

**ORDINANCE NO. 2007-01**

**AN ORDINANCE OF THE BOARD OF DIRECTORS  
OF THE VOLCANO COMMUNITY SERVICES DISTRICT  
DECLARING A WATER SHORTAGE EMERGENCY AND  
ESTABLISHING A WATER MORATORIUM**

BE IT ORDAINED by the Board of Directors of the Volcano Community Services District as follows:

**Section 1.**    **Purpose and Authority.**    This ordinance declares a water shortage emergency condition and establishes a moratorium on new water service connections, subject to certain exceptions. This ordinance is adopted pursuant to Water Code sections 350 et seq., Government Code section 61060, and other applicable law.

**Section 2.**    **Findings.**    The Board of Directors hereby finds and determines as follows:

a.        The District currently provides water service to approximately 65 connections, including primarily single-family residences, and some commercial uses. The sole source of the District's current water supply is the Cleveland Tunnel supply, as more particularly described in the water supply study of the District's consulting engineer, Jesse B. Shaw, P.E., dated November 8, 2006 ("Water Supply Study").

b.        The District previously served its customers from two wells, but those wells are not currently in operation for water supply and water quality reasons, and the Water Supply Study does not recommend their use unless testing and modifications are undertaken, and the Department of Health Services approves their re-operation.

c. The District intends to pursue re-operation of its wells, and if such efforts prove unsuccessful, intends to explore the development of additional water supplies to augment its current supply.

d. The District commissioned the Water Supply Study, in part, because of concerns over the declining water flows relative to the Cleveland Tunnel water supply, and the ability of the District to meet the water requirements of its existing consumers while, at the same time, approving new water service connections.

e. The Water Supply Study evaluated, among other matters, the Cleveland Tunnel water supply, its yield, the demands of the District's existing consumers and those to whom the District has committed to provide service but who have not yet connected, and the availability of the Cleveland Tunnel supply to meet the water requirements of new consumers, while safely meeting the water needs of the District's existing consumers.

f. The Water Supply Study concluded, based on flow measurements and analysis of