# BEFORE THE BOARD OF SUPERVISORS

*of the*

SAN LUIS OBISPO COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT

_____day _____, 20___

PRESENT: Supervisors

ABSENT:

**RESOLUTION NO. _____**

**RESOLUTION TO LEVY ASSESSMENTS FOR COSTS OF SAN LUIS OBISPO COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT THE PARCELS OF FLOOD CONTROL ZONE 1 & 1A (ARROYO GRANDE CREEK CHANNEL AND LOS BERROS DIVERSION CHANNEL OF ARROYO GRANDE CREEK)**

The following resolution is hereby offered and read:

**WHEREAS,** said County Flood Control Zones 1 & 1A were established as zones for those areas benefiting by the flood protection resulting from the maintenance of the Arroyo Grande Creek and Los Berros Diversion Channel of Arroyo Grande Creek; and

**WHEREAS,** periodic maintenance of said improvements is required; and

**WHEREAS,** Section 13, Paragraph 3, of the San Luis Obispo County Flood Control and Water Conservation District Act, provides that the Board has the authority:

> "To levy... assessments upon all taxable property in each or any of said zones, according to the special benefits derived or to be derived therein to pay the cost and expenses of carrying out any of the objects or purposes of this act of special benefit to such zones, including the constructing, maintaining, operating, extending, repairing, or otherwise improving any or all works of improvement established or to be established within or on behalf of said respective zones."; and

**WHEREAS,** by Resolution 2006-245 the Board of Supervisors did establish an assessment on all taxable property in said Zones 1 and 1A, within the 20 year flood zone; and

**WHEREAS,** the proportional benefit was determined by an independent assessment engineer and the cost spread to each property within the 20 year flood area accordingly; and

**WHEREAS,** said Section 13 further provides that any such assessments shall be collected together with taxes for County purposes and paid into the County Treasury to the credit of said zone to be expended for, and only for, the purposes of said zone; and

**WHEREAS,** the areas benefited are devoted to agricultural lands, some urban development and the public improvements and other improvements associated therewith; and

**WHEREAS,** agricultural lands benefit in direct proportion to the area of each property; and

**WHEREAS,** Proposition 218, which was approved by California voters on November 5, 1996, added Articles XIIIC and XIIID to the Constitution of the State of California; and

**WHEREAS**, Sections 4 and 5 of said Article XIIID affect laws governing, assessments; and

**WHEREAS,** Section 5 of said Article XIIID provides that effective July 1, 1997, new or increased assessments shall be subject to voter approval; and

**WHEREAS,** On June 6, 2006, voters approved an additional annual assessment to fund increased maintenance activities for properties in Zone 1 and Zone 1A, within the 20 year flood zone; and

**WHEREAS**, it is in the public interest to levy said assessments for fiscal year 2014-15.

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS** as follows:

1. That this Board hereby determines that every charge set forth on the attachment document marked Exhibit "A" is an accurate computation of said assessment (said Exhibit "A" being hereby expressly incorporated herein by reference as though here fully set forth); and the Board hereby confirms and adopts the report for 2014-15 containing such charges set forth in said Exhibit "A."

2. That pursuant to Section 13 of the San Luis Obispo County Flood Control and Water Conservation District Act, Act 7205 of Deering's California Codes, Water - Uncodified Acts, the said assessments, as set forth in Exhibit "A" hereto, shall be levied; and, the County Tax Collector/Treasurer shall collect same together with taxes levied for County purposes.

Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing Resolution is hereby adopted on the ____ day of _____, 20___.

_____
Chairperson of the Board of Supervisors

ATTEST:

_____
Clerk of the Board of Supervisors

(SEAL)

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL
County Counsel

By: _____
Deputy County Counsel

Dated: May 7, 2014

C:\Users\nwarner\AppData\Local\Temp\notesC7A056\FCZone 1,1A NEW Levy Add Annual Assess rsl.doc

STATE OF CALIFORNIA, }
County of San Luis Obispo, } ss.

I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors of the San Luis Obispo County Flood Control and Water Conservation District, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this _____ day of _____, 20 _____.

_____
County Clerk and Ex-Officio Clerk of the Board of Supervisors

(SEAL)

By _____
Deputy Clerk.

## Service Charge 2014-15 Flood Control Zone 1 (Arroyo Grande Creek Area-Enhanced Maintenance)

*05-May-14*

# Exhibit A

| APN | AMOUNT |
|---|---|
| 061-032-016 | $988.76 |
| 061-032-035 | $988.76 |
| 061-033-027 | $494.38 |
| 061-033-030 | $494.38 |
| 061-033-031 | $494.38 |
| 061-033-036 | $494.38 |
| 061-033-037 | $494.38 |
| 061-033-038 | $494.38 |
| 061-033-039 | $494.38 |
| 061-033-040 | $494.38 |
| 061-033-041 | $494.38 |
| 061-033-042 | $494.38 |
| 061-033-049 | $494.38 |
| 061-033-050 | $494.38 |
| 061-033-051 | $494.38 |
| 061-033-052 | $494.38 |
| 061-033-058 | $494.38 |
| 061-041-001 | $494.38 |
| 061-041-002 | $494.38 |
| 061-041-007 | $494.38 |
| 061-041-009 | $494.38 |
| 061-041-010 | $494.38 |
| 061-041-013 | $494.38 |
| 061-041-014 | $494.38 |
| 061-041-015 | $494.38 |
| 061-041-016 | $494.38 |
| 061-041-017 | $494.38 |
| 061-041-018 | $494.38 |
| 061-041-019 | $494.38 |
| 061-041-020 | $494.38 |
| 061-041-021 | $494.38 |
| 061-041-023 | $494.38 |
| 061-041-024 | $494.38 |

