	<p>Member Agency Response: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>Description: All CMWD member purveyors are signatories to the CUWCC Memorandum of Understanding (with the exception of six small mutuals with combined service connections totaling less than 2000.) Calleguas' purveyors observe BMPs at the local level. Also please see responses to Questions No. 1 and No. 5 above.</p> <p>Newly annexing territory will be conditioned with BMPs; compliance with California Water Code Sections 13550-13554 and Calleguas Resolution No. 903 and Calleguas Ordinance No. 17; and conservation reporting.</p> <p>Supporting Documentation: Please see Acknowledgement and Agreement regarding District-wide conditions. Please refer to Attachment C for conditions on newly annexing land.</p>	<p>MWDSC Staff Confirmation: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> <i>RLH</i> Comments: Documentation: <input type="checkbox"/> Received <input checked="" type="checkbox"/> On File (Date: <u>4/2013</u>) <i>ESG</i></p>

<p>8. Can your agency sustain a 7-day interruption in service as described in MWDSC Admin. Code Section 4503?</p>	<p>Member Agency Response: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Calleguas can call on multiple sources of water to sustain service through a 7-day interruption of supplies from Metropolitan. Lake Bard has usable storage capacity of 8,000 AF. The Lake Bard Water Filtration Plant can produce 100 CFS. Additionally, Calleguas presently holds the right to roughly 68,000 AF of groundwater. During a shutdown, Calleguas can produce 65 CFS from its Las Posas ASR Project. Other Calleguas groundwater can by agreement be extracted by its member purveyors. These supplies are sufficient to meet demand in the Calleguas service area in winter and spring months. In addition, Los Angeles DWP maintains a small connection to Calleguas. Calleguas' member purveyors can augment these supplies during such short term interruptions with increased groundwater pumping and other regional resources so that summer demand can be largely satisfied with minimal delivery curtailment.</p>	<p><i>OK OK 9/24/13</i></p>
<p>9. Is your agency and all other agencies listed in (A) above signatory to and in compliance with the California Urban Water Conservation Council's BMP MOU?</p>	<p>Member Agency Response: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Description: Calleguas is a charter signatory to the MOU. The City of Oxnard is also a signatory of the CUWCC MOU. Per WUE Guidelines Section 3107 (F) member agencies and wholesale water agency, and local purveyor must be in compliance with CUWCC MOU to be considered for annexation Form of Documentation: Please see: 1) 2009-2010 Calleguas BMP report; 2) Oxnard City Council Resolution No. 12,783 3) Copy of CUWCC signature page.</p>	<p>MWDSC Staff Confirmation: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Documentation: <i>PL</i> <input type="checkbox"/> Received <input checked="" type="checkbox"/> On File (Date: <i>4/2013</i>) <i>Terry</i></p>

B. Agency Certification and Signature

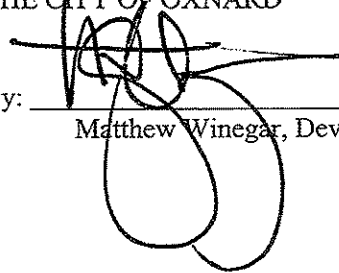
The following member agencies assure compliance with the provisions of Metropolitan's Water-Use Efficiency Guidelines as indicated in Metropolitan's Administrative Code Section 3107 and shall report to Metropolitan Regarding such compliance.

CALLEGUAS MUNICIPAL WATER DISTRICT

By: 
For Susan B. Mulligan, General Manager

Date: 4/19/13

THE CITY OF OXNARD

By: 
Matthew Winegar, Development Services Director

Date: 4/13/13

RESOLUTION

RESOLUTION OF THE BOARD OF DIRECTORS
OF THE METROPOLITAN WATER DISTRICT OF
SOUTHERN CALIFORNIA
GIVING NOTICE OF INTENTION TO
IMPOSE WATER STANDBY CHARGES
CONTINGENT UPON ANNEXATION
ANNEXATION NO. 97
CALLEGUAS MUNICIPAL WATER DISTRICT

