



COPY

RESOLUTION REGARDING TEMPORARY SUSPENSION OF HIGH-INTENSITY WATER SERVICE COMMITMENTS; AUTHORIZING ENGINEERING REVIEW; AND DIRECTING DEVELOPMENT OF DISTRICT CAPACITY AND DROUGHT RESILIENCY STANDARDS

STATE OF TEXAS §

WHEREAS, West Cedar Creek Municipal Utility District (the "District") is a conservation and reclamation district and political subdivision of the State of Texas operating in Henderson and Kaufman Counties pursuant to Chapters 49 and 54 of the Texas Water Code; and

WHEREAS, the District is responsible for providing reliable water and wastewater services necessary to protect public health, safety, property, and welfare within the District; and

WHEREAS, the Board of Directors (the "Board") has received information regarding proposed and potential developments involving unusually large and continuous utility demand characteristics, including projects requiring substantial potable water usage and associated infrastructure capacity; and

WHEREAS, the Board desires to ensure that:

- existing customers maintain reliable utility service
- minimum water pressure and fire-flow capability are preserved
- drought resiliency and emergency operational capacity are protected
- wastewater conveyance and treatment systems remain adequate
- and District infrastructure and financial resources are not overcommitted; and

WHEREAS, the District Engineer has advised the District that additional engineering analysis and planning are necessary to evaluate:

- available utility capacity
- projected long-term demand
- water supply availability
- storage and pressure requirements
- wastewater system impacts
- drought contingency performance
- emergency operational requirements
- and necessary capital improvements associated with high-intensity water demand; and

WHEREAS, the Board finds that temporary suspension of high-intensity water customers new utility service commitments is necessary to permit completion of such studies and adoption of objective utility standards intended to protect the integrity and reliability of the District's systems; and

WHEREAS, the Board further finds that this Resolution is intended to:

- preserve utility reliability
 - protect existing customers
 - maintain public health and safety
 - and allow for responsible infrastructure planning
- and is not intended to prohibit any lawful land use or discriminate against any particular industry or applicant; and

WHEREAS, the Board desires to establish a temporary and narrowly tailored review process pending completion of the District's engineering and policy evaluations.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF WEST CEDAR CREEK MUNICIPAL UTILITY DISTRICT THAT:

Section 1. Findings

The recitals above are incorporated herein and adopted as findings of the Board for all purposes.

Section 2. Temporary Suspension of Certain Utility Commitments

Effective immediately upon adoption of this Resolution, the District shall temporarily suspend approval of new utility service commitments for High-Intensity Water Customers ("HIWCs") pending completion of the studies and policy review authorized herein.

For purposes of this Resolution, an HIWC shall include proposed developments projected by the District Engineer to:

- exceed 250,000 gallons per day average water demand
- materially impact system pressure, storage, treatment, or wastewater capacity
- require extraordinary infrastructure improvements
- or otherwise present substantial operational or drought resiliency concerns

Nothing herein shall prohibit:

- ordinary residential development
- previously approved projects
- routine utility service connections
- or projects determined by the District Engineer not to materially impact system capacity.

Section 3. Engineering and Operational Review

The District Engineer is hereby authorized and directed to prepare or coordinate:

- water availability analyses
- hydraulic modeling
- wastewater capacity studies
- fire-flow analyses
- drought resiliency evaluations
- emergency operations assessments
- and recommendations concerning infrastructure requirements and operational limitations associated with HIWC development

The District Engineer shall report findings and recommendations to the District.

Section 4. Development of Utility Standards

District consultants and staff are hereby directed to prepare proposed:

- High-Intensity Water Customer Regulations
- Drought Contingency Provisions
- Conservation Standards
- Developer Agreement Requirements

Section 5. Existing Customer Protection

The Board expressly finds that preservation of reliable service to existing residential and commercial customers, including maintenance of:

- minimum system pressure
- emergency reserves
- fire protection capability
- and drought response capacity constitutes a compelling public necessity and essential governmental function.

Section 6. Temporary Nature of Resolution

This Resolution is intended as an interim measure only.

Unless extended by subsequent Board action supported by additional findings, this Resolution shall expire on April 1st, 2027

The Board may modify, terminate, or extend this Resolution as necessary based upon engineering findings and operational conditions.

Section 7. No Guarantee of Capacity

Nothing in this Resolution or any preliminary communication by the District shall constitute:

- a guarantee of utility capacity,
- a vested development right,
- or a binding commitment to provide any specific level of utility service.

All service remains subject to:

- available capacity
- District regulations
- drought conditions
- emergency operations
- and applicable law

Section 8. Severability

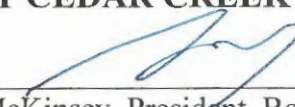
If any provision of this Resolution is held invalid or unenforceable, the remaining provisions shall remain in full force and effect.

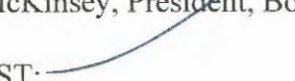
Section 9. Effective Date

This Resolution shall become effective immediately upon adoption.

PASSED AND APPROVED this 21st day of MAY, 2026

WEST CEDAR CREEK MUNICIPAL UTILITY DISTRICT

By: 
Sam McKinsey, President, Board of Directors,

ATTEST: 

Cindy Whitley, Secretary, Board of Directors