

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO ESTABLISHING SAN DIEGO COUNTYWIDE PERMANENT ROAD DIVISION NO. 1000, ZONE NO. 1017 – KALBAUGH/HALEY/TOUB STREETS

WHEREAS, pursuant to Streets and Highways Code Section 1162.6, the Board of Supervisors on February 9, 2000, adopted its Resolution Establishing the San Diego County Permanent Road Division No. 1000; ("Division") and whereas the Division includes the entire unincorporated area of the County; and

WHEREAS, the Board of Supervisors may establish zones within the Division for specific road projects with differing special taxes or parcel charges; and

WHEREAS, on April 7, 2020 the Board adopted its Resolution of Intention of the Board of Supervisors of the County of San Diego to form Permanent Road Division Zone No. 1017 – Kalbaugh/Haley/Toub Streets within the San Diego Countywide Permanent Road Division, pursuant to provisions of Permanent Road Division Law (Streets and Highways Code Section 1160 through 1197), to provide services herein described within the hereinafter described unincorporated territory, and ordered a public hearing on the establishment of said proposed Permanent Road Division Zone be held in the Chamber of the Board on June 2, 2020, at 9 a.m.; and

WHEREAS, the proposed Permanent Road Division Zone ("Zone") constitutes a "district" within the meaning of Article XIID of the State Constitution; and

WHEREAS, the Board of Supervisors intends to levy parcel charges within the Zone as authorized by Streets and Highways Code Section 1179.5 which charges constitute assessments within the meaning of Article XIID; and

WHEREAS, notice of said hearing was given, as required by law in accordance with Article XIID of the State Constitution and Government Code Section 53753; and

WHEREAS, a majority protest in accordance with Article XIID and Government Code Section 53753 was not received at the conclusion of the hearing; and

WHEREAS, in the judgment of the Board it is advisable to establish the proposed Zone; NOW THEREFORE

IT IS RESOLVED, ORDERED AND DETERMINED as follows:

1. Services described in said Resolution of Intention, as hereinafter set forth, are annual, one-time grading operations. Additional road maintenance and improvements may be performed when funds are available and as authorized by the Permanent Road Division Zone road committee. Any road maintenance or

improvements that cannot be funded by the assessment remain the responsibility of property owners.

2. A majority protest against establishment of the Zone and proposed assessments within the meaning of Article XIID, Section 4 of the State Constitution and Government Code Section 53753 does not exist.

3. All protests made orally or in writing against establishment of the Zone, amount of or allocation of assessments or furnishing of specified services are denied.

4. The Board determined the project was categorically exempt from the California Environmental Quality Act (CEQA) according to Section 15301 of the State CEQA Guidelines.

5. Proceedings for formation of said proposed Zone within the San Diego Countywide Permanent Road Division No. 1000 are valid and in conformity with requirements of the aforementioned Permanent Road Division Law, Article XIID, Section 4 of the State Constitution, and California Government Code Section 53753.

6. The following described territory in Attachment A is declared established as a Zone and shall be designated San Diego Countywide Permanent Road Division No. 1000, Zone No. 1017 – Kalbaugh/Haley/Toub Streets pursuant to Streets and Highways Code Section 1162.6.

APPROVED AS TO FORM AND LEGALITY

Thomas L. Bosworth, Sr. Deputy

Resolution No: 20-064
Meeting Date: 06/02/2020 (09)

ON MOTION of Supervisor Jacob, seconded by Supervisor Desmond, the above Resolution was passed and adopted by the Board of Supervisors, County of San Diego, State of California, on this 2nd day of June 2020, by the following vote:

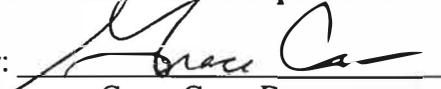
AYES: Cox, Jacob, Gaspar, Fletcher, Desmond

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STATE OF CALIFORNIA)
County of San Diego)SS

I hereby certify that the foregoing is a full, true and correct copy of the Original Resolution entered in the Minutes of the Board of Supervisors.

ANDREW POTTER
Clerk of the Board of Supervisors

By: 
Grace Caro, Deputy



Resolution No. 20-064
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