WHEREAS, at the meeting of the Board of Directors (“Board”) of The Metropolitan Water District of Southern California (“Metropolitan”) on December 14, 1993, the Board approved the rate structure and additional revenue sources described in the board letter on the Financial Structure Study, dated December 1, 1993, including a readiness-to-serve charge;

WHEREAS, pursuant to Section 134.5 of The Metropolitan Water District Act (the “Act”), a readiness-to-serve charge may be collected as an availability service charge from the member public agencies within Metropolitan, or may be imposed as a water standby charge against individual parcels within Metropolitan;

WHEREAS, under the Act, the water standby charge may be imposed on each acre of land or each parcel of land less than an acre within Metropolitan to which water is made available for any purpose by Metropolitan, whether the water is actually used or not;

WHEREAS, certain member public agencies of Metropolitan including Calleguas Municipal Water District (“Calleguas”) have requested the option to provide collection of all or a portion of their readiness-to-serve charge obligation through a Metropolitan water standby charge imposed on parcels within those member agencies;

WHEREAS, the owner of the parcel identified in the attached Engineer’s Report, dated May 2013 (the “Engineer’s Report”) has applied for annexation into Calleguas and Metropolitan;

WHEREAS, upon annexation, Metropolitan water will be available to such properties and such parcels will receive the benefit of the projects provided in part with proceeds of Metropolitan water standby charges, as described in the Engineer’s Report; and

WHEREAS, Calleguas has requested that Metropolitan impose water standby charges on such properties at the rate specified in the Engineer's Report and provided herein, following annexation of such properties into Metropolitan;

NOW THEREFORE, the Board of Directors of The Metropolitan Water District of Southern California does hereby resolve, determine and order as follows:

Section 1. That notice is hereby given to the public and to each member public agency of The Metropolitan Water District of Southern California of the intention of Metropolitan's Board to consider and take action at its meeting to be held on August 20, 2013, or such other date as the Board shall determine, on the General Manager's recommendation to impose a water standby charge for fiscal year 2013/14 on the properties described in the attached Engineer's Report and incorporated herein by reference. A registered professional engineer certified by the state of California prepared the Engineer's Report.

Section 2. That the proposed water standby charge per acre of land, or per parcel of land less than an acre, as shown in the Engineer's Report, shall be \$9.58, which is equal to the amount of Metropolitan's existing standby charge on other properties located within the territory of Calleguas. The Engineer's Report separates the special benefits from the general benefits and identifies each of the parcels on which a special benefit is conferred. No charge on any parcel shall exceed the reasonable cost of the proportional special benefit conferred on that parcel.

Section 3. That the proposed water standby charge, if imposed following completion of the proposed Annexation No. 97, shall be collected on the tax rolls, together with the ad valorem property taxes which are levied by Metropolitan for the payment of pre-1978 voter-approved indebtedness, or at Metropolitan's election may be billed directly to the property owners. Any amounts so collected shall be applied as a credit against Calleguas' obligation to pay its readiness-to-serve charge. After such member agency's readiness-to-serve charge allocation is fully satisfied, any additional collections shall be credited to other outstanding obligations of such member agency to Metropolitan or future readiness-to-serve obligations of such agency.

Section 4. That the Board Executive Secretary is hereby directed to provide written notice of the proposed water standby charge by mail to the record owner of each property identified in the Engineer's Report not less than 45 days prior to the date of the public hearing identified in Section 5. Each notice shall be given in accordance with the requirements of Article XIII D, Section 4, of the California Constitution, and

shall be in a form approved by the General Counsel. Each notice shall include an assessment ballot whereby the owner may indicate his or her name, reasonable identification of his or her parcel, and his or her support for or opposition to the proposed water standby charge. Each notice shall also include a description of the procedures for the completion, return and tabulation of ballots, which shall be in a form approved by the General Counsel.

