

TIMBER LANE UTILITY DISTRICT

Order for Adoption of Schedule of Water and Sewer Fees and Rates

The Board of Directors (“Board”) of Timber Lane Utility District (“District”) met at the Board’s regular meeting place on March 9, 2017 with a quorum of directors present, as follows:

Robert B. Schenck, Vice President
James F. Messer, Secretary
A. F. “Bud” Gessel, Assistant Secretary
Eric Langstaff, Director

and the following absent:

Dan Meacham, President

when the following business was transacted:

The Order set out below was introduced and considered by the Board. It was then moved, seconded and unanimously carried that the following Order be adopted:

Whereas, the District has adopted an Order Establishing Policy and Rates for Water and Sewer Service and Imposition of Penalties (the “Rate Order”);

Whereas, the Board desires to adopt a Schedule of Water and Sewer Service Fees and Rates for the services provided in said Rate Order;

Whereas, any previous orders and amendments thereto, heretofore adopted by the Board, providing for rates for water and sewer services for customers within the District, is hereby revoked upon the effective date of this Order;

Whereas, the Order hereinafter set forth shall become effective on March 9, 2017.

Therefore be it ordered by the Board of Directors as follows:

I.

The Board hereby approves and adopts the Schedule of Water and Sewer Service Fees and Rates, attached hereto as Exhibit A.

II.

The Board hereby authorizes and instructs the District's operator to assess and collect water and sewer fees and rates pursuant to the attached Schedule of Water and Sewer Services Fees and Rates, attached hereto as Exhibit A, as authorized by the Board in this Order.

III.

The Board hereby authorizes the President or Vice President to execute this Order and Secretary or Assistant Secretary to attest to this Order on behalf of the Board and the District, and to do any and all things necessary to give effect to the intent hereof.

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Passed and adopted, this March 9, 2017.

ROBERT B. SCHENCK

Vice President

ATTEST:

JAMES F. MESSER

Secretary

EXHIBIT "A"

Timber Lane Utility District
Schedule of Water and Sewer Fees and Rates

Corresponding Section in Water and Sewer Rate Order	Description of Fee / Rate	Fee / Rate
Section 1.6 Plumbing material restrictions; Consumer Service Inspection Certifications	Consumer Service inspection fee	Actual costs incurred plus \$25.00 per certification
Section 2.2 Termination of service upon request of Consumer	Restoration fee after termination by Consumer	\$22.00 during working hours; \$55.00 after working hours
Section 2.3b)(1) Termination of service upon initiative of District; Imposition of penalties	48-hour Door Hanger Notice Fee	\$15.00
Section 2.3b)(4)	Delinquent Notice Fee	\$5.00
Section 2.3f) and g)	Reconnection charge and additional deposit	\$37.00 reconnection fee, plus \$5.00 delinquent notice fee, \$15.00 door hanger notice fee, full balance on account and additional \$50 deposit for residential / \$100 deposit for commercial connection
Section 2.7a) and b) Deposit to secure residential Consumer payment	Residential security deposits	\$100.00 - owner occupied \$200.00 - all other residential connections
Section 2.8a) and b) Commercial security deposit	Commercial security deposit	Equal to 2 months of average estimated utility bill
	Additional commercial deposit if service is terminated	Additional \$100.00 if commercial service is terminated under Section 2.3
Section 2.9 Transfer fee	Transfer fee	\$30.00 non-refundable fee to transfer service from builder to initial and each subsequent occupant

Corresponding Section in Water and Sewer Rate Order	Description of Fee / Rate	Fee / Rate
Section 2.10 Returned check	Returned check fee	\$35.00
Section 2.11 Initiation of water and sewer service to new Consumer	New Consumer connection	Operator sends letter that deposit & transfer fee paid w/in 10 days or water terminated; if terminated for non-pmt of fees, owes \$35 reconnect fee + add'l security deposit + transfer fee
Section 2.12 Water and sewer to multi-family other than apts	Multi-family other than apartments	Requires separate water meter for each individual unit
Section 2.13 Water service for firefighting purposes	Water for Firefighting	Connection must be at Consumer's service line on Consumer's side of water meter
Section 2.14 Facility inspections	Pre-and Post-Construction Inspection fees	\$30.00 each, due when tap fee is paid; \$30.00 for each re-inspection
Section 3.1 Residential water tap charges	Residential water tap charges	For ¾" - cost of construction, installation, inspection of tap/connection, service line, meter and meter box plus 100% plus tap charges Over ¾" – by separate agreement plus tap charges
Section 3.2 Residential sewer tap inspection fee	Residential sewer tap inspection fee	\$26.50 per sewer tap plus \$75.00 deposit, to be refunded upon satisfactory sewer inspection
Section 3.3b), c), d) Commercial water and sewer tap charges	Commercial water and sewer tap charges	Actual cost of construction, installation and inspection of tap, service lines and meters, plus 200%
	Nontaxable Entity water and sewer tap charges	Actual cost of construction, installation, inspection of tap, service lines and meters; Plus an amount not to exceed costs for all facilities that are necessary to provide services and financed or to be financed by District tax bonds

