

[DRAFT]

ORDINANCE NO. 2026-1

**AN ORDINANCE OF THE BOARD OF DIRECTORS
OF THE SAN LUIS REY MUNICIPAL WATER
DISTRICT, SAN DIEGO COUNTY, CALIFORNIA,
IMPOSING A WATER AVAILABILITY CHARGE
TO BE ASSESSED PURSUANT TO WATER CODE
SECTIONS 71630, ET SEQ., AND 71631.7**

WHEREAS, the Board of Directors has determined that it is in the best interest of the District to continue to provide its services including without limitation, to maintain and defend the water rights and water storage rights of the District and of landowners within the boundaries of the District, and to take steps to ensure that suitable water quality is maintained and protected; and

WHEREAS, the Board of Directors of the District has determined that to continue to provide those services including without limitation, to maintain and defend the water rights and water storage rights of the District and of the landowners, pumpers, and water users within the boundaries of the District, it will be necessary to continue to exercise vigilance in maintaining the integrity of those rights; and

WHEREAS, Water Code section 71630 authorizes the San Luis Rey Municipal Water District by ordinance to fix on or before the third Monday of August, in each fiscal year, a water availability charge in the District, or in any portion thereof, whether the water is actually used or not; and

WHEREAS, Water Code section 71631.7 authorizes the San Luis Rey Municipal Water District to assess a water availability charge not to exceed thirty dollars (\$30) per acre per year for land on which the charge is levied or thirty dollars (\$30) per year for a parcel less than one acre; and

WHEREAS, a duly noticed public hearing was held by the Board of Directors of the District on **August 7, 2026**, to hear and consider all objections or protests to said water availability charge, at which time all persons were given an opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE SAN LUIS REY MUNICIPAL WATER DISTRICT AS FOLLOWS:

Section 1. In accordance with Resolution No. 2026-2, Resolutions 2026-3, and 2026-4, which have been duly adopted by the Board of Directors, there is hereby established a water availability charge to be assessed pursuant to Water Code Sections 71630, et. seq., and 71631.7 to be levied upon lands within the San Luis Rey Municipal Water District on parcels larger than one (1) acre at the rate of \$ **20** per acre or portion of an acre; and for parcels of one

(1) acre or less at the rate of \$**20**, as included in Exhibit A, Flat Charge, Special Assessment Form, for County of San Diego.

Section 2. On or before **August 10, 2026**, District Legal Counsel shall furnish, in electronic format, to the Board of Supervisors of San Diego County, California, and the County Auditor of San Diego County, the assessor's parcel number of each parcel of land within the District upon which a water availability charge is to be levied and collected for the fiscal year July 1, 2026, to June 30, 2027, together with the amount of assessment and charge fixed pursuant hereto on each said parcel of land.

Section 3. This Board of Directors shall direct that at the time and in the manner required by law for the levying of taxes for County purposes, the Board of Supervisors of San Diego County, California, shall assess, in addition to any other tax levies, the water availability charge in the amounts for the respective parcels fixed pursuant hereto.

Section 4. The water availability charge may, at the option of the property owner, either be paid at the time of the assessment or collected on the tax rolls.

ADOPTED, SIGNED AND APPROVED this 7 day of August, 2026.

SAN LUIS REY MUNICIPAL WATER DISTRICT

By _____
William Pankey, President
Board of Directors, San Luis
Rey Municipal Water District

ATTEST:

By _____
Secretary

CERTIFICATION

I, the undersigned, hereby certify that I am the Secretary of the San Luis Rey Municipal Water District, a municipal water district of the State of California; that the foregoing is a full and correct copy of Ordinance No. 2026-1 of said District, and that at a meeting held on the 7th day of August, 2026, the Resolution was duly adopted by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

By _____
Tom Veysey, Secretary

EXHIBIT "A" TO BE COMPLETED ONCE THE
BOARD OF DIRECTORS SETS AND ADOPTS THE AMOUNT
OF THE 2026-2027 WATER AVAILABILITY CHARGE