Section 5. That the Board will meet in adjourned regular session at its meeting on August 20, 2013, or such other date as the Board shall determine, to hold a public protest hearing at which interested parties may present their views regarding the proposed water standby charges and the Engineer's Report. All written protests and comments presented at the hearing or received by the Board Executive Secretary on or before the conclusion of the public hearing which contain a description sufficient to identify the land owned by the landowners will be given due consideration by the Board before its final action on the proposed water standby charge, and all assessment ballots will be tabulated. If, upon the conclusion of the hearing, ballots submitted in opposition to the water standby charge (weighted according to the proportionate financial obligation of the affected property) exceed the ballots submitted in favor of the water standby charge, the water standby charge shall not be imposed.

Section 6. That imposition of the proposed water standby charges, if authorized by the Board following the public protest hearing, will be contingent upon completion of the concurrent annexation of the Annexation No. 97 to Metropolitan and Calleguas. If water standby charges are approved and such annexation is not completed in time to permit imposition of standby charges for fiscal year 2013/14, Metropolitan may levy standby charges at the rate stated in this resolution beginning in a subsequent fiscal year.

Section 7. That in the event that the water standby charge, or any portion thereof, is determined to be an unauthorized or invalid fee, charge or assessment by a final judgment in any proceeding at law or in equity, which judgment is not subject to appeal, or if the collection of the water standby charge shall be permanently enjoined and appeals of such injunction have been declined or exhausted, or if Metropolitan shall determine to rescind or revoke the water standby charge, then no further standby charge shall be collected within the territory described in the Engineer's Report and Calleguas shall pay its readiness-to-serve charge obligation to Metropolitan in full, as if imposition of such water standby charges had never been sought.

Section 8. That this Board finds that the intention to adopt proposed water standby charges provided in this Resolution is not defined as a project under the

provisions of the California Environmental Quality Act (CEQA) and the State CEQA Guidelines, because it involves the creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment (Section 15378 (b)(4) of the State CEQA Guidelines). In addition, where it can be seen with certainty that there is no possibility that the proposed action in question may have a significant effect on the environment, the proposed action is not subject to CEQA (Section 15061(b)(3) of the State CEQA Guidelines). Prior to formal approval of the annexation and water standby charges from the Board, CEQA documentation will be prepared by the Lead Agency and processed in accordance with CEQA and the State CEQA Guidelines. As the Responsible Agency, Metropolitan's Board will then review and consider the CEQA documentation before taking action.

Section 9. That the General Manager is hereby authorized and directed to take all necessary actions to satisfy relevant statutes requiring notice by mailing or by publication.

I HEREBY CERTIFY that the foregoing is a full, true and correct copy of a resolution adopted by the Board of Directors of The Metropolitan Water District of Southern California, at its meeting held on June 11, 2013.

Secretary of the Board of Directors
of the Metropolitan Water District
of Southern California

Attachment to Resolution of Intention
to Impose Standby Charges

THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA
ENGINEER'S REPORT
Supplement I

PROPOSED PROGRAM TO LEVY STANDBY CHARGES,
CALLEGUAS MUNICIPAL WATER DISTRICT
ANNEXATION NO. 97
May 2013

BACKGROUND

This report is a supplement to The Metropolitan Water District of Southern California ("Metropolitan") Engineer's Report for the Program to Levy Readiness-To-Serve Charge, including Local Option for Standby Charge during fiscal year 2013/14, dated April 2013, adopted by Metropolitan's Board on April 9, 2013 (Engineer's Report). A copy of the Engineer's Report is on file with the Board Executive Secretary. Metropolitan collects a readiness-to-serve charge (RTS) as an availability-of- service charge from the member public agencies. Member public agencies request that Metropolitan collect a portion of their RTS obligation through Metropolitan's water standby charge. This supplement to the Engineer's Report satisfies the requirements of Proposition 218, the "Right to Vote on Taxes Act," approved by California voters November 5, 1996, which classifies standby charges as assessments on newly annexed properties.

