

RESOLUTION NO. 17

PRESCRIBING CONDITIONS FOR INCLUSION OF TERRITORY
AND PROVIDING FOR HEARING THEREON

ANNEXATION NO. 1955-1

RESOLVED, by the Board of Directors of the Sunnyslope County Water District, San Benito County, California, that

WHEREAS, a petition signed and acknowledged by all of the holders of title, or evidence of title, to the lands described therein as shown on the last equalized assessment roll of the County of San Benito, together with a particular description of the land proposed to be annexed, was filed with the Secretary of said District on the 12th day of January, 1956, which petition prayed that said lands be added to the District in accordance with the provisions of the County Water District Law;

WHEREAS, the Secretary of said District duly set a date for the hearing of said petition and caused a notice stating the purpose of the petition, describing the lands to be added and notifying all persons interested of the hearing thereon to be held on Thursday, February 9, 1956, at 7:30 o'clock P.M., at 530 San Benito Street, Hollister, California, to be duly given in accordance with the requirements of said law;

WHEREAS, the lands proposed to be annexed, as described in the petition, will be served by water mains and facilities heretofore constructed by the District, the cost of which has been partially defrayed by taxes heretofore levied against all taxable property lying within the District; and

WHEREAS, the inclusion of the lands, described in the petition, without condition would work an injury as to the lands already within the District;

NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED and ORDERED, as follows:

1. The public convenience and necessity requires the establishment of conditions upon the inclusion of the territory described in the petition for the annexation designated Annexation No. 1955-1 in order to avoid the working of injury as to the lands already within the District, as follows:

(a) The Board of Directors of the District may establish and collect charges on each of the lands proposed to be included in an amount which equals the amount which would have been chargeable as District taxes against said lands had they been on the District tax roll for the fiscal year 1955-1956, together with a similar amount in lieu of taxes which may hereafter be fixed by the District for the fiscal year 1956-1957, and together with a pro rata share of the cost of the proceedings for the annexation of said territory to the District; or

(b) The District may provide for the payment of special taxes within the area proposed to be included in the District until the amounts, as determined pursuant to Section 1, subdivision (a) hereof, have been levied in full.

2. The hearing on the proposed inclusion of territory, as described in the petition, heretofore fixed for Thursday, February 9, 1956, is hereby adjourned to Thursday, the 15th day of March, 1956, at 7³⁰ o'clock P.M., at 530 San Benito Street, Hollister, California, at which time all persons owning property within the territory proposed to be included in the District, shall have an opportunity to submit signed and acknowledged objections to the inclusion of their land subject to the conditions herein stated.

3. If at or prior to the adjourned hearing herein fixed written objections to the inclusion of the land subject to the conditions herein stated, signed and acknowledged by a majority in number of the holders of title to the lands proposed to be

included in the District and representing the majority in acreage of the land proposed to be included, are not filed with the Secretary of the District, the Board of Directors of the District may by ordinance declare that the land proposed to be annexed shall be included in the District subject to the conditions prescribed herein.

* * * * *

I hereby certify that the foregoing resolution was duly and regularly adopted and passed at a regular meeting of the Board of Directors of the Sunnyslope County Water District, San Benito County, California, on the 9th day of February, 1956, by the following vote:

AYES, and in favor thereof, Directors:

Bengard, Blakeway, Jones, ~~Loofbourrow~~, Renz

NOES, Directors: None

ABSENT, Directors: ~~None~~ Jones, Loofbourrow

Frank G. Heiner
Secretary of the Sunnyslope County
Water District

APPROVED:

Robert A. Renz
President