

**OLIVEHURST PUBLIC UTILITY DISTRICT**

**RESOLUTION NO. 2231**

**RESOLUTION OF THE BOARD OF DIRECTORS OF  
OLIVEHURST PUBLIC UTILITY DISTRICT  
FINDING THAT TELEPHONIC NOTIFICATION, OR PERSONAL  
NOTIFICATION, IN ACCORDANCE WITH PUBLIC UTILITY CODE  
SECTION 16482.1 IS NOT REASONABLE AND DIRECTING THE  
STAFF TO CONTINUE TO UTILIZE MAILED 48-HOUR NOTIFICATION  
OF SHUTOFF**

**WHEREAS**, the Board of Directors of the Olivehurst Public Utility District (“District”) is responsible for establishment of rules, regulations, policies and procedures of the District consistent with its authority under the Public Utility Code; and,

**WHEREAS**, the Olivehurst Public Utility District has guidelines in effect for implementation of the procedures necessary for notification of delinquency; notification of impending termination of service; and termination of service; and,

**WHEREAS**, the District has received an inquiry from a landowner requesting that the District implement a policy of providing telephonic and/or personal notification not less than 48 hours before a termination of service of such impending termination in accordance with Public Utility’s Code section 16482.1; and,

**WHEREAS**, the Board of Directors of the District has been advised by Staff, in accordance with the memorandum attached hereto, that a telephonic and/or personal contact 48-hour notice is not reasonable for OPUD given the high number of notifications required, the high cost thereof, and the limited staff available to undertake the task; and,

**WHEREAS**, the Board wishes to provide formal guidance to the Staff in connection with the turn off procedures to be implemented within the District; and,

**WHEREAS**, the Board finds that a telephonic and/or personal contact 48-hour notice is unreasonable for the District; unduly burdensome for the Staff; unduly interferes with the other duties of the Staff in carrying out the business functions of the District; and is unreasonably costly to the District as well as to the customer served by it.

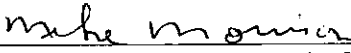
**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of Olivehurst Public Utility District that it does find that the use of telephonic and/or personal communication of the 48-hour notice is not reasonable and, therefore, infeasible for Olivehurst Public Utility District.

**BE IT FURTHER RESOLVED** that the Staff of the District, until further notification of the Board, is directed to provide for the 48-hour notification prescribed by Public Utility Code § 16482.1 to be notification by mail, in a manner which provides assurance to the Staff that said

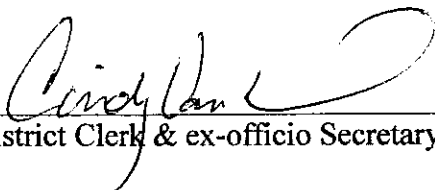
notification will be delivered to the mailing address of the proposed customer to be terminated no later than 48 hours before the scheduled termination.

**PASSED AND ADOPTED THIS 18<sup>th</sup> DAY OF NOVEMBER 2010.**

OLIVEHURST PUBLIC UTILITY DISTRICT

  
\_\_\_\_\_  
President, Board of Directors  
Olivehurst Public Utility District

ATTEST:

  
\_\_\_\_\_  
District Clerk & ex-officio Secretary

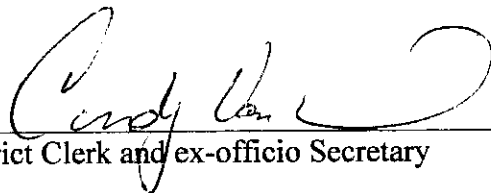
APPROVE AS TO FORM AND LEGAL  
SUFFICIENCY

  
\_\_\_\_\_  
Legal Counsel

\* \* \* \* \*

I hereby certify that the foregoing is a full, true, and correct copy of an Ordinance duly adopted and passed by the Board of Directors of the Olivehurst Public Utility District, Yuba County, California, at a meeting thereof held on the 18<sup>th</sup> day of November 2010, by the following vote:

AYES, AND IN FAVOR THEREOF:	DIRECTOR PATTY, KING, HOLLIS, DOUGHERTY AND MORRISON.
NOES	: NONE.
ABSTAIN	: NONE.
ABSENT	: NONE.

  
\_\_\_\_\_  
District Clerk and ex-officio Secretary