



CSA 114
12/1/91
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Resolution No. 91-108

**RESOLUTION ORDERING EXPANSION OF POWERS FOR
COUNTY SERVICE AREA 114, COUNTY OF BUTTE**

WHEREAS, heretofore on the 25th day of June, 1991, the Board of Supervisors of the County of Butte, State of California, adopted and passed a resolution of intention to expand the powers of County Service Area 114 (County of Butte); and

WHEREAS, said resolution fixed the 20th day of August, 1991, at 10:15 a.m. of said day in the Board of Supervisors' Room of the County Administration Building in the City of Oroville, State of California, as the time and place for the public hearing on the expansion of such powers; and

WHEREAS, said Board at said time and place proceeded to hear arguments both for and against the expansion of powers for said area; and

WHEREAS, written protests of 50 percent or more of the registered voters residing within said area or the owners of one-half or more of the value of the land and improvements in the area were not received in accordance with sections 25210.34 and 25210.34(a) of the Government Code against the expansion of powers.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Butte, State of California, as follows:

1. Said Board hereby finds and determines that the proceedings herein were conducted pursuant to Section 25210.30 et seq. of the Government Code and that publication and notices were given pursuant to law; said Board further finds and determines that the services described in the resolution of intention are extended county services.

2. The Board hereby determines to expand the powers of said county service area as specified below.

3. The boundaries of said county service area are as previously determined and established and are as shown on Exhibit

A attached hereto and incorporated herein by reference and made a part hereof.

4. The short form designation of these proceedings is: 91-38 - Expansion of Powers for County Service Area No. 114 - Chico Urban Area Nitrates (County of Butte).

5. The types of extended county services to be provided within said area in addition to those authorized by Resolution No. 88-194 adopted by the Board of Supervisors on December 20, 1988, are: sewer service, drainage control and road maintenance, limited to the preparation of detailed engineering studies dealing with the design of wastewater and storm water collection, transportation, disposal and drainage facilities and structures to protect the quality of groundwater in the area.

6. In accordance with the provisions of Government Code Section 25210.77a and Butte County Code Sections 21.85 through 21.90, and following a public hearing thereon, a per-parcel service charge shall be levied against all the parcels within County Service Area No. 114. Each parcel shall be assessed an individual service charge based upon benefit. Said charge shall appear as a separate item on the tax bill and shall be collected at the same time and in the same manner as ordinary county ad valorem taxes are collected and shall be subject to the same penalties and the same procedure and sale in the case of delinquency as provided for such taxes. All laws applicable to the levy, collection and enforcement of county ad valorem taxes shall be applicable to such charge, except that if for the first year such charge is levied the real property to which such charge relates has been transferred or conveyed to a bona fide purchaser for value, or if a lien of a bona fide encumberer for value has been created and attaches thereon, prior to the date on which the first installment of said taxes would become delinquent, then the charge confirmed pursuant to this resolution shall not result in a lien against said real property but instead shall be transferred to the unsecured roll for collection.

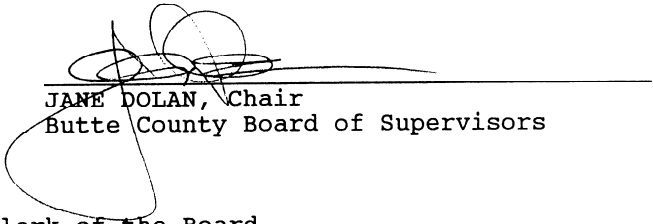
PASSED AND ADOPTED by the Board of Supervisors of the County
of Butte, State of California, on the 17th day of September, 1991,
by the following vote:

AYES: Supervisors McInturf, Houx, McLaughlin, Fulton and Chair Dolan

NOES: None

ABSENT: None

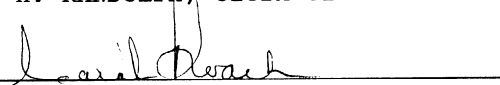
NOT VOTING: None



JANE DOLAN, Chair
Butte County Board of Supervisors

ATTEST:

WILLIAM H. RANDOLPH, Clerk of the Board

By: _____