



Monterey County Board of Supervisors

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Board Order

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Wendy Root Askew to:

Adopt Resolution No.: 23-391

Adopt Resolution to: Rescind Resolution No. 23-309 and approve a corrected resolution of intention and boundary map under section 10104 of the Streets and highways code of California in and for the Carmel Area Wastewater District Assessment District No. 23-01 (Corona Road area Sanitary Sewer System Project).

PASSED AND ADOPTED on this 3rd day of October 2023, by roll call vote:

AYES: Supervisors Alejo, Church, Askew, and Adams

NOES: None

ABSENT: Lopez

(Government Code 54953)

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting October 3, 2023.

Dated: October 5, 2023

File ID: 23-751

Agenda Item No.: 29

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

Vicente Ramirez, Deputy

*Before the Board of Supervisors
County of Monterey, State of California*

RESOLUTION NO. 23-391

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTEREY, STATE OF CALIFORNIA, APPROVING THE PROPOSED RESOLUTION OF INTENTION AND BOUNDARY MAP UNDER SECTION 10104 OF THE STREETS AND HIGHWAYS CODE OF CALIFORNIA IN AND FOR THE CARMEL AREA WASTEWATER DISTRICT ASSESSMENT DISTRICT NO. 23-01 (CORONA ROAD AREA SANITARY SEWER SYSTEM PROJECT)

WHEREAS, the Carmel Area Wastewater District (the "District"), a sanitary district duly organized and operating in the County of Monterey, is beginning special assessment proceedings under the Municipal Improvement Act of 1913 (Division 12 of the Streets and Highways Code of California) (the "Act"), in and for the District's proposed Assessment District No. 23-01 (Corona Road Area Sanitary Sewer System Project) (the "Assessment District") for the construction and acquisition of wastewater system improvements consisting generally of a new sanitary sewer collection system and associated sanitary sewer improvements; and

WHEREAS, under Section 10104 of the Act, the District must obtain certain approvals from this Board of Supervisors as a condition to undertaking proceedings for the Assessment District; and

WHEREAS, the Secretary of the District previously filed with the Clerk of this Board of Supervisors a certified copy of a resolution of the Board of Directors of the District (the "District Request Resolution") requesting this Board of Supervisors to approve the proposed Resolution of Intention to Make Acquisitions and Improvements (the "Resolution of Intention") and Map of Proposed Boundaries of the Assessment District (the "Boundary Map") to be used by the District in its proceedings for the Assessment District, together with copies of the District's proposed Resolution of Intention and Boundary Map; and

WHEREAS, this Board approved the Resolution of Intention and Boundary Map pursuant to Resolution No. 23-309, adopted by this Board on August 22, 2023; and

WHEREAS, the District has notified the County that the Boundary Map has subsequently been changed to add one additional parcel to the proposed boundaries of the Assessment District, and accordingly, has requested that this Board reapprove the proposed Resolution of Intention and a revised Boundary Map (the "Revised Boundary Map") for the Assessment District; and

WHEREAS, accordingly, the Secretary of the District has filed with the Clerk of this Board of Supervisors the Revised Boundary Map adding the additional parcel, together with copies of the District Request Resolution and proposed Resolution of Intention; and

WHEREAS, the public interest, convenience and necessity will be served by the wastewater system improvements to be financed by the Assessment District;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTEREY AS FOLLOWS:

Section 1. The forms of proposed Resolution of Intention and Revised Boundary Map for the Assessment District submitted by the District to this Board of Supervisors are hereby approved;

Section 2. This Board hereby rescinds Resolution No. 23-309;

Section 3. The approvals granted herein shall not subject this County to any liability for the costs of the proposed wastewater system improvements, the assessments to be levied on the property within the Assessment District, or any of the bonds or other evidences of indebtedness to be issued by the District for the Assessment District; and

Section 4. The Clerk of this Board is directed to file a certified copy of this Resolution with the Secretary of the District as soon as possible.

PASSED AND ADOPTED on this 3rd day of October 2023, by roll call vote:

AYES: Supervisors Alejo, Church, Askew, and Adams

NOES: None

ABSENT: Supervisor Lopez

(Government Code 54953)

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting October 3, 2023.

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