

GHAD RESOLUTION NO. 01-2004

A RESOLUTION APPROVING A BUDGET AND DECLARING INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE OAKHURST GEOLOGIC HAZARD ABATEMENT DISTRICT FOR FISCAL YEAR 2004-05, AND GIVING NOTICE OF THE TIME AND PLACE FOR HEARING ON THE LEVY OF THE PROPOSED ASSESSMENT.

**THE BOARD OF DIRECTORS
OAKHURST GEOLOGIC HAZARD ABATEMENT DISTRICT
City of Clayton, California**

WHEREAS, by Resolution No. 5-89, the Clayton City Council formed the Oakhurst Geological Hazard Abatement District (herein "GHAD"), pursuant to Division 17, Geologic Hazard Abatement Districts, of the Public Resources Code, Section 26500 et seq.; and

WHEREAS, the District Manager has prepared and filed a Budget Report with the Board of Directors setting forth, among other things, the proposed assessments upon assessable lots and parcels of land within the GHAD for fiscal year 2004-05, which report is dated June 15, 2004; and

WHEREAS, the proposed assessments do not represent an increase in excess of the latest annual increase in the Bay Area CPI (CPI-U), such annual increase having been approved by the voters of GHAD on April 18, 2000; and

WHEREAS, the Board of Directors reviewed the Budget Report at its regular meeting on June 15, 2004, and found same to be satisfactory and in compliance with Section 26651 of the Public Resources Code; and

WHEREAS, it is now necessary for the Board of Directors to establish the date for the public hearing on levying of the proposed assessments for fiscal year 2004-05 and to direct the Secretary to give the required notice of such hearing;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Directors of the GHAD as follows:

1. The Budget Report, dated June 15, 2004, prepared by the District Manager and each part thereof, is sufficient in each particular, has fairly and properly apportioned the cost

and improvements, a diagram of the District, and a proposed assessment of the estimated cost of such maintenance and improvements.

5. **On Tuesday, July 20, 2004, at the hour of 7:00 p.m., of said day, at a regular Board of Directors meeting at the Clayton Community Library Meeting Room situated at 6125 Clayton Road, Clayton, California,** the regular meeting place of the GHAD Board of Directors, any and all persons having any interest in the lands within the GHAD, liable to be assessed for the expenses of the GHAD for fiscal year 2004-05, may be heard, and any such persons may also present any objections that they may have by written protest, filed with Secretary at or before the time set for hearing.

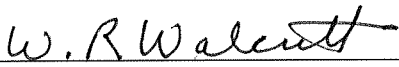
6. The Secretary shall give notice of the passage of this resolution and of the time and place of hearing of protests as herein designated by causing a notice of the passage of this resolution and of the time and place of hearing of protests to be mailed to all owners of property within the GHAD as required by Section 26652 of the Public Resources Code.

Adopted by the Board of Directors of the GHAD at a regular meeting of said Board held on June 15, 2004, by the following vote:

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


NOES: None

ABSENT: None




Chairman

ATTEST:



Secretary

I hereby certify that the foregoing resolution was duly and regularly passed by the Board of Directors of the GHAD at a regular meeting held on June 15, 2004.



Secretary

of the maintenance and improvement to each parcel of land in the GHAD in proportion to the estimated benefits to be received by each parcel respectively from such maintenance and improvements, is hereby approved as filed and is, by reference, included herein.

2. The Board of Directors hereby declares its intention to levy and collect assessments within the GHAD for fiscal year 2004-05, as follows:

<u>GHAD AREA</u>	<u>SUBD</u>	<u># UNITS</u>	<u>TYPE</u>	<u>\$ ASSESS PER LOT</u>	<u>TOTAL \$ PER SUBD</u>
I	6990	92	Sfd	15.86	1,459.12
I	7065	108	Duets	11.90	1,285.20
I	7066	117	multi-family	7.92	926.64
I	7303	52	multi-family	7.92	411.84
I	7311	118	Duets	11.90	1,404.20
I	7768	55	Sfd	15.86	872.30
I	7769	53	Sfd	15.86	840.58
II	7256	70	Sfd	21.16	1,481.20
II	7257	60	Sfd	21.16	1,269.60
II	7260	75	Sfd	21.16	1,587.00
II	7261	70	Sfd	21.16	1,481.20
II	7262	99	Sfd	21.16	2,094.84
II	7263	101	Sfd	21.16	2,137.16
II	7264	102	Sfd	21.16	2,158.32
II	7766	35	Sfd	21.16	740.60
II	7766	60	multi-family	10.58	634.80
II	7767	76	multi-family	10.58	804.08
III	7249	69	Sfd	51.02	3,520.38
III	7255	72	Sfd	51.02	3,673.44
	Total	1484 lots		TOTAL	28,636.16

3. The GHAD consists of a portion of the City of Clayton as shown on the GHAD Diagram on file with the Secretary.

4. The Budget Report of the District Manager on file with the Secretary contains a fully detailed description of the proposed maintenance and improvements, consisting of open space inspection and the maintenance thereof, with the estimated cost of the maintenance