Corresponding Section in Water and Sewer Rate Order	Description of Fee / Rate	Fee / Rate								
	Deposit for tap charges	Deposit for tap in amount of estimated costs of construction, installation and inspection of the tap								
Section 3.4 Commercial sewer tap inspection fee	Commercial sewer tap inspection fee and deposit	\$35.00 per sewer tap plus \$75 deposit								
Section 3.5 Irrigation water tap fee	Irrigation water tap fee	\$500.00 for ¾" tap including meter, meter box and installation; \$1,250 for 1" tap including meter, meter box and installation; Over 1" by agreement								
Section 4.1 Monthly residential water service	<p><u>Residential Water Service Rates:</u></p> <table data-bbox="643 953 1403 1226"> <tr> <td>Minimum monthly per SFEC for 5,000 gallons</td> <td>\$13.25</td> </tr> <tr> <td>For each 1,000 gallons of water used over 5,000 up to 10,000 gallons</td> <td>\$1.85</td> </tr> <tr> <td>For each 1,000 gallons of water used between 10,001 gallons and 18,000 gallons</td> <td>\$2.25</td> </tr> <tr> <td>For each 1,000 gallons of water used over 18,000 gallons</td> <td>\$2.60</td> </tr> </table> <p><u>Apartments not owned by Nontaxable Entity:</u> Same rates as above for each occupied apartment unit</p> <p><u>Apartment projects without separate meters:</u> Service through master meter and charge per unit is calculated by dividing the total number of gallons furnished by number of units occupied and applying rates above to calculated consumption for each unit and multiplying the charge for each unit by the number of occupied units.</p> <p><u>When apartment project reaches 85% capacity:</u> First multiplying total number of units by 85% and calculating charge for project by dividing total number of gallons furnished by the number of units (adjusted for 85% occupancy) and applying rates above to the calculated consumption for each unit and multiplying the charge for each unit by the number of units (adjusted for 85% occupancy)</p>		Minimum monthly per SFEC for 5,000 gallons	\$13.25	For each 1,000 gallons of water used over 5,000 up to 10,000 gallons	\$1.85	For each 1,000 gallons of water used between 10,001 gallons and 18,000 gallons	\$2.25	For each 1,000 gallons of water used over 18,000 gallons	\$2.60
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Corresponding Section in Water and Sewer Rate Order	Description of Fee / Rate	Fee / Rate
<p>Section 4.2 Monthly rates for water service to apartments owned by a Nontaxable Entity</p>	<p><u>Nontaxable Entity-owned apartment water rates:</u> Minimum monthly for 5,000 gallons</p> <p>For each 1,000 gallons of water used over 5,000 up to 10,000 gallons</p> <p>For each 1,000 gallons of water used between 10,001 gallons and 18,000 gallons</p> <p>For each 1,000 gallons of water used over 18,000 gallons</p> <p><u>Apartment projects without separate meters:</u> Service through master meter and charge per unit is calculated by dividing the total number of gallons furnished by number of units occupied and applying rates above to calculated consumption for each unit and multiplying the charge for each unit by the number of occupied units.</p> <p><u>When apartment project reaches 85% capacity:</u> First multiplying total number of units by 85% and calculating charge for project by dividing total number of gallons furnished by the number of units (adjusted for 85% occupancy) and applying rates above to the calculated consumption for each unit and multiplying the charge for each unit by the number of units (adjusted for 85% occupancy)</p>	<p>\$20.20</p> <p>\$3.10</p> <p>\$3.87</p> <p>\$4.55</p>
<p>Section 4.3 Monthly rates for residential sewer service</p>	<p><u>Residential sewer rates:</u> For first 5,000 gallons water used</p> <p>For each 1,000 gallons of water used over 5,000 gallons but less than 10,000 gallons</p> <p>For each 1,000 gallons of water used over 10,000 gallons</p> <p><u>Apartments not owned by Nontaxable Entity:</u> Same rates as above for each occupied apartment unit</p> <p><u>Apartment projects without separate meters:</u> Service through master meter and charge per unit is calculated by dividing the total number of gallons furnished by number of units occupied and applying rates above to calculated consumption for each unit and multiplying the charge for each unit by the number of occupied units.</p> <p><u>When apartment project reaches 85% capacity:</u> First multiplying total number of units by 85% and calculating charge for project by dividing total number of gallons furnished</p>	<p>\$14.25</p> <p>\$1.50</p> <p>\$1.70</p>

