

Attachment 1

RESOLUTION 24-XXX (B)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES INITIATING PROCEEDINGS FOR THE ANNUAL LEVY OF ASSESSMENTS FOR DRAINAGE MAINTENANCE DISTRICT NO. 2008-1 FOR FISCAL YEAR 2024/25

WHEREAS, the City Council pursuant to the provisions of the *Benefit Assessment Act of 1982, Chapter 6.4 of the California Government Code, beginning with Section 54703* (hereafter referred to as the "1982 Act") formed an assessment district to be designated as Drainage Maintenance District No. 2008-1 (hereafter referred to as the "District"), for the purpose of funding the ongoing operation, maintenance and servicing of the drainage improvements (creek area) within and adjacent to the District and to levy and collect annual assessments related thereto; and

WHEREAS, the 1982 Act provides for the formation of such an assessment district pursuant to *Article 3 Section 54710*, and provides for the levy and collection of assessments by the County of San Luis Obispo on behalf to the City of El Paso de Robles pursuant to *Article 4 Section 54718*; and

WHEREAS, servicing the drainage improvements benefits the properties within the District and is required for the development of such properties to their full and best use; and

WHEREAS, the territory within Drainage Maintenance District No. 2008-1 consists of lots and parcels of land located in the planned residential development known as PR03-0338; and

WHEREAS, the District improvements include the ongoing operation, administration, maintenance and servicing of the drainage improvements authorized pursuant to the 1982 Act that were installed as part of property development and associated with the District; and

WHEREAS, District improvements may include, but are not limited to all materials, equipment, labor, and incidental expenses deemed necessary to keep these improvements in satisfactory condition as well as the collection of assessments for the periodic service activities, repair, or refurbishments of the improvements; and

WHEREAS, Willdan Financial Services, as the Engineer of Work, assists with the administration of the District, the establishment of annual assessments, and preparation and filing of an Engineer's Report with the City Clerk in accordance with the 1982 Act; and in accordance with the requirements of the California Constitution, Articles XIIC and XIID.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. All of the above recitals are true and correct and incorporated herein by reference.

Section 2. The City Council hereby orders Willdan Financial Services to prepare and file an Engineer's Annual Levy Report concerning the levy of assessments for properties within the District as specified by *Article 4 Section 54716* of the 1982 Act.

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Section 3. The City Council finds the action is not a project under the California Environmental Quality Act pursuant to State Guidelines Section State CEQA Guidelines, §§ 15060, subd. (b)(2)-(3), 15378 because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect of the environment, and the action has no potential to result in either a direct, or reasonably foreseeable indirect, physical change in the environment.

APPROVED this 7th day of May 2024, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

John R. Hamon, Jr., Mayor

ATTEST:

Melissa Boyer, City Clerk