| APN | AMOUNT |
|---|---|
| 061-042-003 | $494.38 |
| 061-042-004 | $494.38 |
| 061-042-005 | $494.38 |
| 061-042-007 | $494.38 |
| 061-042-008 | $494.38 |
| 061-042-009 | $494.38 |
| 061-042-012 | $494.38 |
| 061-042-022 | $494.38 |
| 061-042-023 | $494.38 |
| 061-042-024 | $494.38 |
| 061-042-025 | $494.38 |
| 061-042-026 | $494.38 |
| 061-042-027 | $494.38 |
| 061-044-006 | $494.38 |
| 061-044-014 | $494.38 |
| 061-044-017 | $494.38 |
| 061-044-026 | $494.38 |
| 061-044-027 | $494.38 |
| 061-046-027 | $494.38 |
| 061-046-033 | $494.38 |
| 061-046-035 | $494.38 |
| 061-046-040 | $494.38 |
| 061-046-041 | $494.38 |
| 061-046-042 | $494.38 |
| 061-046-043 | $494.38 |
| 061-046-044 | $494.38 |
| 061-046-050 | $494.38 |
| 061-046-051 | $494.38 |
| 061-081-015 | $596.90 |
| 061-081-019 | $494.38 |
| 061-081-024 | $494.38 |
| 061-081-030 | $494.38 |
| 061-081-031 | $494.38 |
| 061-081-033 | $494.38 |
| 061-081-035 | $494.38 |
| 061-081-036 | $494.38 |
| 061-081-037 | $494.38 |
| 061-082-004 | $494.38 |
| 061-082-006 | $494.38 |
| 061-082-007 | $494.38 |

| APN | AMOUNT |
|---|---|
| 061-082-010 | $556.30 |
| 061-082-014 | $494.38 |
| 061-082-016 | $494.38 |
| 061-082-017 | $494.38 |
| 061-082-018 | $494.38 |
| 061-082-019 | $494.38 |
| 061-082-020 | $494.38 |
| 061-082-021 | $494.38 |
| 061-082-023 | $494.38 |
| 061-082-024 | $494.38 |
| 061-083-001 | $494.38 |
| 061-083-003 | $494.38 |
| 061-083-004 | $494.38 |
| 061-093-035 | $25,083.66 |
| 061-093-037 | $3,820.24 |
| 061-093-042 | $4,677.72 |
| 061-093-047 | $27,398.26 |
| 061-093-050 | $1,843.50 |
| 061-113-030 | $494.38 |
| 061-113-039 | $494.38 |
| 061-113-041 | $494.38 |
| 061-113-043 | $494.38 |
| 061-113-044 | $494.38 |
| 061-113-045 | $494.38 |
| 061-113-046 | $494.38 |
| 061-131-004 | $1,513.44 |
| 061-131-009 | $2,879.96 |
| 061-131-022 | $3,352.00 |
| 061-134-001 | $2,545.00 |
| 061-134-008 | $3,560.42 |
| 061-161-008 | $1,598.52 |
| 061-161-009 | $1,899.20 |
| 061-161-010 | $139.32 |
| 061-161-025 | $416.04 |
| 061-171-004 | $1,557.44 |
| 061-171-005 | $3,132.24 |
| 061-171-006 | $4,249.64 |
| 061-171-007 | $8,302.14 |
| 061-261-006 | $2,578.36 |
| 061-261-007 | $1,942.82 |