DESCRIPTION OF ANNEXING AREA

The Calleguas Municipal Water District ("Calleguas") has requested that Metropolitan collect all or a portion of its RTS obligation through a Metropolitan water standby charge imposed on parcels within Calleguas' service area boundary. The owners of property constituting proposed Annexation No. 97 have applied for annexation into Calleguas. Once the territory is annexed, Metropolitan water will be available to these parcels, and these parcels will receive the benefit of the projects funded in part by Metropolitan water standby charges, as described in the Engineer's Report. Calleguas has requested that Metropolitan impose water standby charges on these properties at the rate specified in the Engineer's Report, following annexation of these properties into Metropolitan.

COST BENEFIT OF THE ANNEXING AREA

The property owners have applied to Metropolitan for annexation of the properties identified in this report. Consent by the property owners to Metropolitan's levying of an

annual water standby charge in the amount of \$9.58 per acre, or \$9.58 per parcel of less than one acre, is a condition to annexation of these properties into Calleguas and Metropolitan. The following table lists the parcels included in Annexation No. 97 and the proposed water standby charge for fiscal year 2013/14.

Table A
Water standby charges for Annexation No. 97

Assessor Parcel Number	Acres *	Standby Charge (Fiscal Year 2013/14)
149-0-091-080	0.71	\$ 9.58
149-0-100-350	0.51	\$ 9.58
149-0-100-430	0.04	\$ 9.58
149-0-100-455	0.04	\$ 9.58
149-0-100-475	0.26	\$ 9.58
149-0-100-495	0.03	\$ 9.58
149-0-100-510	0.12	\$ 9.58

* Acres per Assessor's Parcel Number

The estimated potential benefits of Metropolitan's water supply program that could be paid by a standby charge are approximately \$385 million for fiscal year 2013/14, as shown in Table 1 of the Engineer's Report. An average total standby charge of \$88.60 per acre of land, or per parcel of less than one acre, would be necessary to pay for the total potential program benefits within Metropolitan's service area. The Engineer's Report has estimated that the total benefits of this magnitude accrue to each acre of property and parcel within Metropolitan, as these properties are eligible for water from the Metropolitan system. Because only properties located within Metropolitan's boundaries receive water supplies from Metropolitan (except for certain contractual deliveries as permitted under Section 131 of the Metropolitan Water District Act), any benefit received by the public at large or by properties outside of the proposed area to be annexed is merely incidental.

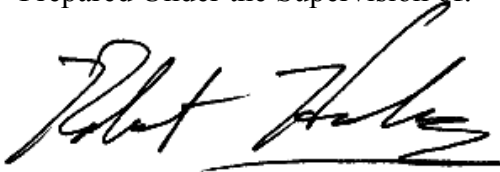
Table 5 of the Engineer's Report shows that the distribution of standby charge revenues from the various member agencies would provide revenue of approximately \$43.6 million for fiscal year 2013/14. This total amount is less than the estimated benefits projected from the collection of the RTS charge.

Metropolitan will use other revenue sources, such as water sales revenues, RTS revenues (except to the extent collected through standby charges, as described above), interest income, and revenue from sales of hydroelectric power, to pay for the remaining program benefits. Thus, the benefits of Metropolitan’s investments in water conveyance, storage, distribution and supply programs far exceed the recommended standby charge, thus ensuring that no parcel within the annexation is assessed water standby charges in excess of the reasonable cost of the proportional special benefit conferred on that parcel.

SUMMARY

The foregoing and the attached tables in the Engineer’s Report describe the current benefits provided by the projects listed as mainstays to the water supply system for Metropolitan’s service area. Calleguas has requested that a water standby charge be imposed on lands within Annexation No. 97 as a credit against Calleguas’ RTS obligation for fiscal year 2013/14, in the amount of \$9.58 per acre or parcel of less than one acre, to be levied by Metropolitan within Calleguas. The special benefits described in this Engineer’s Report exceed the recommended charge. The water standby charge for parcels (identified in Table A above) within Annexation No. 97 total \$67.06.

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