



## RESOLUTION NO. XXX-2023

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

### **RESOLUTION CONFIRMING THE ANNUAL WRITTEN REPORT FOR PREVIOUSLY ESTABLISHED BENEFIT ASSESSMENTS/SERVICE CHARGES FOR THE 2023/2024 FISCAL YEAR FOR ZONES OF BENEFIT WITHIN COUNTY SERVICE AREA NO. 9**

**WHEREAS**, the Board of Supervisors of the County of El Dorado formed County Service Area (CSA) No. 9 pursuant to Title 3, Division 2., Part 2, Chapter 2.2 of the California Government Code and established zones of benefit within CSA No. 9; and

**WHEREAS**, prior to July 1, 1997, the Board of Supervisors of the County, acting as the governing board of CSA No. 9, previously fixed benefit assessments/service charges pursuant to former Government Code § 25210.77a, given continuing effect through Government Code § 25210.3(d), to provide for extended road improvement and maintenance services, drainage facility improvement and maintenance services, street lighting, landscape maintenance, and/or wetland-related services within CSA No. 9 zones; and

**WHEREAS**, the extended services provided within CSA No. 9 zones are authorized services pursuant to Government Code § 25213; and

**WHEREAS**, former Government Code § 25210.77a authorizes the governing board to adopt an ordinance for the collection of such charges on the tax roll in the same manner and at the same time as ad valorem real property taxes are collected within the zones; and

**WHEREAS**, the Board of Supervisors adopted Ordinance No. 3555, codified in County Ordinance Code Chapter 3.30, establishing a procedure for imposing and collecting the charges; and

**WHEREAS**, former Government Code § 25210.77a(a) and County Ordinance Code § 3.30.020 require preparation of an annual written report containing a description of each parcel of real property receiving the particular extended service and the amount of the charge for each parcel for such year; and

**WHEREAS**, a written report on the proposed benefit assessments/service charges for road improvement and maintenance services, drainage facility improvement and maintenance services, street lighting, landscape maintenance, and/or wetland-related services for each parcel receiving the services within CSA No. 9 zones of benefit for fiscal year 2023/2024 is on file with the clerk of the Board of Supervisors; and

**WHEREAS**, the total cost of the extended services to parcels within CSA No. 9 zones of benefit are apportioned in proportion to and are reasonably related to the estimated benefits to be received by each parcel; and

**WHEREAS**, the proposed benefit assessment/service charges described in the written report and summarized in Exhibit A are based on the same previously approved rates and methodology used in prior fiscal years, and are a continuation of preexisting benefit assessments in the same amounts with no increase over prior fiscal years; therefore the benefit assessments/service charges are exempt from the requirements of Proposition 218 pursuant to Section 5(a) of Article XIIIID of the California Constitution; and

**WHEREAS**, on June 20, 2023, as required by Government Code § 25210.77a(b) and County Ordinance Code § 3.30.030, the Board of Supervisors held a duly noticed public hearing to consider any objections or protests to the written report.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors that:

1. The written report on file with the Clerk of the Board of Supervisors describing the previously established benefit assessment/service charges for road improvement and maintenance services, drainage facility improvement and maintenance services, street lighting, landscape maintenance and/or wetland-related services within CSA No. 9 zones of benefit, as summarized in Exhibit A, is hereby approved and confirmed without change for the fiscal year 2023/2024.
2. The benefit assessment/service charges shall be distributed in accordance with the final budgets for the zones, as approved by the Board of Supervisors during County budget hearings and amendments thereto.
3. The benefit assessments/service charges levied and collected are apportioned according to the estimated benefit derived from the specific services provided to each parcel within each zone.
4. The benefit assessments/service charges are a continuation of the preexisting benefit assessments/service charges in the same amounts with no increase over prior fiscal years.
5. The benefit assessments/service charges as approved and confirmed shall appear as a separate item on the tax bill of each parcel and shall be levied and collected in the same manner as County ad valorem taxes are collected, as more specifically set forth and authorized by County Ordinance Code § 3.30.040 and subdivision (d) of former § 25210.77a of Government Code, as given continuing effect through subdivision (d) of § 25210.3 of Government Code.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the \_\_\_\_ day of \_\_\_\_\_, 20\_\_, by the following vote of said Board:

Attest:  
Kim Dawson  
Clerk of the Board of Supervisors

Ayes:  
Noes:  
Absent:

By: \_\_\_\_\_  
Clerk

\_\_\_\_\_ Chair, Board of Supervisors