

**RESOLUTION NO. 2009-7-1**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF  
THE SALTON COMMUNITY SERVICES DISTRICT ADOPTING THE  
REPORT OF THE ANNUAL SEWER MAINTENANCE 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 MAINTENANCE  
STANDBY CHARGE ON THE TAX ROLL**

WHEREAS, on April 21, 2009, the Salton Community Services District (the "District") adopted a Sewer Maintenance Standby Charge (the "Standby Charge") pursuant to California Health and Safety Code section 5471; and

WHEREAS, the Standby Charge was imposed on certain properties within the District at a rate of \$10.00 per year; 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 proposing to have such charges for the forthcoming fiscal year collected on the tax roll and of the time and the date of hearing to consider such Report (i) to be mailed to each property owner subject to Standby Charge, and (ii) to be published in the newspaper, 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 \_\_\_\_\_ day of \_\_\_\_\_, 2009, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Dr. Jerry Medders, President

ATTEST:

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Rosa Reagles, Secretary of the Board of Directors