| APN | AMOUNT |
|---|---|
| 061-261-012 | $7,467.04 |
| 061-261-013 | $17,465.12 |
| 061-321-001 | $1,673.82 |
| 061-321-002 | $1,074.10 |
| 061-321-003 | $13,131.70 |
| 061-321-004 | $2,426.80 |
| 061-331-001 | $5,208.92 |
| 061-331-002 | $755.76 |
| 061-331-003 | $1,399.02 |
| 061-331-004 | $1,682.50 |
| 061-331-005 | $1,551.26 |
| 061-331-006 | $1,112.32 |
| 061-331-008 | $792.64 |
| 061-331-009 | $1,242.44 |
| 061-331-010 | $1,671.30 |
| 061-331-011 | $859.82 |
| 061-331-012 | $1,683.14 |
| 061-331-013 | $1,704.18 |
| 062-083-014 | $988.76 |
| 062-083-019 | $988.76 |
| 062-086-020 | $988.76 |
| 062-111-001 | $988.76 |
| 062-111-009 | $988.76 |
| 062-111-014 | $988.76 |
| 062-111-018 | $988.76 |
| 062-111-022 | $988.76 |
| 062-111-023 | $494.38 |
| 062-111-027 | $988.76 |
| 062-111-030 | $988.76 |
| 062-112-002 | $988.76 |
| 062-114-006 | $988.76 |
| 062-114-022 | $1,119.66 |
| 062-114-023 | $988.76 |
| 062-115-002 | $494.38 |
| 062-115-011 | $494.38 |
| 062-115-017 | $494.38 |
| 062-115-022 | $494.38 |
| 062-115-023 | $494.38 |
| 062-115-025 | $988.76 |
| 062-115-029 | $494.38 |

| APN | AMOUNT |
|---|---|
| 062-115-032 | $988.76 |
| 062-117-003 | $988.76 |
| 062-117-005 | $1,634.36 |
| 062-117-012 | $494.38 |
| 062-118-004 | $6,699.92 |
| 062-122-007 | $661.62 |
| 062-122-009 | $4,694.44 |
| 062-122-010 | $2,473.36 |
| 062-122-012 | $11,497.86 |
| 062-122-013 | $20,259.42 |
| 062-142-001 | $590.22 |
| 062-143-001 | $494.38 |
| 062-143-006 | $494.38 |
| 062-143-015 | $715.00 |
| 062-143-017 | $494.38 |
| 062-143-018 | $494.38 |
| 062-143-019 | $494.38 |
| 062-151-002 | $9,915.84 |
| 062-151-004 | $2,795.52 |
| 062-151-005 | $5,169.06 |
| 075-031-002 | $1,980.82 |
| 075-031-003 | $1,642.14 |
| 075-031-004 | $1,626.62 |
| 075-031-005 | $1,886.16 |
| 075-031-006 | $2,068.96 |
| 075-031-007 | $1,795.86 |
| 075-031-015 | $2,547.74 |
| 075-031-016 | $2,510.10 |
| 075-031-020 | $2,555.72 |
| 075-031-021 | $1,974.54 |
| 075-032-005 | $1,828.38 |
| 075-032-006 | $1,712.50 |
| 075-032-007 | $2,538.66 |
| 075-032-008 | $23,154.44 |
| 075-032-009 | $430.58 |
| 075-032-010 | $2,033.02 |
| 075-032-011 | $1,312.80 |
| 075-032-012 | $2,533.58 |
| 075-032-013 | $1,927.60 |
| 075-121-002 | $2,061.28 |

| APN | AMOUNT |
|---|---|
| 075-121-003 | $2,375.20 |
| 075-121-004 | $2,778.02 |
| 075-121-005 | $2,562.36 |
| 075-121-006 | $3,157.68 |
| 075-121-007 | $2,173.50 |
| 075-121-008 | $98.86 |
| 075-121-009 | $1,439.20 |
| 075-121-010 | $1,621.08 |
| 075-131-001 | $2,337.28 |
| 075-131-002 | $2,459.58 |
| 075-131-003 | $2,545.50 |
| 075-131-004 | $2,057.28 |
| 075-131-005 | $2,397.52 |
| 075-141-001 | $4,731.84 |
| 075-141-002 | $1,548.06 |
| 075-141-003 | $2,076.80 |
| 075-141-004 | $1,999.94 |
| 075-181-035 | $3,211.92 |
| 075-181-036 | $127.46 |
| 075-191-004 | $98.86 |
| 075-191-006 | $98.86 |
| 075-191-009 | $98.86 |
| 075-191-011 | $98.86 |
| 075-191-015 | $98.86 |
| 075-191-016 | $98.86 |
| 075-191-017 | $98.86 |
| 075-191-018 | $98.86 |
| 075-191-033 | $98.86 |
| 075-191-034 | $1,560.22 |
| 075-191-038 | $525.24 |
| 075-261-001 | $1,631.44 |
| 075-261-003 | $2,471.52 |
| 075-321-025 | $98.86 |
| 075-321-026 | $114.02 |
| 990-000-549 | $10,747.14 |
| 990-000-591 | $5,196.08 |
| **Grand Total:** | **$428,050.56** |

**Tax Fund:** 1891 **No of APNs:** 229

**Service Charge 2014-15 FCZ 1, Exhibit A** *6*

## Service Charge 2014-15 Flood Control Zone 1A
## (Los Berros Creek Area-Enhanced Maintenance)

*05-May-14*

# Exhibit A

| APN | AMOUNT |
|---|---|
| 006086006 | $494.38 |
| 006086007 | $494.38 |
| 006086008 | $494.38 |
| 006087002 | $7,499.28 |
| 075011020 | $1,894.52 |
| 075011022 | $1,746.94 |
| **Grand Total:** | **$12,623.88** |

**Tax Fund:** 1892 **No of APNs:** 6