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ORDINANCE NO.

An ordinance of San Bernardino County, State of California, to repeal Resolution No. 2001-85 and to grant San Gabriel Valley Water Company, its successors and assigns, a franchise for construction, use of property, and to furnish and distribute water.

The Board of Supervisors of the County of San Bernardino, State of California, ordains as follows:

SECTION 1. The Board of Supervisors of San Bernardino County finds as follows:

- (a) San Gabriel Valley Water Company (SGVWC) is a California Corporation and public utility furnishing and distributing water by means of water pipelines, facilities, and related equipment, subject to the Public Utilities Code of the State of California; and
- (b) On August 21, 1944, the Board of Supervisors adopted Ordinance No. 553, granting a fifty (50) year franchise, to Fontana Domestic Water Company, which was subsequently purchased by SGVWC.
- (c) On March 13, 2001, the Board adopted Resolution 2001-85 and approved Franchise Agreement 01-197, pursuant to County Ordinance No. 3702, granting a twenty-five year franchise to SBVWC, which is set to expire on April 13, 2026.
- (d) SGVWC has applied for a renewed franchise from San Bernardino County to continue to construct and use certain rights-of-way and property to furnish and distribute water.

SECTION 2. SGVWC is hereby granted a franchise for a term not to exceed twenty-five (25) years from the date SGVWC files an acceptance of said franchise and subject to the "Terms and Conditions of Franchise Issued By San Bernardino County to San Gabriel Valley Water Company" and acceptance thereof, as attached hereto and incorporated herein by this reference.

1 SECTION 3. San Bernardino County Resolution No. 2001-85, adopted on March
2 13, 2001, is hereby repealed in its entirety.

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4 SECTION 4. The Clerk of the Board is directed to publish this ordinance in the
5 manner and within the time prescribed by law.

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7 SECTION 5. This ordinance shall take effect thirty (30) days from the date of
8 adoption.

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10 _____
DAWN ROWE, Chair
Board of Supervisors

11
12 SIGNED AND CERTIFIED THAT A COPY
13 OF THIS DOCUMENT HAS BEEN DELIVERED
TO THE CHAIR OF THE BOARD

14 LYNNA MONELL, Clerk of the
15 Board of Supervisors

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1 STATE OF CALIFORNIA)
2 SAN BERNARDINO COUNTY) ss.
3)

4 I, LYNNA MONELL, Clerk of the Board of Supervisors of San Bernardino County,
5 State of California, hereby certify that at a regular meeting of the Board of Supervisors of
6 said County and State, held on the _____ day of _____, 20__, at which meeting
7 were present Supervisors: _____

8 and the Clerk, the foregoing ordinance was passed and adopted by the following vote, to
9 wit:

10 AYES: SUPERVISORS:
11 NOES: SUPERVISORS:
12 ABSENT: SUPERVISORS:

13 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal
14 of the Board of Supervisors this ____ day of _____, 20__.

15 LYNNA MONELL, Clerk of the
16 Board of Supervisors of
17 San Bernardino County,
18 State of California

19 _____
20 Deputy

21 Approved as to Form:

22 LAURA FEINGOLD
23 County Counsel

24 By: _____
25 JOLENA E GRIDER
26 Deputy County Counsel

27 Date: _____

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Attachment

Terms and Conditions of Franchise Issued By San Bernardino County to San Gabriel Valley Water Company