



Monterey County

Board Order

168 West Alisal Street,
1st Floor
Salinas, CA 93901
831.755.5066

Upon motion of Supervisor Parker, seconded by Supervisor Armenta and carried by those members present, the Board of Supervisors hereby:

Adopt Resolution No. 14-040 to resolve, determine and order a Zero Property Tax Transfer of County tax funds for the reorganization of the Moss Landing County Sanitation District into the Castroville Community Services District.

PASSED AND ADOPTED on this 4th day of February 2014, by the following vote, to wit:

AYES: Supervisors Armenta, Calcagno, Salinas, and Parker

NOES: None

ABSENT: Supervisor Potter

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 77 for the meeting on February 4, 2014.

Dated: February 24, 2014
File Number: RES 14-005

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By Denise Hancock
Deputy

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

Resolution No. 14-040

Adopt a Resolution to resolve,)
determine and order a Zero Property)
Tax Transfer of County tax funds for)
the reorganization of the Moss Landing)
County Sanitation District into the)
Castroville Community Services)
District.....)

WHEREAS, this resolution is made pursuant to the following findings:

WHEREAS, the Moss Landing County Sanitation District (MLCSD) is organized and operated to provide waste water collection services to the Moss Landing Community pursuant to California Health and Safety Code Sections 4700-4878.

WHEREAS, MLCSD currently provides wastewater collection services to the Moss Landing Community.

WHEREAS, Castroville Community Service District (CCSD) is a Community Services District which is organized and operated pursuant to Government Code Sections 61000 – 61226.5 to serve the Castroville Community.

WHEREAS, CCSD is willing to accept the transfer of all responsibility for the waste water collection services now provided by MLCSD, together with all assets currently held by MLCSD to provide those services, and to accept the allocation of property tax revenue received by MLCSD to CCSD in order to provide said services.

WHEREAS, California Revenue and Taxation Code Section 99 requires a county Board of Supervisors and special district to negotiate an appropriate tax transfer for all jurisdictional changes of organization occurring within a county which could affect the service responsibility of any special district.

WHEREAS, pursuant to Revenue and Taxation Code Section 99(b)(6), the Executive Officer of LAFCO shall not issue a Certificate of Filing (Government Code Section 56828) for a change of organization until an exchange of property tax revenue is negotiated and the County Board of Supervisors adopts a resolution regarding the property tax revenue exchange.

WHEREAS, the County of Monterey desires that no transfer of property tax received by the County of Monterey occurs as a result of the proposed consolidation of the MLCSD with the CCSD.

NOW, THEREFORE, the Board of Supervisors does hereby:

Resolve, determine and order a Zero Property Tax Transfer of County tax funds for the reorganization of the Moss Landing County Sanitation District into the Castroville Community Services District.

PASSED AND ADOPTED upon motion of Supervisor Parker, seconded by Supervisor Armenta and carried this 4th day of February 2014, by the following vote, to wit:

AYES: Supervisors Armenta, Calcagno, Salinas, and Parker
NOES: None
ABSENT: Supervisor Potter

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 77 for the meeting on February 4, 2014.

Dated: February 24, 2014
File Number: RES 14-005

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By 
Deputy