

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA

IN THE MATTER OF ADOPTING A REPORT)
LISTING SEWER SERVICE CHARGES AND)
CONNECTION FEES IN COUNTY SERVICE)
AREA 12 IN THE MISSION CANYON AREA)
AND PROVIDING FOR COLLECTION ON)
THE TAX ROLL)

RESOLUTION NO. _____

WHEREAS, the California Government Code provides that a county may collect charges within a county service area to pay in whole or in part for a particular authorized extended service furnished in the county service area; and

WHEREAS, the Board of Supervisors of the County of Santa Barbara has heretofore established County Service Area 12 in the Mission Canyon area of the unincorporated territory of the County to construct, operate and maintain the public community sewer systems in that portion of County Service Area 12 where hook-ups to a community public system were required on or before September 1, 1987, and further to administer requirements for installation and use of private wastewater disposal systems in those portions of County Service Area 12 where such private systems now or hereafter are permitted and required; and

WHEREAS, the collection, treatment and disposal of wastewater is an extended service authorized to be furnished within County Service Area 12 in accordance with, and to be collected in the same manner and at the same time as the county general ad valorem property taxes pursuant to the provision of Ordinance 3574 (§ 22A-35 of the Santa Barbara County Code); and

WHEREAS, as authorized by Government Code Section 25215 et seq., benefit assessment charges for approved services within said county service area may be collected in the same manner as other charges and taxes; and

WHEREAS, the Board of Supervisors finds that the benefit assessment charge set forth in this resolution are exempt from CEQA review pursuant to Public Resources Code § 21080, subd. (b) (8) and California Code of Regulations § 15273, in that benefit assessment charges will be used for operating expenses, for the purchase of supplies, equipment and materials, and for meeting financial reserve needs and requirements; and

WHEREAS, on May 6, 2014, the attached *County Service Area 12 Fixed Charges Fee Report 2014-2015*, incorporated herein by reference, was filed with the Clerk of the Board as set forth pursuant to Chapter 22A of the Santa Barbara County Code, listing costs of said services and setting the amount to be charged to each parcel of real property in County Service Area 12 for such services; and

WHEREAS, a public hearing on the said report relating to proposed assessments within the County Service Area 12 was set for July 1, 2014, in the Supervisors Hearing Room, Fourth Floor, County Administration Building, Santa Barbara, California, and notice thereof published pursuant to Government Code Section 6066.

WHEREAS, § 22A-38 of the County Code and § 54986 of the Government Code provide that at the hearing on the report to confirm the proposed benefit assessments, the Board of Supervisors shall hear and consider all objections or protests, if any, to the report, and, at the conclusion of the hearing shall not impose the increase if written protests against the increase are presented by the majority of owners of the identified parcels:

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The Board of Supervisors finds that the recitations above are true and correct, and that said benefit assessments are hereby adopted, made and assessed for County Service Area 12 as set forth in the attached *County Service Area 12 Fixed Charges Fee Report 2014-2015* and incorporated herein by reference, to pay sewer service charges and connection fees, and said charges are to be collected at the same time and in the same manner as county general ad valorem property taxes pursuant to the provision of Ordinance 3574 (§ 22A-35 of the Santa Barbara County Code).

2. The Clerk of the Board is directed to file with the County Auditor-Controller, on or before August 10, 2014, a certified copy of this Resolution and the report, indicating adoption by the Board. Upon such filing, the County Auditor-Controller shall enter the charges on the tax roll for the 2014-2015 fiscal year. The charges shall be collected at the same time and in the same manner, and subject to the same penalties and priority of lien, as county taxes are collected, and all laws providing for the collection and enforcement of county taxes shall apply to the collection and enforcement of the charges.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this day of _____, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:
MONA MIYASATA
COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

ACCEPTED AND AGREED:
COUNTY OF SANTA BARBARA

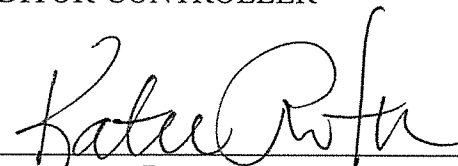
By: _____
Deputy

By: _____
STEVE LAVAGNINO, Chair
Board of Supervisors

APPROVED AS TO FORM
MICHAEL C. GHIZZONI
COUNTY COUNSEL

APPROVED AS TO ACCOUNTING FORM:
ROBERT W. GEIS, CPA
AUDITOR-CONTROLLER

By:  _____
Deputy County Counsel

By:  _____
Deputy