

Resolution No. 04-355

Resolution of application by the Monterey County Board)
of Supervisors to the Monterey County Local Agency)
Formation Commission for the dissolution of County S)
ervice Area No. 10 – Laguna Seca/Pasadera.....)

RECITALS:

WHEREAS, County Service Area 10 – Laguna Seca/Pasadera (CSA 10) was created in 1961 to provide wastewater collection and treatment services to residential and commercial properties within the boundaries of CSA 10; and

WHEREAS, wastewater treatment and collection facilities of CSA 10 were transferred and sold to California-American Water Company (Cal-Am) on April 1, 2003; and

WHEREAS, CSA 10 no longer provides any extended or miscellaneous extended services to its residents; and

WHEREAS, the Board of Supervisors of the County of Monterey desires to initiate proceedings for the dissolution of County Service Area 10 – Laguna Seca/Pasadera (CSA 10); and

WHEREAS, a proposal for dissolution may be made by the adoption of a resolution of application by the legislative body of the affected local agency.

NOW, THEREFORE, the Monterey County Board of Supervisors, acting on behalf of CSA 10, DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

1. This Resolution of Application is made pursuant to the provisions of the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Government Code sections 56000, et seq.).
2. State nature of the proposal and list all proposed changes of organization: Dissolution of CSA 10.
3. Set forth a description of the boundaries of affected territory accompanied by a map showing the boundaries: A map and description of the boundaries of the affected territory proposed to be dissolved are attached hereto as Exhibit A. CSA 10 is wholly located within unincorporated territory of the County of Monterey.
4. Set forth any proposed terms and conditions: After all obligations have been met, reserves and carryover funds of CSA 10 be distributed to non-delinquent parcel owners of record as of December 1, 2004 in proportion to the ratio of fees collected for each parcel

to total fees collected from all parcels for the period July 1, 1999 through March 31, 2003.

5. State the reason or reasons for the proposal: The only extended or miscellaneous extended service provided by CSA 10 was wastewater collection and treatment. Effective April 1, 2003, wastewater treatment and collection facilities of CSA 10 were transferred and sold to California-American Water Company (Cal-Am) and, since that date, all wastewater treatment and collection services previously provided by CSA 10 are now provided by Cal-Am. CSA 10 no longer provides any extended or miscellaneous extended services to its residents. Because CSA 10 no longer provides any extended or miscellaneous extended services to its residents and because the wastewater treatment and collection services previously provided by CSA 10 are now provided by Cal-Am, no plan for providing services within the affected territory is submitted with this Resolution of Application pursuant to Government Code section 56653.
6. The Monterey County Board of Supervisors acting for and on behalf of CSA 10 hereby requests that the Monterey County Local Agency Formation Commission authorize the dissolution of CSA 10 as set forth in this Resolution of Application pursuant to the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 (Part 1 [commencing with Section 56000] of Division 3 of Title 5 of the Government Code).
7. The Clerk to the Board of Supervisors is directed to transmit a copy of this Resolution of Application to the Executive Officer of Monterey County Local Agency Formation Commission.

PASSED AND ADOPTED this 26th day of October 2004, upon motion of Supervisor Armenta, seconded by Supervisor Potter, and carried by the following vote, to-wit:

AYES: Supervisors Armenta, Calcagno, Lindley, Johnsen, Potter

NOES: None

ABSENT: None

I, Sally R. Reed, 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 resolution of said Board of Supervisors duly made and entered in the minutes thereof at page 72 of Minute Book 72, on October 26, 2004.

Dated: November 8, 2004

Sally R. Reed, Clerk of the Board of Supervisors, County of Monterey,
State of California.

By Sally R. Reed
Deputy