

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA BARBARA

FORMING A ZONE OF BENEFIT) RESOLUTION NO. _____
FOR OAK HILLS ESTATES (TRACT 14,810))
IN THE SANTA BARBARA)
NORTH COUNTY LIGHTING DISTRICT)

WHEREAS, the Santa Barbara North County Lighting District (NCLD) was formed through consolidation of the Casmalia, Los Alamos and Orcutt Lighting Districts and the annexation of territory within County Service Areas 4 and 5, as approved by the Santa Barbara Local Agency Formation Committee (LAFCO) on May 5, 1994, and thereafter approved by this Board on June 14, 1994; and

WHEREAS, an application will be made to LAFCO for annexation into NCLD of the territory collectively known as "Oak Hills Estates Reorganization" associated with Tract 14,810 as described in Exhibit A and shown on Exhibit B; and

WHEREAS, the annexation is required for streetlighting services pursuant to the Conditions of Approval for the TM 14,810 project (Case Numbers 15RZN-00000-00002, 15TRM -00000-00002, 15RTM-00000-00001/TM 14,810, 15DVP-00000-00001, 17RDN-00000-00006, EIR (17-EIR-00001); and

WHEREAS, it is current County policy that all territory annexed to the NCLD be conditioned to form a new zone of benefit in order to impose a benefit assessment thereupon for the purposes of raising additional revenue as may be required to fully fund public streetlighting services associated with the territory to be annexed; and

WHEREAS, this Board received a written engineer's report, Exhibit C, hereinafter referred to as "Report" and incorporated by reference, concerning zone benefit assessments for streetlighting purposes as provided in Government Code Section 54716. Report shows the assessment roll with the assessment amount for the first complete fiscal year after the lighting system is energized on each parcel of real property in the Oak Hills Estates Tract 14,810 Zone of Benefit; and

WHEREAS, the Board adopted a resolution to initiate the formation of a zone of benefit in the NCLD for the territory known as the Oak Hills Estates Tract Map 14,810 pursuant to Government Code Section 25217 and set a hearing to consider any protests to the formation of the zone; and

WHEREAS, the Clerk of the Board published notice of the hearing on the formation of the zone pursuant to Government Code Section 25217(d); and

NOW, THEREFORE, the Board of Supervisors does hereby resolve as follows:

1. That the Board determines that a majority protest does not exist to terminate the proceedings to form the zone, said majority protest defined in the case of uninhabited territory as more than 50

percent of the property owners who own more than 50 percent of the assessed value of all taxable property in the proposed zone having filed written objection to the formation.

2. That the Oak Hills Estates Tract 14,810 Zone of Benefit within Santa Barbara North County Lighting District is hereby formed pursuant to Government Code Section 25217.1(c).
3. That annual zone benefit assessments are hereby imposed pursuant to Government Code Section 25217.1(d) on the parcels in the Oak Hills Estates Tract 14,810 Zone of Benefit as reflected in the Report on file with the Clerk. The zone benefit assessment amounts will be levied annually, as adjusted, on the then-current assessment roll, except that the Board may adopt, revise, change, reduce or modify any assessment and shall make its determination upon each assessment described in the Report and thereafter shall confirm the assessments by resolution.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this _____ day of _____ 2019, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Steve Lavagnino
Chair, Board of Supervisors
County of Santa Barbara

ATTEST:
MONA MIYASATO, COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

By: _____
Deputy Clerk

APPROVED AS TO FORM:
MICHAEL C. GHIZZONI
COUNTY COUNSEL

By: _____
Deputy Counsel

APPROVED AS TO FORM:
BETSY M. SCHAFFER, CPA
AUDITOR-CONTROLLER

By: _____
Deputy