

**BANDERA RIVER RANCH WATER SUPPLY CORPORATION**

**RESOLUTION NO. 25- 1**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE BANDERA RIVER RANCH WATER SUPPLY CORPORATION, ENACTING A TEMPORARY CONDITION TO NEW SERVICE REQUESTS AND INITIATION OF SERVICE; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR APPLICABILITY, PURPOSE, ENACTMENT, DURATION, EXTENSION, EXCEPTIONS AND EXEMPTIONS, DETERMINATION, AND APPEALS;; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR REMEDIES; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Bandera River Ranch Water Supply Corporation is a member-owned, member-controlled, non-profit corporation created and operating under Texas Water Code, chapter 67, holding "bounded" water utility certificate of convenience and necessity no. 12262 authorizing retail water service within Bandera County, and assigned Public Water Supply No.0100017;

**WHEREAS**, Bandera River Ranch Water Supply Corporation's service area has seen rapid and unexpected growth in the number of service requests;

**WHEREAS**, Bandera River Ranch Water Supply Corporation's utility operator has informed the board that the system's water storage is at or will soon exceed the TCEQ's minimum requirements;

**WHEREAS**, absent immediate and decisive action, there is a risk that Bandera River Ranch Water Supply Corporation may not be able to satisfy the projected demands of its existing customers until these identified actions can be implemented;

**WHEREAS**, as part of its response, Bandera River Ranch Water Supply Corporation finds that it is necessary to adopt, on a temporary basis, a policy that the approval of an otherwise complete pending or filed retail service requests by and the installation of a meter and delivery of water to the applicant, must be conditioned upon the substantial completion of the construction of the improvements to increase the system's storage capacity;

**WHEREAS**, Bandera River Ranch Water Supply Corporation's board of directors, in the exercise of its legislative discretion and, in good faith and with ordinary care, relying upon the information and opinions of its utility operator, engineer, and legal counsel, has concluded that the actions and described and set forth in this resolution are necessary and in the interest of good utility management, and ultimately in the best interest of

Bandera River Ranch Water Supply Corporation and its existing retail customers;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE BANDERA RIVER RANCH WATER SUPPLY CORPORATION:**

**SECTION 1. *Findings of Fact.*** The foregoing recitals are incorporated into this resolution by reference as legislative findings of fact as if expressly set forth herein.

**SECTION 2. *Adoption of Temporary Policy Relating to the Approval of Requests for New Service.***

**2.1 *Applicability.*** Bandera River Ranch Water Supply Corporation hereby enacts a temporary policy applicable to the approval of pending or future requests for retail service, unless exempted, and the installation of a meter and the provision of service at the location of a service request is and shall be subject to the condition that the construction of the improvements required to increase the system's storage capacity be substantially complete.

**2.2. *Purpose.*** This temporary policy is being enacted to confirm that Bandera River Ranch is able to provide the storage required for service to existing connections and new service applicants.

**2.3 *Exemptions.*** The following pending and filed applications for retail service shall be exempt from this policy:

(A) Reservice. This policy does not apply to applications for reconnections at a location where service has previously been provided, unless a larger meter is requested, or required, as part of the request for reconnection.

(B) Good Cause. This policy does not apply to applications for service for which the board of directors finds, based upon the utility operator's recommendation, that the applicant for service has shown good cause for the application to be excepted from this policy.

**2.4. *Duration.*** The initial duration of this temporary policy shall be for a period not to exceed 180-days unless the policy is extended by the board of directors.

**2.5. *Determination and Appeals.***

(A) Determinations. The utility operator or his/her designee shall make all initial determinations regarding the status of all applications that may be subject to this policy.

(B) Appeals. Service applicants seeking to challenge a determination made by the utility operator may appeal that to the board of directors. The board's decision shall be final.

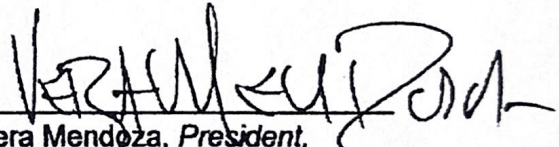
**SECTION 3. Cumulative.** All prior resolutions and policies of the Bandera River Ranch Water Supply Corporation in direct conflict with the provisions of this resolution be, and the same are hereby superseded to the extent of that conflict.

**SECTION 7. Severability.** If any section, paragraph, or provision of this resolution or the application of that section, paragraph, or provision to any person, firm, corporation or situation is for any reason judged invalid, the adjudication shall not affect any other section, paragraph, or provision of this resolution or the application of any other section, paragraph or provision to any other person, firm, corporation or situation, nor shall adjudication affect any other section, paragraph, or provision of the service policies of the Bandera River Ranch Water Supply Corporation, and the board of directors declares that it would have adopted the valid portions and applications of the resolution without the invalid parts and to this end the provisions for this ordinance are declared to be severable.

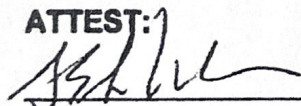
**SECTION 8. Interpretation.** The findings, directives, and authorizations described in this resolution are intended to be construed broadly in order to protect the public health, safety, and welfare and is not intended to limit the powers and authorizations given to Bandera River Ranch Water Supply Corporation's utility operator.

**SECTION 9. Effective Date.** This resolution shall take effect immediately.

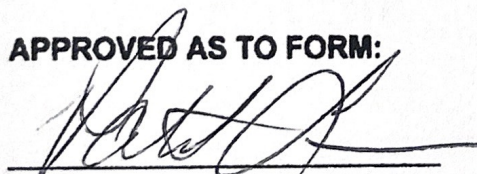
**PASSED AND APPROVED BY THE BOARD OF DIRECTORS OF BANDERA RIVER RANCH WATER SUPPLY CORPORATION THIS THE - 20<sup>TH</sup> DAY OF February, 2025.**

  
Vera Mendoza, President,  
Board of Directors

**ATTEST:**

  
Steve Sander, Vice-President, Board of Directors

**APPROVED AS TO FORM:**

  
Patrick Lindner, Attorney