

NOTICE OF ADOPTION FROM THE BOARD OF DIRECTORS OF THE
LOWER VALLEY WATER DISTRICT REGARDING THE ADDING OF ADDITIONAL
LANGUAGE TO THE DISTRICT'S RULES AND REGULATION CONCERNING
THE TAMPERING AND PENALTY FEES REGARDING IRRIGATION WATER

The Lower Valley Water District (the "District"), a municipal utility district and a political subdivision of the State of Texas created by Article XVI, of Section 59 of the Texas Constitution and operating under Chapters 49 and 54 of the Texas Water Code Annotated provides the following notice of adoption and update to the Rules and Regulations of the District.

The District is authorized to establish, update and change the Rules and Regulations of any of its policies deemed necessary for the successful operation of the District. The adoption of the additional language updating the District's Rules and Regulations governing the ability to add tampering penalty fees to those individuals receiving unauthorized irrigation water was placed on the agenda for consideration on April 25, 2019 and was approved by the Board of Directors.

Statement of Adopted Rules and Regulations:

The adoption of additional language concerning the adding of tampering penalty fees for those instances concerning irrigation water is designed and intended to control those that are not authorized to receive irrigation water from those canals and waterways that are released from the El Paso County Water Improvement District Number One's system. The additional rules and regulations adopted by the District set forth the uniform requirements for the operation of the District.

The Adopted Rules and Regulations **§2.013 Prohibited, Unlawful Conduct** states the following:

The District strictly prohibits and declares unlawful the following:

- A.) Removal of or tampering with a pin lock installed by the District to terminate a residential connection.
- B.) Installing or utilizing a straight connection water line, which avoids a water meter and permits water use without payment to the District.
- C.) Use or procurement of water from a fire hydrant without authorization from the District.
- D.) Not installing or by-passing a backflow assembly.
- E.) Using irrigation water in an area with water rights reassigned to the District.

In order to enforce these rules and regulations, certain fees and penalties will be assessed.

The Adopted Rules and Regulations **§2.018 Penalties** states the following:

The Penalty fees are as follows:

- A.) A penalty of \$75.00 shall be imposed for the first violation of §2.013. (a) through (e).
- B.) A penalty of \$1,000.00 shall be imposed for the second violation of §2.013. (a) through (e).
- C.) A penalty of \$2,000.00 shall be imposed for the third violation of §2.013. (a) through (e).
- D.) A penalty of \$2,000.00 shall be imposed for the fourth violation of §2.013. (a) through (e).
- E.) A penalty of \$5,000.00 shall be imposed for the fourth violation and each subsequent violation of §2.013. (a) through (e).

Notice of any upcoming Public Meetings

The District holds public meetings on the fourth Thursday of every month. The next scheduled public meeting is on May 23, 2019 at 6:30 pm MST to receive community and public input concerning the Districts business. A full text and copy of the amended rules and regulations are on file in the Lower Valley Water District main office located at 1557 FM 1110 ROAD, Clint, Texas 79836 and may be read and requested by any interested person.