

The following resolution was offered by Sara Jones, seconded by Allen Guidry and carried:

RESOLUTION

A RESOLUTION APPROVING CAPITAL IMPROVEMENT POLICY AND ADOPTING FEES

WHEREAS, the Lafayette Parish Waterworks District South (LPWDS) has received multiple requests from applicants seeking water meter service and/or requests for “will serve” letters for residential subdivisions, all located within the area bounded by the water district’s north, south, and east boundaries and by South Richfield on the West along with any land within the area between Riceland Road and South Richfield Road bounded on the north by Ridge Road and on the South by Golden Grain Road;

WHEREAS, the LPWDS does not have the capacity to serve any applicants seeking water service from LPWDS due to the impact on water pressure such demand would have on the LPWDS water system;

WHEREAS, the LPWDS previously implemented a moratorium on approving new water service requests based upon recommendations from the LPWDS engineer(s);

WHEREAS, the LPWDS requested that the LPWDS engineer(s) conduct a review of the current water system and develop capital improvement plans to increase the LPWDS water system’s capacity in order to accommodate applicants seeking water meter service and/or requests for “will serve” letters for residential subdivisions, all located within the area bounded by the water district’s north, south, and east boundaries and by South Richfield on the West along with any land within the area between Riceland Road and South Richfield Road bounded on the north by Ridge Road and on the South by Golden Grain Road, without decreasing the system-wide pressures to the point of needing boil advisories during peak demand;

WHEREAS, the LPWDS has received recommendations for water system improvements that will increase the capacity of the water system to accommodate the demand for water service from applicants for up to eight hundred ninety-eight (898) single family residence meters or single family equivalent residential units, within the area bounded by the water district’s north, south, and east boundaries and by South Richfield on the West along with any land within the area between Riceland Road and South Richfield Road bounded on the north by Ridge Road and on the South by Golden Grain Road;

WHEREAS, the LPWDS received a Louisiana Attorney General opinion on November

20, 2024, advising that Louisiana Constitution article VII, § 14(A) prohibits LPWDS from utilizing its funds for construction intended to serve private interests. The AG Opinion further provided that “water impact fees” are permissible to fund the infrastructure improvements necessitated by the demand for new water service in the area bounded by the water district’s north, south, and east boundaries and by South Richfield on the West along with any land within the area between Riceland Road and South Richfield Road bounded on the north by Ridge Road and on the South by Golden Grain Road;

WHEREAS, the Board of Commissioners of the Lafayette Parish Waterworks District South desires to authorize improvements to the LPWDS water system in order to accommodate new demand for water service within the area bounded by the water district’s north, south, and east boundaries and by South Richfield on the West along with any land within the area between Riceland Road and South Richfield Road bounded on the north by Ridge Road and on the South by Golden Grain Road, without decreasing the system-wide pressures to the point of needing boil advisories during peak demand;

WHEREAS, the Board of Commissioners of the Lafayette Parish Waterworks District South has authorized imposition of a capital improvements fee in accordance with the guidance provided by the Louisiana Attorney General opinion dated November 20, 2024;

WHEREAS, the Board of Commissioners of the Lafayette Parish Waterworks District South has authorized imposition of a capital improvements fee to be assessed pro-rata on a per meter or single family equivalent residential unit basis, unto all pending and future applicants seeking water meter service and/or all pending and future applicants requesting “will serve” letters for residential and/or commercial service, based upon the cost of the capital improvements designed to accommodate their requests for water service within the area between Riceland Road and South Richfield Road bounded on the north by Ridge Road and on the South by Golden Grain Road;

WHEREAS, the Board of Commissioners of the Lafayette Parish Waterworks District South has been advised by its engineers that the estimated cost of the improvements provided by the LPWDS engineer(s), in the amount of \$4,913,202.68;

WHEREAS, in anticipation of installation of capital improvements recommended by LPWDS engineers, the Board of Commissioners of the Lafayette Parish Waterworks District South desires to commence approval of applications for water meter service and/or requests for “will serve” letters for residential and/or commercial water service within the area bounded by the water district’s north, south, and east boundaries and by South Richfield on the West along with any land within the area between Riceland Road and South Richfield Road bounded on the north

by Ridge Road and on the South by Golden Grain Road; and

WHEREAS, based upon the advice and recommendations of the LPWDS engineers, the Board of Commissioners of the Lafayette Parish Waterworks District South has voted to authorize approval of one hundred fifty (150) water meters or single family equivalent residential units within the area bounded by the water district's north, south, and east boundaries and by South Richfield on the West along with any land within the area between Riceland Road and South Richfield Road bounded on the north by Ridge Road and on the South by Golden Grain Road, and to assess those applicants with the initial capital improvement fee of \$5,471.27 per single family residence water meter or single family equivalent residential unit.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Lafayette Parish Waterworks District South that LPWDS hereby establishes the following policy for assessment of capital improvements fees to applicants for water service within the area bounded by the water district's north, south, and east boundaries and by South Richfield on the West along with any land within the area between Riceland Road and South Richfield Road bounded on the north by Ridge Road and on the South by Golden Grain Road:

CAPITAL IMPROVEMENT POLICY AND FEES

1. As a condition precedent to receiving approval for water service, any applicant seeking water meter service, or a "will serve" letter, shall follow the policy outlined in the "POLICY FOR WATER SERVICE REQUESTS FOR THE LAFAYETTE PARISH WATERWORKS DISTRICT SOUTH" and, upon conditional approval, shall pay water capital improvement fees in accordance with the policy set forth herein.
2. The initial capital improvement fees shall be established at an estimated cost of **\$5,471.27** per meter, or single family equivalent residential unit.
3. The initial capital improvement fee shall be paid in full prior to water meter service approval, and/or prior to issuance of a binding "will serve" letter.
4. Capital improvement fees will be deposited into an escrow account, and shall serve to reserve the meters or single family equivalent residential units, for water service to the applicant in accordance with the terms and conditions of the water meter service approval and/or as set forth in the "will serve" letter issued to the applicant. The reservation shall not be transferrable unless expressly approved by LPWDS.
5. The initial capital improvement fees established by this policy may be adjusted by the LPWDS based on updated construction costs and water facilities that are required.
6. The initial capital improvement fees are non-refundable.

7. Upon completion of construction of the water system improvements by LPWDS, applicants who receive approval for water meter service and/or are issued a binding "will serve" letter shall be responsible for their pro rata share of any additional costs of construction that exceed the estimated cost for the capital improvements identified hereinabove. Similarly, if the actual cost of the capital improvements is less than the estimated cost identified hereinabove, the unused capital improvement fees remaining in escrow will be redistributed to the applicants on a pro rata basis.

The resolution was declared adopted on this April 29, 2026.

CERTIFICATE

I, DAVE Young, Secretary of the Lafayette Parish Waterworks District South, do hereby certify that the above is a true and exact copy of a resolution adopted by the Board of Commissioners on 4/29/26, at which time a quorum was present and voting.

DAVE Young
SECRETARY
LAFAYETTE PARISH WATERWORKS
DISTRICT SOUTH