

RESOLUTION NO. 4-91 

A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT
REQUESTING THE SISKIYOU COUNTY CLERK TO PLACE BEFORE THE VOTERS
A SPECIAL TAX LEVY MEASURE FOR FIRE PROTECTION
AND EMERGENCY SERVICES

WHEREAS, the Board of Directors has adopted ORDINANCE 1-91 establishing a tax for fire protection and emergency services; and

WHEREAS, the measure must be approved by the voters of the District; and

WHEREAS, the District is authorized by law to conduct the election by mailed ballot;

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

The Siskiyou County Clerk is hereby requested to conduct a District election by mailed ballot, pursuant to Elections Code section 23511.1, on August 16, 1991, or as soon thereafter as the County Clerk can conduct the same in conformance with applicable laws, and to include on the ballot a measure in the words and figures as follows:

SHALL THE LAKE SHASTINA COMMUNITY SERVICES DISTRICT LEVY A SPECIAL TAX FOR FIRE PROTECTION AND EMERGENCY SERVICES, TO BE EFFECTIVE UPON APPROVAL OF THE VOTERS, IN THE AMOUNTS AND ON THE TERMS AND CONDITIONS SET FORTH BELOW?

- 1) IMPROVED RESIDENTIAL AND NON-RESIDENTIAL PARCELS, EXCEPT AS SET FORTH BELOW, \$40.00 PER YEAR.
- 2) UNIMPROVED RESIDENTIAL AND NON-RESIDENTIAL PARCELS, EXCEPT AS SET FORTH BELOW, \$25.00 PER YEAR.
- 3) THE FOLLOWING ARE EXEMPT FROM THIS TAX: ANY ROAD, GREENBELT, OR ANY PROPERTY BELONGING TO ANY COUNTY, STATE, OR FEDERAL GOVERNMENT AGENCY.
- 4) FOR THE PURPOSES OF THIS MEASURE THE FOLLOWING DEFINITIONS SHALL APPLY:
 - A) "YEAR" MEANS THE FISCAL YEAR;
 - B) "IMPROVED" PARCEL MEANS ANY PARCEL OF REAL PROPERTY WITH CONSTRUCTION OF A VALUE OF \$1,000.00 OR MORE; "UNIMPROVED" PARCELS ARE ALL OTHER PARCELS;
 - C) "PARCEL" MEANS A PARCEL OF REAL PROPERTY HAVING A SEPARATE ASSESSOR'S PARCEL NUMBER, AS SHOWN ON THE SECURED TAX ROLLS OF THE COUNTY OF SISKIYOU.

5) UPON THE ADOPTION OF THIS TAX, ALL DISTRICT ORDINANCES FOR FEES, ASSESSMENTS, AND OTHER CHARGES PREVIOUSLY LEVIED OR APPROVED BY THE DISTRICT FOR FIRE PROTECTION AND EMERGENCY SERVICES, EXCEPT THOSE FOR THE 1991-92 FISCAL YEAR, ARE HEREBY RESCINDED, PROVIDED HOWEVER, THAT THE THEN CURRENT OUTSTANDING INDEBTEDNESS FOR SAME SHALL NOT BE DEEMED FORGIVEN. IF THE TAX ADOPTED BY THIS MEASURE IS AT ANY TIME FOUND TO BE INVALID, THE RESCISSION OF PREVIOUS FEE ORDINANCES, ETC., SHALL BE NULL AND VOID, AND THEY SHALL THEREUPON BE REINSTATED.

6) THE BOARD RECOGNIZES THAT BECAUSE OF SPECIAL CIRCUMSTANCES APPLICABLE TO PARTICULAR PROPERTIES, INCLUDING BUT NOT LIMITED TO SIZE, SHAPE, TOPOGRAPHY, LOCATION, SURROUNDINGS, AND INCOMBUSTIBILITY OF IMPROVEMENTS, VARIANCES FROM THE STRICT APPLICATION OF THE PROVISIONS OF THIS MEASURE MAY BE EQUITABLE AND APPROPRIATE. ANY PROPERTY OWNER MAY APPLY, IN WRITING, TO THE DISTRICT BOARD FOR A VARIANCE BASED ON SUCH CIRCUMSTANCES. THE DISTRICT BOARD IS HEREBY AUTHORIZED TO ADOPT RULES AND REGULATIONS, AND INCLUDING TIME LIMITS ON THE FILING OF APPLICATIONS FOR RELIEF, TO IMPLEMENT THIS SECTION. THE DECISION OF THE DISTRICT BOARD OF DIRECTORS IN REGARD TO SUCH APPLICATIONS FOR RELIEF SHALL BE FINAL.