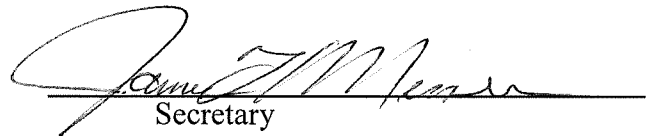
Corresponding Section in Water and Sewer Rate Order	Description of Fee / Rate	Fee / Rate
	by the number of units (adjusted for 85% occupancy) and applying rates above to the calculated consumption for each unit and multiplying the charge for each unit by the number of units (adjusted for 85% occupancy)	
<p>Section 4.4 Monthly rates for sewer service to apartments owned by a Nontaxable Entity</p>	<p><u>Nontaxable Entity-owned apartment sewer rates:</u> For first 5,000 gallons water used</p> <p>For each 1,000 gallons of water used over 5,000 gallons but less than 10,000 gallons</p> <p>For each 1,000 gallons of water used over 10,000 gallons</p> <p><u>Apartments not owned by Nontaxable Entity:</u> Same rates as above for each occupied apartment unit</p> <p><u>Apartment projects without separate meters:</u> Service through master meter and charge per unit is calculated by dividing the total number of gallons furnished by number of units occupied and applying rates above to calculated consumption for each unit and multiplying the charge for each unit by the number of occupied units.</p> <p><u>When apartment project reaches 85% capacity:</u> First multiplying total number of units by 85% and calculating charge for project by dividing total number of gallons furnished by the number of units (adjusted for 85% occupancy) and applying rates above to the calculated consumption for each unit and multiplying the charge for each unit by the number of units (adjusted for 85% occupancy)</p>	<p>\$22.12</p> <p>\$2.43</p> <p>\$2.81</p>
<p>Section 4.5 Monthly rates of commercial water service</p>	<p><u>Commercial water rates:</u> Minimum monthly for 5,000 gallons</p> <p>For each 1,000 gallons of water used up to 10,000 gallons</p> <p>For each 1,000 gallons of water used over 10,000 gallons</p>	<p>\$15.50</p> <p>\$2.55</p> <p>\$3.00</p>
<p>Section 4.6 Monthly rates for commercial sewer service</p>	<p><u>Commercial sewer rates:</u> Minimum monthly for 5,000 gallons</p> <p>For first 5,000 gallons of water used</p> <p>For each 1,000 gallons of water used over 5,000 gallons</p>	<p>\$16.41</p> <p>\$16.41</p> <p>\$2.40</p>

Corresponding Section in Water and Sewer Rate Order	Description of Fee / Rate	Fee / Rate
Section 4.7 Monthly rates to builders for water and sewer services	<u>Water and sewer rates to builders</u> Minimum residential water and sewer rates above	
Section 4.9 Penalty for failure to pay bill	Delinquent fee	15% of Consumer's bill
Section 4.10 Regulatory Assessment	TCEQ assessment	0.5% of the District's charges
Section 4.11 Irrigation water rates	<u>Irrigation water rates:</u> Minimum monthly 5,000 gallons For each 1,000 gallons of water used over 5,000 up to 10,000 gallons For each 1,000 gallons of water used between 10,001 gallons and 18,000 gallons For each 1,000 gallons of water used over 18,000 gallons	\$13.25 \$1.85 \$2.25 \$2.60
Section 4.12 North Harris Regional Water Authority Fee	NHCRWA Fee	115% of the current water pumpage fee per 1,000 gallons assessed by NHCRWA
Section 5.1b) Title, tampering, maintenance, setting	Fee for meter tampering	Repair charges + \$50 damage fee + penalties up to \$10,000
Section 5.3 Calibration of meters	Calibration of meter	1 st request – No charge 2 nd request – if less than 3% inaccurate, Consumer bears calibration costs; If more than 3% inaccurate, bill adjusted according to percentage of inaccuracy for month it was calibrated and for 3 months prior to month it was calibrated, and District bears cost of calibration of meter replacement
Section 6.3 Grease trap fee	Grease trap fee	\$25.00 monthly
Section 7.1 Penalties	Penalties	Per §27.031, Texas Govt Code, currently up to \$10,000

I, the undersigned Secretary of the board of directors of Timber Lane Utility District, hereby certify that the foregoing is a true and correct copy of the Order for Adoption of Schedule of Water and Sewer Fees and Rates for the District, adopted by said board at its regular meeting of March 9, 2017, together with excerpts from the minutes of said Board's meeting on that date showing the adoption of said Order, as same appear of record in the official minutes of the Board on file in the District's office.

I further certify that said meeting was open to the public, and that notice thereof was posted in compliance with the provisions of Tex. Gov't. Code Ann. § 551.001 et seq.

Witness my hand and the official seal of said District this March 9, 2017.


Secretary

