

RESOLUTION NO. 2016-347

**A RESOLUTION OF THE BOARD OF SOUTH SAN LUIS OBISPO COUNTY
SANITATION DISTRICT APPROVING THE REPORT OF WASTEWATER SERVICES
AND FACILITIES CHARGES AND DELINQUENT CHARGES, AND DIRECTING THE
FILING OF CHARGES AND DELINQUENT CHARGES FROM THE COMMUNITY OF
OCEANO FOR COLLECTION BY THE COUNTY TAX COLLECTOR PURSUANT TO
HEALTH & SAFETY CODE §§5470 ET SEQ.**

WHEREAS, on November 29, 2006, pursuant to Health & Safety Code §5471, the District adopted Ordinance No. 2006-01, setting charges for wastewater services and facilities; and

WHEREAS, on March 2, 2016 and also pursuant to Health & Safety Code §5471, the District adopted Ordinance No. 2016-001, increasing charges for wastewater services and facilities; and

WHEREAS, Health & Safety Code §5473 authorizes the District, by resolution adopted by at least 2/3 of its members, to provide for collection of wastewater services and facilities charges annually on the property tax roll; and

WHEREAS, Health & Safety Code §5473a separately authorizes the District to collect delinquent charges on the property tax roll; and

WHEREAS, on May 4, 2016, the District Board directed staff to proceed with collecting charges and delinquent charges on the property tax roll for the community of Oceano, pursuant to Health & Safety Code §5473.4; and

WHEREAS, the District has caused to be prepared a written report (the "Report") containing a description of each parcel of real property subject to the wastewater services and facilities charge and the amount of that charge for each such parcel for Fiscal Year 2016/17, computed in conformity with Ordinance No. 2016-001, which report is filed with the District at its District office, available for public inspection, and incorporated herein by reference; and

WHEREAS, the Report contains a separate section describing each parcel of real property subject to and delinquent in paying the wastewater services and facilities charge, and the amount of that delinquency; and

WHEREAS, on May 18, 2016, the District caused notice of a public hearing concerning the report and the District's intention to collect charges and delinquent charges on the property tax roll to be mailed the address of record for each Oceano parcel of property and customer; and

WHEREAS, on June 1, 2016, following the publication of notice as required by law, the District Board held a full and fair public hearing with respect to the Report, and at such hearing the Board heard and considered all protests and objections to the Report; and

WHEREAS, the District Board desires to approve the Report and to submit the wastewater services and facilities charges, and the delinquent charges, described therein to the San Luis Obispo County Tax Collector for collection on the Fiscal Year 2016/17 tax roll.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of South San Luis Obispo County Sanitation District:

1. The Board hereby overrules all protests and objections to the Report on the wastewater services and facilities charges and confirms and approves the Report and each wastewater services and facilities charge as submitted; and
2. The Board hereby overrules all protests and objections to the Report on the delinquent wastewater services and facilities charges and confirms and approves the Report and each delinquent wastewater services and facilities charge as submitted; and
3. District Staff is instructed and authorized to transmit the Report to the San Luis Obispo County Tax Collector and to file the necessary documents with the Tax Collector that the wastewater services and facilities charges, and the delinquent charges, set forth in the Report will be included on the San Luis Obispo County Tax Roll for Fiscal Year 2016/17.

PASSED AND ADOPTED at a regular meeting of the South San Luis Obispo County Sanitation District held June 1, 2016.



BOARD CHAIR

ATTEST:



DISTRICT SECRETARY

APPROVED AS TO FORM: ..

BY: 

DISTRICT COUNSEL

CONTENTS:

BY: 

DISTRICT ADMINISTRATOR

I HEREBY CERTIFY that the foregoing is a true and correct copy of a resolution passed and adopted by the Board of Directors of South San Luis Obispo County Sanitation District at a meeting thereof on the 1st day of June, 2016, by the following vote:

AYES: Shoals, Lucey, Hill

NOES: 0

ABSENT: 0

ABSTAIN: 0


BOARD CHAIR

Attest:

