

## NEW YORK CITY WATER BOARD

May 14, 2007

### RESOLUTION

**WHEREAS**, the Board is authorized pursuant to Section 1045-g(4) of the New York City Municipal Water Finance Authority Act (the "Act") to establish, in accordance with Section 1045-j of the Act, fees, rates, rents or other charges for the use of, or services furnished, rendered or made available by the water and sewer system of the City of New York; and

**WHEREAS**, in accordance with Section 1045-j(9-a) of the Act, public hearings concerning certain proposals regarding water and sewer system rates and charges, and changes to the Board's billing policies and procedures for users of the system within the City of New York, were held in each borough of the City on April 24, 25 and 26, 2007 and transcripts of said hearings have been received and reviewed by the Board; and

**WHEREAS**, in accordance with certifications received from (i) the New York City Municipal Water Finance Authority (the "Authority") with respect to the Authority's annual budget for the fiscal year commencing July 1, 2007 ("FY2008"), (ii) The City of New York (the "City") with respect to (a) the amounts which the City reasonably anticipates it will expend during FY2008 in connection with the operation and maintenance of the water and sewer system and (b) rental payments requested from the Board, and (iii) Metcalf & Eddy, Inc. of New York, Consulting Engineer, with respect to the reasonableness of the City's certification of certain expenses, the Board has on this day adopted its annual budget for FY2008; and

**WHEREAS**, based on the requirements set forth in the Board's annual budget for FY2008 and the testimony and reports submitted at the aforementioned public hearings, the Board has determined that, effective July 1, 2007, the water rate for all in-City customers, flat rate and metered, should increase by 11.5% over the rate in effect in Fiscal Year 2007 and the wastewater rate should remain at 159% of the applicable water charge; and

**WHEREAS**, the Board has determined that the Policy Proposal relating to the modification of the terms of payment agreements executed by customers with DEP as set forth in and described in the Public Notice and Public Information Book dated April 2007, should be approved as recommended by staff; it is therefore

**RESOLVED**, that the FY2008 Rate Schedule (a copy of which is attached hereto as Exhibit A), which reflects an increase of 11.5% for in-City water rates and the policy provision of the Rate Schedule, is approved.