

RESOLUTION NO. 295

**A RESOLUTION OF THE COMMISSION OF THE
SANTA ANA WATERSHED PROJECT AUTHORITY
ESTABLISHING THE PRICE FOR PURCHASING DISCHARGE RIGHTS
IN THE SANTA ANA REGIONAL INTERCEPTOR SYSTEM
FOR THE CONVEYANCE OF NON-RECLAIMABLE WASTEWATER**

The Commission of the SANTA ANA WATERSHED PROJECT AUTHORITY ("SAWPA") hereby resolves as follows:

1. Effective immediately, the purchase price to member agencies of SAWPA for discharge of non-reclaimable wastewater rights in the Santa Ana Regional Interceptor System, which system consists of Reaches IV, IV-A, IV-B, IV-D and IV-E, and wastewater treatment and disposal, shall be \$3,750,000 per million gallons per day ("MGD").

2. The price set forth in Paragraph 1 above is subject to the following terms and conditions:

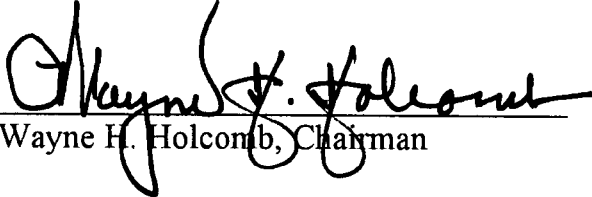
- a. The price shall be effective until superseded; and
- b. Discharge rights shall be sold on a "first-come-first served" basis consistent with SAWPA's Transfer Policy; and
- c. Pipeline discharge rights may be purchased upon payment of a deposit in the minimum amount of 5% of the total purchase price, to be paid in cash or cashier's check to SAWPA, and the balance paid in installments, pursuant to an installment plan approved by SAWPA; and
- d. Discharge rights must be purchased in minimum increments of 0.01 MGD, and purchasers of pipeline discharge rights are required to also purchase a treatment and disposal right of not less than 20% of the amount of the pipeline discharge right purchased; and
- e. Each contract to purchase SARI System rights shall include a provision that a purchaser may only sell unused rights to SAWPA at a price not to exceed the then current price for such rights as established from time-to-time by SAWPA. SAWPA shall not be obligated to purchase such unused rights.

3. Recission: All previous Resolutions adopted by the Commission establishing prices for purchasing discharge rights in the SARI System are hereby rescinded.

4. Effective Date: This Resolution shall become effective on July 1, 1997 and remain in effect until superseded.

APPROVED AND ADOPTED THIS 8th day of July 1997.

SANTA ANA WATERSHED PROJECT AUTHORITY

by: 
Wayne H. Holcomb, Chairman