7) THIS TAX SHALL BECOME EFFECTIVE IMMEDIATELY UPON APPROVAL BY THE VOTERS. DURING THE 1991-92 FISCAL YEAR, A PRORATED AMOUNT OF THIS TAX SHALL BE LEVIED FROM OCTOBER 1, 1991, OR THE EFFECTIVE DATE OF THE MEASURE, WHICHEVER IS LATER.

Yes _____ No _____

(Requires approval by 2/3 of votes cast.)

I hereby certify that the forgoing is a full, true and correct copy of Resolution 4-91 duly passed and adopted by the Board of Directors of the Lake Shastina Community Services District, Siskiyou County, California, at a meeting thereof duly held on the 11th day of June, 1991, by the following vote:

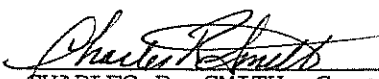
AYES: and in favor thereof, Directors Britt, Johns, Lewis, Trager, and Wallace

NOES: None
ABSENT: None
ABSTAIN: None



DONALD WALLACE, CSD President

ATTEST:



CHARLES R. SMITH, General Manager

Director Trager moved and was duly seconded by Director Johns that Hall's Engineering be hired for this job, but that they are to include in their final design due consideration for the need to have scouring velocities. Upon vote, motion carried unanimously.

Discussion was held as to the necessity of appointing an acting Sewer Commissioner during Al Millett's illness. Director Johns volunteered to address any problems that may arise and act as coordinator during the commissioner's absence.

DFW asked the Board's concurrence that the letter concerning the rerouting of drainage at the Spearpoint townhouses be sent to SOA President, Carl Larson, by reference, incorporated herein. By consensus, the Board approved the sending of the letter.

B. SECOND READING OF ORDINANCE 1-91 ESTABLISHING A SPECIAL TAX TO BE LEVIED FOR FIRE PROTECTION AND EMERGENCY SERVICES. President Wallace conducted second reading of Ordinance 1-91. Director Britt moved and duly seconded by Director Johns to approve Ordinance 1-91. Upon roll call vote, AYES: Britt, Johns, Wallace, Lewis, and Trager; motion carried unanimously.

C. REVISED 5/21/91 RESOLUTION 4-91 REQUESTING THE SISKIYOU COUNTY CLERK TO CONDUCT A DISTRICT ELECTION BY MAILED BALLOT FOR A SPECIAL TAX LEVY MEASURE FOR FIRE PROTECTION AND EMERGENCY SERVICES. President Wallace read Resolution 4-91 into the minutes. Director Johns moved to accept the Revised 5/21/91 Resolution 4-91 after the following modifications: in Paragraph 1, "an ordinance" be changed to "Ordinance 1-91" and in Paragraphs 4, 5, and 6 of the Whereas's, the word "ordinance" be changed to "measure". Seconded by Director Trager and, upon roll call vote, AYES: Britt, Johns, Wallace, Lewis, and Trager; motion carried unanimously.

D. SECOND READING OF ORDINANCE 2-91 ESTABLISHING A SPECIAL TAX FOR POLICE PROTECTION SERVICES. President Wallace read Ordinance 2-91 into the minutes. Director Trager moved and duly seconded by Director Britt to approve Ordinance 2-91 as read. Upon roll call vote, AYES: Britt, Johns, Wallace, Lewis and Trager; motion carried unanimously.

E. REVISED RESOLUTION 5-91 REQUESTING THE SISKIYOU COUNTY CLERK TO CONDUCT A DISTRICT ELECTION BY MAILED BALLOT FOR A SPECIAL TAX LEVY MEASURE FOR POLICE SERVICES. President Wallace read revised Resolution 5-91 into the minutes. Director Britt moved and was duly seconded by Director Trager to approve Resolution 5-91 dated 5/21/91 as read. Upon roll call vote, AYES: Britt, Johns, Wallace, Lewis, and Trager; motion carried unanimously.

Upon acceptance of resolutions and ordinances by the Board, Director Britt moved and was duly seconded by Director Johns to authorize the President of the Board to sign said documents. Upon vote, motion carried unanimously.