

CITY OF DINUBA

EXTENSION OF SERVICES POLICY

- I. It is the general policy of the City of Dinuba Council that extension of City services, ie, water, sewer, police or fire protection, outside its corporate city boundary will not occur unless such request for service falls within a reasonable service area as determined by the Dinuba General Plan, and is within the capability of the City to provide such services. If this is the case, at least two of the following conditions must exist prior to the extension of services:
 - A. An irreversible health hazard exists, as determined by appropriate local officials, ie county or state health officers, that immediately jeopardizes the health, life or safety of residents living outside the corporate city limits.

All other remedies have been explored and found to be inadequate to meet the immediate health need.
 - B. The request and ultimate provision of service does not impair in any manner the continued delivery of that service within the corporate city limits.
 - C. Such request is mandated or required by local, state or federal contract or law.

- II. Should it be determined that a request for extension of services is deemed to meet two or more of the above considerations, the requesting party or parties shall make application to the City Council and be willing to meet the following requirements:
 - A. To Pay up front the full costs associated with providing that service, as well as any and all fees or charges required by the city to maintain the lost capacity resulting from extending that service to the requestor. The city upon completion of the project construction be granted title to and hold full control of such facilities.
 - B. Any and all construction for extension of services required shall be done consistent with city standards, requirements and ordinances. All such work will be under the direct supervision of City officials.

- C. All services provided shall be done under contract with maximum protection provided to the City. In all cases provisions shall be made for annexation to the city of the property or properties receiving the service at such time as annexation in the opinion of the city is feasible. Sufficient fees shall be stipulated to assure compliance with the provisions of the contract.
- D. The contract shall be in writing whereby the applicant binds himself or herself, his or her heirs, successors and assigns to abide by all ordinances, rules and regulations in regard to the manner in which such service shall be used and the manner of connecting therewith. The agreement or contract shall be recorded and be an obligation against the property.

The applicant shall agree to pay all development service costs and fees associated with the service extension and to pay full costs of service provision.

- E. Any existing contracts with outside users for City service shall not be modified by the provisions of this policy until such time as such contracts have terminated.
- F. Failure or refusal of any outside user to comply with any condition of this policy or of any contract granted hereunder, shall be sufficient grounds for refusing or withdrawing such services.

It is the overall intent of this policy to comply with the objectives of the City's general plan, to serve and to protect the interests of the residents, business and agencies of the City of Dinuba. Any considerations or requirements in the above policy that jeopardize that purpose is sufficient grounds for denial of any request for service extension outside the corporate limits of Dinuba.