

GHAD RESOLUTION NO. 02-2003

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE OAKHURST GEOLOGIC HAZARD ABATEMENT DISTRICT, CITY OF CLAYTON, CONTRA COSTA COUNTY, STATE OF CALIFORNIA, ORDERING IMPROVEMENTS AND CONFIRMING ASSESSMENTS FOR FISCAL YEAR 2003-04

WHEREAS, by adoption of Resolution No. 1-2003 the Board of Directors of the Oakhurst Geologic Hazard Abatement District (GHAD) approved the District's Budget, declared its intention to levy and collect assessments for fiscal year 2003-04, and set a public hearing thereon for July 15, 2003, at the regular meeting place of the Board of Directors; and

WHEREAS, notice of said hearing and the adoption of Resolution No. 98-4 was duly given as required by the provisions of Division 17, Chapter 6 of the Public Resources Code (Section 26650 et seq.); and

WHEREAS, all owners of property to be assessed within the District were given written notice by first class mail of the proposed assessments in accordance with Public Resources Code Section 26652; and

WHEREAS, on July 15, 2003, the Board of Directors held a public hearing on the proposed assessment for the fiscal year 2003-04 and heard and considered all oral statements and written communications made and filed thereon by interested persons;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors as follows:

1. The Board of Directors hereby orders the improvements as set forth in the District's Budget, dated June 12, 2003, and confirms the assessments as recommended by the District Manager.
2. The GHAD consists of a portion of the City of Clayton as shown on the boundary map on file with the District's Clerk.
3. A benefit allocation has been determined by the District Manager, upon consultation with the firm of Leptien, Cronin and Cooper, that establishes three areas and three categories of benefit. The Areas are as follows:

Area 1 Lower 6000's, Duets, lower Townhouses

Area 2 Upper 6000's and 8000's, upper Townhouses

Area 3 10000's.

The three categories are as follows:

- a. Single family homes, regardless of lot size, will be the basic unit of benefit, all lots in the same area to be charged equally.
- b. Duet parcels to be charged 75% of the basic unit due to increased density.
- c. Townhouse parcels to be charged 50% of the basic unit due to increased density.

The actual assessments for each lot in the listed subdivisions shall be:

<u>GHAD AREA</u>	<u>SUBD</u>	<u># UNITS</u>	<u>TYPE</u>	<u>\$ ASSESS PER LOT</u>	<u>TOTAL \$</u>
I	6990	92	sfd	15.76	1,449.92
I	7065	108	duets	11.84	1,278.72
I	7066	117	multi-family	7.88	921.96
I	7303	52	multi-family	7.88	409.76
I	7311	118	duets	11.84	1,397.12
I	7768	55	sfd	15.76	866.80
I	7769	53	sfd	15.76	835.28
II	7256	70	sfd	21.06	1,474.20
II	7257	60	sfd	21.06	1,263.60
II	7260	75	sfd	21.06	1,579.50
II	7261	70	sfd	21.06	1,474.20
II	7262	99	sfd	21.06	2,084.94
II	7263	101	sfd	21.06	2,127.06
II	7264	102	sfd	21.06	2,148.12
II	7766	35	sfd	21.06	737.10
II	7766	60	multi-family	10.52	631.20
II	7767	76	multi-family	10.52	799.52
III	7249	69	sfd	50.76	3,502.44
III	7255	72	sfd	50.76	3,654.72

4. The Board of Directors declares this Resolution to be, and the same shall constitute, the levy of an assessment for the fiscal year 2003-04 as hereinabove referred to.
5. The Board directs the Secretary immediately to have recorded a notice of assessment, as provided for in Section 3114 of the Street and Highways Code.
6. The Board also directs that the assessments are payable in the same manner as general taxes and hereby directs the Secretary to file the boundary map and assessment list, or certified copy thereof, together with a certified copy of this resolution, with the County Auditor.

Adopted by the Board of Directors of the Oakhurst Geologic Hazard Abatement District at a regular meeting of said District held on July 15, 2003 by the following vote:

AYES: Boardmembers Laurence, Manning, Shuey, Vice Chair Pierce, and Chair Walcutt.

NOES: None.

ABSENT: None.

BOARD OF DIRECTORS

William R. Walcutt, Chair

ATTEST:

Rhonda K. Basore, Secretary

I hereby certify that the foregoing resolution was duly and regularly passed by the Board of Directors of the Oakhurst Geologic Hazard Abatement District at a regular meeting held on July 15, 2003.

Rhonda Basore, Secretary