



**RESOLUTION NO. 260-2009**

**OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO**

**EMERALD MEADOWS ZONE OF BENEFIT #98580 WITHIN COUNTY SERVICE AREA #9 - SETTING FOR MAILED BALLOT ELECTION A MEASURE TO ESTABLISH A SPECIAL TAX FOR THE PURPOSE OF PROVIDING FUNDING FOR DRAINAGE FACILITY MAINTENANCE, STREET LIGHTING AND LANDSCAPE MAINTENANCE AND WETLAND RELATED SERVICES.**

**WHEREAS**, the Board of Supervisors of the County of El Dorado has formed County Service Area #9 pursuant to Title 3, Division 2, Part 2, Chapter 2.2 of the California Government Code; and

**WHEREAS**, this Board formed Emerald Meadows Zone of Benefit #98580 on October 21, 1991 by Resolution 338-91 for the purpose of providing drainage facility maintenance, street lighting, and landscape maintenance, including a sound wall; and

**WHEREAS**, this Board on November 24, 1992 by Resolution 354-92 added to the purpose of Emerald Meadows Zone of Benefit wetland related services; and

**WHEREAS**, California Government Code §25215.2 expressly authorizes the levy of a special tax within a county service area zone of benefit to fund zone of benefit operations and activities, subject to voter approval; and

**WHEREAS**, the County Registrar of Voters has determined that one hundred ninety-seven registered voters reside within the Emerald Meadows Zone of Benefit boundaries; and

**WHEREAS**, pursuant to California State Law, the Board of Supervisors is required to place before the electorate the approval of the measure as shown on Exhibit A before the special tax can be levied; and

**WHEREAS**, such special tax shall take effect only if approved by a two-thirds majority of the voters casting a ballot in the special tax ballot proceeding; and

**WHEREAS**, the zone advisory committee has determined a special tax of \$267.00 per parcel is reasonable and sufficient to provide funding for drainage facility maintenance, street lighting, and landscape maintenance and wetland related services within the zone of benefit for fiscal year 2010/2011, and for each of the next four years; and

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**WHEREAS**, the zone advisory committee has further determined that a special tax of \$212 per parcel is reasonable and sufficient to provide drainage facility maintenance, street lighting, and landscape maintenance and wetland related services within the zone of benefit commencing in fiscal year 2015/2016, with annual adjustments thereafter tied to the annualized average Consumer Price Index (CPI-W) in the Sacramento Region for the previous fiscal year;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors hereby resolves and determines as follows:

1. The measure as shown on Exhibit A shall be submitted to the voters of the Emerald Meadows Zone of Benefit #98580 within County Service Area #9.
2. The El Dorado County Registrar of Voters shall submit the measure as shown on Exhibit A to the electorate in a mailed ballot election to be held on May 4, 2010.
3. The tax as shown on Exhibit A, if approved, shall appear as a separate item on the tax bill of each affected parcel and shall be collected at the same time and manner as County ad Valorem property taxes are collected as set forth in the applicable provisions of the Revenue and Taxation Code, and shall be subject to the same penalties and the same procedure and sale in case of delinquency as provided for such taxes. All laws applicable to the levy, collection and enforcement of county property taxes shall be applicable to such tax.
4. The special tax shown on Exhibit A shall take effect and be imposed only if it is approved by a two-thirds majority of the votes cast in the mailed ballot election to be conducted on May 4, 2010. Should the measure fail, the existing benefit assessment shall continue in full force and effect.

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**PASSED AND ADOPTED** by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the 10th day of December, 2009, by the following vote of said Board:

**Ayes:** Briggs, Santiago, Nutting, Sweeney,  
Knight

**Attest:**

Suzanne Allen de Sanchez  
Clerk of the Board of Supervisors

**Noes:** none  
**Absent:** none

By: *Athyn Tylea*  
Deputy Clerk

*Norma Santiago*  
Norma Santiago, Chair Board of Supervisors

**I CERTIFY THAT:**

THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

**DATE:** \_\_\_\_\_

**Attest:** Suzanne Allen de Sanchez, Clerk of the Board of Supervisors of the County of El Dorado, State of California.

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

**Exhibit A**

**SPECIAL TAX BALLOT MEASURE**

**COUNTY SERVICE AREA #9  
EMERALD MEADOWS ZONE OF BENEFIT #98580  
COUNTY OF EL DORADO, STATE OF CALIFORNIA**

“Shall an annual special tax of \$267.00 on each parcel of real property be levied within the Emerald Meadows Zone of Benefit commencing fiscal year 2010/2011, with adjustment to \$212.00 commencing fiscal year 2015/2016 with annual adjustments thereafter tied to the annualized average Consumer Price Index (CPI-W) in the Sacramento Region for the previous fiscal year, for drainage facility maintenance, street lighting, landscape maintenance and wetland related services, to replace the current benefit assessment?”