

Resolution 09.C

RESOLUTION

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE ARIZONA MUNICIPAL WATER USERS ASSOCIATION
REGARDING**

**FUNDING RURAL WATER RESOURCES DEVELOPMENT:
CONDITIONS ANTECEDENT AND FUNDING PRINCIPLES**

WHEREAS, the Cities of Avondale, Chandler, Glendale, Goodyear, Mesa, Peoria, Phoenix, Scottsdale, Tempe and the Town of Gilbert are members of the Arizona Municipal Water Users Association, a voluntary, non-profit corporation established by cities in the urban area of Maricopa County for the development of an urban water policy; and

WHEREAS, in many areas of rural Arizona the absence of a financial plan to plan for and to acquire the water resources and construct the water and wastewater infrastructure (herein after referred to as water resource development) necessary to meet the needs of the current and future population presents, perhaps, the most significant obstacle to the future economic vitality of rural Arizona; and

WHEREAS, when coupled with the lack of technical assistance, inadequate hydrogeologic data, and limited information about the amount and patterns of water use, the problem is only compounded; and

WHEREAS, the Arizona Legislature has taken initial steps toward improving water management in rural Arizona, current statutes fall short of providing a consistent, comprehensive approach to water management in rural Arizona.

WHEREAS, conditions antecedent must be met before the member cities and town of the Arizona Municipal Water Users Association will join with the rest of the Arizona water community to consider how to equitably fund the water resource development in rural Arizona that will be necessary to support the needs of current and future residents.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Arizona Municipal Water Users Association that the Association urges the Arizona State Legislature to establish in statute the following conditions antecedent:

1. Prohibit the Arizona Department of Real Estate from issuing a public report to allow the sale of subdivided land, including dry-lot subdivisions, unless the Arizona Department of Water Resources has determined that there is an adequate water supply available to support the proposed subdivision.

An “adequate water supply” means:

- a. Sufficient groundwater, surface water, or effluent of adequate quality will be legally and continuously available to satisfy the water needs of the proposed, new residential use for at least 100 years; and
 - b. The financial capability has been demonstrated to construct the water facilities necessary to make the supply of water available for the proposed, new residential use, including a delivery system and any storage facilities or treatment works.
2. The Arizona Department of Water Resources is given the authority to enforce conservation requirements for all water users.
 3. All wells must be metered or use an Arizona Department of Water Resources-approved measuring device with the amount of water withdrawn annually reported to the Arizona Department of Water Resources.

BE IT FURTHER RESOLVED that assuming the conditions antecedent are met and that the Arizona State Legislature establishes a funding program for rural water resource development, the Board of Directors of the Arizona Municipal Water Users Association urges that the funding program incorporates the following funding principles:

1. The costs of funding rural water resource development should not be the responsibility of the state or water users or taxpayers that are residents of Maricopa, Pinal, and Pima Counties.
2. New growth should pay for itself.
3. The ability of local and county governments to levy impact fees for water resource development should not be pre-empted.

DATED THIS 20TH DAY OF NOVEMBER, 2008

**Mayor Hugh Hallman, President
Arizona Municipal Water Users Association**

ATTEST:

**Steven L. Olson, Executive Director
Arizona Municipal Water Users Association**

*2009 AMWUA Resolution C:
Funding Rural Water Resources Development:
Conditions Antecedent and Funding Principles*