

**RESOLUTION NO. 2009-6-1**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF  
THE SALTON COMMUNITY SERVICES DISTRICT ADOPTING THE  
REPORT OF THE ANNUAL SEWER STANDBY CHARGE AND  
DIRECTING THE SECRETARY OF THE DISTRICT TO FILE SAID REPORT  
WITH THE IMPERIAL COUNTY AUDITOR AND REQUEST THE AUDITOR  
PLACE THE FISCAL YEAR 2009-2010 SEWER STANDBY CHARGE  
ON THE TAX ROLL**

WHEREAS, on December 10, 1991, the Salton Community Services District (the "District") adopted a sewer standby charge (the "Standby Charge") pursuant to California Health and Safety Code section 5471; and

WHEREAS, the Standby Charge was imposed on all properties within the District at a rate of \$21.00 per month; and

WHEREAS, on July 15, 2008 the District adopted Ordinance Number 2008-03 and determined to continue to impose the Standby Charge on all properties located within the District at a rate of \$21.00 per month in accordance with California Health and Safety Code section 5471; and

WHEREAS, a written report (the "Report"), a copy of which is attached hereto and by this reference incorporated herein, has been filed with the Secretary of the District describing each parcel of real property subject to the Standby Charge and amount of the Standby Charge to be imposed thereon for Fiscal Year 2009-2010; and

WHEREAS, the Secretary of the District has caused notice of the filing of the Report to be published and has given notice of the hearing to consider such Report all in accordance with California Health and Safety Code section 5473.1; and

WHEREAS, the Board of Directors has heard and considered all objections and protests to the Report and has determined and hereby finds that protests have not been made by the owners of a majority of the separate parcels or property described in the Report; and

WHEREAS, the District has determined to adopt the Report and collect the Standby Charge on the tax roll, which Standby Charge shall constitute a lien against the parcel or parcels of land described in the Report in accordance with California Health and Safety Code sections 5473 *et seq.*;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE SALTON COMMUNITY SERVICES DISTRICT AS FOLLOWS:

Section 1. The Board of Directors hereby finds and determines that the Recitals are true and correct and are incorporated herein.

Section 2. The Board of Directors of the District hereby adopts the Report. On or before the 10<sup>th</sup> day of August, 2009, the Secretary is hereby directed to file a copy of the

Report with the Imperial County Auditor, together with a statement endorsed thereon over his/her signature that the Report has been adopted by the Board of Directors and shall request that the Standby Charges be collected on the tax bills for the taxable parcels in the District identified in the Report and such Standby Charges shall be collected at the same time and in the same manner and by the same persons as, together with and not separately from, the general taxes for the District, and shall be delinquent at the same time and thereafter be subject to the same delinquency penalties to be levied on and collected from the owners of said parcels.

PASSED AND ADOPTED BY the Board of Directors of the Salton Community Services District, Salton City, California, held on the 16<sup>th</sup> day of June, 2009, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Dr. Jerry Medders, President

ATTEST:

Rosa Reagles  
Rosa Reagles, Secretary of the Board of Directors

**NOTICE OF PUBLIC HEARING OF THE BOARD OF DIRECTORS OF THE SALTON COMMUNITY SERVICES DISTRICT IN CONNECTION WITH THE FILING OF A REPORT WITH THE BOARD OF DIRECTORS OF THE SALTON COMMUNITY SERVICES DISTRICT AND THE CONSIDERATION BY THE BOARD OF DIRECTORS OF THE ADOPTION OF THE REPORT REGARDING THE ANNUAL SEWER STANDBY CHARGE AND DIRECTING THE SECRETARY OF THE DISTRICT TO FILE SAID REPORT WITH THE IMPERIAL COUNTY AUDITOR AND REQUEST THE AUDITOR PLACE THE FISCAL YEAR 2009-2010 SEWER STANDBY CHARGE ON THE TAX ROLL**

NOTICE IS HEREBY GIVEN THAT THE GENERAL MANAGER OF THE SALTON COMMUNITY SERVICES DISTRICT HAS FILED WITH THE BOARD OF DIRECTORS OF THE DISTRICT A REPORT THAT DESCRIBES THE AMOUNT OF THE DISTRICT'S SEWER STANDBY CHARGE (THE "CHARGE") AND THE DELINQUENCIES DUE AND OWING, IF ANY, FOR SUCH CHARGE FOR EACH AFFECTED PARCEL OF REAL PROPERTY WITHIN THE DISTRICT. A PUBLIC HEARING HAS BEEN SCHEDULED FOR JUNE 16, 2009, AT THE HOUR OF 7:00 O'CLOCK P.M., IN THE REGULAR MEETING PLACE OF THE LEGISLATIVE BODY, BEING THE SALTON COMMUNITY SERVICES DISTRICT OFFICES, LOCATED AT 2098 FRONTAGE ROAD, SALTON CITY, CALIFORNIA, AT WHICH TIME THE BOARD OF DIRECTORS WILL HEAR AND CONSIDER ALL EVIDENCE, TESTIMONY, OBJECTIONS, OR PROTESTS BY ALL INTERESTED PERSONS, PROPERTY OWNERS, VOTERS AND TAXPAYERS, TO THE WRITTEN REPORT OF THE ANNUAL SALTON COMMUNITY SERVICES DISTRICT SEWER STANDBY CHARGE, AND CONSIDER (i) ADOPTING THE REPORT; (ii) DIRECTING THE SECRETARY OF THE DISTRICT TO FILE SAID REPORT WITH THE IMPERIAL COUNTY AUDITOR; AND (iii) REQUEST THE AUDITOR PLACE THE FISCAL YEAR 2009-2010 SEWER STANDBY CHARGE ON THE TAX ROLL.