

RESOLUTION NO. 2012001

A RESOLUTION OF THE BOARD OF THE EAST CENTRAL SPECIAL UTILITY DISTRICT ADOPTING THE IMPACT FEE AS APPROVED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, East Central Special Utility District (“ECSUD”) commissioned an Impact Fee Study Report and received the results in August of 2010;

WHEREAS, based upon the aforementioned report, on December 6, 2010 ECSUD filed an application with the Texas Commission on Environmental Quality (“TCEQ”) to implement an impact fee in the amount of \$2,450.00;

WHEREAS, pursuant to TCEQ requirements, notice of this application was published in the Wilson County News, a newspaper of general circulation in Wilson County, Texas, once a week for two consecutive weeks, on September 14, and 21, 2011; the Seguin Gazette Enterprise, a newspaper of general circulation in Guadalupe County, Texas, once a week for two consecutive weeks, on September 16 and 23, 2011; the San Antonio Business Journal, a newspaper of general circulation in Bexar County, Texas, once a week for two consecutive weeks, on September 23 and 30, 2011; the first publications thereof being more than thirty days prior to the date of consideration of the application;

WHEREAS, though granted notice and the ability to protest the imposition of an impact fee, the application was, for all purposes, uncontested due to all protestants withdrawing such protests upon explanation of the specific application of such an impact fee;

WHEREAS, the TCEQ determined that the impact fee is reasonable, equitable, and necessary as a mechanism to finance improvements to serve the designated service area and ordered that the request by ECSUD to impose a water system impact fee be approved in the amount of \$2,450 in accordance with TEX. LOCAL GOVERNMENT CODE § 395.80, within the District's boundary; and

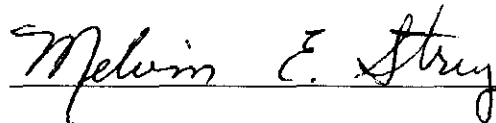
WHEREAS, notice of such determination was received July 20, 2012 by ECSUD.

NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

ECSUD, with all requisite statutory and regulatory approvals obtained, hereby adopts and imposes an impact fee of \$2,450 per equivalent single-family connection for new connections to its water system with an effective date of November 1, 2012.

This impact fee shall supersede, or be in addition to, or be singularly applicable within the areas for which its imposition was sought as defined in the attached Exhibit "A", being the same map included with the application to TCEQ.

Upon motion of Milton Lowak, seconded by Paul Bricker, with the following 7 voting in the affirmative, 0 voting in the negative, 2 absent, and 0 abstaining, the above Resolution is duly **PASSED and APPROVED** this 13 day of September, 2012.



Melvin Strey
President

Attest:

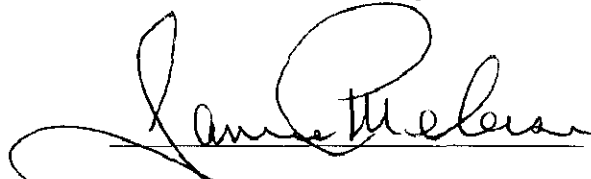
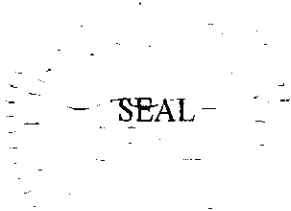


James Pederson
Secretary/Treas.

CERTIFICATION BY SECRETARY

I, James Pederson, do hereby certify that I am the Secretary of the Board of the East Central Special Utility District (hereinafter called "ECSUD"), that the above and foregoing is a true, full and correct copy of an ordinance duly adopted by the Board of the ECSUD at its duly noticed meeting of September 13, 2012, and entered into the Minutes Book of ECSUD, that the meeting was duly held in accordance with the Texas Open Meetings Act, and that such resolution has not been rescinded or modified.

To certify which, witness my hand and seal of ECSUD this 13 day of September, 2012.



James Pederson
Secretary/Treas.